

# Sessional Papers





1894.

(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

No. 1.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

WEDNESDAY, 5 SEPTEMBER, 1894.

No. 1.

## NAVIGATION ACTS AMENDMENT BILL.

Clauses 1 to 5 having been dealt with,—

Clause 6. The Secretary of the Marine Board shall in the month of January in every year prepare in the prescribed manner a list of persons registered as members of the Sydney Chamber of Commerce under the hand and certificate of the Secretary of the said Chamber of Commerce. The list shall, when completed, be published in the *Gazette*, and shall be the roll of merchants and traders for the purposes of this Act, until a new list shall have been in like manner prepared and published in the *Gazette*. (*Read.*)

Question put.—That the clause as read stand part of the Bill.

Committee divided.

Ayes, 47.

Mr. Garrard,	Mr. Afleck,
Mr. Gould,	Mr. Gardiner,
Mr. Brunker,	Mr. Millen,
Mr. Young,	Mr. Levien,
Mr. Storey,	Mr. Mahony,
Mr. Reid,	Mr. Millard,
Mr. Molcsworth,	Mr. Harris,
Mr. William Morgan,	Mr. Henry Chapman,
Mr. Willis,	Mr. Shipway,
Mr. Lee,	Mr. Carruthers,
Mr. Tonkin,	Mr. Thomson,
Mr. Archibald Campbell,	Mr. Lees,
Mr. Parkes,	Mr. Fowler,
Mr. Piddington,	Mr. Kirkpatrick,
Mr. Knox,	Mr. Ashton,
Mr. Sydney Smith,	Mr. O'Reilly,
Mr. Robert Jones,	Mr. Thomas Brown,
Dr. Graham,	Mr. Austin Chapman,
Mr. Rawlinson,	Mr. Bavister,
Mr. Collins,	Dr. Hollis.
Mr. Rigg,	<i>Tellers,</i>
Mr. Stephen,	Mr. Frank Farnell,
Mr. Joseph Abbott,	Mr. Martin.
Mr. Russell Jones,	
Mr. O'Sullivan,	

Noes, 44.

Mr. Lyne,	Mr. Griffith,
Sir George Dibbs,	Mr. Thomas,
Mr. Slattery,	Mr. Black,
Mr. Kidd,	Mr. Dick,
Mr. See,	Mr. Law,
Mr. Miller,	Mr. Crick,
Mr. Watkins,	Mr. Wall,
Mr. Hughes,	Mr. Newman,
Mr. Willard,	Mr. Davis,
Mr. McLean,	Mr. Cunn,
Mr. Pyers,	Mr. Watson,
Mr. Clarke,	Mr. Carroll,
Mr. Ellis,	Mr. Macdonald,
Mr. McFarlane,	Mr. Gormly,
Mr. Travers Jones,	Mr. Moore,
Mr. Stevenson,	Mr. Perry,
Mr. Waddell,	Mr. Wilks.
Mr. Price,	<i>Tellers,</i>
Mr. Wood,	Mr. Hogue,
Mr. Smailes,	Mr. Fegan.
Mr. Edden,	
Mr. Sleath,	
Mr. Nicholson,	
Mr. Rose,	
Mr. Ferguson,	

Clause, as read, agreed to.

And clauses 7 to 16 having been dealt with,—

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No. 2.

No. 2.

SAME BILL.

Clause 17.

Amendments of  
Navigation Acts.

- (I) Notwithstanding anything contained in section four of the Principal Act, the provisions of the said Act, and of any Act amending the same or in substitution thereof, shall apply to ships the property of the Government of New South Wales.
- (II) The thirty-fifth section of the Principal Act is hereby amended by substituting the words "an additional pound for every additional three hundred tons or part thereof" for the words "the sum of four pounds."
- (III) The fifty-fourth section of the Principal Act is hereby amended by substituting the words "twopence" per ton up to a maximum amount of twenty pounds sterling" for the words "fourpence per ton": Provided that in cases where full pilotage rates have been paid for a ship at any port in the Colony half only of the ordinary rates shall be charged to the said ship at any port at which she may call for the purpose of completing the voyage upon which she was then engaged.
- (IV) Schedule C of the Principal Act is hereby amended by substituting the words "and an additional pound for every two hundred tons or part thereof in excess of three hundred tons" for "exceeding three hundred tons £5 0 0."
- (V) Schedule H of the Principal Act is hereby amended by substituting the words "and an additional pound for every five hundred tons or part thereof in excess of one thousand tons up to a maximum of two thousand tons" for "exceeding one thousand tons £3 0 0."
- (VI) So far as ships registered in the Colony are concerned section thirteen subsection (II) and section fourteen subsection (II) of the Navigation Law Amendment Act of 1881 are amended by the addition at the end of each subsection of the words "and the position of the centre shall be marked by an incision made in or a mark, in the prescribed form, affixed to the side of the ship in such a manner as to be readily distinguishable." (*Read.*)

Motion made (*Mr. See*) to leave out from line 2 of subsection (III) the word "twopence" and insert the word "threepence" instead thereof.

Question put,—That the word proposed to be left out stand part of the clause.

Committee divided.

Ayes, 82.

Mr. Tonkin,	Mr. Shipway,
Mr. Garrard,	Mr. Rigg,
Mr. Wilke,	Mr. Harris,
Mr. Brunker,	Mr. Millara,
Mr. Reid,	Mr. Joseph Abbott,
Mr. Ferguson,	Mr. Wood,
Mr. Young,	Mr. Fitzpatrick,
Mr. Storey,	Mr. Gormly,
Mr. Perry,	Mr. Newman,
Mr. Ashton,	Mr. Black,
Mr. Moore,	Mr. Nicholson,
Mr. Sydney Smith,	Mr. Macdonald,
Mr. Gould,	Mr. Piers,
Mr. Parkes,	Mr. McLean,
Mr. McFarlane,	Mr. Watkins,
Mr. Hogue,	Mr. Dick,
Mr. Piddington,	Mr. Edden,
Mr. Archibald Campbell,	Mr. Smailes,
Mr. Knox,	Mr. Thomas Brown,
Mr. Carruthers,	Mr. Davis,
Mr. O'Reilly,	Mr. Hayes,
Mr. Ellis,	Mr. William Morgan,
Mr. Lee,	Dr. Hollis,
Mr. Robert Jones,	Mr. Griffith,
Mr. Gillies,	Mr. Cann,
Mr. Cook,	Mr. Travers Jones,
Mr. Sleath,	Mr. Willis,
Mr. Martin,	Mr. Collins,
Mr. Millen,	Mr. Stevenson,
Mr. Price,	Mr. Carroll,
Mr. Stephen,	Mr. Fegan,
Mr. Waddell,	Mr. Rose,
Mr. Russell Jones,	Mr. Chanter,
Mr. Rawlinson,	Mr. Kirkpatrick,
Mr. Affleck,	Mr. Law,
Mr. Bavister,	Mr. H. H. Brown,
Mr. Fowler,	Mr. Austin Chapman,
Mr. Gardiner,	Mr. Frank Farnell.
Mr. Thomson,	<i>Tellers,</i>
Mr. Mahony,	
Mr. Alexander Campbell,	Mr. O'Sullivan,
Mr. Henry Chapman,	Mr. Molesworth.

Noes, 9.

Mr. Levin,
Mr. See,
Mr. Crick,
Mr. Hughes,
Mr. Willard,
Mr. Thomas,
Mr. Cruickshank.
<i>Tellers,</i>
Mr. Watson,
Mr. Miller.

*Word stands.*

And the clause having been amended, as indicated,—

*Clause, as amended, agreed to.*

And the remaining clauses of the Bill having been dealt with,—

No. 3.

No. 3.

## SAME BILL.

Mr. Reid brought up a new clause, to follow Clause 21 of the Bill,—

22. Sections fourteen, ninety-one, ninety-two, "ninety-three," and such of the other provisions of the Principal Act as are inconsistent with, or limit the operation of this Act are to the extent of such inconsistency or limitation hereby repealed. (*Read.*)

Motion made (*Mr. O'Sullivan*) to insert in line 1 after the word "ninety-three," the words "of the Principal Act and sections three and eight of the Navigation Act Amendment Act of 1873."

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

Committee divided.

Ayes, 14.

Mr. Hughes,  
Mr. Sleath,  
Mr. Davis,  
Mr. O'Sullivan,  
Mr. Ferguson,  
Mr. Macdonald  
Mr. Willard,  
Mr. Edden,  
Mr. Price,  
Mr. Watkins,  
Mr. Thomas,  
Mr. Smailes.

*Tellers,*

Mr. Black,  
Mr. Cann.

Noes, 58.

Mr. Clarke,	Mr. Gillies,
Mr. Perry,	Mr. Lees,
Mr. William Morgan,	Mr. Bavister,
Mr. Young,	Mr. Millard,
Mr. Miller,	Mr. Moore,
Mr. O'Reilly,	Mr. Lee,
Mr. Wilks,	Mr. Archibald Campbell,
Mr. Fegan,	Mr. McLean,
Mr. Reid,	Mr. Robert Jones,
Mr. Newman,	Mr. Harris,
Mr. Rigg,	Dr. Hollis,
Mr. Molesworth,	Mr. Brunker,
Mr. Mahony,	Mr. Dick,
Mr. Knox,	Mr. Carruthers,
Mr. Travers Jones,	Mr. Gouid,
Mr. Pyers,	Mr. Garrard,
Mr. Ellis,	Mr. Storey,
Mr. Thomson,	Mr. Rawlinson,
Mr. Watson,	Mr. Fowler,
Mr. Griffith,	Mr. Law,
Mr. Cook,	Mr. Frank Farnell,
Mr. Parkes,	Mr. Thomas Brown,
Mr. McFarlane,	Mr. Wood,
Mr. Hogue,	Mr. Austin Chapman,
Mr. Piddington,	Mr. Nicholson,
Mr. Alexander Campbell,	Mr. Kirkpatrick.
Mr. Ashton,	<i>Tellers,</i>
Mr. Afleck,	
Mr. Joseph Abbott,	Mr. Gardiner,
Mr. Fitzpatrick,	Mr. Henry Chapman.

*Insertion of words proposed negatived.*

*Clause, as read, agreed to.*

And four other new clauses, the Schedule, and the Preamble of the Bill having been dealt with,—

On motion of Mr. Reid, the Chairman left the Chair to report the Bill with amendments to the House.

THURSDAY, 6 SEPTEMBER, 1894.

No. 4.

## COAL MINES REGULATION BILL.

Clauses 1 to 35 having been dealt with,—

Clause 36. No person shall, except in case of emergency or when life or property are in danger, be employed below ground in any mine for more than eight hours on Monday, Tuesday, Wednesday, Thursday, and Friday, and for more than six hours on each alternate Saturday; And no person so employed below ground shall be employed in drawing or hewing coal on the pay Saturday, save and excepting the drawing of small coal necessary for the ventilation of the mine during the succeeding fortnight; and any contravention of this section by any person whomsoever shall be deemed an offence against this Act. (*Read.*)

Question put,—That the clause, as read, stand part of the Bill.

Committee

Committee divided.

Ayes, 66.

Mr. Frank Farnell,	Mr. Henry Chapman,
Mr. Ferguson,	Mr. McLean,
Mr. Sydney Smith,	Mr. O'Sullivan,
Mr. Griffith,	Dr. Hollis,
Mr. Brunker,	Mr. Stevenson,
Mr. Millard,	Mr. Travers Jones,
Mr. Fegan,	Mr. Willard,
Mr. Smailes,	Mr. Gillies,
Mr. Newman,	Mr. Edden,
Mr. Hughes,	Mr. Wood,
Mr. Black,	Mr. Wilks,
Mr. Thomas,	Mr. Bavister,
Mr. Watkins,	Mr. O'Reilly,
Mr. Haynes,	Mr. Price,
Mr. Garrard,	Mr. Watson,
Mr. Reid,	Mr. Cann,
Mr. James Morgan,	Mr. Harris,
Mr. Piddington,	Mr. Austin Chapman,
Mr. Archibald Campbell,	Mr. Rose,
Mr. Dick,	Mr. Schey,
Mr. Nicholson,	Mr. Miller,
Mr. Sleath,	Mr. Law,
Mr. Carroll,	Mr. Macdonald,
Mr. Cook,	Mr. Rigg,
Mr. Robert Jones,	Mr. Leos,
Mr. McGowan,	Mr. Kirkpatrick,
Mr. Thomas Brown,	Mr. Davis,
Mr. Wall,	Mr. Willis,
Mr. Anderson,	Mr. Gardiner,
Mr. Pyers,	Mr. Hawthorne.
Mr. Levien,	
Mr. Hogue,	<i>Tellers,</i>
Mr. Ellis,	Mr. Parkes,
Mr. Moore,	Mr. Hassall.

Noes, 11.

Mr. Lyne,  
Mr. Martin,  
Mr. Molesworth,  
Mr. Knox,  
Mr. Mahony,  
Mr. Storey,  
Mr. Thomson,  
Mr. Shipway,  
Mr. McFarlane.

*Tellers,*  
Mr. H. H. Brown,  
Mr. Joseph Abbott.

*Clause, as read, agreed to.*

And the remaining clauses, Schedules and Preamble to the Bill having been dealt with,—

On motion of Mr. Sydney Smith, the Chairman left the Chair to report the Bill with amendments to the House.

RICHD. A. ARNOLD,  
Clerk Assistant.

1894.  
(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

No. 2.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

TUESDAY, 11 SEPTEMBER, 1894.

No. 1.

HOSPITALS ACTS FURTHER AMENDMENT BILL:—

Clauses 1 and 2 having been dealt with,—

Clause 3. In the event of the number of persons proposed for election being greater than the number required either for a committee, trustees, or auditors, the election shall be adjourned, and the hospital secretary shall by advertisement in the nearest local paper call a meeting for the purpose of such election ~~for the same day in the following week, for a day being not less than seven days nor more than fourteen days afterwards,~~ and shall forthwith transmit by post or otherwise to every contributor entitled to vote, a voting-paper initialed by the secretary containing the names of all the persons duly nominated, which voting-papers with the names of those persons struck out whom the persons voting do not desire to vote shall be returned addressed to the secretary in a closed envelope containing ~~the voter's signature inside and indorsed "voting paper," and all such envelopes indorsed as aforesaid shall be opened by the scrutineers appointed at any such election meeting or any adjournment thereof, and the votes so recorded shall be added to the votes of those contributors present at such meeting from whom voting-papers have not been received~~ enclosed in an envelope indorsed "voting-paper," which envelope shall be enclosed in another envelope bearing the voter's signature inside, and returned to the secretary not later than the day before that to which the meeting stands adjourned, and all such envelopes indorsed "voting-paper" as aforesaid shall be handed by the secretary to, and opened by, scrutineers duly appointed, who, after counting the votes, shall present a signed return to the adjourned meeting, showing how many votes were recorded for each person nominated, and the chairman of such meeting shall declare those persons elected who have received the majority of votes.

(Read.)

And the clause having been amended, as indicated,—

Motion made (*Mr. Ashton*), to leave out from line 9 to the end of the clause the words, "returned addressed to the secretary in a closed envelope containing the voter's signature inside and indorsed 'voting paper,' and all such envelopes indorsed as aforesaid shall be opened by the scrutineers appointed at any such election meeting or any adjournment thereof, and the votes so recorded shall be added to the votes of those contributors present at such meeting from whom voting papers have not been received" and insert the words, "enclosed in an envelope indorsed 'voting-paper,' which envelope shall be enclosed in another envelope bearing the voter's signature inside, and returned to the secretary not later than the day before that to which the meeting stands adjourned, and all such envelopes indorsed 'voting-paper' as aforesaid shall be handed by the secretary to, and opened by, scrutineers duly appointed, who, after counting the votes, shall present a signed return to the adjourned meeting showing how many votes were recorded for each person nominated, and the chairman of such meeting shall declare those persons elected who have received the majority of votes" instead thereof.

Question put,—That the words proposed to be left out stand part of the clause.  
Committee divided.

## Ayes, 14.

Dr. Ross,  
Mr. Millen,  
Mr. Slattery,  
Mr. Kidd,  
Mr. Travers Jones,  
Mr. Donnelly,  
Mr. Wood,  
Mr. Pyers,  
Mr. O'Sullivan,  
Mr. Willis,  
Mr. Austin Chapman,  
Mr. Fowler.

## Tellers,

Mr. Waddell,  
Mr. Rawlinson.

## Noes, 63.

Mr. Clarke,	Mr. Barnes,
Mr. Cann,	Mr. Gormly,
Mr. Haynes,	Mr. Nicholson,
Dr. Graham,	Mr. Mahony,
Mr. William Morgan,	Mr. Gardiner,
Mr. Hogue,	Mr. Watson,
Mr. Gould,	Mr. Griffith,
Mr. Watkins,	Mr. Law,
Mr. Sleath,	Mr. Tonkin,
Mr. Carruthers,	Mr. Thomas Brown,
Mr. Brunner,	Mr. Thomas,
Mr. Frank Farnell,	Mr. Edden,
Mr. Young,	Mr. Black,
Mr. Sydney Smith,	Mr. Shipway,
Mr. Reid,	Mr. Ferguson,
Mr. Rigg,	Mr. Henry Chapman,
Mr. Macdonald,	Mr. Harris,
Mr. Dick,	Mr. McGowen,
Mr. Russell Jones,	Mr. Newman,
Mr. McLean,	Mr. Bavieter,
Mr. Kirkpatrick,	Mr. Greene,
Mr. Alexander Campbell,	Mr. Price,
Mr. Carroll,	Mr. Thomson,
Mr. Ashton,	Mr. Knox,
Mr. Stephen,	Mr. Schey,
Mr. Wilks,	Mr. Rose,
Mr. Morton,	Mr. Cook.
Mr. O'Reilly,	
Mr. Smailes,	
Mr. Cullen,	
Mr. Piddington,	
Mr. Stevenson,	
Mr. Fegan,	

## Tellers,

Mr. Perry,  
Mr. Moore.

*Words omitted.*

*And the clause having been further amended by the insertion of the words proposed.*

*Clause, as amended, agreed to.*

And clauses 4, 5, and 6 having been dealt with,—

## No. 2.

## SAME BILL.

Vacancies in  
committee  
how filled.

Clause 7. When any member of the committee of any hospital as aforesaid, dies or resigns or becomes *non compos mentis*, or refuses or becomes otherwise unable to act as a member of such committee, the "Governor, with the advice of the Executive Council may, by notification in the *Gazette*," declare that such person has ceased to be a member of such committee, and may in like manner appoint a qualified person in his place; and the person so appointed shall have the same rights, powers, and authorities as the person had in whose place he has been so appointed. (*Read.*)

Motion made (*Mr. Cullen*), to leave out from lines 3 and 4 the words "Governor with the advice of the Executive Council may, by notification in the *Gazette*," and insert the words "Committee may," instead thereof.

Question put,—That the words proposed to be left out stand part of the clause.  
Committee divided.

## Ayes, 41.

Mr. Gould,	Mr. William Morgan,
Mr. Kirkpatrick,	Mr. Russell Jones,
Mr. Waddell,	Mr. Kidd,
Mr. Brunner,	Mr. See,
Mr. Mahony,	Mr. Thomas Brown,
Mr. Young,	Mr. Levis,
Mr. Ashton,	Mr. O'Sullivan,
Mr. O'Reilly,	Mr. Joseph Abbott,
Mr. Moore,	Mr. Travers Jones,
Mr. Rawlinson,	Mr. Wood,
Mr. Frank Farnell,	Mr. McLean,
Mr. Sydney Smith,	Mr. Bavieter,
Dr. Ross,	Mr. Clarke,
Mr. Donnelly,	Mr. Fowler,
Mr. Cook,	Mr. Harris,
Mr. Knox,	Mr. Henry Chapman,
Dr. Graham,	Mr. Shipway.
Mr. Newman,	
Mr. Carruthers,	
Mr. Greene,	
Mr. Hassall,	
Mr. Macdonald,	

## Tellers,

Mr. Millen,  
Mr. Hogue.

## Noes, 33.

Mr. Tonkin,	Mr. Cann,
Mr. Griffith,	Mr. Price,
Mr. Hughes,	Mr. Smailes,
Mr. Watson,	Mr. Ferguson,
Mr. Pyers,	Mr. Watkins,
Mr. Hogan,	Mr. Gormly,
Mr. Rigg,	Mr. Nicholson,
Mr. Thomas,	Mr. Edden,
Mr. Gardiner,	Mr. Black.
Mr. Piddington,	
Mr. Cullen,	
Mr. Afleck,	
Sir Henry Parkes,	
Mr. Archibald Campbell,	
Mr. Austin Chapman,	
Mr. Stephen,	
Mr. Storey,	
Mr. Wall,	
Mr. Willard,	
Mr. Wilks,	
Mr. Law,	
Mr. Stevenson,	

## Tellers,

Mr. Sleath,  
Mr. McGowen.

*Words stand.*

*Clause, as read, agreed to.*

And the remaining clause of the Bill having been dealt with,—

On motion of Mr. Waddell the Chairman left the Chair to report the Bill with amendments to the House.

RICHD. A. ARNOLD,  
Clerk Assistant.

1894.  
(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

No. 3.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

TUESDAY, 9 OCTOBER, 1894.

No. 1.

CONSPIRACY AND PROTECTION OF PROPERTY BILL:—

Clause 2. Where any person wilfully and maliciously breaks a contract of service or of hiring, knowing or having reasonable cause to believe that the probable consequences of his so doing, either alone or in combination with others, will be to endanger human life, or cause serious bodily injury; "or the destruction or serious injury of valuable property, whether real or personal," he shall on conviction thereof by before a court of summary jurisdiction Petty Sessions, or on indictment, be liable either to pay a penalty not exceeding twenty pounds, or to be imprisoned for a term not exceeding three months, with or without hard labour: Provided that no person shall be convicted under this section unless the injury referred to as being the probable consequences of his action shall have occurred within thirty hours proceedings shall have been commenced within seven days of the breach of contract complained of. (Read.)

Motion made (Mr. Watson), to leave out from lines 4 and 5 the words "or the destruction or serious injury of valuable property, whether real or personal,"

Question put.—That the words proposed to be left out stand part of the clause.  
Committee divided.

Ayes, 56.

Mr. Piddington,	Mr. Storey,
Mr. Frank Farnell,	Mr. Atleek,
Mr. William Morgan,	Mr. Russell Jones,
Mr. Carruthers,	Mr. Millen,
Mr. Young,	Mr. McLean,
Mr. Gould,	Mr. Rigg,
Mr. Fegan,	Mr. Alexander Campbell,
Mr. Moore,	Mr. Thomson,
Mr. Stephen,	Mr. Millard,
Mr. Shipway,	Mr. Edden,
Mr. Fowler,	Mr. James Morgan,
Mr. Parkes,	Mr. Nicholson,
Dr. Ross,	Mr. Mahony,
Mr. Cook,	Mr. Bavister,
Mr. Cameron,	Mr. Wilks,
Mr. Tonkin,	Mr. Gormly,
Mr. Knox,	Mr. Barnes,
Mr. Lees,	Mr. Harris,
Mr. Ashton,	Mr. Travers Jones,
Mr. Hogue,	Mr. Kidd,
Mr. McMillan,	Mr. Stevenson,
Mr. Lee,	Mr. Cann,
Mr. Whiddon,	Mr. Schey,
Mr. Wise,	Mr. Gardiner,
Sir Henry Parkes,	Mr. Thomas Brown.
Mr. Joseph Abbott,	
Mr. Anderson,	Tellers,
Mr. Copeland,	Mr. Leviau,
Mr. Price,	Mr. Perry.

Noes, 14.

Mr. Law,
Mr. O'Sullivan,
Mr. Hawthorne,
Mr. Wood,
Mr. Smailes,
Mr. Thomas,
Mr. Griffith,
Mr. Hughes,
Mr. Ferguson,
Mr. Sleath,
Mr. McGowen,
Mr. Wright.
Tellers,
Mr. Macdonald,
Mr. Watson.

\*Words stand.

And the clause having been amended as indicated.

No. 2.

No. 2.

SAME BILL.

*Same clause.*

Motion made (*Mr. Young*), to leave out from lines 8 and 9 the words "the injury referred to as being the probable consequences of his action shall have occurred within thirty hours," and insert the words "proceedings shall have been commenced within three days" instead thereof.

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

Committee divided.

Ayes, 25.

Mr. Frank Farnell,	Mr. Stevenson.
Mr. Cann,	<i>Tellers,</i>
Mr. Thomas,	
Mr. Fegan,	Mr. Macdonald,
Mr. Wise,	Mr. Gardiner.
Mr. Black,	
Mr. Hughes,	
Mr. Watson,	
Mr. Sleath,	
Mr. Willard,	
Mr. Ferguson,	
Mr. Schey,	
Mr. Hassall,	
Mr. O'Sullivan,	
Mr. Griffith,	
Mr. Smailes,	
Mr. Wood,	
Mr. Afleck,	
Mr. Wilks,	
Mr. Edden,	
Mr. Law,	
Mr. Newman,	

Noes, 41.

Sir George Dibbs,	Mr. Ashton,
Mr. William Morgan,	Mr. Russell Jones,
Mr. Brunner,	Mr. Stephen,
Mr. Cameron,	Mr. Perry,
Mr. Piddington,	Mr. Hogue,
Mr. Young,	Mr. McLean,
Mr. Parkes,	Mr. Mahony,
Mr. Gould,	Mr. Lee,
Mr. Garrard,	Mr. Wright,
Mr. O'Reilly,	Mr. Morton,
Mr. Whiddon,	Mr. Carruthers,
Mr. See,	Mr. Millard,
Mr. Lyne,	Mr. Joseph Abbott,
Mr. Pyers,	Mr. Anderson,
Dr. Ross,	Mr. Cruickshank,
Mr. Travers Jones,	Mr. Harris,
Mr. Rawlinson,	Mr. Hawthorne.
Mr. Shipway,	<i>Tellers,</i>
Mr. Knox,	
Mr. Thomson,	Mr. James Morgan,
Mr. Rigg,	Mr. Millen.
Mr. Storey,	

*Words left out.*

And the words proposed to be inserted having been amended by substituting the word "seven" for the word "three",—

*Words inserted.*

No. 3.

SAME BILL.

*Same clause.*

Question put,—That the clause, as amended, stand part of the Bill.

Committee divided.

Ayes, 44.

Mr. See,	Mr. Henry Chapman,
Mr. Brunner,	Mr. Mahony,
Mr. Reid,	Mr. McLean,
Mr. Slattery,	Mr. Thomson,
Mr. Young,	Mr. James Morgan,
Mr. Gould,	Mr. Cruickshank,
Mr. Lyne,	Mr. Russell Jones,
Mr. Garrard,	Mr. Hawthorne,
Mr. Rigg,	Mr. Joseph Abbott,
Mr. Piddington,	Mr. Fowler,
Mr. O'Reilly,	Mr. Harris,
Mr. Rawlinson,	Mr. Afleck,
Mr. Lee,	Mr. Storey,
Mr. Carruthers,	Mr. Shipway,
Mr. Hogue,	Mr. William Morgan,
Mr. Knox,	Mr. Stephen,
Mr. Ashton,	Mr. Perry,
Mr. Cameron,	Mr. Whiddon,
Mr. Tonkin,	Mr. Millard.
Mr. Travers Jones,	<i>Tellers,</i>
Dr. Ross,	
Mr. Pyers,	Mr. Lees,
Mr. Parkes,	Mr. Morton.

Noes, 34.

Mr. Frank Farnell,	Mr. Wood,
Mr. Carroll,	Mr. Law,
Mr. Fegan,	Mr. Watkins,
Mr. Sleath,	Mr. Thomas Brown,
Mr. Macdonald,	Mr. Newman,
Mr. Smailes,	Mr. McGowen,
Mr. Hughes,	Mr. Wilks,
Mr. Ferguson,	Mr. Fitzpatrick,
Mr. Wise,	Mr. Stevenson.
Mr. Rose,	<i>Tellers,</i>
Mr. Gardiner,	
Mr. Edden,	Mr. Cann,
Mr. Millen,	Mr. Willard.
Mr. Schey,	
Mr. Black,	
Mr. Thomas,	
Mr. Moore,	
Mr. O'Sullivan,	
Mr. Anderson,	
Mr. Griffith,	
Mr. Watson,	
Mr. Chanter,	
Mr. Hassall,	

*Clause, as amended, agreed to.*

On motion of Mr. Fegan the Chairman left the Chair to report progress and ask leave to sit again on Tuesday, 23rd October, 1894.

WEDNESDAY, 10 OCTOBER, 1894.

No. 4.

CROWN LANDS BILL.

Clause 3. The Governor shall have power to withdraw from pastoral lease in the Central Division any lands held thereunder, "whenever" he shall deem it expedient so to do for the purpose of providing for settlement by other holdings. "The area withdrawn under one exercise of this power shall not be less than one-eighth, and the total area withdrawn under this power shall not exceed one-half, of the area held under such lease at the commencement of this Act."

Every such withdrawal shall be notified in the *Gazette* and shall take effect three months after the date thereof or at such later date as may be specified for that purpose in the notification.

Upon any such withdrawal taking effect the pastoral lease shall cease to include the lands so withdrawn, but shall otherwise continue in full force and effect except as hereinafter provided.

The power of withdrawal conferred by this section shall be in addition to, and not in substitution for, the power of withdrawal conferred by the seventh subsection of section seventy-eight of the "Crown Lands Act of 1894."

In

Withdrawal from pastoral leases for settlement purposes.



In compensation for a withdrawal under the power conferred by this section:—

- (a) a period shall be added to the term of the pastoral lease; and
- (b) the lands withdrawn may, upon payment of the license fee as prescribed, continue to be occupied in virtue of a preferential occupation license; and
- (c) the rent for succeeding years of the pastoral lease shall be reduced in proportion to the area withdrawn; and
- (d) a proportionate amount of any rent paid in advance shall be credited on account of the first year's license fee for the withdrawn area, or may be refunded.

The period to be added to the term of a pastoral lease in consideration of a withdrawal shall be computed so that the added period shall bear the same ratio to the unexpired period as the area withdrawn bears to the area left.

The method of ascertaining the added period shall be by multiplying together the unexpired period and the area withdrawn, and dividing the product by the area left. And in the foregoing formula—

“Unexpired period” means the number of months which the lease has to run, reckoning from the date of the withdrawal, up to the date at which the lease (including all periods previously added) would have expired.

“Added period” means the number of months, by which the term of a pastoral lease is to be extended in consideration for such withdrawal.

“Area withdrawn” means the number of acres included in such withdrawal.

“Area left” means the number of acres left under the pastoral lease at the date of withdrawal.

For the purposes of computation any fractional part of a month, shall be reckoned as one month and any fractional part of an acre shall be disregarded:

Provided always that upon application by the lessee within the time and in the manner prescribed, the Local Land Board shall fix the amount and nature of the equivalent, which ought in fairness to be given, for the sooner determination of the lease in respect of the area withdrawn, and for that purpose shall take into consideration the quality, situation and state of improvement of the area withdrawn as compared with the area left; and may also, for the said purpose, vary the rate of rent to be paid on the area left. The Local Land Board in fixing a fair equivalent may determine the length of the period to be added, so as to be greater or less than the length thereof as ascertained in manner aforesaid, and may in like manner determine the rate of rental to be paid under the lease so as to be less or greater than the previous rate, and the Governor shall give effect to such determinations.

The Governor shall notify in the *Gazette* the length of the period to be added to the term of a pastoral lease in consideration of a withdrawal, and the date at which such added period will expire; and the added period shall determine upon the date so notified; and the Governor shall likewise notify the rate of the rent of the pastoral lease in any case where the rate has been varied, and the rate so notified shall be deemed to have been payable as from the date of withdrawal.

The period added to the term of a pastoral lease in consideration of a withdrawal shall be affixed to the extension (if any) of such lease under section forty-three of the “Crown Lands Act of 1889,” and the conditions of the lease during any such added period shall be the same as immediately prior to the commencement of such period. (*Read.*)

Motion made (*Mr. Millen*), to insert after the word “whenever” in line 2, the words “after inquiry and report by the Local Land Board”

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

Committee divided.

Ayes, 18.		Noes, 75.	
Mr. Wright,	Mr. Brunker,	Mr. Macdonald,	Mr. Anderson,
Mr. McLean,	Mr. Sydney Smith,	Mr. Stephen,	Mr. Harris,
Mr. O'Reilly,	Mr. Sec,	Mr. Cann,	Mr. Watson,
Mr. Carroll,	Mr. Reid,	Mr. Thomas,	Mr. Shipway,
Mr. Russell Jones,	Mr. Hogue,	Mr. O'Sullivan,	Mr. Newman,
Mr. McMillan,	Mr. Carruthers,	Mr. Lee,	Mr. Cook,
Mr. Knox,	Mr. Garrard,	Mr. Chunter,	Mr. Edden,
Mr. James Morgan,	Mr. Hughes,	Mr. Fitzpatrick,	Mr. Martin,
Mr. Fegan,	Mr. Aflock,	Mr. William Morgan,	Mr. Gould,
Mr. Thomas Brown,	Mr. Clarke,	Mr. Stevenson,	Mr. Hawthorne,
Mr. Perry,	Mr. Smailes,	Mr. McGowen,	Mr. Rigg,
Mr. Hassall,	Sir Henry Parkes,	Mr. Alexander Campbell,	Mr. Piddington,
Mr. Wise,	Mr. Young,	Mr. Austin Chapman,	Mr. Willard,
Mr. Ellie,	Dr. Graham,	Mr. Waddell,	Mr. Dick,
Dr. Hollis,	Mr. Copeland,	Mr. Wood,	Mr. Gormly,
Mr. Price.	Dr. Ross,	Mr. Nicholson,	Mr. Schey,
<i>Tellers,</i>	Mr. Pyers,	Mr. Bavister,	Mr. Parkes,
Mr. Ashton,	Mr. Travers Jones,	Mr. Rose,	Mr. Robert Jones,
Mr. Millen.	Mr. Storey,	Mr. Law,	Mr. Tonkin,
	Mr. Molesworth,	Mr. Millard,	Mr. Sleath,
	Mr. Rawlinson,	Mr. Griffith,	Mr. Joseph Abbott.
	Mr. Thomson,	Mr. Wilks,	<i>Tellers,</i>
	Mr. Barnes,	Mr. Ferguson,	Mr. Frank Farnell,
	Mr. Miller,	Mr. Watkins,	Mr. Moore.
	Mr. Gardiner,	Mr. Fowler,	
	Mr. Wall,	Mr. Mahony,	

*Insertion of proposed words negatived.*

No. 5.

SAME BILL.

*Same clause.*

Motion made (*Mr. Gormly*), to leave out from lines 3 to 6 the words “The area withdrawn under one exercise of this power shall not be less than one-eighth, and the total area withdrawn under this power shall not exceed one-half, of the area held under such lease at the commencement of this Act.”

And

And Mr. Copeland intimating that he desired to move an amendment on the word "one-eighth,"—  
Question put,—That the words in lines 3 and 4 "The area withdrawn under one exercise of this  
power shall not be less than" proposed to be left out, stand part of the clause.

And the Committee continuing to sit after Midnight,—

THURSDAY, 11. OCTOBER, 1894, A.M.

Motion made (Mr. Austin Chapman), "That the Chairman leave the Chair and report progress,"  
And the Chairman having, under Standing Order No. 157, directed Mr. Haynes, the honorable  
member for Wellington, to discontinue his speech on the ground of its continued irrelevance.  
Mr. Haynes required,—That the Question, That he be further heard, be put,—and Question put.  
Committee divided.

Ayes, 33.

Sir George Dibbs,	Mr. Barnes,
Mr. Copeland,	Mr. Nicholson,
Mr. Hassall,	Mr. McGowen,
Mr. Austin Chapman,	Mr. Cruickshank,
Mr. Ferguson,	Mr. O'Sullivan.
Mr. Haynes,	
Mr. Carroll,	<i>Tellers,</i>
Mr. Miller,	Mr. Crick,
Mr. Chanter,	Mr. Sicath.
Dr. Hollis,	
Mr. Wall,	
Mr. Robert Jones,	
Mr. Hawthorne,	
Mr. Thomas Brown,	
Mr. Gardiner,	
Mr. Lees,	
Mr. Schey,	
Mr. Edden,	
Mr. Collins,	
Mr. Watkins,	
Mr. Price,	
Mr. Moore,	
Mr. Alexander Campbell,	
Mr. Travers Jones,	
Mr. Stevenson,	
Mr. Gornly,	

Noes, 50.

Mr. Gould,	Mr. Shipway,
Mr. Sydney Smith,	Mr. Piddington,
Mr. O'Reilly,	Mr. Waddell,
Mr. Lyne,	Mr. Mahony,
Mr. Young,	Mr. Anderson,
Mr. Bruncker,	Mr. Watson,
Mr. Fitzpatrick,	Mr. Law,
Mr. Carruthers,	Mr. Rawlinson,
Mr. Garrard,	Mr. Wilks,
Mr. Dick,	Mr. McLean,
Dr. Ross,	Mr. Millard,
Dr. Graham,	Mr. Rigg,
Mr. Knox,	Mr. Millen,
Mr. James Morgan,	Mr. Whiddon,
Mr. Wood,	Mr. Ashton,
Mr. McMillan,	Mr. Morton,
Mr. Cook,	Mr. Thomson,
Mr. Frank Farnell,	Mr. Lee,
Mr. Reid,	Mr. Hughes,
Mr. Stephen,	Mr. Fowler,
Mr. Macdonald,	Mr. Harris,
Mr. Storey,	Mr. Smailes.
Mr. Newman,	<i>Tellers,</i>
Mr. Russell Jones,	
Mr. Thomas,	Mr. Cann,
Mr. William Morgan,	Mr. Griffith.

Negatived.

And the motion "That the Chairman leave the Chair and report progress" having been, by leave,  
withdrawn,—

No. 6.

SAME BILL.

Same clause.

Question put,—That the words in lines 3 and 4 proposed to be left out stand part of the clause.  
Committee divided.

Ayes, 55.

Mr. Cook,	Mr. McGowen,
Mr. Sydney Smith,	Mr. Hawthorne,
Mr. Bruncker,	Mr. Mahony.
Mr. Watson,	Mr. Whiddon,
Mr. Young,	Mr. Carruthers,
Mr. William Morgan,	Mr. Shipway,
Mr. Reid,	Mr. Lee,
Mr. Rawlinson,	Mr. Anderson,
Mr. Smailes,	Mr. Storey,
Mr. Garrard,	Mr. Thomson,
Mr. Watkins,	Mr. Rigg,
Mr. Macdonald,	Mr. James Morgan,
Mr. Fitzpatrick,	Mr. Sleath,
Mr. Waddell,	Mr. Cruickshank,
Mr. Gould,	Mr. Hughes,
Mr. McMillan,	Mr. Harris,
Mr. Copeland,	Mr. Chapman,
Dr. Graham,	Mr. Law,
Mr. Knox,	Mr. Nicholson,
Mr. Griffith,	Mr. Ferguson,
Mr. McLean,	Mr. Fowler,
Mr. Thomas,	Mr. Lees,
Mr. Russell Jones,	Mr. O'Reilly,
Mr. Piddington,	Mr. Wilks.
Mr. Frank Farnell,	<i>Tellers,</i>
Mr. Newman,	
Mr. Stephen,	Mr. Ravister,
Mr. Millard,	Mr. Hassall.
Mr. Cann,	

Noes, 23.

Mr. Millen,
Mr. Thomas Brown,
Mr. Crick,
Mr. Price,
Mr. Miller,
Mr. Haynes,
Mr. Travers Jones,
Mr. Wood,
Mr. O'Sullivan,
Mr. Moore,
Mr. Wall,
Mr. Carroll,
Mr. Chanter,
Mr. Campbell,
Mr. Gardiner,
Mr. Barnes,
Mr. Gornly,
Mr. Edden,
Mr. Stevenson,
Mr. Hayes,
Mr. Robert Jones.
<i>Tellers,</i>
Mr. Schey,
Mr. Ashton.

Words stand.

On motion of Mr. Carruthers, the Chairman left the Chair to report progress and ask leave to  
sit again To-morrow.

RICHARD A. ARNOLD,  
Clerk Assistant.

1894.

(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

No. 4.

## WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

TUESDAY, 16 OCTOBER, 1894.

No. 1.

## CROWN LANDS BILL.

Clause 3. The Governor shall have power to withdraw from pastoral lease in the Central Division any lands held thereunder, whenever he shall deem it expedient so to do for the purpose of providing for settlement by other holdings. The area withdrawn under one exercise of this power shall not be less than "one" <sup>Withdrawal from pastoral leases for settlement purposes.</sup> ~~eight~~ <sup>fourth</sup>, and the total area aggregate areas to be withdrawn under this power shall not exceed one-half of the area held under such lease at the commencement of this Act.

Every such withdrawal shall be notified in the *Gazette* and some newspaper published in the district, and shall take effect three months after the date thereof "or at such later date as may be specified for that purpose in the notification," and copies of such notifications, together with the reasons for the withdrawals therein notified, shall be laid upon the Tables of both Houses of Parliament forthwith, if Parliament be sitting, and, if not, then within eight days after the commencement of the next Session.

Upon any such withdrawal taking effect the pastoral lease shall cease to include the lands so withdrawn, but shall otherwise continue in full force and effect except as hereinafter provided.

The power of withdrawal conferred by this section shall be in addition to, and not in substitution for, the power of withdrawal conferred by the seventh subsection of section seventy-eight of the "Crown Lands Act of 1884."

In compensation for a withdrawal under the power conferred by this section—

- (a) "a period shall be added to the term of the pastoral lease"; and
- (b) the lands withdrawn may, upon payment of the license fee as prescribed, continue to be occupied in virtue of a preferential occupation license; and
- (c) the rent for succeeding years of the pastoral lease shall be reduced in proportion to the area "withdrawn"; and
- (d) a proportionate amount of any rent paid in advance shall be credited on account of the first year's license fee for the withdrawn area, or may be refunded.

The period to be added to the term of a pastoral lease in consideration of a withdrawal shall be computed so that the added period shall bear the same ratio to the unexpired period as the area withdrawn bears to the area left.

The method of ascertaining the added period shall be by multiplying together the unexpired period and the area withdrawn, and dividing the product by the area left. And in the foregoing formula—

"Unexpired period" means the number of months which the lease has to run, reckoning from the date of the withdrawal up to the date at which the lease (including all periods previously added) would have expired.

"Added

“ Added period ” means the number of months, by which the term of a pastoral lease is to be extended in consideration for such withdrawal.

“ Area withdrawn ” means the number of acres included in such withdrawal.

“ Area left ” means the number of acres left under the pastoral lease at the date of withdrawal.

For the purposes of computation any fractional part of a month, shall be reckoned as one month and any fractional part of an acre shall be disregarded :

Provided always that upon application by the lessee within the time and in the manner prescribed, the Local Land Board shall fix the amount and nature of the equivalent, which ought in fairness to be given, for the sooner determination of the lease in respect of the area withdrawn, and for that purpose shall take into consideration the quality, situation and state of improvement of the area withdrawn as compared with the area left; and may also, for the said purpose, vary the rate of rent to be paid on the area left. The Local Land Board in fixing a fair equivalent may determine the length of the period to be added, so as to be greater or less than the length thereof as ascertained in manner aforesaid, and may in like manner determine the rate of rental to be paid under the lease so as to be less or greater than the previous rate, and the Governor shall give effect to such determinations the rent of the area left shall be re-appraised.

The Governor shall notify in the *Gazette* the length of the period to be added to the term of a pastoral lease in consideration of a withdrawal, and the date at which such added period will expire ; and the added period shall determine upon the date so notified ; and the Governor shall likewise notify the rate of the rent of the pastoral lease in any case where the rate has been varied, and the rate so notified shall be deemed to have been payable as from the date of withdrawal.

The period added to the term of a pastoral lease in consideration of a withdrawal shall be affixed to the extension (if any) of such lease under section forty-three of the “ Crown Lands Act of 1889,” and the conditions of the lease during any such added period shall be the same as immediately prior to the commencement of such period. (*Further considered.*)

Question, on motion of Mr. Copeland, again proposed,—To leave out from line 4 the word “ one ”

Question put,—That the word proposed to be left out stand part of the clause.

Committee divided.

Ayes, 66.

Mr. Brunker,	Mr. Thomson,
Mr. Frank Farnell,	Mr. Greene,
Mr. Gould,	Mr. Griffith,
Mr. Chanter,	Mr. Rigg,
Mr. Young,	Mr. Hayes,
Mr. Garrard,	Mr. Edden,
Mr. Ashton,	Mr. Ferguson,
Mr. Stephen,	Mr. Nicholson,
Mr. Carruthers,	Mr. Mahony,
Mr. William Morgan,	Mr. Stevenson,
Mr. Hogue,	Mr. Wright,
Mr. Carroll,	Mr. Henry Chapman,
Mr. Macdonald,	Mr. Thomas,
Mr. Newman,	Mr. Watson,
Mr. Cook,	Mr. Hughes,
Mr. Afleck,	Mr. Sleath,
Mr. McLean,	Mr. Harris,
Mr. Smailes,	Mr. Hawthorne,
Mr. Storey,	Mr. Fowler,
Mr. Lees,	Mr. Schey,
Mr. Watkins,	Mr. Shipway,
Mr. Reid,	Mr. Gormly,
Mr. Millen,	Mr. Dick,
Mr. Lee,	Mr. Hassall,
Mr. Molesworth,	Mr. Law,
Mr. Joseph Abbott,	Mr. Thomas Brown,
Mr. Russell Jones,	Mr. McGowen,
Mr. Haynes,	Mr. Cann,
Mr. Wood,	Mr. Davis,
Mr. Gillies,	Mr. Waddell.
Mr. Wilks,	<i>Tellers,</i>
Mr. Alexander Campbell,	Mr. Moore,
Mr. Archibald Campbell,	Mr. Bavier.
Mr. Anderson,	

Noes, 11.

Mr. Gardiner,
Mr. James Morgan,
Mr. Copeland,
Sir George Dibbs,
Dr. Ross,
Mr. Travers Jones,
Mr. Pyers,
Mr. Wise,
Mr. Rawlinson.
<i>Tellers,</i>
Mr. Wall,
Mr. Crick.

*Word stands.*

On motion of Mr. Carruthers the Chairman left the Chair to report progress and ask leave to sit again To-morrow.

WEDNESDAY, 17 OCTOBER, 1894.

No. 2.

CROWN LANDS BILL.

*Same clause (further considered).*

Motion made (*Mr. Chanter*), to leave out from lines 8 and 9 the words “ or at such later date as “ may be specified for that purpose in the notification.”

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

Committee

Committee divided.

Ayes, 68.

Mr. Cook,	Mr. Copeland,
Mr. Garrard,	Mr. James Morgan,
Mr. Brunker,	Mr. Archibald Campbell,
Mr. Watson,	Mr. Millard,
Mr. Carruthers,	Mr. Thomson,
Mr. Young,	Mr. Anderson,
Mr. Wise,	Mr. Nicholson,
Mr. Ferguson,	Mr. Lee,
Mr. Lyne,	Mr. Mahony,
Mr. Parkes,	Mr. McLean,
Mr. William Morgan,	Mr. Wilks,
Mr. Sydney Smith,	Mr. Fowler,
Mr. Frank Farnell,	Mr. Harris,
Mr. Ravister,	Mr. Kirkpatrick,
Mr. Piddington,	Mr. Greene,
Mr. Stephen,	Mr. Rawlinson,
Mr. Hogue,	Mr. Joseph Abbott,
Mr. Knox,	Mr. Waddell,
Mr. Ashton,	Mr. Wood,
Mr. Milten,	Mr. Reid,
Mr. Shipway,	Mr. Tonkin,
Mr. Russell Jones,	Mr. Hawthorne,
Mr. Rigg,	Mr. Davis,
Mr. Fitzpatrick,	Mr. Law,
Mr. Gardiner,	Mr. Macdonald,
Mr. Thomas,	Mr. Cann,
Mr. See,	Mr. Thomas Brown,
Sir Henry Parkes,	Mr. Schey,
Mr. Whiddon,	Mr. Gould,
Mr. Wall,	Mr. Perry,
Mr. Storey,	Mr. Robert Jones.
Mr. Wilkinson,	
Dr. Hollis,	<i>Tellers,</i>
Mr. Gillies,	Mr. McGowen,
Mr. Newman,	Mr. Cullen.

*Words stand.*

No. 3.

SAME BILL.

*Same clause.*

Motion made (*Mr. Wise*), to insert after the word "notification" in line 9 the words "and copies of such notifications, together with the reasons for the withdrawals therein notified, shall be laid upon the Tables of both Houses of Parliament forthwith, if Parliament be sitting, and, if not, then within eight days after the commencement of the next Session."

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

Committee divided.

Ayes, 72.

Mr. Cook,	Mr. Mahony,
Mr. Garrard,	Mr. Nicholson,
Mr. Gould,	Mr. Clarke,
Mr. Watson,	Mr. William Morgan,
Mr. Carruthers,	Mr. Greene,
Mr. Young,	Mr. Millard,
Mr. Wise,	Mr. Schey,
Mr. Crick,	Mr. James Morgan,
Mr. Ferguson,	Mr. Anderson,
Mr. Afleck,	Mr. Copeland,
Mr. Hayes,	Mr. Newman,
Mr. Thomson,	Mr. Moore,
Mr. Frank Farnell,	Mr. Cruickshank,
Mr. Kidd,	Mr. Harris,
Mr. Parkes,	Mr. Kirkpatrick,
Mr. Tonkin,	Mr. Levien,
Mr. Hogue,	Mr. Robert Jones,
Mr. Russell Jones,	Mr. Joseph Abbott,
Mr. Knox,	Mr. Fitzpatrick,
Mr. Ashton,	Mr. Reid,
Mr. Milten,	Mr. Gillies,
Mr. Shipway,	Mr. Gardiner,
Mr. Rigg,	Mr. Thomas Brown,
Mr. Macdonald,	Mr. McGowen,
Mr. Lyne,	Mr. Rawlinson,
Mr. Lee,	Mr. Stevenson,
Mr. Cullen,	Mr. See,
Mr. Whiddon,	Mr. Cann,
Sir Henry Parkes,	Mr. Law,
Mr. Stephen,	Mr. Griffith,
Mr. Davis,	Mr. Archibald Campbell,
Mr. Hawthorne,	Mr. Sleath,
Mr. Storey,	Mr. Wilkinson.
Mr. Ellis,	
Mr. Wilks,	<i>Tellers,</i>
Mr. Perry,	Mr. Bavister,
Mr. McLean,	Dr. Hollis.

*Words inserted.*

Noes, 21.

Mr. Cruickshank,
Mr. Clarke,
Mr. O'Sullivan,
Mr. Chanter,
Mr. Miller,
Mr. Sleath,
Mr. Carroll,
Mr. Travers Jones,
Mr. Crick,
Mr. Pyers,
Mr. Stevenson,
Mr. Gormly,
Mr. Barnes,
Mr. Hayes,
Mr. Ellis,
Mr. Moore,
Mr. Griffith,
Mr. Haynes,
Mr. Afleck.
<i>Tellers,</i>
Dr. Ross,
Mr. Austin Chapman.

No. 4.

No. 4.

SAME BILL.

*Same clause.*

Motion made (*Mr. Hayes*), to leave out from line 20 the words "a period shall be added to the term of the pastoral lease," and insert the words "the lessee shall be given tenant right as hereinafter defined, in all improvements existing on the area withdrawn, provided that if the Local Land Board, on application by the lessee, find that such compensation is insufficient, the lessee may be further given tenant right in any portion or all of the improvements on the area left; and provided, further, that where, in the opinion of the Board, such additional compensation is inadequate, a period may be added to the term of the lease of the area left, such extension in no case to exceed two years and six months" instead thereof.

Question put,—That the words proposed to be left out stand part of the clause.  
Committee divided.

Ayes, 58.

Sir George Dibbs,	Mr. Thomas,
Mr. Anderson,	Mr. Gillies,
Mr. Brunker,	Mr. Whiddon,
Mr. Cook,	Mr. James Morgan,
Mr. Carruthers,	Mr. Cruickshank,
Mr. Garrard,	Mr. William Morgan,
Mr. Stephen,	Mr. Macdonald,
Mr. Hogan,	Mr. O'Reilly,
Mr. Young,	Mr. Thomson,
Mr. Piddington,	Mr. Nicholson,
Mr. Hogue,	Mr. Mahony,
Mr. Henry Chapman,	Mr. Russell Jones,
Mr. Rawlinson,	Mr. Wilks,
Mr. Robert Jones,	Mr. Fowler,
Mr. Copeland,	Mr. McLean,
Mr. Frank Farnell,	Mr. Greene,
Mr. Reid,	Mr. Clarke,
Mr. Archibald Campbell,	Mr. Wall,
Mr. Knox,	Mr. Harris,
Mr. Affleck,	Mr. Black,
Mr. Gould,	Mr. Law,
Mr. Tonkin,	Mr. Kirkpatrick,
Mr. Lee,	Mr. Lees,
Mr. Millard,	Mr. Dick,
Mr. Newman,	Mr. Austin Chapman,
Mr. Smailes,	Mr. Shipway.
Mr. Rigg,	<i>Tellers,</i>
Mr. Hassall,	Mr. Millen,
Mr. Joseph Abbott,	Mr. Molesworth.
Mr. Waddell,	

Noes, 30.

Mr. Hayes,	<i>Tellers,</i>
Mr. Collins,	Mr. Sleath,
Mr. Chanter,	Mr. Crick.
Mr. Ashton,	
Dr. Ross,	
Mr. Pyers,	
Mr. Miller,	
Mr. Travers Jones,	
Mr. Barnes,	
Mr. Carroll,	
Mr. Ferguson,	
Mr. Griffith,	
Mr. Watson,	
Mr. Schey,	
Mr. Thomas Brown,	
Mr. Wilkinson,	
Mr. O'Sullivan,	
Mr. Gormly,	
Mr. Fitzpatrick,	
Mr. Stevenson,	
Mr. Gardiner,	
Mr. Hawthorne,	
Dr. Hollis,	
Mr. McGowen,	
Mr. Davis,	
Mr. Cann,	
Mr. Hughes,	
Mr. Wood,	

*Words stand.*

No. 5.

SAME BILL.

*Same clause.*

Motion made (*Mr. Chanter*), to insert in line 24 after the word "withdrawn" the words "and re-appraised for the extended term," and Question put.

Committee divided.

Ayes, 13.

Mr. Travers Jones,
Mr. Miller,
Mr. Chanter,
Mr. Schey,
Mr. Thomas Brown,
Mr. Stevenson,
Mr. Carroll,
Mr. Gardiner,
Mr. Black,
Mr. Gormly,
Mr. Barnes.
<i>Tellers,</i>
Mr. Wood,
Mr. Austin Chapman.

Noes, 67.

Mr. Robert Jones,	Mr. McFarlane,
Mr. Wall,	Mr. Nicholson,
Mr. James Morgan,	Mr. Kirkpatrick,
Mr. Copeland,	Mr. Lees,
Mr. Brunker,	Mr. Bavister,
Mr. Clarke,	Mr. Thomson,
Mr. Young,	Mr. Millard,
Mr. Garrard,	Mr. O'Sullivan,
Mr. Gould,	Mr. Smailes,
Mr. Sleath,	Mr. Ashton,
Mr. Carruthers,	Mr. Reid,
Mr. Macdonald,	Mr. Millen,
Sir George Dibbs,	Dr. Hollis,
Mr. Rawlinson,	Mr. Fowler,
Dr. Ross,	Mr. Harris,
Mr. Pyers,	Mr. McLean,
Mr. Shipway,	Mr. Greene,
Mr. Piddington,	Mr. Rigg,
Mr. Molesworth,	Mr. Hogue,
Mr. Knox,	Mr. Wilks,
Mr. Tonkin,	Mr. Law,
Mr. Griffith,	Mr. Russell Jones,
Mr. Alexander Campbell,	Mr. Lee,
Mr. McGowen,	Mr. Hogan,
Mr. Affleck,	Mr. Davis,
Mr. Hughes,	Mr. Thomas,
Mr. Henry Chapman,	Mr. Ferguson,
Mr. O'Reilly,	Mr. Newman,
Mr. Mahony,	Mr. Cook,
Mr. Cann,	Mr. William Morgan.
Mr. Stephen,	<i>Tellers,</i>
Mr. Wilkinson,	Mr. Watson,
Mr. Fitzpatrick,	Mr. Hassall.
Mr. Gillies,	
Mr. Frank Farnell,	

*Insertion of proposed words negatived.*

And

And the clause, having been further amended as indicated;—

No. 6.

SAME BILL.

Same clause.

Question put,—That the clause, as amended, stand part of the Bill.  
Committee divided.

Ayes, 64.

Mr. Cook,	Mr. Griffith,	Mr. Schey,
Mr. See,	Mr. Thomson,	Mr. Wilks,
Mr. Brunker,	Mr. Millard,	Mr. Bavister,
Mr. Lyne,	Mr. Newman,	Mr. Fowler,
Mr. Sydney Smith,	Mr. Smailes,	Mr. Rigg,
Mr. Carruthers,	Mr. William Morgan,	Mr. Reid,
Mr. Garrard,	Mr. Shipway,	Mr. Fitzpatrick,
Mr. Young,	Mr. Hughes,	Mr. Sleath,
Mr. Gould,	Mr. Stephen,	Mr. Hassall,
Mr. Copeland,	Mr. Cann,	Mr. McLean,
Mr. Ashton,	Mr. Thomas,	Mr. Macdonald,
Mr. Law,	Dr. Hollis,	Mr. Watson,
Mr. Gillies,	Mr. Lee,	Mr. Ferguson,
Mr. Rawlinson,	Mr. Pvers,	Mr. Nicholson,
Mr. Archibald Campbell,	Mr. James Morgan,	Mr. Kirkpatrick,
Mr. Robert Jones,	Mr. Stevenson,	Mr. Lees,
Mr. Dick,	Mr. Mahony,	Mr. Davis,
Mr. Piddington,	Mr. Henry Chapman,	Mr. McGowen.
Mr. Knox,	Mr. Travers Jones,	
Mr. Millen,	Mr. Chanter,	<i>Tellers,</i>
Mr. O'Reilly,	Mr. Gormly,	Mr. Wall,
Mr. Frank Farnell,	Mr. Hayes,	Mr. O'Sullivan.

Noes, 7.

Mr. Cruickshank,  
Mr. Wood,  
Mr. Haynes,  
Mr. Thomas Brown,  
Mr. Carroll.

*Tellers,*

Mr. Gardiner,  
Mr. Miller.

Clause, as amended, agreed to.

No. 7.

SAME BILL.

Clause 4. Upon the determination, by effluxion of time, of the extended term of a pastoral lease in the Central Division, and of all periods, if any, added thereto, the holder of the lease shall, if not less than two months prior to such determination he shall, have paid a license fee as prescribed, be entitled to occupy the lands theretofore held under such lease under a preferential occupation license, which shall be subject to all the provisions of the Principal Act in respect of occupation licenses, qualified as hereunder:—

- (I) The license fee payable in respect of the land held under the preferential occupation license shall be at the same rate as is payable in respect of the resumed area, unless the Minister shall direct an appraisal thereof to be made; or, if there be no resumed area, or if the resumed area be not held under occupation license, then at a rate to be appraised, and, until such appraisal, and subject to an adjustment of accounts thereupon, at a provisional rate of two pounds per section of six hundred and forty acres.
- (II) ~~Any improvements upon lands held under the preferential occupation license, being improvements effected by the licensee after the commencement of the license shall, for the purposes, and subject to the provisions, of section forty four of the "Crown Lands Act of 1889," be taken to be the property of the licensee.~~
- (III) The Governor may, giving not less than three months notice in the *Gazette*, refuse a renewal of the preferential occupation license; and in such case the preferential occupation license shall determine at the end of the then current year, and the last holder thereof shall be entitled to tenant right (as the same is hereinafter defined) in such improvements as are hereby required to be taken to be the property of the licensee.

~~The provisions of this section shall apply to the preferential occupation license of any lands withdrawn from pastoral lease under the power hereinbefore conferred; but all improvements on such lands shall, for the purposes, and subject to the provisions, of section forty four of the "Crown Lands Act of 1889," be taken to be the property of the licensee.—(Read.)~~

And the Committee continuing to sit after Midnight,—

THURSDAY, 18 OCTOBER, 1894, A.M.

Motion made (*Mr. Schey*), to leave out subsection (II) and insert the words "When the holder of any lands held under preferential occupation license desires to make any improvement on the land so held, he shall give notice of his intention to the Local Land Board, stating the nature of the proposed improvement and its probable cost.

"The Board may thereupon grant a license to such holder to make such improvement, and shall by the license specify the maximum value which shall be attributed to such improvement in the event of tenant right being claimed in respect thereof at any time thereafter. And no value shall be attributed to any such improvement except it be of such a nature as to be of value to any person thereafter selecting the land containing the same; and such value shall not exceed in amount the value of such improvement to any such selector."

"When

"When any holder as aforesaid makes an improvement in accordance with any such license he shall send to the Local Land Board a detailed statement of the work done in making the improvement and of the expenditure in respect thereof. Such statement shall be examined by the Board, and if found correct shall be certified by the Chairman thereof, and retained in the office of the said Board," instead thereof:

Mr. Ashton submitted that the amendment was irrelevant to the clause, and therefore out of order.

The Chairman held the amendment to be in order.

Whereupon motion made (*Mr. Ashton*), that the Chairman leave the chair to report the Point of Order to the House, and ask leave to sit again so soon as the Point of Order has been decided.

Question put.

Committee divided.

Ayes, 38.

Noes, 21.

Mr. Brunner,	Mr. Macdonald,	Mr. Gardiner,	<i>Tellers,</i>
Mr. Carruthers,	Mr. Law,	Mr. Schey,	
Mr. Piddington,	Mr. Wilks,	Mr. Miller,	Mr. Sleath.
Mr. Frank Farnell,	Mr. Hassall,	Mr. Hughes,	Mr. Haynes.
Mr. Garrard,	Mr. Millard,	Mr. Ferguson,	
Mr. Gould,	Mr. Nicholson,	Mr. Pyers,	
Mr. Stephen,	Mr. Shipway,	Mr. Travers Jones,	
Mr. Fitzpatrick,	Mr. Henry Chapman,	Mr. Smailes,	
Mr. Sydney Smith,	Mr. Thomson,	Mr. Watson,	
Mr. Gillies,	Mr. Mahony,	Mr. Davis,	
Mr. Millen,	Mr. Rigg,	Mr. Griffith,	
Mr. Robert Jones,	Mr. Fowler,	Mr. Thomas Brown,	
Mr. Lyne,	Mr. Kirkpatrick,	Mr. Stevenson,	
Mr. McLean,	Mr. Wall,	Mr. Cann,	
Mr. Anderson,	Mr. Gormly,	Mr. Wood,	
Mr. Archibald Campbell,	Mr. Hayes,	Mr. Carroll,	
Mr. Cook,	<i>Tellers,</i>	Mr. Chantor,	
Mr. Young,		Mr. McGowen,	
Mr. Reid,	Mr. Ashton,	Mr. Thomas.	
Mr. Newman,	Mr. O'Reilly.		

*Agreed to.*

Chairman left the chair accordingly.

The Committee resumed—Mr. Speaker having ruled the amendment to be irrelevant to the clause and out of order,—and the clause having been amended as indicated.

*Clause, as amended, agreed to.*

On motion of Mr. Brunner, the Chairman left the chair to report progress, and ask leave to sit again To-morrow.

THURSDAY, 18 OCTOBER, 1894.

No. 8.

CROWN LANDS BILL.

Clause 5 having been dealt with.

Clause 6. Section forty-three of the "Crown Lands Act of 1889" is hereby repealed so far as the same relates to the extension of pastoral and homestead leases in the Western Division.

Every homestead lease in the Western Division granted before or after the commencement of this Act shall have a term of twenty-eight years, and the term shall be divided for the purpose of the appraisalment of the rate of rent into four periods each of seven years.

~~The term of every homestead or pastoral lease in the Western Division,~~

~~(a) granted before the commencement of this Act, and~~

~~(b) brought under the provisions of section twenty-nine of the "Crown Lands Act of 1889," or granted subject to such provisions;~~

~~is hereby extended for seven years, which shall constitute the fourth period of the lease, and the lease shall during such fourth period be held upon the same conditions and at the same rate of rental as during the third period thereof.~~

~~The term of any artesian well lease in the Western Division held concurrently with a pastoral lease is hereby extended so as to expire at the same time as the pastoral lease.~~

Upon the expiration by effluxion of time of the term of any pastoral, homestead, or artesian well, lease in the Western Division the last holder of the lease shall have tenant right (as the same is hereinafter defined) in improvements upon the lands theretofore held under the lease. (*Read.*)

And

Pastoral and homestead leases in the Western Division.

Tenant right in improvements.



And the clause having been amended as indicated,—

Question put,—That the clause, as amended, stand part of the Bill.

Committee divided.

Ayes, 78.

Mr. Russell Jones,	Mr. Storey,	Mr. Pycrs,
Mr. Gould,	Mr. Cann,	Mr. Waddell,
Mr. Cook,	Mr. Hughes,	Mr. Willis,
Mr. Carruthers,	Mr. Hawthorne,	Mr. McFarlane,
Mr. Copeland,	Mr. Harris,	Mr. Gormly,
Mr. Brunker,	Sir Henry Parkes,	Mr. Watson,
Mr. Carroll,	Mr. Joseph Abbott,	Mr. McGowen,
Mr. Millen,	Mr. Morton,	Mr. Lee,
Mr. Lyne,	Mr. Wise,	Mr. Young,
Mr. Ashton,	Mr. Parkes,	Mr. Tonkin,
Mr. Gillics,	Mr. James Morgan,	Mr. Perry,
Mr. Black,	Mr. Macdonald,	Mr. Hogue,
Mr. Haynes,	Mr. Hayes,	Mr. Chanter,
Mr. Frank Farnell,	Mr. Crick,	Mr. Nicholson,
Mr. Garrard,	Mr. Rigg,	Mr. Hogan,
Mr. Rawlinson,	Mr. Archibald Campbell,	Mr. Reid,
Mr. Robert Jones,	Mr. Millard,	Mr. Kirkpatrick,
Mr. William Morgan,	Mr. Whiddon,	Mr. Molesworth,
Mr. McMillan,	Mr. Wilks,	Mr. Collins,
Mr. Knox,	Mr. Ewing,	Mr. Wilkinson,
Mr. Henry Chapman,	Mr. O'Sullivan,	Mr. Sleath,
Mr. Newman,	Mr. Anderson,	Mr. Schey,
Mr. Thomson,	Mr. Fowler,	<i>Tellers,</i>
Dr. Graham,	Mr. McLean,	Mr. Moore,
Mr. Bavister,	Mr. Law,	Mr. Hassall.
Mr. Smailes,	Mr. Stevenson,	
Mr. Thomas,	Mr. Mahony,	

Noes, 5.

Mr. Cruickshank,  
Mr. Miller,  
Mr. Thomas Brown.  
*Tellers,*  
Mr. Clarke,  
Mr. Austin Chapman.

*Clause, as amended, agreed to.*

And clauses 7 and 9 having been negatived, and clause 8 postponed,—

On motion of Mr. Carruthers, the Chairman left the Chair to report progress and ask leave to sit again on Tuesday next.

RICHD. A. ARNOLD,  
Clerk Assistant.



1894.  
(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

No. 5.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

TUESDAY, 23 OCTOBER, 1894.

No. 1.

HOSPITALS ACTS FURTHER AMENDMENT BILL.

(Legislative Council's Amendments referred to in Message of 11th October, 1894.)

The Committee having agreed to the Council's amendments, down to and including clause 6,—  
Motion made (Mr. Waddell), That the Committee agree to the Council's amendment on pages 2 and 3, clause 7, lines 57 and 2. ~~Omit "Governor with the advice of the Executive Council may by notification in the Gazette" insert "Committee may"~~

And Question put.

Committee divided.

Ayes, 43.

Mr. Cook,	Mr. O'Sullivan,
Mr. Brunker,	Mr. Kidd,
Mr. Waddell,	Mr. Alexander Campbell,
Mr. Garrard,	Mr. Morton,
Mr. Young,	Mr. Thomson,
Mr. Sydney Smith,	Dr. Graham,
Mr. Tonkin,	Mr. Mahony,
Mr. Henry Chapman,	Mr. Joseph Abbott,
Mr. Shipway,	Mr. Stephen,
Mr. Frank Farnell,	Mr. Nicholson,
Mr. O'Reilly,	Mr. Barnes,
Mr. Knox,	Mr. Cruickshank,
Mr. Ashton,	Mr. McFarlane,
Mr. Rawlinson,	Mr. Harris,
Mr. Reid,	Mr. Lees,
Mr. Carroll,	Mr. Clarke,
Mr. Cullen,	Mr. Piddington,
Mr. Affleck,	Mr. William Morgan.
Mr. Stevenson,	<i>Tellers,</i>
Mr. Millen,	Mr. Hogue,
Mr. Storey,	Mr. Fegan.
Mr. Dick,	
Mr. Wall,	

Noes, 26.

Mr. Pyers,	Mr. Blak.
Dr. Ross,	<i>Tellers,</i>
Mr. James Morgan,	Mr. Cann,
Mr. Travers Jones,	Mr. Thomas.
Mr. Smailes,	
Mr. Schey,	
Mr. Willard,	
Mr. Macdonald,	
Mr. Sleath,	
Mr. Hughes,	
Mr. Watson,	
Mr. Wood,	
Mr. Law,	
Mr. Edden,	
Mr. Fowler,	
Mr. Wilks,	
Sir Henry Parkes,	
Mr. Lee,	
Mr. Watkins,	
Mr. Cameron,	
Mr. McLean,	
Mr. Anderson,	
Mr. Bavister,	

*Amendment agreed to.*

And the remaining amendments made by the Council having been agreed to,—

No. 2.

SAME BILL.

Motion made (Mr. Waddell), That the Chairman leave the Chair, and report that the Committee have agreed to the Legislative Council's amendments in the Bill,—and Question put.

243—A

Committee

Committee divided.

	Ayes, 50.		Nocs, 19.
Mr. Cook,	Mr. Carroll,	Mr. Perry,	Mr. Pyers,
Mr. Gould,	Mr. Cullen,	Mr. Edden,	Dr. Ross,
Mr. Brunker,	Mr. Affleck,	Mr. Harris,	Mr. Travers Jones,
Mr. Black,	Mr. Stevenson,	Mr. Lees,	Mr. Smailes,
Mr. William Morgan,	Mr. Storey,	Mr. Barnes,	Mr. Schey,
Mr. Waddell,	Mr. Dick,	Mr. Piddington.	Mr. Sleath,
Mr. Garrard,	Mr. Cann,		Mr. Hughes,
Mr. Reid,	Mr. Kidd,	Tellers,	Mr. Thomas,
Mr. Young,	Mr. Alexander Campbell,	Mr. Wall,	Mr. Watson,
Mr. Sydney Smith,	Mr. Morton,	Mr. O'Sullivan.	Mr. Wood,
Mr. Hogue,	Mr. Thomson,		Mr. Law,
Mr. Fegan,	Dr. Graham,		Mr. McGowen,
Mr. Tonkin,	Mr. James Morgan,		Mr. Wilks,
Mr. Henry Chapman,	Mr. Mahony,		Sir Henry Parkes,
Mr. Shipway,	Mr. Joseph Abbott,		Mr. Camcron,
Mr. Frank Farnell,	Mr. Stephen,		Mr. Watkins,
Mr. O'Reilly,	Mr. Nicholson,		Mr. Fitzpatrick.
Mr. Knox,	Mr. McLean,		Tellers,
Mr. Ashton,	Mr. Cruickshank,		Mr. Lee,
Mr. Rawlinson,	Mr. McFarlane,		Mr. Macdonald.
Mr. Millen,	Mr. Fowler,		

Agreed to.

Chairman left Chair.

No. 3.

CROWN LANDS BILL.

Power to classify  
Crown lands.

Clause 10. For the purpose of effecting a proper classification of Crown lands, the Governor shall have power, after such inquiry and report as may be deemed expedient, to declare by notification in the "Gazette" that the Crown lands comprised within any tract or area to be described in the notification shall be set apart for holdings (whether by way of purchase, lease, or otherwise) of the kinds which are specified in the notification; and thereupon the Crown lands comprised within the tract or area so described shall cease to be available, and any lands within the tract or area which may thereafter become Crown lands shall not become available, for the purpose of any application for a holding of a kind not specified in the notification except as hereinafter provided.

Power to with-  
hold Crown  
lands until sur-  
vey effected.

For the purpose of effecting a proper survey and subdivision of Crown Lands, the Governor shall have power to declare by notification in the *Gazette* that the Crown lands comprised within any tract or area to be described in the notification shall not be available for the purposes of any application until a further notification has been published in the *Gazette*; and thereupon the Crown lands comprised within the tract or area so described shall cease to be available, and any lands within the tract or area which may thereafter become Crown lands shall not become available, for the purposes of any application, until such further notification has been published, or, if such further notification specify a future date, then until such date.

Any notification under this section may in the like manner be corrected, amended, modified, or revoked, whether as to the whole or any part thereof; and it shall be sufficient for the purposes of any such notification if the description of lands is in any form of general description.

Provided always that no such notification shall affect:—

- (a) The reservation or dedication for public purposes of any Crown lands; or
- (b) The granting or renewing of occupation licenses and annual leases, unless the same be expressly excluded; or
- (c) Any lease in existence at the date thereof. (*Read.*)

And the clause having been amended as indicated,—

Motion made (*Mr. Chanter*), to insert after the word "*Gazette*," in line 3, the words "and some newspaper published in the district,"—and Question put.

Committee divided.

	Ayes, 38.		Noes, 53.
Mr. Sec,	Mr. McFarlane,	Mr. Tonkin,	Mr. Watkins,
Mr. Clarke,	Mr. Ferguson,	Mr. Lyne,	Mr. Ellis,
Mr. Perry,	Mr. Schey,	Mr. James Morgan,	Mr. William Morgan,
Mr. Moore,	Mr. Cann,	*Mr. Rawlinson,	Mr. Sydney Smith,
Mr. Chanter,	Mr. Gormly,	Mr. Brunker,	Mr. Gould,
Mr. Carroll,	Mr. Watson,	Mr. Garrard,	Mr. Russell Jones,
Mr. Piddington,	Mr. Gillies,	Mr. Fegan,	Mr. Wood,
Mr. Pyers,	Mr. Thomas Brown.	Mr. Carruthers,	Mr. Law,
Mr. Travers Jones,	Tellers,	Mr. Greene,	Mr. Smailes,
Mr. Gardiner,	Mr. Levien,	Mr. Ashton,	Mr. Mahony,
Mr. O'Sullivan,	Mr. Hassall.	Mr. Millen,	Mr. Stephen,
Mr. McGowen,		Mr. Wright,	Mr. Joseph Abbott,
Mr. Hughes,		Mr. Parkes,	Mr. Thomson,
Mr. Macdonald,		Dr. Ross,	Dr. Graham,
Mr. Thomas,		Mr. Rigg,	Mr. Wilks,
Mr. Cruickshank,		Mr. Cook,	Mr. Fowler,
Mr. Sleath,		Mr. Henry Chapman,	Mr. Barister,
Mr. Miller,		Mr. Morton,	Mr. Harris,
Mr. Rose,		Mr. Young,	Mr. Nicholson,
Mr. Haynes,		Mr. Knox,	Mr. Reid,
Mr. Black,		Mr. Molcsworth,	Mr. Anderson,
Mr. Archibald Campbell,		Mr. Frank Farnell,	Mr. Newman,
Mr. Lees,		Sir Henry Parkes,	Mr. McLean.
Mr. Stevenson,		Mr. Lee,	Tellers,
*Mr. Rawlinson,		Mr. Hogue,	Mr. FitzGerald,
Mr. Price,		Mr. Affleck,	Mr. Waddell.
Mr. Hawthorne,		Mr. O'Reilly,	
Mr. Collins,		Mr. Dick,	

\* So in Tellers' Lists.

Insertion of proposed words negatived.

And the clause having been further amended as indicated,—

No. 4.

No. 4.

## SAME BILL.

*Same clause.*Motion made (*Mr. Moore*), to add to the clause the word "or,"—and Question put.

Committee divided.

Ayes, 23.

Mr. Gillies,  
Mr. Lee,  
Mr. Fegan,  
Mr. Piddington,  
Mr. Thomas Brown,  
Mr. Hassall,  
Mr. Moore,  
Mr. Travers Jones,  
Mr. Cruickshank,  
Mr. Price,  
Mr. Haynes,  
Mr. Carroll,  
Mr. Pycers,  
Mr. O'Sullivan,  
Mr. Wall,  
Mr. Clarke,  
Mr. Black,  
Mr. Ferguson,  
Mr. Edden,  
Mr. Hayes,  
Mr. Watkins.

*Tellers,*

Mr. James Morgan,  
Mr. Miller.

Noes, 63.

Mr. FitzGerald,	Mr. Ellis,
Mr. Lyne,	Mr. Wood,
Mr. See,	Mr. Alexander Campbell,
Mr. Rawlinson,	Mr. Gormly,
Mr. Brunker,	Mr. Storey,
Mr. Carruthers,	Mr. O'Reilly,
Mr. Sydney Smith,	Mr. Greene,
Mr. Chanter,	Mr. Affleck,
Mr. Ashton,	Mr. Millard,
Mr. Gould,	Mr. McLean,
Mr. Whiddon,	Mr. Shipway,
Mr. Knox,	Mr. Gardiner,
Mr. Cameron,	Mr. Nicholson,
Dr. Ross,	Mr. McGowen,
Mr. Russell Jones,	Mr. Dick,
Mr. Morton,	Mr. Young,
Mr. Martin,	Mr. Garrard,
Mr. McFarlane,	Mr. Harris,
Mr. Thomson,	Mr. Sleath,
Mr. Davis,	Mr. Fowler,
Mr. Perry,	Mr. Hawthorne,
Mr. Millen,	Mr. Griffith,
Mr. Henry Chapman,	Mr. Watson,
Mr. Macdonald,	Mr. Lees,
Mr. Reid,	Mr. Cook,
Mr. Anderson,	Mr. Cann,
Mr. William Morgan,	Mr. Frank Farnell,
Mr. Rigg,	Mr. Schey.
Mr. Law,	<i>Tellers,</i>
Mr. Smalls,	Mr. Stephen,
Mr. Wilks,	Mr. Newman.
Mr. Stevenson,	
Mr. Wise,	

*Addition of proposed word negatived.**Clause, as amended, agreed to.*

On motion of Mr. Carruthers, the Chairman left the Chair to report progress and ask leave to sit again To-morrow.

WEDNESDAY, 24 OCTOBER, 1894.

No. 5.

## CROWN LANDS BILL.

Clause 11. The Governor may, under the power conferred by the last preceding section, set apart any tract of Crown lands for disposal by way of homestead selection; and any tract of Crown lands so set apart shall be dealt with as follows:—

- (I) A subdivision shall be made thereof into blocks, **no one of which shall not be more than one thousand two hundred and eighty acres in area**, and the standard to be adopted in regulating the area of each such block shall be that the selector thereof may, by agriculture or by agriculture combined with any other ordinary pursuits, be enabled to **establish and maintain his home thereon**.
- (II) A valuation of the said blocks "shall be made" according to the capabilities and situation of the land, "and in making such valuation due regard shall be paid to the tenure of the holding and to the intention of these provisions that the selector may be enabled to" **establish and maintain his home thereon; but in no case shall a lower value be set on any block than ten shillings per acre**.
- (III) An appraisalment of the value **to an incoming tenant** of any improvements on any such block may be made **after inquiry and report** by the Local Land Board in the prescribed manner, and such appraisalment shall, as between the owner of the improvements and any person selecting the said block, be conclusive evidence of the value of the improvements at the date of the appraisalment.
- (IV) A notification by the Minister shall be published in the *Gazette* **and in a local newspaper** giving particulars of the said blocks and of their respective areas and values and of the appraised value of any improvements thereon, and specifying a date from and after which the said blocks shall be available for selection; the value and area specified in the said notification, in respect of any block, shall be taken to be the capital value and area thereof for all purposes of the rent herein-after provided.
- (V) The Minister may also notify that special conditions as to drainage, irrigation, the clearing, cutting, preservation or planting of timber, or such other matters as require to be regulated in the public interest, will be made conditions of a homestead selection of any such block, and will be inserted in the grant of any such block when issued. (*Read.*)

And the clause having been amended as indicated,—

Motion

Motion made (*Mr. Millen*), to leave out from line 1 of subsection (1) the words "shall be made"

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

Committee divided.

Ayes, 54.

Mr. Clarke,	Mr. Perry,
Mr. Molesworth,	Mr. Bavister,
Mr. Young,	Mr. William Morgan,
Mr. Garrard,	Mr. Rigg,
Mr. Carruthers,	Mr. Frank Farnell,
Mr. Brunker,	Mr. Pyers,
Mr. Gould,	Mr. Davis,
Mr. Macdonald,	Mr. James Morgan,
Mr. Wall,	Mr. Alexander Campbell,
Mr. Sleath,	Mr. Ferguson,
Mr. Hughes,	Dr. Graham,
Mr. Watson,	Mr. Kirkpatrick,
Dr. Ross,	Mr. Law,
Mr. Rawlinson,	Mr. Lees,
Mr. Cook,	Mr. Shipway,
Mr. Martin,	Mr. Henry Chapman,
Mr. Parkes,	Mr. Miller,
Mr. Hogan,	Mr. Fowler,
Mr. Asleck,	Mr. Harris,
Mr. Storey,	Mr. Schey,
Mr. Mahony,	Mr. Lee,
Mr. Archibald Campbell,	Mr. McGowen,
Mr. Hogue,	Mr. Ellis,
Mr. Russell Jones,	Mr. Hawthorne.
Mr. Cullen,	<i>Tellers,</i>
Mr. Cameron,	Mr. Joseph Abbott,
Mr. Kidd,	Mr. Cann.
Mr. Stephen,	

Noes, 35.

Mr. See,	Mr. Thomson,
Mr. Collins,	Mr. Stevenson,
Mr. Cruickshank,	Mr. Millard,
Mr. Chanter,	Mr. Morton,
Mr. Ashton,	Mr. Fegan.
Mr. Millen,	<i>Tellers,</i>
Mr. Knox,	Mr. Price,
Mr. Wright,	Mr. Gardiner.
Mr. Haynes,	
Mr. Piddington,	
Mr. Travers Jones,	
Mr. Barnes,	
Mr. Ewing,	
Mr. Hassall,	
Mr. Waddell,	
Mr. Carroll,	
Mr. Thomas Brown,	
Mr. O'Sullivan,	
Mr. Thomas,	
Mr. Moore,	
Mr. Rose,	
Mr. Wilks,	
Mr. Nicholson,	
Mr. McFarlane,	
Mr. Hayes,	
Mr. Gormly,	
Mr. Fitzpatrick,	
Mr. McLean,	

*Words stand.*

No. 6.

SAME BILL.

*Same clause.*

Motion made (*Mr. Oullen*), to leave out from lines 2, 3, and 4 of subsection (1) the words "and in making such valuation due regard shall be paid to the tenure of the holding, and to the intention of these provisions that the selector may be enabled to"

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

Committee divided.

Ayes, 64.

Mr. Hogue,	Mr. Rigg,
Mr. Molesworth,	Mr. Hawthorne,
Mr. Brunker,	Mr. Morton,
Mr. Young,	Mr. Millard,
Mr. Gould,	Mr. Thomson,
Mr. Carruthers,	Mr. Davis,
Mr. Ashton,	Mr. Alexander Campbell,
Mr. Millen,	Dr. Graham,
Mr. Garrard,	Mr. Hassall,
Mr. Wall,	Mr. Greene,
Mr. Thomas,	Mr. Ewing,
Mr. Henry Chapman,	Mr. Pyers,
Mr. Schey,	Mr. Wilks,
Mr. Hogan,	Mr. Gormly,
Mr. Parkes,	Mr. Anderson,
Mr. Martin,	Mr. Harris,
Mr. Shipway,	Mr. Kidd,
Mr. James Morgan,	Mr. Cann,
Mr. Knox,	Mr. Lee,
Mr. Asleck,	Mr. McGowen,
Mr. Storey,	Mr. Cruickshank,
Mr. Archibald Campbell,	Mr. Cook,
Mr. Stephen,	Mr. Watson,
Mr. Mahony,	Mr. William Morgan,
Mr. Macdonald,	Mr. Ellis,
Mr. Frank Farnell,	Mr. Cameron,
Mr. Price,	Mr. Fegan,
Mr. Moore,	Mr. Piddington,
Mr. O'Sullivan,	Mr. Wood.
Mr. Haynes,	<i>Tellers,</i>
Mr. Sleath,	Mr. Stevenson,
Mr. Lees,	Mr. Waddell.
Mr. Fitzpatrick,	

Noes, 21.

Mr. Hayes,
Mr. Rawlinson,
Mr. Perry,
Mr. Miller,
Mr. Travers Jones,
Mr. McFarlane,
Mr. Whiddon,
Mr. Carroll,
Mr. Collins,
Mr. See,
Mr. Chanter,
Mr. Wise,
Mr. Wright,
Mr. Joseph Abbott,
Mr. McLean,
Mr. Watkins,
Mr. Hughes,
Mr. Gardiner,
Mr. Thomas Brown.
<i>Tellers,</i>
Mr. Clarke,
Mr. Cullen.

*Words stand.*

And the clause having been further amended as indicated,—

No. 7.

SAME BILL.

*Same clause.*

Motion made (*Mr. McFarlane*), to insert in place of the words omitted from the end of subsection (1) the words "such value not to exceed one pound per acre"—and Question put.

Committee

Committee divided.

Ayes, 11.

Mr. James Morgan,  
Mr. Chanter,  
Mr. Hayes,  
Mr. Carroll,  
Mr. McFarlane,  
Mr. Pyers,  
Mr. Miller,  
Mr. Gormly,  
Mr. Clarke.

*Tellers,*

Mr. Travers Jones,  
Mr. Fegan.

Mr. Brunker,  
Mr. Sydney Smith,  
Mr. Piddington,  
Mr. Rawlinson,  
Mr. William Morgan,  
Mr. Moore,  
Mr. Carruthers,  
Mr. Schey,  
Mr. McLean,  
Mr. Hughes,  
Mr. Ashton,  
Mr. Thomas Brown,  
Mr. Kidd,  
Mr. Shipway,  
Mr. Wood,  
Mr. Gardiner,  
Mr. Thomas,  
Mr. Watkins,

Noes, 51.

Mr. Reid,  
Mr. Gould,  
Mr. Macdonald,  
Mr. Frank Farnell,  
Mr. Young,  
Mr. Millard,  
Mr. Thomson,  
Mr. Affleck,  
Mr. Wall,  
Mr. O'Sullivan,  
Mr. Alexander Campbell,  
Mr. Garrard,  
Mr. Law,  
Mr. Cook,  
Mr. Gillies,  
Mr. McGowen,  
Mr. Wilks,  
Mr. Sleath,  
Mr. Nicholson,  
Mr. Edden,  
Mr. Morton,  
Mr. Kirkpatrick,  
Mr. Price,  
Mr. Archibald Campbell,  
Mr. Millen,  
Mr. Stevenson,  
Mr. Watson,  
Mr. Ewing,  
Mr. Cann,  
Mr. Lee,  
Mr. Cruickshank.

*Tellers,*

Mr. Knox,  
Mr. Hassall.

*Insertion of proposed words negatived.*

And the clause having been further amended as indicated,—

*Clause, as amended, agreed to.*

No. 8.

SAME BILL.

Clause 12. From and after the date specified in the aforesaid notification, any person, who is not disqualified, may apply for any block so notified as a homestead selection. The application shall be made and lodged in the prescribed manner, and shall be accompanied by a half year's rent in advance "and a survey fee according to the prescribed scale; or if the applicant desires to defer the payment of the survey fee, then by" "one-third" of the total amount thereof. Application and confirmation.

Every person shall be disqualified from being an applicant for a homestead selection if—

- (a) ~~He~~ **Such person** is under the age of sixteen years; or
- (b) ~~She~~ **Such person** is a married woman not living apart from her husband under a decree for judicial separation; or
- (c) ~~He~~ **Such person** is subject to any legal disability other than non-age or coverture, or to any disqualification specially mentioned in the Crown Lands ~~Act~~ **Acts**.

The applicant for a homestead selection shall, upon the day appointed, satisfy the Local Land Board that he or she is qualified, and that the application has been made in accordance with the provisions of this Act. The Local Land Board shall confirm the application if so satisfied, unless it permits the applicant to withdraw the same. The Local Land Board shall disallow any application if not so satisfied.

The confirmation of an application shall determine any occupation license or annual lease so far as it affects the block for which the application has been confirmed, and shall entitle the applicant to take possession thereof. (*Read.*)

And the Committee continuing to sit after Midnight,—

THURSDAY, 25 OCTOBER, 1894, A.M.

Motion made (*Mr. Affleck*), to leave out from lines 4 and 5 the words "and a survey fee according to the prescribed scale; or if the applicant desires to defer the payment of the survey fee, then by"

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

Committee divided.

Ayes, 33.

Mr. Brunker,  
Mr. Garrard,  
Mr. Cook,  
Mr. Sydney Smith,  
Mr. Gould,  
Mr. Carruthers,  
Mr. Thomas Brown,  
Mr. Ashton,  
Mr. Gillies,  
Mr. Schey,  
Mr. Frank Farnell,  
Mr. Archibald Campbell,  
Mr. Young,  
Mr. Travers Jones,  
Mr. Rawlinson,  
Mr. Wall,  
Mr. Morton,  
Mr. Reid,  
Mr. Alexander Campbell,  
Mr. Moore,  
Mr. Shipway,  
Mr. Gardiner,  
Mr. Law,  
Mr. McGowen,  
Mr. McLean,  
Mr. Thomson,  
Mr. Anderson,  
Mr. Kirkpatrick,  
Mr. Edden,  
Mr. Nicholson,  
Mr. Wilks,  
*Tellers,*  
Mr. Millen,  
Mr. Clarke.

Noes, 17.

Mr. Miller,  
Mr. Pyers,  
Mr. Wood,  
Mr. Macdonald,  
Mr. Hughes,  
Mr. Watson,  
Mr. Watkins,  
Mr. Carroll,  
Mr. William Morgan,  
Mr. Piddington,  
Mr. Affleck,  
Mr. Millard,  
Mr. Gormly,  
Mr. Sleath,  
Mr. Cruickshank.  
*Tellers,*  
Mr. Price,  
Mr. O'Sullivan.

*Words stand.*

No. 9.

SAME BILL.

*Same clause.*

Motion made (*Mr. Schey*), to leave out from line 5 the word "one-third" and insert "one-seventh" instead thereof. Question

Question put,—That the word proposed to be left out stand part of the clause.  
Committee divided.

Ayes, 30.

Mr. Brunker,	Mr. Bawlinson,
Mr. Gould,	Mr. Reid,
Mr. Garrard,	Mr. Alexander Campbell,
Mr. Cook,	Mr. McLean,
Mr. Sydney Smith,	Mr. Law,
Mr. Carruthers,	Mr. Gardiner,
Mr. Thomas Brown,	Mr. Shipway,
Mr. Ashton,	Mr. Anderson,
Mr. Millen,	Mr. Kirkpatrick,
Mr. Clarke,	Mr. Edden,
Mr. Gillies,	Mr. Nicholson,
Mr. Frank Farnell,	Mr. Wilks.
Mr. Archibald Campbell,	<i>Tellers,</i>
Mr. Young,	
Mr. Affleck,	Mr. Thomson,
Mr. Piddington,	Mr. Morton.

Noes, 20.

Mr. Pyers,	Mr. Watson,
Mr. Travers Jones,	Mr. Cruickshank,
Mr. Miller,	<i>Tellers,</i>
Mr. Schey,	
Mr. Carroll,	Mr. Wood,
Mr. William Morgan,	Mr. Moore.
Mr. Sleath,	
Mr. O'Sullivan,	
Mr. Millard,	
Mr. Price,	
Mr. McGowen,	
Mr. Hughes,	
Mr. Macdonald,	
Mr. Watkins,	
Mr. Gormly,	
Mr. Chanter,	

*Word stands.*

And the clause having been amended as indicated,—

*Clause, as amended, agreed to.*

No. 10.

SAME BILL.

*Conditions Precedent to a Grant.*

Conditions to be performed.

Clause 13. The applicant shall perform, to the satisfaction of the Local Land Board, the following conditions, which shall be taken to be conditions precedent to the right to a grant, ~~and not as conditions subsequent~~ :—

- (a) He shall within the prescribed time pay the balance (if any) of survey fee; and
- (b) He shall pay the value of ~~any~~ the improvements as ~~existing at the date of the confirmation of the application~~ appraised, and interest on such value at the rate of ~~five~~ four per centum per annum, the payment being made in ~~three~~ four equal yearly instalments, at the dates and in the manner prescribed; and
- (c) He shall, within three months after the confirmation of his application, commence to live upon the homestead selection, and shall continue to have his home and place of abode there until the issue of the grant: Provided always that if the applicant die or be declared a lunatic this condition precedent may be performed by any member of his family or any other person to be approved by the Local Land Board. The Local Land Board shall have power to grant leave to the applicant to cease living upon the selection for such necessary causes as may be prescribed, and for such period as may be determined; and
- (d) He shall within eighteen months erect upon the homestead selection and maintain a dwelling house of not less than ~~fifty~~ twenty pounds in value; and
- (e) He shall at the prescribed date or dates pay an annual rent which shall amount to one and a quarter per centum of the capital value of the block; the said rent shall be paid in two equal half-yearly instalments in advance; and
- (f) He shall perform and observe the special conditions (if any) which have been notified by the Minister as hereinbefore provided. (*Read.*)

And the clause having been amended as indicated,—

Motion made (*Mr. Watson*), to add to the clause the following words :—

- "(g) He shall within two years and during the third and fourth and fifth year after the confirmation of his application have not less than one-twentieth of the area of the homestead selection in full tillage to the satisfaction of the Local Land Board,"—and Question put.

Committee divided.

Ayes, 3.

Mr. McGowen,
<i>Tellers,</i>
Mr. Wood,
Mr. Watson.

Noes, 47.

Mr. Brunker,	Mr. O'Sullivan,	Mr. Law,
Mr. Wall,	Mr. Gardiner,	Mr. McLean,
Mr. Lyne,	Mr. Affleck,	Mr. Watkins,
Mr. Miller,	Mr. Chanter,	Mr. Nicholson,
Mr. Schey,	Mr. Gould,	Mr. Ashton,
Mr. Carruthers,	Mr. Millen,	Mr. William Morgan,
Mr. Sydney Smith,	Mr. Piddington,	Mr. Archibald Campbell,
Mr. Hughes,	Mr. Young,	Mr. Cook,
Mr. Frank Farnell,	Mr. Thomas Brown,	Mr. Edden,
Mr. James Morgan,	Mr. Millard,	Mr. Garrard,
Mr. Pyers,	Mr. Reid,	Mr. Morton.
Mr. Travers Jones,	Mr. Carroll,	<i>Tellers,</i>
Mr. Clarke,	Mr. Gillies,	
Mr. Price,	Mr. Shipway,	Mr. Macdonald,
Mr. Rawlinson,	Mr. Wilks,	Mr. Sleath.
Mr. Cruickshank,	Mr. Alexander Campbell,	
Mr. Moore,	Mr. Gormly,	

*Addition of proposed words negatived.*

*Clause, as amended, agreed to.*

And clause 14 having been dealt with and clause 15 read,—

On motion of Mr. Carruthers, the Chairman left the Chair to report progress and ask leave to sit again To-morrow.

THURSDAY,



THURSDAY, 25 OCTOBER, 1894.

No. 11.

## CROWN LANDS BILL.

Clause 15. The Governor shall issue a "grant in fee simple" of the homestead selection (to be termed a homestead grant) to an applicant who has duly obtained a certificate from the Local Land Board; and the Governor may, upon the expiration of five years from the date of the confirmation of the application, issue a grant to an applicant who has failed to obtain the said certificate in any case where he is satisfied that the applicant is nevertheless deserving of the grant. The grant of a homestead selection.

The grant of a homestead selection shall contain provisions for— The obligations under the grant.

- (a) The annual payment by the grantee, his heirs, and assigns for ever of a perpetual rent, the yearly amount of which shall be ~~three~~ two and one-half per centum of the capital value of the homestead selection as fixed under this Act; and
- (b) The performance by the grantee, his heirs, and assigns for ever of an obligation to live upon the homestead selection, having his or their home and place of abode there; and
- (c) Forfeiture to the Crown of the lands granted in case the obligation to live thereon or to pay any sums due as rent be not duly performed.

The obligation to live on the lands granted, and the liability to pay rent shall be incidents in perpetuity of the tenure of the lands held under a homestead grant; and the provisions to be inserted in a homestead grant for the purpose of defining the said incidents of tenure, and securing the due performance thereof shall be in such form as may be prescribed.

The value of the homestead selection shall be the value, irrespective of improvements, and shall, for the first period of ten years after the issuing of the grant thereof, be the value, as notified in accordance with the provisions hereinbefore contained, and for every succeeding period of ten years shall be determined, irrespective of improvements, in accordance with the provisions of section six of the Crown Lands Act of 1889.

The owner for the time being may perform the aforesaid obligation to live upon the homestead selection by some person over the age of sixteen years as his representative, who shall be approved by the Minister or such other authority as the Governor may appoint for the purpose; and any such approval may be subject to conditions to secure the proper user of the land.

The Governor may from time to time by regulations define the minimum period of living on the land in each year which shall be taken to satisfy the aforesaid obligation, being not less than seven months in every year ~~in the case of the performance thereof by an owner, and ten months in every year in the case of any other person performing the same~~; and may in the like manner provide for the granting of exemptions from the performance of the aforesaid obligation or for the relaxation thereof in such cases of inability, difficulty, or hardship as are likely to arise, and may attach such conditions to the granting of an exemption or relaxation as may appear desirable to secure the proper user of the land and to carry out the policy of this Act, but no such exemption or relaxation shall be granted for more than three years in advance. Regulations as to the performance of obligation to reside.

In any case where, in pursuance of the regulations for the time being in force, an exemption or relaxation has been granted and the conditions, if any, of such exemption or relaxation fulfilled, a forfeiture shall not be enforced for the non-performance of the said obligation during the period of such exemption or relaxation.

The Governor shall not have power to discharge, release, or abrogate the obligation to live upon the lands held under any such grant or to pay the rent, and the acceptance of rent shall not of itself constitute a waiver of any forfeiture which may have accrued.

The grant of a homestead selection may contain provisions to secure the creation and maintenance of channels for drainage or irrigation purposes, and the preservation or planting of trees for timber and shade, and such reservations of rights, powers, minerals, and materials as may appear to the Governor necessary in the public interest.

Upon the forfeiture to the Crown of any lands held under a homestead grant, the Registrar-General shall make an entry of such forfeiture upon the folium of the register containing such grant, and the holder of the duplicate copy of such grant shall deliver up the same to the Registrar-General for the purpose of being cancelled.

No assignment of the lands described in a homestead grant shall be registered by the Registrar-General unless the Minister certifies, in the prescribed form, that all the obligations of the grant have been duly fulfilled, and the registration of such assignment shall be evidence of the fulfilment of all the obligations under the grant. (*Further considered.*)

Motion made (*Mr. Price*), to leave out from line 1 the words "grant in fee simple" and insert the words "perpetual lease" instead thereof.

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

Committee

Committee divided.

Ayes, 88.

Mr. Rawlinson,	Mr. Stephen,
Mr. Sydney Smith,	Mr. Cameron,
Mr. Carruthers,	Mr. Bawister,
Mr. Brunker,	Mr. James Morgan,
Mr. Garrard,	Mr. Wilks,
Mr. Young,	Mr. Hawthorne,
Mr. Reid,	Mr. Thomson,
Mr. Hogue,	Dr. Graham,
Mr. Molesworth,	Mr. Millard,
Mr. Millen,	Mr. Tonkin,
Mr. Frank Farnell,	Mr. Nicholson,
Dr. Ross,	Mr. H. H. Brown,
Mr. Parkes,	Mr. Piddington,
Mr. Robert Jones,	Mr. Dick,
Mr. Ashton,	Mr. Thomas Brown,
Mr. Afleck,	Dr. Hollis.
Mr. Newman,	<i>Tellers,</i>
Mr. Mahony,	Mr. McFarlane,
Mr. Moore,	Mr. Waddell.
Mr. Stevenson,	

Noes, 26.

Mr. Copeland,	Mr. Law,
Mr. Clarke,	Mr. Lee,
Mr. Barnes,	Mr. Gormly,
Mr. Kidd,	Mr. Schey.
Mr. Travers Jones,	<i>Tellers,</i>
Mr. Chanter,	Mr. Hughes,
Mr. Carroll,	Mr. Smailes.
Mr. Wood,	
Mr. Watson,	
Mr. O'Sullivan,	
Mr. Price,	
Mr. Miller,	
Mr. Perry,	
Mr. FitzGerald,	
Mr. Edden,	
Mr. Sleath,	
Mr. Watkins,	
Mr. Cann,	
Mr. Collins,	
Mr. Kirkpatrick,	

*Words stand.*

No. 12.

SAME BILL.

*Same clause.*

Motion made (*Mr. Chanter*), to leave out from line 2 of subsection (a) the word "three" and insert the word "two" instead thereof.

And the Chairman having under Standing Order No. 157 directed Mr. Crick, the Honorable Member for West Macquarie, to discontinue his speech on the ground of continued irrelevance,—

Mr. Crick required,—That the Question, That he be further heard, be put,—and Question thereupon put.

Committee divided.

Ayes, 63.

Sir George Dibbs,	Mr. Wilks,
Mr. James Morgan,	Mr. Stevenson,
Mr. Slattery,	Mr. Cruickshank,
Mr. Chapman,	Mr. Clarke,
Mr. Crick,	Mr. Macdonald,
Mr. Smailes,	Mr. Pyers,
Mr. Travers Jones,	Mr. Ferguson,
Mr. Hughes,	Mr. McLean,
Mr. Sleath,	Dr. Hollis,
Mr. Lyne,	Mr. Thomas,
Mr. Perry,	Mr. Watson,
Mr. See,	Mr. Cann,
Mr. Kidd,	Mr. McGowen,
Mr. Wise,	Mr. McFarlane,
Mr. Robert Jones,	Mr. Hawthorne,
Mr. Collins,	Mr. Hogue,
Mr. Rawlinson,	Mr. Gillies,
Mr. Moore,	Mr. Gormly,
Mr. Wall,	Mr. Kirkpatrick,
Mr. Schey,	Mr. Edden,
Mr. Thomas Brown,	Mr. Nicholson,
Mr. Wright,	Mr. Stephen,
Mr. Tonkin,	Mr. Wood,
Mr. Carroll,	Mr. Hayes,
Mr. Cameron,	Mr. O'Reilly,
Sir Henry Parkes,	Mr. Black,
Mr. Watkins,	Mr. Lee,
Mr. Haynes,	Mr. Gardiner.
Mr. Chanter,	<i>Tellers,</i>
Mr. Rose,	Mr. Waddell,
Mr. Miller,	Mr. Hassall.
Mr. Price,	
Mr. Law,	

Noes, 37.

Mr. Frank Farnell,	Mr. Fowler,
Mr. Cook,	Mr. Griffith.
Mr. Brunker,	<i>Tellers,</i>
Mr. Russell Jones,	Mr. Joseph Abbott,
Mr. Gould,	Mr. Alexander Campbell.
Mr. Garrard,	
Mr. Sydney Smith,	
Mr. Whiddon,	
Mr. Carruthers,	
Mr. Henry Chapman,	
Mr. Shipway,	
Mr. William Morgan,	
Mr. Lees,	
Mr. Mahony,	
Mr. Anderson,	
Mr. Knox,	
Mr. Thomson,	
Mr. Archibald Campbell,	
Mr. Millen,	
Mr. Afleck,	
Mr. Young,	
Mr. H. H. Brown,	
Mr. McMillan,	
Mr. Ashton,	
Mr. Piddington,	
Mr. Molesworth,	
Mr. Rigg,	
Mr. Ellis,	
Mr. Storey,	
Mr. Harris,	
Mr. Millard,	
Mr. Martin,	
Mr. Dick,	

*Agreed to.*

No. 13.

SAME BILL.

*Same clause.*

Question put,—That the word "three" in line 2 of subsection (a) proposed to be left out stand part of the clause.

Committee

Committee divided.

Ayes, 47.

Mr. Brunker,	Mr. Copeland,
Mr. Garrard,	Mr. Wall,
Mr. Carruthers,	Mr. Anderson,
Mr. William Morgan,	Mr. Henry Chapman,
Mr. Cook,	Mr. Joseph Abbott,
Mr. Gould,	Mr. Gillies,
Mr. Sydney Smith,	Mr. Black,
Mr. Young,	Mr. Reid,
Mr. Stephen,	Mr. Lees,
Mr. Russell Jones,	Mr. Harris,
Mr. McMillan,	Mr. Gardiner,
Sir George Dibbs,	Mr. Storey,
Mr. Bavister,	Mr. Thomson,
Mr. Ashton,	Mr. Mahony,
Mr. McLean,	Mr. Millard,
Mr. Lee,	Dr. Hollis,
Mr. Rigg,	Mr. Dick,
Mr. Affleck,	Mr. Kirkpatrick,
Mr. Whiddon,	Mr. Hawthorne.
Mr. O'Reilly,	<i>Tellers,</i>
Mr. Millen,	Mr. Frank Farnell,
Mr. Archibald Campbell,	Mr. Knox.
Mr. Cameron,	
Mr. Hogue,	
Sir Henry Parkes,	
Mr. Newman,	

Noes, 49.

Mr. Slattery,	Mr. Ferguson,
Mr. Lyne,	Mr. Watkins,
Mr. See,	Mr. Thomas Brown,
Mr. Wright,	Mr. Alexander Campbell,
Mr. Wood,	Mr. Griffith,
Mr. Crick,	Mr. McGowon,
Mr. O'Sullivan,	Mr. Hughes,
Mr. Tonkin,	Mr. Thomas,
Mr. Cruickshank,	Mr. Macdonald,
Mr. Carroll,	Mr. Gormly,
Mr. Shipway,	Mr. Davis,
Mr. Miller,	Mr. Nicholson,
Mr. Perry,	Mr. Sleath,
Mr. Travers Jones,	Mr. Stevenson,
Mr. James Morgan,	Mr. Piddington,
Mr. Rawlinson,	Mr. Wilks,
Mr. Pyers,	Mr. Edden,
Mr. Clarke,	Mr. McFarlane,
Mr. Schey,	Mr. Hayes,
Mr. Haynes,	Mr. Watson,
Mr. Smailes,	Mr. Moore.
Mr. Chanter,	<i>Tellers,</i>
Mr. Cann,	Mr. Austin Chapman,
Mr. Robert Jones,	Mr. Hassall.
Mr. Law,	
Mr. Price,	

*Word left out.*

And the clause having been further amended as indicated,—

*Clause, as amended, agreed to.*

No. 14.

SAME BILL.

Clause 16. In any case where the applicant for a homestead selection is debarred by his calling from living on the selection, the condition precedent may, until issue of a grant, be performed by a deputy, to be approved by the Local Land Board; but in every such case:—

- (a) The application shall be expressed to be made under the provisions of this section, and the full amount of survey fee shall be paid therewith; and the applicant shall, before his application is confirmed, satisfy the Local Land Board that his calling prevents him living on the selection, and that he ultimately intends to establish his home thereon; and
- (b) A deputy to be approved by the Local Land Board shall perform the condition of living on the selection; and
- (c) The annual rent, until issue of the grant, shall be three and one-half per centum of the capital value; and
- (d) The dwelling house to be erected and maintained shall be not less than one hundred pounds in value; and
- (e) The applicant shall, within three years after the confirmation of the application, have not less than one-tenth of the area of the homestead selection in full tillage, and shall during the fourth and fifth years after the confirmation have one-fifth of such area in full tillage, to the satisfaction of the Local Land Board.

Save as aforesaid, all provisions as to homestead selections shall apply to a homestead selection under this section, and the grant thereof when issued shall be in the same terms as the grant of a homestead selection in other cases.

Provided always that no application under this section shall be confirmed by the Local Land Board if there is a conflicting application from a person intending to personally perform the obligation of residence. (*Read.*)

And the clause having been amended as indicated,—

Question put,—That the clause as amended stand part of the Bill.

Committee divided.

Ayes, 58.

Mr. Gould,	Mr. Hughes,	Mr. Macdonald,
Mr. Robert Jones,	Mr. Thomas,	Mr. Law,
Mr. Brunker,	Mr. Piddington,	Mr. Hawthorne,
Mr. Millard,	Mr. Mahony,	Mr. Kirkpatrick,
Mr. Sydney Smith,	Mr. Black,	Mr. Wilks,
Mr. Frank Farnell,	Mr. Hogue,	Mr. Davis,
Mr. Carruthers,	Mr. Smailes,	Mr. Griffith,
Mr. Stephen,	Mr. Thomas Brown,	Mr. McGowen,
Mr. O'Reilly,	Mr. Gillies,	Mr. Cook,
Mr. Morton,	Mr. Watson,	Mr. Bavister,
Mr. Millen,	Mr. Lee,	Mr. Garrard,
Mr. Perry,	Mr. Russell Jones,	Mr. Cann,
Mr. Affleck,	Mr. Archibald Campbell,	Mr. Schey,
Mr. Rigg,	Mr. McLean,	Mr. Gardiner,
Mr. Alexander Campbell,	Mr. Harris,	Mr. Shipway,
Mr. Young,	Mr. Thomson,	Mr. William Morgan.
Mr. Anderson,	Mr. Watkins,	<i>Tellers,</i>
Mr. Cameron,	Mr. Edden,	Mr. Ashton,
Mr. Moore,	Mr. Reid,	Mr. Storey.
Mr. Whiddon,	Dr. Hollis,	

Noes, 16.

Mr. Wood,
Mr. Cruickshank,
Mr. Pyers,
Mr. Dick,
Mr. Stevenson,
Mr. Gormly,
Mr. Price,
Mr. Sleath,
Mr. Ferguson,
Mr. Carroll,
Mr. Chanter,
Mr. Miller,
Mr. James Morgan,
Mr. McFarlane.
<i>Tellers,</i>
Mr. Travers Jones,
Mr. Clarke.

*Clause, as amended, agreed to.*

And clause 17 having been negatived, clause 18 postponed, and clause 19 agreed to,—

No. 15.

SAME BILL.

Subdivision of  
homestead  
selections.

Clause 20. "The Governor may sanction the subdivision of lands granted under a homestead grant into two or more portions, and for that purpose may apportion the rent between such portions, and determine the portion or portions upon which the obligation of living upon the land granted shall be performed, and may discharge any such portion or portions from the aforesaid obligation or the payment of rent and generally may make such arrangements and impose such terms as may appear to him expedient in the public interest; and the matters herein provided may be dealt with by Regulations under this Act."

In any case where lands granted under a homestead grant are subdivided without the sanction of the Governor, each of such portions shall be subject to the obligation of living on the land in the same way as if it were a separate homestead selection, and the portions into which such lands are subdivided shall remain charged as a whole with the rent. (*Read.*)

Motion made (*Mr. Millen*), to leave out the first paragraph of the clause.

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

Committee divided.

Ayes, 46.

Mr. Brunker,	Mr. Ferguson,
Mr. Gould,	Mr. Lee,
Mr. Wilks,	Mr. Thomas Brown,
Mr. Whiddon,	Mr. Gardiner,
Mr. William Morgan,	Mr. Hughes,
Mr. Frank Farnell,	Mr. Shipway,
Mr. Kirkpatrick,	Mr. Garrard,
Mr. Archibald Campbell,	Mr. Harris,
Mr. Young,	Mr. Alexander Campbell,
Mr. Stephen,	Mr. O'Reilly,
Mr. Carruthers,	Mr. Robert Jones,
Mr. Rigg,	Mr. Davis,
Mr. Ashton,	Mr. Anderson,
Mr. Storey,	Mr. Watkins,
Mr. Tonkin,	Mr. McLean,
Mr. Russell Jones,	Mr. Gillies,
Mr. Sydney Smith,	Mr. Piddington,
Mr. Affleck,	Mr. Cameron,
Mr. Thomas,	Mr. Hawthorne,
Mr. McGowen,	Mr. Griffith.
Mr. Cook,	
Mr. Black,	<i>Tellers,</i>
Mr. Reid,	Mr. Watson,
Mr. Law,	Mr. Macdonald.

Noes, 20.

Mr. Schey,
Mr. Perry,
Mr. James Morgan,
Mr. Millen,
Mr. Cruickshank,
Mr. Carroll,
Mr. Travers Jones,
Mr. Pyers,
Mr. Miller,
Mr. Thomson,
Mr. Stevenson,
Mr. Nicholson,
Mr. Wood,
Mr. McFarlane,
Mr. Dick,
Mr. Sleath,
Mr. Gormly,
Mr. Chanter.
<i>Tellers,</i>
Mr. Price,
Dr. Hollis.

*Words stand.*

No. 16

SAME BILL.

*Same clause.*

Motion made (*Mr. Schey*), to add to the clause the following words:—"The sub-lessee or transferee must be a person who is not himself disqualified to become a lessee under this Act or the Principal Act or any Act amending the same or either of them,"—and Question

put,—

Committee divided.

Ayes, 11.

Mr. Macdonald,
Mr. Sleath,
Mr. Schey,
Mr. Hughes,
Mr. Miller,
Mr. Watkins,
Mr. Davis,
Mr. McGowen,
Mr. Griffith.
<i>Tellers,</i>
Mr. Kirkpatrick,
Mr. Ferguson.

Noes, 50.

Mr. Brunker,	Mr. Storey,	Mr. Harris,
Dr. Hollie,	Mr. Thomson,	Mr. Anderson,
Mr. Price,	Mr. Ashton,	Mr. Piddington,
Mr. James Morgan,	Mr. Millen,	Mr. Lee,
Mr. Travers Jones,	Mr. Wilks,	Mr. Black,
Mr. Perry,	Mr. Thomas,	Mr. Cook,
Mr. Sydney Smith,	Mr. Cameron,	Mr. Archibald Campbell,
Mr. Young,	Mr. Garrard,	Mr. Alexander Campbell,
Mr. Carruthers,	Mr. Stephen,	Mr. Law,
Mr. Wood,	Mr. Clarke,	Mr. Gormly,
Mr. Gillies,	Mr. Robert Jones,	Mr. Thomas Brown,
Mr. Reid,	Mr. McLean,	Mr. O'Reilly.
Mr. Chanter,	Mr. Watson,	<i>Tellers,</i>
Mr. Cruickshank,	Mr. Stevenson,	Mr. McFarlane,
Mr. Carroll,	Mr. Whiddon,	Mr. William Morgan.
Mr. Pyers,	Mr. Tonkin,	
Mr. Rigg,	Mr. Frank Farnell,	
Mr. Gould,	Mr. Nicholson,	

*Addition of proposed words negatived.*

*Clause, as read, negatived.*

On motion of Mr. Carruthers, the Chairman left the Chair to report progress and ask leave to sit again on Tuesday next.

RICHD. A. ARNOLD,  
Clerk Assistant.

1894.  
(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

No. 6.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

TUESDAY, 30 OCTOBER, 1894.

No. 1.

CROWN LANDS BILL.

Clause 22. The owner for the time being of a holding consisting of—

- (a) A homestead selection whether granted or ungranted, or
- (b) An original conditional purchase applied for **before or after** the commencement of this Act, together with any additional conditional purchases and conditional leases in virtue thereof, protection of homestead selections.

may in any case where his home is established upon such holding, obtain for such holding protection under this Act by registering with the Registrar-General or such other authority as may be prescribed an instrument in the prescribed form.

Any holding protected under this Act—

- (a) Shall not be sold under any writ of execution issuing out of any Court; and
- (b) Shall not vest in any official assignee or trustee, or be ordered to be conveyed upon the bankruptcy of the owner thereof, or pass by any assignment for the benefit of his creditors; and
- (c) Shall not in any other way be taken from the owner thereof for the satisfaction of any debt or liability under process or constraint of law;

unless the sum of two hundred pounds be first paid into the Supreme Court in Equity, a Trust Account to be opened by the Colonial Treasurer for the purpose of this section.

Registration shall not have the foregoing effect, if the owner is in insolvent circumstances at the date thereof; and the protection shall cease as to any holding.

- (a) When the owner ceases to live thereon as his home; or
- (b) When he obtains for another holding protection under this Act; or
- (c) ~~When by an instrument in the prescribed form he vacates the registration.~~ **When the owner transfers the holding.**

Provided always that nothing in this section contained shall

- (a) exempt the holding, or part thereof, or interest therein, from levy or sale for rates or taxes hereafter to be legally imposed; or
- (b) affect any remedy for any cause of action accruing before the registration, or for any breach of trust, or for any debt for rent due to the Crown, or any power of forfeiture; or
- (c) affect any right or power conferred by a mortgage upon the said holding or part thereof, such mortgage being, in the case of a homestead selection, executed after the issuing of the grant, and registered under the Real Property Act.

Moneys paid into Court such Trust Account as aforesaid under this section shall be disposed of as the Court Minister for Lands may direct, for the permanent benefit of the owner of the holding or of his family; and the said moneys and the revenue therefrom shall be absolutely protected against the claims of all creditors in whatsoever manner the same may be attempted to be enforced. (Read.) And

And the clause having been amended as indicated,—

Question put, That the clause as amended stand part of the Bill.

Committee divided.

Ayes, 79.

Mr. Reid,	Mr. William Morgan,	Mr. Price,
Mr. Rawlinson,	Mr. Haynes,	Mr. Gormly,
Mr. Mahony,	Mr. Perry,	Mr. Chanter,
Mr. Brunker,	Mr. Moore,	Mr. Hawthorne,
Mr. Carruthers,	Mr. O'Sullivan,	Mr. Crick,
Mr. Young,	Mr. Wood,	Mr. Bavistar,
Mr. Cook,	Mr. Carroll,	Mr. H. F. Brown,
Mr. Garrard,	Mr. Stevenson,	Mr. Cann,
Mr. Stephen,	Mr. Alexander Campbell,	Mr. McGowen,
Mr. Watson,	Mr. Thomson,	Mr. Thomas,
Mr. Waddell,	Mr. James Morgan,	Mr. Gould,
Mr. Slenth,	Mr. Pycers,	Mr. Ewing,
Mr. Watkins,	Mr. Barnes,	Mr. Morton,
Mr. Sydney Smith,	Mr. Shipway,	Mr. Wright,
Dr. Ross,	Mr. Henry Chapman,	Mr. Piddington,
Mr. Whiddon,	Mr. Nicholson,	Mr. Wilkinson,
Mr. Knox,	Mr. Harris,	Mr. Austin Chapman,
Mr. Parkes,	Mr. Clarke,	Mr. Dick,
Mr. Millen,	Mr. Wilks,	Mr. Pegan,
Mr. Ashton,	Mr. Wise,	Mr. Hassall,
Mr. Thomas Brown,	Mr. Wall,	Mr. Levien,
Mr. Travers Jones,	Mr. Edden,	Mr. Hayes,
Mr. Macdonald,	Mr. McLean,	Mr. Schey.
Mr. Lee,	Mr. Fowler,	<i>Tellers,</i>
Mr. Cameron,	Mr. Lees,	Mr. Frank Farnell,
Mr. Storey,	Mr. Law,	Mr. Molesworth.
Mr. Cruickshank,	Mr. Anderson,	

Noes, 4.

Mr. Donnelly,  
Mr. Hogan.

*Tellers,*

Mr. Affleck,  
Mr. Rose.

Clause, as amended, agreed to.

No. 2.

SAME BILL.

Settlement lease  
areas.

Clause 23. The Governor may, under the power hereinbefore conferred, set apart any tract of Crown lands to be disposed of by leases under the provisions hereinafter contained.

Any tract which has been so set apart shall be dealt with as follows:—

- (I) A subdivision shall be made thereof into farms, which, in cases where the land appears suitable for agriculture, shall not contain more than one thousand two hundred and eighty acres; and in cases where the land appears suitable ~~only~~ **chiefly** for grazing shall not be more "than" ten thousand two hundred and forty acres in area; and the standard to be adopted in regulating the extent of each such farm shall be that the lessee thereof may be able to establish and maintain a home thereon by use of the land.
- (II) A valuation of the said farms shall be made ~~and the value to be set upon them shall not exceed one pound per acre, nor be less than ten shillings per acre.~~ **according to the capabilities and situation of the farm, and in making such valuation due regard shall be paid to the term and conditions of a settlement lease, and to the intention of these provisions that the lessee may be enabled to establish and maintain his home thereon.**
- (III) An appraisement of the value, to an incoming tenant, of any improvements on any such farm may be made after inquiry and report by the Local Land Board in the prescribed manner, and such appraisement shall, as between the owner of the improvements and any person taking such farm be conclusive evidence of the value of the improvements at the date of the appraisement.
- (~~III~~ IV) A notification shall be published in the *Gazette* and in a local newspaper giving particulars of the areas, values, and qualities of the said farms and of the **appraised value of any improvements thereon**, and specifying a date from and after which leases of the said farms may be applied for; the area and value of any farm as stated in the said notification shall be taken to be the area and capital value thereof for the purposes of the provisions hereinafter contained.
- (~~IV~~ V) From and after the date so specified, any person not disqualified by the Crown Lands Acts may apply to the Land Agent for any farm notified as aforesaid. The application shall be made in the prescribed manner, and shall be accompanied by one half year's rent in advance, and by a survey fee upon the prescribed scale.
- (~~V~~ VI) The applicant shall satisfy the Local Land Board that he is qualified to make the application, and that the same has been made in accordance with the provisions of this Act. The Local Land Board shall confirm the application, if so satisfied, unless it permits the applicant to withdraw the same; if not so satisfied it shall disallow the application. (*Read.*)

Application for  
settlement lease.

And

And the clause having been amended as indicated,—

Motion made (*Mr. Copeland*), to insert after the word "than" in line 4 of subsection (1) the words "five thousand one hundred and twenty acres in the Eastern and Central Divisions and"—and Question put.

Committee divided.

Ayes, 32.

Noes, 58.

Sir George Dibbs,  
Mr. Copeland,  
Mr. Moore,  
Mr. Crutickshank,  
Mr. Travers Jones,  
Mr. McFarlane,  
Mr. Sleath,  
Mr. Smailes,  
Mr. Macdonald,  
Mr. Thomas,  
Mr. Haynes,  
Mr. Price,  
Mr. Carroll,  
Mr. Donnelly,  
Mr. Ferguson,  
Mr. Wood,  
Mr. O'Sullivan,  
Mr. Stevenson,  
Mr. Rose,  
Mr. Lee,  
Mr. McGowen,  
Mr. Barnes,  
Mr. Wright,  
Mr. Cam,  
Mr. Watson,  
Mr. Gardiner,  
Mr. Hughes,  
Mr. Gornly,  
Mr. Edden,  
Mr. Fegan.

*Tellers,*  
Mr. Watkins,  
Mr. Hassall.

Mr. Brunker,  
Mr. Molesworth,  
Mr. Gould,  
Mr. Carruthers,  
Mr. James Morgan,  
Mr. Ashton,  
Mr. Young,  
Mr. Millen,  
Mr. Chanter,  
Mr. Russell Jones,  
Mr. Garrard,  
Mr. H. H. Brown,  
Mr. Stephen,  
Mr. Willis,  
Mr. Rawlinson,  
Dr. Ross,  
Mr. Pyers,  
Mr. Sydney Smith,  
Mr. Knox,  
Mr. Rigg,  
Mr. Wise,  
Mr. McLean,  
Mr. Hawthorne,  
Mr. Cullen,  
Mr. Cook,  
Mr. Henry Chapman,  
Mr. Clarke,  
Mr. Lees,  
Mr. Law,  
Mr. Shipway,

Mr. Anderson,  
Mr. Mahony,  
Mr. Alexander Campbell,  
Mr. Wilks,  
Mr. Storey,  
Mr. Crick,  
Mr. Bayister,  
Mr. Hogan,  
Mr. Schey,  
Mr. Harris,  
Mr. William Morgan,  
Mr. Waddell,  
Mr. Fowler,  
Mr. Wilkinson,  
Mr. Cameron,  
Mr. Morton,  
Mr. Martin,  
Mr. Ewing,  
Mr. Thomson,  
Mr. Affleck,  
Mr. Wall,  
Mr. Reid,  
Mr. Collins,  
Mr. Frank Farnell,  
Mr. Piddington,  
Mr. Thomas Brown.

*Tellers,*  
Mr. Perry,  
Dr. Graham.

*Insertion of proposed words negatived.*

And the clause having been further amended as indicated,—

*Clause, as amended, agreed to.*

No. 3.

SAME BILL.

Clause 24. The Governor may grant to an applicant whose application has been confirmed by the Local Land Board, a settlement lease of the farm applied for; and upon the issuing of the lease, the applicant may take possession of the farm, and any occupation license or annual lease shall thereupon cease and determine in so far as it affects the said farm.

The term of the lease shall be twenty-eight years, and the lease shall be in the prescribed form, and shall contain provisions to secure:—

- (a) That the lessee shall pay an annual rent of one and one quarter per centum on the capital value of the farm as fixed under this Act:
- (b) That the lessee shall pay the value of the improvements, as appraised, and interest on such value at the rate of Four Pounds per centum per annum, the payment being made at his option in three equal yearly instalments, at the dates and in the manner prescribed; and
- (c) That the lessee shall reside on the farm ~~for seven months in twelve~~ and make it his bona fide residence during the whole term, or if the lease have been transferred by way of bona fide mortgage, then that the owner, subject to such mortgage, shall so reside:
- (d) That the lessee shall fence the farm within three five years:
- (d) That the lessee shall keep the farm clear of rabbits and other noxious animals, and of noxious weeds.
- (e) That the lessee shall clear the farm of scrub at the rate of not less than one quarter thereof in every seven years:
- (e) That the lessee shall conform to any regulations made by the Minister relating to keeping the farm clear of rabbits and other noxious animals, and also to clearing the farm of scrub and noxious weeds.
- (f) That the lessee shall not assign or sublet without the Minister's consent, except by way of bona fide mortgage.
- (g) That the Governor may forfeit the lease upon breach of any of the conditions, covenants, and provisions therein contained. The lease may also contain such additional provisions, conditions, and covenants as to the Governor may seem expedient in the public interest.

Upon the expiration of the full term of the lease the last holder thereof shall have tenant right (as the same is hereinafter defined) in the improvements thereon. (*Read.*)

And

And the clause having been amended as indicated,—

Motion made (*Mr. Ashton*), to insert after subsection (*g*) the following new paragraph:—

“The value of a farm held under this section shall be the value, irrespective of improvements thereon, and shall for the first period of fourteen years after the issue of the lease thereof be the value as notified in accordance with the provisions hereinbefore contained, and for the succeeding period of fourteen years shall be determined irrespective of improvements thereon in accordance with the provisions of section six of the Crown Lands Act of 1889,”—and Question put.

Committee divided.

Ayes, 27.

Mr. Ashton,	Mr. Law,
Mr. Storey,	Mr. Millard,
Mr. Millen,	Mr. McLean,
Mr. Watkins,	Mr. Sleath,
Mr. Watson,	Mr. Hawthorne,
Mr. Macdonald,	Mr. Griffith,
Mr. McGowen,	Mr. Ferguson,
Mr. Carroll,	Mr. Price,
Mr. Afleck,	Mr. Mahony.
Mr. Cruickshank,	<i>Tellers,</i>
Mr. Cann,	
Mr. Wood,	Mr. Moore,
Mr. Dick,	Mr. Fegan.
Mr. Wilks,	
Mr. Thomas Brown,	
Mr. Gardiner,	

Noes, 30.

Mr. Rawlinson,	Mr. Hassall,
Mr. Brunker,	Mr. Henry Chapman,
Mr. Travers Jones,	Mr. Reid,
Mr. Gould,	Mr. Lee,
Mr. Sydney Smith,	Mr. Morton,
Mr. Young,	Mr. Cameron,
Mr. Clarke,	Mr. Frank Farnell,
Mr. William Morgan,	Mr. Shipway,
Mr. Carruthers,	Mr. Gormly,
Mr. Stephen,	Mr. Fowler,
Mr. Chanter,	Mr. Harris,
Mr. Cook,	Mr. Thomson.
Mr. Pyers,	<i>Tellers,</i>
Mr. James Morgan,	
Mr. Anderson,	Mr. Hayes,
Mr. Garrard,	Mr. Knox.

*Insertion of proposed words negatived.*

The clause having been further amended as indicated,—

And the Committee continuing to sit after Midnight,—

WEDNESDAY, 31 OCTOBER, 1894, A.M.

No. 4.

SAME BILL.

*Same clause.*

Question put,—That the clause, as amended, stand part of the Bill.

Committee divided.

Ayes, 38.

Mr. Cook,	Mr. Shipway,
Mr. Brunker,	Mr. Millard,
Mr. Rawlinson,	Mr. McLean,
Mr. Garrard,	Mr. Gormly,
Mr. Carruthers,	Mr. Anderson,
Mr. Hassall,	Mr. Chanter,
Mr. Sydney Smith,	Mr. Cameron,
Mr. Stephen,	Mr. Gould,
Mr. Reid,	Mr. Wilks,
Mr. William Morgan,	Mr. Young,
Mr. Pyers,	Mr. Clarke,
Mr. Knox,	Mr. Wall,
Mr. Travers Jones,	Mr. Fowler,
Mr. Storey,	Mr. Harris,
Mr. Millen,	Mr. Hawthorne.
Mr. James Morgan,	<i>Tellers,</i>
Mr. Afleck,	
Mr. Hayes,	Mr. Henry Chapman,
Mr. Frank Farnell,	Mr. Morton.
Mr. Lee,	
Mr. Thomson,	

Noes, 19.

Mr. Watkins,
Mr. Ashton,
Mr. Wood,
Mr. Dick,
Mr. Macdonald,
Mr. Gardiner,
Mr. Sleath,
Mr. Cruickshank,
Mr. Moore,
Mr. Thomas Brown,
Mr. Carroll,
Mr. Law,
Mr. McGowen,
Mr. Griffith,
Mr. Ferguson,
Mr. Price,
Mr. Cann.
<i>Tellers,</i>
Mr. Watson,
Mr. Fegan.

*Clause, as amended, agreed to.*

No. 5.

SAME BILL.

Improvement  
leases.

Clause 25. The Governor may, under this section, grant leases of Crown lands, which, by reason of inferior quality, heavy timber, scrub, noxious animals, undergrowth, marshes, swamps, or other similar cause, are not suitable for settlement until improved, and can only be rendered suitable by the expenditure of large sums in the improvement thereof. The granting of the leases shall be subject to the provisions hereunder contained:—

- (I) The term of the lease shall not exceed twenty-eight years, and shall commence from the date of the execution of the lease.
- (II) The area included in the lease shall not exceed ~~ten thousand two hundred and forty~~ **twenty thousand four hundred and eighty** acres.
- (III) The amount bid at a sale by public auction of the lease or offered by an accepted tender shall be the yearly rent of the lease; but an upset rent may be placed upon any such lease, if offered by auction, and the Governor shall not be bound to accept any tender.

(IV)



- (iv) The lease may contain such covenants and provisions as to the Governor may seem expedient according to the circumstances of each case, and all such covenants and provisions shall be notified in the *Gazette* and in a local newspaper before the lease is offered for sale or tenders called for. The lease shall contain covenants and provisions for the improvement of the land leased and for the expenditure of money thereon, for the payment of rent, and for the determination of the lease upon any breach by the lessee of the covenants and provisions thereof.
- (v) Upon the expiration of the term of the lease by effluxion of time the lessee shall have tenant-right (as the same is hereinafter defined) in improvements. (*Read.*)

And the clause having been amended as indicated,—

Motion made (*Mr. Hassall*), to leave out from subsection (ii) the words "ten thousand two hundred and forty," and insert the words "twenty thousand four hundred and eighty" instead thereof.

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

Committee divided.

Ayes, 15.

Mr. Watkins,  
Mr. Carroll,  
Mr. Afleck,  
Mr. Slentb,  
Mr. McGowen,  
Mr. Wilks,  
Mr. Gardiner,  
Mr. Ashton,  
Mr. Cruickshank,  
Mr. Moore,  
Mr. Gormly,  
Mr. Millard,  
Mr. Lav.

*Tellers,*

Mr. Pyers,  
Mr. Fegan.

Noes, 39.

Mr. Rawlinson,	Mr. Stephen,
Mr. Clarke,	Mr. Cameron,
Mr. James Morgan,	Mr. Frank Farnell,
Mr. Knox,	Mr. Storey,
Mr. Carruthers,	Mr. Travers Jones,
Mr. Young,	Mr. Shipway,
Mr. Gould,	Mr. Dick,
Mr. Ferguson,	Mr. Mahony,
Mr. Macdonald,	Mr. Thomas Brown,
Mr. Brunner,	Mr. Anderson,
Mr. Garrard,	Mr. Wood,
Mr. Cook,	Mr. Hawthorne,
Mr. Reid,	Mr. Harris,
Mr. Hayes,	Mr. McLean,
Mr. Griffith,	Mr. Pricc,
Mr. Watson,	Mr. Fowler.
Mr. Chanter,	<i>Tellers,</i>
Mr. Sydney Smith,	Mr. Millen,
Mr. Henry Chapman,	Mr. Hassall.
Mr. Morton,	
Mr. William Morgan,	

*Words left out.*

And the clause having been further amended as indicated,—

*Clause, as amended, agreed to.*

And clause 26 having been agreed to, and clauses 27, 28, and 29 negatived,—

On motion of Mr. Carruthers, the Chairman left the Chair to report progress and ask leave to sit again To-morrow.

WEDNESDAY, 31 OCTOBER, 1894.

No. 6.

CROWN LANDS BILL.

Clause 30 having been dealt with,—

Clause 31. The holder of any conditional purchase applied for after the commencement of this Act "(not being under section forty-seven of the Crown Lands Act of 1884)" shall hold the same subject to a condition of residence until the expiration of "ten" years from the date of the application for the conditional purchase. Residence for the purposes of the said condition shall be taken to mean continuous and *bonâ fide* living on the land as the holder's usual home without any other habitual residence: Term of residence to be ten years.

Provided always that—

- (a) When a conditional purchase has been transferred *bonâ fide* by way of mortgage the condition of residence may be performed by the owner subject to such mortgage; and
- (b) When the beneficial owner of a conditional purchase dies, or is declared a lunatic, the condition of residence shall be suspended until the conditional purchase has been transferred or conveyed, and no longer; and
- (c) After the issue of the first certificate as hereinafter provided by the Local Land Board the holder or owner of the conditional purchase may fulfil the condition of residence, either in person or by a representative to be approved by the Minister upon such conditions as may be prescribed, but any such holder or owner shall continuously reside for not less than seven months in each year, and any such representative shall continuously reside for not less than ten months in each year; and

(d c)

(d c) The Local Land Board shall hold inquiries after the expiration of five and ten years from the date of the application whether all conditions applicable to the conditional purchase except payment of balance of instalments have so far been duly complied with, and if the Board be satisfied of such compliance it shall issue certificates to that effect; and

(e d) The conditional purchase may be transferred at any time after the issue of the first certificate, and shall not be transferred before the issue thereof, and the grant shall not be issued before the issue of the second certificate.

Upon any default in the performance of the said condition of residence the Minister shall have the same power of forfeiture as he now has in other cases of non-fulfilment of the prescribed conditions. (*Read.*)

Motion made (*Mr. Watson*), to leave out from line 2 the words "(not being under section forty-seven of the Crown Lands Act of 1884)"

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

Committee divided.

Ayes, 49.

Mr. Brunker,	Mr. Hassall,
Mr. Cook,	Dr. Hollis,
Mr. Garrard,	Mr. Pyers,
Mr. Gould,	Mr. Young,
Mr. Reid,	Mr. Hogan,
Mr. Carruthers,	Mr. H. H. Brown,
Mr. Piddington,	Mr. Hayes,
Mr. Sydney Smith,	Mr. Morgan,
Mr. Lyne,	Mr. Millard,
Mr. Sec,	Mr. Ewing,
Mr. Tonkin,	Mr. Joseph Abbott,
Mr. Kidd,	Mr. Donnelly,
Dr. Ross,	Mr. McFarlane,
Mr. Robert Jones,	Mr. Shipway,
Mr. Frank Farnell,	Mr. Harris,
Mr. Parkes,	Mr. Hawthorne,
Mr. Morton,	Mr. Gormly,
Mr. Rawlinson,	Mr. Chanter,
Mr. Storey,	Mr. Bavister,
Mr. Affleck,	Mr. Wilkinson,
Mr. Archibald Campbell,	Mr. Stevenson.
Mr. Stephen,	
Mr. Carroll,	<i>Tellers,</i>
Mr. Wall,	Mr. Lee,
Mr. Perry,	Mr. Moore.
Mr. Waddell,	

Noes, 26.

Mr. Gardiner,	<i>Tellers,</i>
Mr. Wright,	
Mr. Watkins,	Mr. Clarke,
Mr. Travers Jones,	Mr. Macdonald.
Mr. Hughes,	
Mr. Millen,	
Mr. Cruickshank,	
Mr. Collins,	
Mr. Ellis,	
Mr. Fitzpatrick,	
Mr. Ashton,	
Mr. Ferguson,	
Mr. Rose,	
Mr. McGowen,	
Mr. Black,	
Mr. Law,	
Mr. Wilks,	
Mr. Mahony,	
Mr. Smailes,	
Mr. Watson,	
Mr. Edden,	
Mr. O'Sullivan,	
Mr. Wood,	
Mr. Miller,	

*Words stand.*

No. 7.

SAME BILL.

*Same clause.*

Motion made (*Mr. Hassall*), to leave out from line 3 the word "ten" and insert the word "five" instead thereof.

Question put,—That the word proposed to be left out stand part of the clause.

Committee divided.

Ayes, 75.

Mr. Sydney Smith,	Mr. Tonkin,	Mr. Chanter,
Mr. Gould,	Mr. Martin,	Mr. Alexander Campbell,
Mr. Garrard,	Sir Henry Parke,	Mr. William Morgan,
Mr. Brunker,	Mr. Cruickshank,	Mr. Law,
Mr. Carruthers,	Mr. Cameron,	Mr. Price,
Mr. Millen,	Mr. Hughes,	Mr. Reid,
Mr. Watson,	Mr. Travers Jones,	Mr. Joseph Abbott,
Mr. Thomas Brown,	Mr. Fitzpatrick,	Mr. Bavister,
Mr. Ashton,	Mr. Carroll,	Mr. Hogan,
Mr. Stephen,	Mr. Wall,	Mr. Ellis,
Mr. Perry,	Mr. Hogue,	Mr. Edden,
Mr. Smailes,	Mr. Knox,	Mr. H. H. Brown,
Mr. Moore,	Mr. Hayes,	Mr. Clarke,
Mr. Thomas,	Mr. James Morgan,	Mr. McGowen,
Mr. Frank Farnell,	Mr. Rigg,	Mr. Robert Jones,
Mr. Parkes,	Mr. Barnes,	Mr. Young,
Mr. Lee,	Dr. Hollis,	Mr. Hawthorne,
Dr. Ross,	Mr. Whiddon,	Mr. Gardiner,
Mr. Rawlinson,	Mr. Wilks,	Mr. Cook,
Mr. Pyers,	Mr. Shipway,	Mr. Watkins,
Mr. Storey,	Mr. Harris,	Mr. Wilkinson.
Mr. Affleck,	Mr. Henry Chapman,	
Mr. Archibald Campbell,	Mr. Miller,	<i>Tellers,</i>
Mr. Molesworth,	Mr. Gormly,	
Mr. Macdonald,	Mr. Davis,	Mr. Cann,
Mr. Newman,	Mr. Black,	Mr. Collins.

Noes, 11.

Mr. Sec,
Mr. Kidd,
Mr. O'Sullivan,
Mr. Wood,
Mr. Hassall,
Mr. Piddington,
Mr. Ferguson,
Mr. Stevenson,
Mr. Millard.
<i>Tellers,</i>
Mr. McFarlane,
Mr. Waddell.

*Word stands.*

And the clause having been amended as indicated,—

*Clause, as amended, agreed to.*

No. 8.

No. 8.

SAME BILL.

Clause 32. The condition of residence defined in the last preceding section shall attach to every additional conditional purchase or conditional lease applied for after the commencement of this Act, and it shall be immaterial whether the original conditional purchase of the series was made before or after the commencement of this Act. The said condition shall not be taken to have been performed by the performance of the condition of residence which attached to the original conditional purchase, or any prior additional conditional purchase of the same series: Residence on additional conditional purchases and conditional leases.

Provided always that—

- (a) If the person fulfilling the condition of residence has, before the commencement of the term of such residence, continuously resided upon some purchase or lease of the same series, the term of residence shall be reduced by the period, during which residence was previously carried on, "but not so as in any case to be reduced to less than five years"; and
- (b) Conditions of residence attaching to any number of purchases or leases of the same series may be performed concurrently; and
- (c) A person residing upon any purchase or lease of a series shall, for the purposes of any conditions of residence, be taken to be residing upon every purchase or lease of the series.

Provided further that this clause shall not apply to any person who is the holder of an original conditional purchase, and who has not selected or who holds or owns the full area allowed in either the Central or Eastern Divisions. Provided that each holder is the original applicant for such original conditional purchase.

An additional conditional purchase if made out of a conditional lease applied for before the commencement of this Act shall not be within this section. (*Read*).

Motion made (*Mr. McFarlane*), to leave out from lines 4 and 5 of subsection (a) the words "but not so as in any case to be reduced to less than five years."

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

Committee divided.

Ayes, 67.

Mr. Gould,	Mr. Henry Chapman,
Mr. Brunker,	Mr. Rigg,
Mr. Garrard,	Mr. Tonkin,
Mr. Carruthers,	Mr. Lees,
Mr. Reid,	Mr. Anderson,
Mr. Millen,	Mr. Harris,
Mr. Sydney Smith,	Mr. Gormly,
Mr. Ashton,	Mr. Joseph Abbott,
Mr. Thomas Brown,	Mr. Russell Jones,
Mr. Fitzpatrick,	Mr. Collins,
Mr. Chanter,	Mr. H. H. Brown,
Mr. Stephen,	Mr. Gardiner,
Mr. Travers Jones,	Mr. Cann,
Mr. Robert Jones,	Mr. Clarke,
Mr. Martin,	Mr. Davis,
Dr. Ross,	Mr. Nicholson,
Mr. Morton,	Mr. Barnes,
Mr. Molesworth,	Mr. McGowen,
Mr. Whiddon,	Mr. Law,
Mr. Parkes,	Mr. Schey,
Mr. Storey,	Mr. Hugnos,
Mr. Newman,	Mr. Edden,
Mr. Cameron,	Mr. Ilawthorne,
Mr. Hogue,	Mr. Wright,
Dr. Graham,	Mr. Wilkinson,
Mr. Mahony,	Dr. Hollis,
Mr. Cook,	Mr. Fegan,
Mr. Young,	Mr. Dick,
Mr. Cruickshank,	Mr. Watson,
Mr. Black,	Mr. Frank Farnell.
Mr. Sleath,	
Mr. Affleck,	<i>Tellers,</i>
Mr. Wilks,	Mr. O'Reilly,
Mr. Carroll,	Mr. Waddell.
Mr. Shipway,	

*Words stand.*

Noes, 27.

Mr. See,
Mr. Macdonald,
Mr. James Morgan,
Mr. Knox,
Mr. Donnelly,
Mr. Wall,
Mr. Bwing,
Mr. Moore,
Mr. Perry,
Mr. Pyers,
Mr. Rawlinson,
Mr. McFarlane,
Mr. Price,
Mr. Rose,
Mr. O'Sullivan,
Mr. Hassall,
Mr. Wood,
Mr. Stevenson,
Mr. Alexander Campbell,
Mr. Piddington,
Mr. Millard,
Mr. Ferguson,
Mr. Lee,
Mr. Thomas,
Mr. Austin Chapman.
<i>Tellers,</i>
Mr. William Morgan,
Mr. Cullen.

No. 9.

SAME BILL.

*Same clause.*

Motion made (*Mr. James Morgan*), to insert after subsection (c) the words "Provided further that this clause shall not apply to any person who is the holder of an original conditional purchase, and who has not selected or who holds or owns the full area allowed in either the Central or Eastern Divisions,"—and Question put.

Committee

Committee divided.

Ayes, 47.

Mr. Piddington,	Mr. Miller,
Mr. See,	Mr. Travers Jones,
Mr. James Morgan,	Mr. Stevenson,
Mr. Lyne,	Mr. Millard,
Mr. Knox,	Mr. Alexander Campbell,
Mr. Hughes,	Mr. Loughnane,
Mr. Watson,	Mr. Cullen,
Mr. Watkins,	Mr. Collins,
Mr. Millen,	Mr. Gardiner,
Mr. Ashton,	Mr. Moore,
Mr. Rawlinson,	Mr. Gormly,
Mr. Clarke,	Mr. Nicholson,
Mr. Pyers,	Mr. Hassall,
Mr. McFarlane,	Mr. Davis,
Mr. H. H. Brown,	Mr. Lees,
Mr. Lee,	Mr. Cann,
Mr. Robert Jones,	Mr. McGowen,
Mr. Mahony,	Mr. Schey,
Mr. Black,	Mr. Fegan,
Mr. Thomas,	Mr. Edden.
Mr. Wood,	
Mr. Perry,	<i>Tellers,</i>
Mr. Ferguson,	Mr. Macdonald,
Mr. O'Sullivan,	Mr. Price.
Mr. Donnelly,	

Noes, 35.

Mr. Brunker,	Mr. Shipway,
Mr. Cameron,	Mr. Bigg,
Mr. Wilkinson,	Mr. Law,
Mr. Cruickshank,	Mr. Harris,
Mr. Tonkin,	Mr. Anderson,
Mr. Gould,	Mr. Thomas Brown,
Mr. Young,	Mr. Wilks,
Mr. Carruthers,	Mr. Hawthorne.
Mr. William Morgan,	<i>Tellers,</i>
Mr. Frank Farnell,	Dr. Ross,
Mr. Carroll,	Mr. Molesworth.
Mr. Parkes,	
Mr. Russell Jones,	
Mr. Cook,	
Mr. Archibald Campbell,	
Mr. Garrard,	
Mr. O'Reilly,	
Mr. Hogue,	
Mr. Whiddon,	
Mr. Stevenson,	
Mr. Reid,	
Mr. Affleck,	
Mr. Fitzpatrick,	
Mr. Morton,	
Mr. Martin,	

*Words inserted.*

And the clause having been further amended as indicated,—

*Clause, as amended, agreed to.*

And clause 33 having been agreed to.

On motion of Mr. Carruthers, the Chairman left the Chair to report progress and ask leave to sit again To-morrow.

THURSDAY, 1 NOVEMBER, 1894.

No. 10.

CROWN LANDS BILL.

Amendment of  
the law as to  
ballots.

Clauses 34 to 37 having been dealt with,—

Clause 38. When any applications lodged with the Land Agent at the same time are conflicting (whether severally or collectively), the Land Agent shall "determine by ballot in the prescribed manner the priority of the applications.

Where the Land Agent has omitted to hold a ballot, or has held a ballot but not in the prescribed manner, the Local Land Board may direct the Land Agent to hold a ballot or a fresh ballot as the case may be.

Conflicting applications shall be dealt with by the Local Land Board in the order of their priority as determined by ballot."

Applications for conditional purchases and conditional leases of the same series shall, for the purposes of any ballot, be deemed to form together a single application for the whole of the land comprised within the said applications taken conjointly. (*Read.*)Motion made (*Mr. Chanter*), to leave out from lines 2 to 8 the words, "determine by ballot in the prescribed manner the priority of the applications.

"Where the Land Agent has omitted to hold a ballot, or has held a ballot but not in the prescribed manner, the Local Land Board may direct the Land Agent to hold a ballot or a fresh ballot, as the case may be.

"Conflicting applications shall be dealt with by the Local Land Board in the order of their priority, as determined by ballot"—and insert the words "forward the whole of such applications to the Local Land Board, who shall, as soon as practicable (in open Court) inquire into the *bonâ fides* of each application and then determine which application shall be confirmed."—instead thereof.

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

Committee divided.

Ayes, 39.

Mr. See,	Mr. Anderson,
Mr. Reid,	Mr. Waddell,
Mr. Brunker,	Mr. Stephen,
Mr. Ashton,	Mr. Law,
Mr. Carruthers,	Mr. Wilks,
Mr. Macdonald,	Mr. Sydney Smith,
Mr. Watson,	Mr. Schey,
Mr. Thomas Brown,	Mr. Alexander Campbell,
Mr. Millen,	Mr. McLean,
Mr. Tonkin,	Mr. O'Reilly,
Mr. Cameron,	Mr. Cruickshank,
Mr. McGowen,	Mr. Shipway,
Mr. Rawlinson,	Mr. Whiddon,
Mr. Frank Farnell,	Mr. Joseph Abbott,
Mr. Gould,	Mr. Clarke,
Mr. Garrard,	Mr. Willis.
Mr. Affleck,	<i>Tellers,</i>
Mr. Cook,	Mr. McFarlane,
Mr. Knox,	Mr. James Morgan.
Mr. Young,	
Mr. Hogue,	

Noes, 18.

Mr. Barnes,
Mr. Chanter,
Mr. William Morgan,
Mr. Carroll,
Mr. Hogan,
Mr. Travers Jones,
Mr. Pyers,
Mr. Price,
Mr. Perry,
Mr. Wright,
Mr. Thomson,
Mr. Wood,
Mr. Watkins,
Mr. Nicholson,
Mr. Edden,
Mr. Stevenson.

*Tellers,*Mr. Collins,  
Dr. Ross.*Words stand.**Clause, as read, agreed to.*

And

And clause 39 having been dealt with,—

No. 11.

SAME BILL.

Clause 40. No person shall be competent to apply for any holding of the class referred to in the last preceding section who— Disqualifications.

(a) At the date of application owns ~~two thousand five hundred and sixty, or more, acres~~ **an area** of land; or

(b) ~~Owned two thousand five hundred and sixty, or more, acres of land within the six months preceding the date of application; or~~

(e b) Owned ~~two thousand five hundred and sixty, or more, acres~~ **an area** of land at any time previous to the date of application, and **fraudulently** divested himself of the ownership thereof by transfer, conveyance, assignment, or otherwise, or purported so to do, in order to evade the foregoing provision, **which area added to the area of the holding applied for shall exceed as a total area the maximum area permitted by law to the class of holding applied for.**

For the purposes of the foregoing provision lands granted in fee simple, or conditionally purchased, or conditionally leased, from the Crown shall alone be taken into account.

"A person" who is not a natural-born or naturalised subject of Her Majesty shall not be qualified to apply for any holding of the class referred to in the last preceding section unless he has resided in the Colony for one year and at the time of making such application he lodge a declaration of his intention to become naturalised within six years from the time of making such declaration. And if such person fail to become so naturalised within the period aforesaid he shall absolutely forfeit all land the subject of his application together with all improvements thereon.

(Read.)

And the clause having been amended as indicated,—

Motion made (*Mr. Carruthers*), to insert after the word "and" line 2, of subsection (e b), the word "fraudulently"—and Question put.

Committee divided.

Ayes, 48.

Noes, 27.

Mr. Fegan,	Mr. Lees,
Mr. Brunker,	Mr. Price,
Mr. Young,	Mr. Thomson,
Mr. Reid,	Mr. Sydney Smith,
Mr. Carruthers,	Mr. Lee,
Mr. Crick,	Mr. Millen,
Mr. Fitzpatrick,	Mr. Russell Jones,
Mr. Wall,	Mr. Joseph Abbott,
Mr. Rawlinson,	Dr. Graham,
Mr. Cameron,	Mr. Ellis,
Mr. Pyers,	Mr. Shipway,
Mr. Afleck,	Mr. Harris,
Mr. Millard,	Mr. Fowler,
Mr. Knox,	Mr. William Morgan,
Mr. Moore,	Mr. Hogan,
Mr. Thomas,	Mr. Wilke,
Mr. Cruickshank,	Mr. Bavister,
Mr. Garrard,	Mr. Cook,
Mr. Cullen,	Mr. McLean,
Mr. Perry,	Mr. Moton,
Mr. Clarke,	Mr. See.
Mr. Rose,	
Mr. Newman,	<i>Tellers,</i>
Mr. Wood,	Mr. Frank Farnell,
Mr. Henry Chapman,	Mr. Hassall.

Mr. Collins,	<i>Tellers,</i>
Mr. Waddell,	Mr. Miller,
Mr. Chanter,	Mr. Watson.
Mr. Barnes,	
Mr. Hayes,	
Mr. Travers Jones,	
Mr. Watkins,	
Mr. Carroll,	
Mr. McGowen,	
Mr. Loughane,	
Mr. Macdonald,	
Mr. Ferguson,	
Mr. Haynes,	
Mr. Alexander Campbell,	
Mr. Sleath,	
Mr. Stephen,	
Mr. Cann,	
Mr. Molesworth,	
Mr. Thomas Brown,	
Mr. Schey,	
Mr. Law,	
Mr. Edden,	
Mr. O'Sullivan,	
Mr. Gormly,	
Mr. Stevenson.	

*Word inserted.*

And the clause having been further amended as indicated,—

No. 12.

SAME BILL.

*Same clause.*

Motion made (*Mr. O'Sullivan*), to leave out from line 1 of the last paragraph the words "A person" and insert the words "An Asiatic"—instead thereof.

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

Committee

Committee divided.

Ayes, 48.

Mr. Frank Farnell,	Mr. Ashton,
Mr. Sydney Smith,	Mr. Davis,
Mr. Gould,	Mr. Newman,
Mr. Watkins,	Mr. Waddell,
Mr. Cook,	Mr. Hughes,
Mr. Carruthers,	Mr. Garrard,
Mr. Stephen,	Mr. Hassall,
Mr. Reid,	Mr. Cruickshank,
Mr. Brunker,	Mr. Chanter,
Mr. Fitzpatrick,	Dr. Graham,
Mr. Sleath,	Mr. Shipway,
Mr. Russell Jones,	Mr. Henry Chapman,
Mr. Young,	Mr. Harris,
Mr. Morton,	Mr. Wilks,
Mr. Hogan,	Mr. Law,
Mr. Millard,	Mr. Edden,
Mr. Affleck,	Mr. Barister,
Mr. Cameron,	Mr. Cann,
Mr. Hayes,	Mr. Ellis,
Mr. Maedonald,	Mr. Schey,
Mr. Anderson,	Mr. Gormly,
Mr. Molesworth,	
Mr. Wise,	<i>Tellers,</i>
Mr. Watson,	Mr. McGowen,
Mr. Thomas,	Mr. Martin.

Noes, 35.

Mr. See,	Mr. Ferguson,
Mr. Copeland,	Mr. Alexander Campbell,
Mr. James Morgan,	Mr. Leo,
Mr. Barnes,	Mr. William Morgan,
Mr. Travers Jones,	Mr. Piddington,
Mr. Clarke,	Mr. Fegan,
Mr. Millen,	Mr. Thomas Brown,
Mr. Wall,	Mr. Haynes.
Mr. Carroll,	<i>Tellers,</i>
Mr. Willis,	Mr. O'Sullivan,
Mr. Ewing,	Mr. Knox.
Mr. Wood,	
Mr. Rawlinson,	
Mr. Pyers,	
Mr. Miller,	
Mr. Perry,	
Mr. Thomson,	
Mr. Price,	
Mr. Rose,	
Mr. Stevenson,	
Mr. Moore,	
Mr. Crick,	
Mr. Fowler,	
Mr. McLean,	
Mr. Cullen,	

*Words stand.*

And the clause having been further amended as indicated,—

*Clause, as amended, agreed to.*

And clause 41 having been dealt with,—

No. 13.

SAME BILL.

Forfeiture of  
holding for want  
of good faith.

Clause 42. In any case where an application for a homestead selection, a conditional purchase, or for a settlement or conditional lease has been confirmed, or an application for a homestead lease has been recommended for approval, after the commencement of this Act, and it appears to the satisfaction of the Local Land Board—

(a) that the application was not made in good faith; or

(b) that the land is not held or used for the exclusive benefit of the selector, purchaser, lessee, or apparent owner thereof;

The Governor shall have power to forfeit, by notification in the *Gazette*, the selection, purchase, or lease in question, together with all moneys paid thereon.

“Nothing in this section contained shall affect any person acquiring any interest in a homestead selection, conditional purchase, settlement lease, conditional lease, or homestead lease, after the same becomes capable of being transferred, unless he shall before acquiring such interest, have had notice of a violation of the provisions of the last preceding section,” or of the intention of the Land Board to institute an inquiry as to such violation.

Any person who, before the issue of a certificate of conformity in respect of a conditional purchase, whether made before or after the commencement of this Act, takes a transfer or conveyance thereof, or of any interest therein, shall be held to have taken the same with notice and knowledge of all facts and matters by reason of which such conditional purchase may be liable to be forfeited or declared void.

All agreements for the sub-letting of a homestead lease shall be in writing, and a copy of every such agreement shall be verified and sent to the Chairman of the Local Land Board in the prescribed manner. Any sub-letting which is not effected by an agreement in writing, or in respect of which a copy of the agreement is not verified and sent as aforesaid, may, in the absence of any sufficient explanation, be taken to be evidence that the homestead lease is not held or used for the exclusive benefit of the lessee or apparent owner thereof. (*Read.*)

Motion made (*Mr. Millen*), to leave out from paragraph three the words, “Nothing in this section contained shall affect any person acquiring any interest in a homestead selection, conditional purchase, settlement lease, conditional lease, or homestead lease, after the same becomes capable of being transferred, unless he shall, before acquiring such interest, have had notice of a violation of the provisions of the last preceding section.”

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

Committee

Committee divided.

Ayes, 36.

Mr. Brunker,	Mr. Cameron,
Mr. Gould,	Dr. Hollis,
Mr. William Morgan,	Mr. Newman,
Mr. Stephen,	Mr. Frank Farnell,
Mr. Ashton,	Mr. Wilks,
Mr. Carruthers,	Mr. Reid,
Mr. Garrard,	Mr. Shipway,
Mr. Young,	Mr. Thomson,
Mr. Tonkin,	Mr. Storey,
Mr. Hassall,	Mr. Alexander Campbell,
Mr. Affleck,	Mr. Henry Chapman,
Mr. Leo,	Mr. Fegan,
Mr. Whiddon,	Mr. Fowler,
Mr. Millard,	Mr. Willis,
Mr. Robert Jones,	Mr. Cook.
Mr. McLean,	<i>Tellers,</i>
Mr. Anderson,	Mr. Knox,
Mr. Rawlinson,	Mr. James Morgan.
Mr. Sydney Smith,	

Nocs, 32.

Mr. Schey,	Mr. Millen,
Mr. Gardiner,	Mr. McGowen,
Mr. McFarlane,	Mr. Thomas,
Mr. Thomas Brown,	Mr. Cann,
Mr. Clarke,	Mr. Hughes,
Mr. Pyers,	Mr. Watson,
Mr. Price,	Mr. O'Sullivan,
Mr. Travers Jones,	Mr. Wall,
Mr. Barnes,	Mr. Chanter,
Mr. Macdonald,	Mr. Gormly,
Mr. Ferguson,	Mr. Carroll.
Mr. Stevenson,	<i>Tellers,</i>
Mr. Wood,	Mr. Watkins,
Mr. Griffith,	Mr. Miller.
Mr. Fitzpatrick,	
Mr. Davis,	
Mr. Sleath,	
Mr. Edden,	
Mr. Cruickshank,	

*Words stand.*

And the clause having been amended as indicated,—

*Clause, as amended, agreed to.*

And the Committee continuing to sit after Midnight,—

FRIDAY, 2 NOVEMBER, 1894, A.M.

Clauses 43, 44, and 45 having been dealt with.

No. 14.

SAME BILL.

Clause 46. Tenant right shall accrue upon the determination of the lease or other holding by reason of which the tenant right is expressed to be conferred, and shall entitle the person in whom for the time being the tenant right is vested to receive the value to an incoming tenant of the improvements from the first person who makes a purchase, or takes a lease (not being an annual lease) of the land containing the improvements. And in the event of such first person or any subsequent holder of such land not paying the value of such improvements the value of such improvements, or so much thereof as remains unpaid for the time being, shall be and remain a charge upon the land containing such improvements until payment of the value of such improvements, or until the expiration of twelve years from the date on which the tenant right accrued whichever shall first happen. The value of the improvements to an incoming tenant shall be appraised by the Local Land Board in the manner prescribed by section forty-four of the "Crown Lands Act of 1889," and the payment of the value shall be made by such instalments, and at such dates, as may be prescribed.

The improvements, in respect of which tenant right is conferred by this Act, shall in all cases be—

(a) of a permanent, fixed, and substantial character, and necessary for the profitable occupation of the land; and

(b) the property of the person claiming to have tenant right in respect thereof;

and improvements which were forfeited or forfeitable to, or vested in, the Crown immediately prior to the accruing of the tenant right shall not be included.

Provided always that—

(a) The tenant right shall lapse after the expiration of six twelve years from the date of its first accruing and thereafter the improvements shall be the property of the Crown; but such lapsing shall not affect any agreement, appraisalment, or order for payment previously made; and

(b) The transferee of the purchase or lease of the land containing the improvements shall be liable to pay any instalments of the value thereof, as appraised by the Local Land Board, which shall accrue due after the date of such transfer; and

(c) The value of any successful and useful well or bore for artesian water shall not be taken to exceed the first cost thereof, and no allowance shall be made for any unsuccessful or useless well or bore; and

The Governor may, upon application in the prescribed manner, give, by notification in the *Gazette*, tenant right in improvements to the last holder of a conditional lease which has been forfeited or surrendered, and shall give such tenant right to the last holder of a conditional lease which has expired. (*Read.*)

And the clause having been amended as indicated,—

Motion made (*Mr. Knox*), to insert, after the word "improvements" at the end of line 9, the words "or until the expiration of twelve years from the date on which the tenant right accrued whichever shall first happen,"—and Question put.

Committee

Committee divided.

Ayes, 57.

Mr. Cook,	Mr. Cameron,	Mr. McGowen,
Mr. Rawlinson,	Mr. Alexander Campbell,	Mr. O'Sullivan,
Mr. Stephen,	Mr. Young,	Mr. Fowler,
Mr. Anderson,	Mr. Reid,	Mr. Thomas,
Mr. Ashton,	Mr. Watkins,	Mr. Ferguson,
Mr. Millen,	Mr. Law,	Mr. Hughes,
Mr. Knox,	Mr. Wall,	Mr. Dick,
Mr. Carruthers,	Mr. Kirkpatrick,	Mr. Newman,
Mr. Thomas Brown,	Mr. Hawthorne,	Mr. Davis,
Mr. Watson,	Mr. Wilks,	Mr. William Morgan,
Mr. Shipway,	Mr. Henry Chapman,	Mr. Willis,
Mr. Macdonald,	Mr. Millard,	Mr. Sleath,
Mr. Garrard,	Mr. Whiddon,	Mr. Wood,
Mr. Sydney Smith,	Mr. Griffith,	Mr. Stevenson,
Mr. Gould,	Mr. Schey,	Mr. Fiddington.
Mr. Frank Farnell,	Dr. Hollis,	<i>Tellers,</i>
Mr. Thomson,	Mr. James Morgan,	Mr. Fegan,
Mr. Mahony,	Mr. Edden,	Mr. Storey.
Mr. Robert Jones,	Mr. Copeland,	
Mr. Moore,	Mr. McFarlane,	

Nocs, 12.

Mr. Clarke,  
Mr. Pyers,  
Mr. Travers Jones,  
Mr. Price,  
Mr. Miller,  
Mr. Kidd,  
Mr. Carroll,  
Mr. Chanter,  
Mr. Gormly,  
Mr. Cruickshank.

*Tellers,*

Mr. McLean,  
Mr. Gardiner,

*Words inserted.*

And the clause having been further amended as indicated,—

*Clause, as amended, agreed to.*

No. 15.

SAME BILL.

Reclamations.

Clause 47. In any case where after the commencement of this Act the Governor, under section sixty-four of the "Crown Lands Act of 1884," authorises the reclamation of any land, the Local Land Board shall appraise:—

- (a) "The amount by which the value of the whole holding will be enhanced, by reason of the land to be reclaimed having been reclaimed and being held and enjoyed with the land held in fee simple," and
- (b) The amount of the estimated cost of the reclamation;

And the excess (if any) of such first-mentioned amount over such last mentioned amount shall within three months after the notice in the *Gazette* calling for the same be paid by the applicant to the Colonial Treasurer, and in default of such payment the authority to reclaim may be declared to have lapsed, and the same shall thereupon become void and of no effect.

The applicant shall, within such period as may be allowed for the purpose, complete the reclamation to the satisfaction of the Minister or Local Land Board, as the case may be, and upon the due completion thereof a grant of the land so reclaimed shall be issued.

If the reclamation be not completed to the satisfaction of the Minister or Local Land Board, as the case may be, or be not so completed within the aforesaid period, the Minister may, by notification in the *Gazette*, declare the right to purchase the land, together with all moneys paid thereon to be forfeited, and the same shall become forfeit accordingly; and upon such forfeiture the said authority to reclaim shall become void and of no effect, and any land which may have previously been reclaimed under such authority shall revert to the Crown, freed and discharged from any right or claim of the applicant or any other person in or to the same.

The Governor in giving authority to reclaim in pursuance of section sixty-four of the "Crown Lands Act of 1884," may give the same subject to such terms and conditions as may appear desirable in the public interest, and in particular to the conditions—

- (a) that the reclaimed lands or any portion thereof may be resumed for public purposes by notification in the *Gazette*, and that upon resumption the lands shall vest in the Crown, freed and discharged from all private rights, interests, titles, and estates in and to the same; and
- (b) that no other compensation shall be payable than the value of any improvements upon the lands resumed, effected with the written approval of the Minister first had and obtained, together with a repayment of the purchase money, and of the cost of reclamation, or if the land resumed be a portion only of the land reclaimed, of a fair proportion of such purchase money and cost as aforesaid; and the grant of any land to be reclaimed under any such authority as aforesaid shall embody the terms and conditions subject to which the authority was given, or such of them as require to be so embodied. (*Read.*)

Motion made (*Mr. McFarlane*), to leave out from lines 4, 5, and 6, the words, "The amount by which the value of the whole holding will be enhanced, by reason of the land to be reclaimed having been reclaimed and being held and enjoyed with the land held in fee simple," and insert the words, "the value of the reclaimed area," instead thereof.

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

Committee



Committee divided.

Ayes, 53.

Mr. Sydney Smith,	Mr. Robert Jones,	Mr. Reid,
Mr. William Morgan,	Mr. Moore,	Mr. Wood,
Mr. Knox,	Mr. Alexander Campbell,	Mr. Wall,
Mr. Ashton,	Mr. McLean,	Mr. Newman,
Mr. Gould,	Mr. Henry Chapman,	Mr. Davis,
Mr. Milles,	Mr. Cameron,	Mr. Anderson,
Mr. Carruthers,	Mr. Storey,	Mr. Schey,
Mr. Thomas Brown,	Mr. Gormly,	Mr. Hughes,
Mr. Young,	Mr. Stephen,	Mr. Fowler,
Mr. Shipway,	Mr. Wilks,	Mr. Ferguson,
Mr. Mahony,	Mr. Law,	Mr. Fegan,
Mr. Macdonald,	Mr. Fitzpatrick,	Mr. Dick,
Mr. McGowen,	Mr. Kidd,	Mr. Watson,
Mr. Rawlinson,	Mr. Millard,	<i>Tellers,</i>
Mr. James Morgan,	Mr. Edden,	Mr. Miller,
Mr. Frank Farnell,	Mr. Hawthorne,	Mr. Price.
Mr. Whidden,	Mr. Garrard,	
Mr. Thomson,	Mr. Chanter,	
Mr. Cook,	Mr. Cruickshank,	

Noes, 2.

*Tellers,*  
Mr. McFarlane,  
Mr. Stevenson.

*Words stand.*

*Clause, as read, agreed to.*

And clauses 48 to 50, and postponed clauses 1, 2, 8, and 18, having been dealt with, and a new clause inserted, to follow clause 16 of the Bill.

On motion of Mr. Carruthers the Chairman left the chair to report progress, and ask leave to sit again on Tuesday next.

C. B. BOYDELL,  
For Clerk Assistant.

[1s.]

Sydney : Charles Potter, Government Printer.—1894.



1894.

(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

No. 7.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

TUESDAY, 6 NOVEMBER, 1894.

No. 1.

## CROWN LANDS BILL.

Mr. Carruthers brought up new clause, to follow clause 36.

Subject to payment of rent and fulfilment of any prescribed conditions, all conditional leases, whether granted before or after the commencement of this Act, shall have a term of twenty-eight years from the respective dates of their commencement. Extension of term of conditional lease.

Provided that at the expiration of the first period of fifteen years of the lease the rent of the land may on the application of the lessee, or on a reference by the Minister, be re-determined in accordance with the provisions of section six of the Crown Lands Act of 1889. (*Read.*)

Motion made (*Mr. Ashton*), That the clause be amended by the addition at the end thereof of the words, "Provided that at the expiration of the first period of fifteen years of the lease, the rent of the land 'shall' be re-determined in accordance with the provisions of section six of the Crown Lands Act of 1889."

Motion made (*Mr. Moore*), That the proposed amendment be amended by leaving out the word "shall" and inserting the words "may on the application of the lessee, or on a reference by the Minister" instead thereof.

Question put.—That the word proposed to be left out stand part of the proposed amendment. Committee divided.

Ayes, 22.

Mr. Collins,  
Mr. Knox,  
Mr. Robert Jones,  
Mr. Affleck,  
Mr. Ashton,  
Mr. Watson,  
Mr. Hughes,  
Mr. Thomas Brown,  
Mr. Crick,  
Mr. Smailes,  
Mr. Millen,  
Mr. Schey,  
Mr. McLean,  
Mr. Thomson,  
Mr. Law,  
Mr. Ellis,  
Mr. Davis,  
Mr. Wilks,  
Mr. Rose,  
Mr. Carroll.

Tellers,

Mr. Sicath,  
Mr. Miller.

Noes, 57.

Mr. Brunker,	Mr. Newman,
Mr. Frank Farnell,	Mr. Hassall,
Mr. Piddington,	Mr. Tonkin,
Mr. Carruthers,	Mr. Archibald Campbell,
Mr. Travers Jones,	Mr. Storey,
Mr. James Morgan,	Mr. Cullen,
Mr. Cruickshank,	Mr. Mahony,
Mr. Macdonald,	Mr. Harris,
Mr. Wall,	Mr. Henry Chapman,
Mr. Wood,	Mr. Fowler,
Mr. Moore,	Mr. Hawthorne,
Mr. Pyers,	Mr. Alexander Campbell,
Dr. Ross,	Mr. Hogue,
Mr. Parkes,	Mr. Fegan,
Mr. Young,	Mr. Bavister,
Mr. Waddell,	Mr. Nicholson,
Mr. Gould,	Mr. Gardiner,
Mr. Donnelly,	Mr. Barnes,
Mr. Hayes,	Mr. Chanter,
Mr. Price,	Mr. Edden,
Mr. O'Sullivan,	Mr. McFarlane,
Mr. Clarke,	Mr. See,
Mr. Reid,	Mr. Cook,
Mr. Fitzpatrick,	Mr. Whiddon,
Mr. Millard,	Mr. Gormly.
Mr. Cann,	
Mr. Cameron,	
Mr. Thomas,	
Mr. Lee,	
Mr. Molesworth,	

Tellers,

Mr. Perry,  
Mr. Stevenson.

Word left out.

286—

And

And the proposed addition of the words, as amended, having been agreed to,—  
*Clause, as amended, agreed to.*

No. 2.

SAME BILL.

Mr. Carruthers brought up new clause, to follow the clause just inserted:—

Where an application for a conditional purchase "within a special area" has been confirmed before the commencement of this Act, the value per acre of the said conditional purchase may be determined by appraisalment in accordance with the provisions of section six of the "Crown Lands Act of 1889," if the holder of the conditional purchase makes the prescribed application within three months after the commencement of this Act, such application being accompanied by a fee of the prescribed amount.

The value of the conditional purchase as so determined shall be taken to have been and to be the purchase money payable by the conditional purchaser, and any sums paid before the aforesaid determination of value shall be taken to have been paid partly on account of such purchase money and partly on account of interest, such interest being at the rate of four per centum per annum on the balance of the said purchase money for the time being unpaid. No part of the moneys paid before the date of the aforesaid determination of value shall be refunded or shall be set off against any payment becoming due after the aforesaid date; and until the determination of value as aforesaid payments shall be made as if no application had been lodged.

After the aforesaid determination of value the instalment annually payable shall be one-twentieth of such value, or in the case of conditional purchases under section forty-seven of the "Crown Lands Act of 1884," one-tenth of such value; and the payment of instalments of the said amount shall be continued until payment of the purchase money, together with interest on the balance for the time being unpaid at the rate of four per centum per annum has been completed.

The apportionment of sums paid before the aforesaid determination of value between purchase money and interest shall be subject to the following provisions:—

- (a) The deposit and the first instalment shall be taken to have been paid wholly on account of purchase money.
- (b) The amount of every instalment succeeding the first shall be appropriated in the first place to the payment of interest as aforesaid, and the residuc thereof shall be credited to purchase money. (*Read.*)

Motion made (*Mr. Price*), to leave out from line 1 the words "within a special area."

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

Committee divided.

Ayes, 63.

Mr. Brunker,	Mr. Alexander Campbell,
Mr. Carruthers,	Mr. James Morgan,
Mr. Chanter,	Mr. Macdonald,
Mr. Sydney Smith,	Mr. McLean,
Mr. Young,	Mr. Law,
Mr. Gould,	Mr. Hayes,
Mr. Ashton,	Mr. Henry Chapman,
Mr. Tonkin,	Mr. Joseph Abbott,
Mr. Stephen,	Mr. Cruickshank,
Mr. Smailes,	Mr. Edden,
Mr. Thomas,	Mr. Nicholson,
Mr. Millen,	Mr. Harris,
Mr. Cook,	Mr. Martin,
Mr. Anderson,	Mr. Cann,
Mr. Robert Jones,	Mr. Hawthorne,
Mr. William Morgan,	Mr. Gardiner,
Mr. Knox,	Mr. Wilks,
Mr. Storey,	Mr. Davis,
Mr. Thomson,	Mr. Reid,
Mr. Archibald Campbell,	Mr. Fowler,
Mr. Molesworth,	Mr. Watson,
Mr. Newman,	Mr. McGowen,
Mr. Cameron,	Mr. Black,
Mr. McMillan,	Mr. Frank Farnell,
Mr. Cullen,	Mr. Schey,
Mr. Copeland,	Mr. Shipway,
Sir Henry Parkes,	Mr. Levien,
Mr. Wall,	Mr. Sleath.
Mr. Fitzpatrick,	
Mr. Barnes,	<i>Tellers,</i>
Mr. Collins,	Mr. Hogue,
Mr. Fegan,	Mr. Haynes.
Mr. Carroll,	

*Words stand.*

Noes, 27.

Mr. Afleck,
Mr. See,
Mr. Ewing,
Mr. Perry,
Mr. Kidd,
Mr. Miller,
Dr. Ross,
Mr. Travers Jones,
Mr. Waddell,
Mr. Pyers,
Mr. Donnelly,
Mr. Price,
Mr. Wright,
Mr. Stevenson,
Mr. McFarlane,
Mr. O'Sullivan,
Mr. Griffith,
Mr. Ferguson,
Mr. Thomas Brown,
Mr. Gormly,
Mr. Millard,
Mr. Lee,
Mr. Clarke,
Mr. Wood,
Mr. Rose.
<i>Tellers,</i>
Mr. Moore,
Mr. Hassall.

No. 3.

SAME BILL.

*Same clause.*

Question put,—That the new clause as read stand part of the Bill.

Committee

Committee divided.

Ayes, 77.

Mr. Brunker,	Mr. Miller,	Mr. Cann,
Mr. Millen,	Mr. Martin,	Mr. Hawthorne,
Mr. Chanter,	Sir Henry Parkes,	Mr. Gardiner,
Mr. Sydney Smith,	Mr. Wall,	Mr. Wilks,
Mr. Young,	Mr. Fitzpatrick,	Mr. Davis,
Mr. Gould,	Mr. Smailes,	Mr. Bavister,
Mr. Carruthers,	Mr. Barnes,	Mr. Reid,
Mr. Tonkin,	Mr. Cameron,	Mr. Watson,
Mr. Stephen,	Mr. Perry,	Mr. Gormly,
Mr. Hogue,	Mr. Pycers,	Mr. Cruickshank,
Mr. Thomas,	Mr. Carroll,	Mr. Thomas Brown,
Mr. Sleath,	Mr. Alexander Campbell,	Mr. McFarlane,
Mr. Moore,	Mr. James Morgan,	Mr. Rose,
Mr. Cook,	Mr. Macdonald,	Mr. Schey,
Mr. Travers Jones,	Mr. McLean,	Mr. Price,
Dr. Ross,	Mr. Law,	Mr. Wood,
Mr. Anderson,	Mr. Hayes,	Mr. Griffith,
Mr. Robert Jones,	Mr. Henry Chapman,	Mr. Shipway,
Mr. William Morgan,	Mr. Joseph Abbott,	Mr. Levien,
Mr. Donnelly,	Mr. O'Sullivan,	Mr. Stevenson,
Mr. Storey,	Mr. Edden,	Mr. Waddell.
Mr. Archibald Campbell,	Mr. Nicholson,	
Mr. Molesworth,	Mr. Harris,	<i>Tellers,</i>
Mr. Newman,	Mr. Fegan,	Mr. Black,
Mr. Lee,	Mr. Fowler,	Mr. Hassall.
Mr. Cullen,	Mr. Millard,	
Mr. Haynes,	Mr. Clarke,	

Noes, 8.

Mr. Copeland,  
Mr. Ewing,  
Mr. Kidd,  
Mr. Affleck,  
Mr. Thomson,  
Mr. Ferguson.

*Tellers,*

Mr. Ashton,  
Mr. Knox.

Clause, as read, agreed to.

No. 4.

SAME BILL.

Mr. Wall brought up new clause, to follow clause 36.

Any holder of a conditional purchase together with any additional conditional purchase or conditional lease of the same series made before the passing of this Act, and being in *bonâ fide* occupation thereof, may, on payment of the cost of subdivision, apply to convert any portion of such holdings as aforesaid into a freehold, and the Governor may issue a deed of grant in fee-simple for such converted portion. Provided that in the case of ordinary conditional purchases the amount paid by deposits and instalments on the conditional purchases of the same series shall be equal to the sum of one pound per acre on the area so converted, and in the case of conditional purchases within special areas and conditional leases a sum per acre equal to the capital value thereof, to be determined by reappraisalment on the area so converted, and such conditional purchaser shall be entitled to obtain a homestead selection in perpetuity of the unconverted portions of the land comprised within the same series of holdings from which such conversion as aforesaid was made.

The annual rental payable in respect to such homestead selection shall be in the case of an ordinary conditional purchase, converted as aforesaid, sixpence per acre, and in the case of conditional purchases within special areas and conditional leases a sum equal to two and a half per centum on the capital value thereof to be determined by reappraisalment.

The residence conditions applicable to homestead selections under this section shall be deemed to have been fulfilled when the conditions attaching to the conditional purchase from which such conversion was made have been complied with.

The provisions of this section shall only apply to such holders as shall prove to the satisfaction of the Minister that they are in *bonâ fide* occupation of their holdings, and no person shall be entitled to make a conversion from more than one series. (*Read.*)

And the Committee continuing to sit after Midnight,—

WEDNESDAY, 7 NOVEMBER, 1894, A.M.

Question put,—That the new clause, as read, stand part of the Bill.

Committee divided.

Ayes, 23.

Mr. Robert Jones,	Mr. Price.
Dr. Ross,	<i>Tellers,</i>
Mr. Clarke,	
Mr. Piddington,	Mr. Thomas Brown,
Mr. Moore,	Mr. Sleath.
Mr. Miller,	
Mr. Wall,	
Mr. Wood,	
Mr. Cruickshank,	
Mr. Travers Jones,	
Mr. Pycers,	
Mr. Millard,	
Mr. James Morgan,	
Mr. Macdonald,	
Mr. Fitzpatrick,	
Mr. Ferguson,	
Mr. Schey,	
Mr. Barnes,	
Mr. Gormly,	
Mr. Carroll,	

Noes, 37.

Mr. Affleck,	Mr. Alexander Campbell,
Mr. Kidd,	Mr. Lee,
Mr. Brunker,	Mr. Thomas,
Mr. Carruthers,	Mr. Cann,
Mr. Knox,	Mr. Gardiner,
Mr. Young,	Mr. McGowen,
Mr. Millen,	Mr. Storey,
Mr. Ashton,	Mr. Griffith,
Mr. Watson,	Mr. Edden,
Mr. Anderson,	Mr. Wilks,
Mr. William Morgan,	Mr. Thomson,
Mr. Shipway,	Mr. Law,
Mr. Henry Chapman,	Mr. Fowler,
Mr. Newman,	Mr. Hawthorne,
Mr. Gould,	Mr. Cook.
Mr. Sydney Smith,	<i>Tellers,</i>
Mr. McLean,	
Mr. Smailes,	Mr. Frank Farnell,
Mr. Cameron,	Mr. Archibald Campbell.
Mr. Fegan,	

New clause, as read, negatived.

No.

No. 5.

SAME BILL.

Mr. Piddington brought up new clause, to follow clause 30,—

Conditional purchasers under any of the previous Acts may, with respect to their obligation for repayment of the balance of instalments of purchase money and interest, upon application in the prescribed form, extend their payments to a period of forty-eight years or sixty-four years from date of application of the original conditional purchase. (*Read.*)

Question put,—That the new clause, as read, stand part of the Bill.

Committee divided.

Ayes, 17.

Mr. Moore,  
Mr. Wood,  
Mr. Travers Jones,  
Mr. Pyers,  
Mr. Carroll,  
Mr. Griffith,  
Mr. Macdonald,  
Mr. Smailes,  
Mr. Piddington,  
Mr. Gormly,  
Mr. Barnes,  
Mr. Fitzpatrick,  
Mr. Davis,  
Mr. Miller,  
Mr. Clarke.

Tellers,

Mr. Cruickshank,  
Mr. Price.

Noes, 42.

Mr. Brunner,	Mr. McLean,
Mr. Frank Farnell,	Mr. Hawthorne,
Mr. Alexander Campbell,	Mr. McGowen,
Mr. Newman,	Mr. Schey,
Mr. Carruthers,	Mr. Thomson,
Mr. James Morgan,	Mr. Cameron,
Mr. Ashton,	Mr. Fegan,
Mr. Sydney Smith,	Mr. Young,
Mr. Storey,	Mr. Cann,
Mr. Gould,	Mr. Thomas,
Mr. Edden,	Mr. Law,
Mr. Anderson,	Mr. Thomas Brown,
Mr. Shipway,	Mr. Millard,
Mr. Knox,	Mr. Wilks,
Mr. Affleck,	Mr. Watson,
Mr. Archibald Campbell,	Mr. Robert Jones,
Mr. Henry Chapman,	Mr. Cook,
Mr. William Morgan,	Mr. Fowler.
Mr. Kidd,	
Mr. Chanter,	<i>Tellers,</i>
Mr. Sleath,	Mr. Ferguson,
Mr. Gardiner,	Mr. Millen.

*New clause, as read, negatived.*

No. 6.

SAME BILL.

Mr. Moore brought up new clause, to follow clause 24,—

After the commencement of this Act any person not disqualified by the Crown Lands Acts may apply to the Land Agent for a settlement lease of Crown land not within a settlement lease area. The application shall be made in the prescribed manner, accompanied by such deposit and survey fee as may be prescribed, and shall be dealt with subject to the provisions of section twenty-three of this Act so far as the same are applicable, and to such other conditions and provisions as may be prescribed.

The Governor may grant to an applicant whose application has been confirmed by the Local Land Board, a settlement lease of the land applied for, and such lease shall be subject to all the provisions of section twenty-four of this Act. (*Read.*)

Question put,—That the new clause, as read, stand part of the Bill.

Committee divided.

Ayes, 11.

Mr. Wood,  
Mr. Clarke,  
Mr. Cruickshank,  
Mr. Griffith,  
Mr. Price,  
Mr. Miller,  
Mr. Travers Jones,  
Mr. Moore,  
Mr. Piddington.

Tellers,

Mr. Pyers,  
Mr. Carroll.

Noes, 42.

Mr. Brunner,	Mr. Shipway,	Mr. Gardiner,
Mr. Sydney Smith,	Mr. Anderson,	Mr. McLean,
Mr. Alexander Campbell,	Mr. Storey,	Mr. Thomson,
Mr. Gould,	Mr. Ashton,	Mr. Barnes,
Mr. Smailes,	Mr. Knox,	Mr. Fegan,
Mr. Newman,	Mr. Thomas,	Mr. Robert Jones,
Mr. Affleck,	Mr. Edden,	Mr. Ferguson,
Mr. Carruthers,	Mr. Millen,	Mr. Hawthorne,
Mr. James Morgan,	Mr. Watson,	Mr. Gormly,
Mr. Schey,	Mr. Thomas Brown,	Mr. Fowler.
Mr. Macdonald,	Mr. William Morgan,	
Mr. Kidd,	Mr. Wilks,	<i>Tellers,</i>
Mr. Cameron,	Mr. McGowen,	Mr. Frank Farnell,
Mr. Archibald Campbell,	Mr. Chanter,	Mr. Fitzpatrick.
Mr. Henry Chapman,	Mr. Young,	

*New clause, as read, negatived.*

No. 7.

SAME BILL.

Mr. Affleck brought up new clause, to follow clause 22,—

Before the owner of any holding can obtain protection for his holding under the provisions of the previous section, the Registrar-General, or other authority, shall give notice of the application by advertising twice in a local newspaper that the applicant is desirous to register his holding under the said section, and anyone having any claims against such applicant shall lodge notice thereof with the Registrar-General, or other authority, and unless claims exceeding twenty pounds in value are lodged within fourteen days, the Registrar shall proceed to register such instrument accordingly. (*Read.*)

Question put,—That the new clause, as read, stand part of the Bill.

Committee

Extension of  
payment of  
instalments for  
conditional  
purchasers.

Settlement lease  
of ordinary  
Crown lands.

Application for  
protection of  
holding to be  
advertised.

Committee divided.

Ayes, 2.

*Tellers,*  
Mr. Miller,  
Mr. Affleck.

Mr. Brunker,  
Mr. Clarke,  
Mr. Travers Jones,  
Mr. Millen,  
Mr. James Morgan,  
Mr. Sydney Smith,  
Mr. Frank Farnell,  
Mr. Carruthers,  
Mr. Newman,  
Mr. Fitzpatrick,  
Mr. Smailes,  
Mr. Storey,  
Mr. Cameron,  
Mr. Henry Chapman,  
Mr. Shipway,  
Mr. Moore,  
Mr. Gormly,  
Mr. Pyers,

Noes, 51.

Mr. Anderson,  
Mr. Schey,  
Mr. William Morgan,  
Mr. Carroll,  
Mr. Sleath,  
Mr. Griffith,  
Mr. Cann,  
Mr. McGowen,  
Mr. Robert Jones,  
Mr. Young,  
Mr. Gould,  
Mr. Piddington,  
Mr. Wilks,  
Mr. Price,  
Mr. Chanter,  
Mr. Macdonald,  
Mr. Archibald Campbell,  
Mr. McLean,

Mr. Barnes,  
Mr. Edden,  
Mr. Ferguson,  
Mr. Fegan,  
Mr. Thomas,  
Mr. Gardiner,  
Mr. Cook,  
Mr. Thomas Brown,  
Mr. Ashton,  
Mr. Watson,  
Mr. Fowler,  
Mr. Hawthorne,  
Mr. Law.

*Tellers,*  
Mr. Cruickshank,  
Mr. Knox.

*New clause, as read, negatived.*

No. 8.

SAME BILL.

Mr. Moore brought up new clause, to follow clause 26,—

All Crown lands comprised in any tracts or areas which may be set apart for certain specified kinds of holdings, under sections ten, eleven, and twenty-three of this Act, shall be and be deemed Crown lands for the purposes of the "Mining Act, 1874," and any Act amending the same.

Crown Lands set apart for specified holdings to be deemed Crown Lands for purposes of Mining Act.

Question put,—That the new clause, as read, stand part of the Bill.

Committee divided.

Ayes, 28.

Mr. Thomas,  
Mr. Millard,  
Mr. Cruickshank,  
Mr. Thomas Brown,  
Mr. Miller,  
Mr. Sleath,  
Mr. Smailes,  
Mr. Ferguson,  
Mr. Pyers,  
Mr. Travers Jones,  
Mr. Wood,  
Mr. Moore,  
Mr. Piddington,  
Mr. Schey,  
Mr. Carroll,  
*Tellers,*  
Mr. Price,  
Mr. Newman.

Mr. Gardiner,  
Mr. Clarke,  
Mr. Watson,  
Mr. Davis,  
Mr. Cann,  
Mr. McGowen,  
Mr. Wilks,  
Mr. William Morgan,  
Mr. Griffith,  
Mr. Chanter,  
Mr. Edden.

Noes, 26.

Mr. Brunker,  
Mr. Gould,  
Mr. Millen,  
Mr. James Morgan,  
Mr. Kidd,  
Mr. Chanter,  
Mr. Carruthers,  
Mr. Ashton,  
Mr. Cameron,  
Mr. Anderson,  
Mr. Knox,  
Mr. Young,  
Mr. Shipway,  
Mr. Wall,  
Mr. Fegan,

Mr. Fitzpatrick,  
Mr. Frank Farnell,  
Mr. McLean,  
Mr. Storey,  
Mr. Robert Jones,  
Mr. Hawthorne,  
Mr. Cook,  
Mr. Law,  
Mr. Fowler.

*Tellers,*  
Mr. Archibald Campbell,  
Mr. Henry Chapman.

*Clause, as read, agreed to.*

No. 9.

SAME BILL.

Mr. Millen brought up new clause, to follow clause 46.

In any appraisalment or reappraisalment under this or the Principal Act the rent or license fee of the holding in respect of which such appraisalment or reappraisalment is made shall be assessed irrespective of the unexhausted value of improvements then existing on such holding and effected or owned by the lessee.

Appraisalment or reappraisalment of rent or license fee of holding.

The unexhausted value means the fair cost of making the improvement, less depreciation in value from use or otherwise. (*Read.*)

Question put,—That the new clause, as read, stand part of the Bill.

Committee divided.

Ayes, 44.

Mr. Brunker,  
Mr. Hayes,  
Mr. Carruthers,  
Mr. Knox,  
Mr. Ashton,  
Mr. Storey,  
Mr. Millen,  
Mr. Cameron,  
Mr. Thomas Brown,  
Mr. Chanter,  
Mr. Ferguson,  
Mr. Schey,  
Mr. Carroll,  
Mr. Moore,  
Mr. Archibald Campbell,  
Mr. Cook,  
Mr. Gould,  
Mr. Anderson,  
Mr. Frank Farnell,  
Mr. Young,  
Mr. Hawthorne,  
Mr. Griffith,  
Mr. William Morgan,  
Mr. Cruickshank,  
Mr. Henry Chapman,  
Mr. Millard,  
Mr. Law,  
Mr. Newman,  
Mr. Robert Jones,  
Mr. McGowen,  
Mr. Watson,  
Mr. McLean,

Mr. Fowler,  
Mr. Davis,  
Mr. Edden,  
Mr. Shipway,  
Mr. Fitzpatrick,  
Mr. Gormly,  
Mr. Thomas,  
Mr. Cann,  
Mr. Wilks,  
Mr. Fegan.

*Tellers,*  
Mr. Smailes,  
Mr. Gardiner.

Noes, 10.

Mr. Piddington,  
Mr. James Morgan,  
Mr. Wall,  
Mr. Wood,  
Mr. Travers Jones,  
Mr. Pyers,  
Mr. Miller,  
Mr. Price.

*Tellers,*  
Mr. Sleath,  
Mr. Clarke.

*Clause, as read, agreed to.*

No.

No. 10.

## SAME BILL.

Mr. Moore brought up new clause to follow clause 38.

After the commencement of this Act the sum to be deposited with every notice of appeal against any recommendation, determination, decision, or award of any Local Land Board, shall be five pounds, anything in the Principal Act to the contrary notwithstanding. (*Read.*)

Question put,—That the new clause, as read, stand part of the Bill.  
Committee divided.

Ayes, 28.

Mr. Wood,	Mr. Cann,
Mr. Piddington,	Mr. Cruickshank,
Mr. Wall,	Mr. Clarke,
Mr. Sleath,	Mr. Griffith,
Mr. Thomas Brown,	Mr. William Morgan,
Mr. Ferguson,	Mr. Millard,
Mr. Pyers,	Mr. Smailes,
Mr. Travers Jones,	Mr. Watson,
Mr. Moore,	Mr. McGowen,
Mr. Carroll,	Mr. Law,
Mr. Schey,	Mr. Davis.
Mr. Price,	<i>Tellers,</i>
Mr. Miller,	
Mr. Gormly,	Mr. Millen,
Mr. Thomas,	Mr. Fitzpatrick.

Noes, 25.

Mr. Brunker,	Mr. Hawthorne,
Mr. James Morgan,	Mr. Fegan,
Mr. Newman,	Mr. Frank Farnell,
Mr. Carruthers,	Mr. McLean,
Mr. Knox,	Mr. Robert Jones,
Mr. Young,	Mr. Fowler,
Mr. Cook,	Mr. Henry Chapman,
Mr. Anderson,	Mr. Shipway.
Mr. Archibald Campbell,	<i>Tellers,</i>
Mr. Hayes,	
Mr. Chanter,	Mr. Storey,
Mr. Gould,	Mr. Ashton.
Mr. Cameron,	
Mr. Gardiner,	
Mr. Wilks,	

*Clause, as read, agreed to.*

No. 11.

## SAME BILL.

Mr. Clarke brought up new clause to follow clause 36.

Any conditional lease granted before the commencement of this Act, of which the rent now payable is considered excessive, the lessee may obtain a new appraisalment of such rate of rent, on application in the manner, and subject to the conditions prescribed under section eight of this Act, as applied to pastoral leases, homestead leases, and occupation licenses, in the Western Division, provided that all prescribed conditions up to the date of such application have been duly complied with. (*Read.*)

Question put,—That the new clause, as read, stand part of the Bill.  
Committee divided.

Ayes, 17.

Mr. Piddington,
Mr. Moore,
Mr. Millen,
Mr. Clarke,
Mr. Travers Jones,
Mr. Wood,
Mr. Pyers,
Mr. Carroll,
Mr. Gormly,
Mr. Griffith,
Mr. William Morgan,
Mr. Wall,
Mr. Schey,
Mr. Thomas Brown,
Mr. Price.

*Tellers,*

Mr. Cruickshank,
Mr. Miller.

Noes, 33.

Mr. Brunker,	Mr. Hawthorne,
Mr. Sydney Smith,	Mr. Smailes,
Mr. Young,	Mr. Wilks,
Mr. Storey,	Mr. Fegan,
Mr. Sleath,	Mr. Shipway,
Mr. Carruthers,	Mr. Newman,
Mr. Knox,	Mr. Law,
Mr. Gould,	Mr. Fowler,
Mr. Gardiner,	Mr. Henry Chapman,
Mr. Anderson,	Mr. McGowen,
Mr. Archibald Campbell,	Mr. Cann,
Mr. Fitzpatrick,	Mr. Robert Jones.
Mr. Ferguson,	<i>Tellers,</i>
Mr. Watson,	
Mr. McLean,	Mr. Frank Farnell,
Mr. Ashton,	Mr. Thomas.
Mr. Cook,	
Mr. Cameron,	
Mr. Millard,	

*New clause, as read, negatived.*

No. 12.

## SAME BILL.

Mr. Cruickshank brought up new clause, to follow clause 36.

The provisions of section seventeen of the "Crown Lands Act of 1889," shall be deemed to apply to conditional purchases and conditional leases held by members of one family standing in the relation of brothers or sisters, or brothers and sisters. (*Read.*)

Question put,—That the new clause, as read, stand part of the Bill.  
Committee divided.

Ayes, 10.

Mr. Watson,
Mr. Miller,
Mr. Clarke,
Mr. Travers Jones,
Mr. Carroll,
Mr. Pyers,
Mr. Price,
Mr. Griffith.

*Tellers,*

Mr. Cruickshank,
Mr. Ferguson.

Noes, 40.

Mr. Brunker,	Mr. Fitzpatrick,	Mr. Storey,
Mr. Sydney Smith,	Mr. William Morgan,	Mr. Robert Jones,
Mr. Young,	Mr. Shipway,	Mr. Law,
Mr. Knox,	Mr. McLean,	Mr. Wilks,
Mr. James Morgan,	Mr. Cook,	Mr. Edden,
Mr. Thomas,	Mr. Cameron,	Mr. Hawthorne,
Mr. Millen,	Mr. Gormly,	Mr. Fowler,
Mr. Sleath,	Mr. Thomas Brown,	Mr. Davis,
Mr. Smailes,	Mr. Millard,	Mr. McGowen,
Mr. Carruthers,	Mr. Anderson,	Mr. Cann.
Mr. Gould,	Mr. Frank Farnell,	<i>Tellers,</i>
Mr. Henry Chapman,	Mr. Fegan,	
Mr. Gardiner,	Mr. Ashton,	Mr. Schey,
Mr. Archibald Campbell,	Mr. Wall,	Mr. Newman.

*New clause, as read, negatived.*

And other new clauses having been dealt with.

On motion of Mr. Carruthers, the Chairman left the Chair to report the Bill with amendments to the House.

No.

Deposit on  
appeals from  
Local Land  
Board.

Reappraisalment  
of rentals of  
conditional  
leases.

Fencing of  
family  
selections.



No. 13.

## CROWN LANDS BILL.

*Recommended.*

Clause 18. Any original conditional purchase applied for before the commencement of this Act (whether within a special area or not) together with all additional conditional purchases and conditional leases of the same series may, at any time after the issue of the certificate of conformity in respect of such original conditional purchase, be converted in the prescribed manner into a homestead selection. And the Governor may thereupon issue forthwith a homestead grant of the lands comprised within the series.

Conditional purchaser may obtain homestead grant.

~~The balance of purchase money remaining unpaid at the date of the conversion shall, for the purpose of determining the amount of rent payable, be taken to be the capital value of the said land.~~

For the purpose of determining the amount of rent payable the capital value of the land shall for the first ten-year period after the grant thereof be taken to be the sum required to purchase from the Crown the lands comprised within the series, less any sums paid before the conversion as purchase money of any part of such series, exclusive of sums paid by way of interest; and for every succeeding ten-year period the capital value of the land shall, for the aforesaid purpose, be taken to be the unimproved value thereof as determined in accordance with the provisions of section six of the "Crown Lands Act of 1889," less any sums paid before the conversion as purchase money of any part of such series, exclusive of sums paid by way of interest. (*Read.*)

Motion made (*Mr. Carruthers*), to leave out all the words in lines 7, 8, and 9, and insert the words, "For the purpose of determining the amount of rent payable the capital value of the land shall for the first ten-year period after the grant thereof be taken to be the sum required to purchase from the Crown the lands comprised within the series, less any sums paid before the conversion as purchase money of any part of such series, exclusive of sums paid by way of interest; and for every succeeding ten-year period the capital value of the land shall, for the aforesaid purpose, be taken to be the unimproved value thereof as determined in accordance with the provisions of section six of the 'Crown Lands Act of 1889,' less any sums paid before the conversion as purchase money of any part of such series, exclusive of sums paid by way of interest"—instead thereof.

And the omission of the words indicated having been agreed to,—

Question put,—That the words proposed to be inserted in place of the words left out be so inserted.

Committee divided.

Ayes, 26.		Noes, 20.	
Mr. Brunker,	Mr. Henry Chapman,	Mr. Travers Jones,	Mr. Wilks,
Mr. Wall,	Mr. Frank Farnell,	Mr. Carroll,	Mr. Thomas,
Mr. Sydney Smith,	Mr. Cook,	Mr. Miller,	Mr. Price,
Mr. Gould,	Mr. Clarke,	Mr. Watson,	Mr. Hawthorne.
Mr. Carruthers,	Mr. Piddington,	Mr. Sleath,	<i>Tellers,</i>
Mr. Fegan,	Mr. Anderson,	Mr. Edden,	
Mr. Young,	Mr. Newman,	Mr. Ashton,	Mr. Cann,
Mr. McLean,	Mr. Davis,	Mr. Gardiner,	Mr. McGowen.
Mr. William Morgan,	Mr. Fowler,	Mr. Wood,	
Mr. Shipway,	Mr. Robert Jones.	Mr. Pyers,	
Mr. Cameron,	<i>Tellers,</i>	Mr. Archibald Campbell,	
Mr. James Morgan,		Mr. Ferguson,	
Mr. Fitzpatrick,	Mr. Millard,	Mr. Thomas Brown,	
Mr. Griffith,	Mr. Storey.	Mr. Law,	

*Words inserted.*

No. 14.

## SAME BILL.

*Same clause.*

Question put,—That the clause as amended stand part of the Bill.

Committee divided.

Ayes, 30.		Noes, 16.	
Mr. Brunker,	Mr. Cook,	Mr. Travers Jones,	
Mr. Wall,	Mr. Storey,	Mr. Wood,	
Mr. Sydney Smith,	Mr. Millard,	Mr. Carroll,	
Mr. Gould,	Mr. Frank Farnell,	Mr. Pyers,	
Mr. Carruthers,	Mr. Henry Chapman,	Mr. McGowen,	
Mr. Fegan,	Mr. Griffith,	Mr. Watson,	
Mr. Young,	Mr. Fitzpatrick,	Mr. Miller,	
Mr. McLean,	Mr. Fowler,	Mr. Sleath,	
Mr. Shipway,	Mr. Robert Jones,	Mr. Edden,	
Mr. Archibald Campbell,	Mr. Hawthorne.	Mr. Ashton,	
Mr. Cameron,	<i>Tellers,</i>	Mr. Thomas Brown	
Mr. James Morgan,		Mr. Cann,	
Mr. Clarke,	Mr. William Morgan,	Mr. Price,	
Mr. Piddington,	Mr. Gardiner.	Mr. Thomas.	
Mr. Anderson,		<i>Tellers,</i>	
Mr. Newman,			
Mr. Davis,		Mr. Wilks,	
Mr. Law,		Mr. Ferguson.	

*Clause, as amended, agreed to.*

On motion of Mr. Carruthers, the Chairman left the Chair to report the Bill, 2<sup>d</sup>, with further amendments, to the House.

C. B. BOYDELL,  
For Clerk Assistant.



1894.

(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

No. 8.

## WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

WEDNESDAY, 14 NOVEMBER, 1894, A.M.

No. 1.

LOCAL GOVERNMENT BILL.

(Resolution.)

Mr. Reid moved,—That the Committee agree to the following Resolution:—

*Resolved*,—That it is expedient to bring in a Bill to establish Local Government over that part of New South Wales which is outside the boundaries of municipalities; to make further provision for the constitution of municipal districts, and for the alteration of the areas of existing municipalities; to amend the law relating to municipal loans and municipal rates, and the recovery thereof; to amend and to extend the provisions of the "Municipalities Act of 1867," to amend other Statutes in order to give effect to the aforesaid provisions; and for other purposes connected therewith or incidental thereto.

Motion made (*Mr. Watson*), That the resolution be amended by the insertion after the figures "1867" in line 6 of the words "to amend the law relating to plural voting provided by sub-sections one, two, three, and four, of section fifty-two of the Municipalities Act of 1867, "by substituting therefor the principle of one adult one vote on a residential basis,"—and Question put.

Committee divided.

Ayes, 16.

Mr. Fegan,  
Mr. Willard,  
Mr. Smailes,  
Mr. Watson,  
Mr. McGowen,  
Mr. Ferguson,  
Mr. Edden,  
Mr. O'Sullivan,  
Mr. Cann,  
Mr. Gardiner,  
Mr. Schey,  
Mr. Thomas Brown,  
Mr. Wilks,  
Mr. Stevenson.

Tellers,

Mr. Sleath,  
Mr. Thomas.

Noes, 34.

Mr. McLean,	Mr. Affleck,
Mr. Kidd,	Mr. Mahony,
Mr. Donnelly,	Mr. Wall,
Mr. Lyne,	Mr. Robert Jones,
Mr. Brunker,	Mr. Hawthorne,
Mr. Stephen,	Mr. Haynes,
Mr. Macdonald,	Mr. Anderson,
Mr. Young,	Mr. Millard,
Mr. Miller,	Mr. Cook,
Mr. Reid,	Mr. Storey,
Mr. Hogue,	Mr. Price,
Mr. Gould,	Mr. Newman,
Mr. Whiddon,	Mr. O'Reilly,
Mr. Knox,	Mr. Bavister.
Mr. Sydney Smith,	
Mr. Cameron,	Tellers,
Mr. Garrard,	Mr. Frank Farnell,
Mr. Law,	Mr. William Morgan.

*Insertion of proposed words negatived.*

And the Resolution, as proposed, having been agreed to,—

On motion of Mr. Reid, the Chairman left the Chair to report that the Committee had come to a Resolution.

WEDNESDAY,

WEDNESDAY, 14 NOVEMBER, 1894.

No. 2.

## CATTLE SLAUGHTERING LAW AMENDMENT BILL.

Penalty for keeping boiling-down or salting beef for exportation, without having entered into the recognisance set out in the Schedule to the Act fifteenth Victoria number thirteen, shall be liable to a penalty to be recovered in a summary way before any Stipendiary or Police Magistrate, or any two Justices of the Peace. The amount of the penalty up to the maximum of ten pounds shall be in the discretion of the Magistrate or Justices, and in default of payment the amount may be recovered by levy or distress, or the offender shall be liable to be imprisoned for any "period" in the discretion of the said Magistrate or Justices. (*Read.*)

Clause 2. Any person who keeps an establishment for the extraction of tallow from the carcasses of cattle, or for salting beef for exportation, without having entered into the recognisance set out in the Schedule to the Act fifteenth Victoria number thirteen, shall be liable to a penalty to be recovered in a summary way before any Stipendiary or Police Magistrate, or any two Justices of the Peace. The amount of the penalty up to the maximum of ten pounds shall be in the discretion of the Magistrate or Justices, and in default of payment the amount may be recovered by levy or distress, or the offender shall be liable to be imprisoned for any "period" in the discretion of the said Magistrate or Justices. (*Read.*)

And the clause having been amended as indicated,—

Motion made (*Mr. Affleck*), that the clause be further amended by the insertion after the word "period" in the last line of the words "not exceeding one month,"—and Question put.

Committee divided.

Ayes, 13.

Mr. Wise,  
Mr. Brunker,  
Mr. Lee,  
Mr. Affleck,  
Mr. Molesworth,  
Mr. Cook,  
Mr. Fitzpatrick,  
Mr. Sydney Smith,  
Mr. Garrard,  
Mr. Hogue,  
Mr. Fegan.

*Tellers,*

Mr. Stephen,  
Mr. Anderson.

Noes, 24.

Mr. Hassall,	Mr. Gardiner,
Mr. James Morgan,	Mr. William Morgan,
Mr. Waddell,	Mr. Newman,
Mr. Edden,	Mr. Dick,
Mr. Macdonald,	Mr. Hawthorne,
Dr. Ross,	Mr. Nicholson,
Mr. Perry,	Mr. Millard.
Mr. Travers Jones,	<i>Tellers,</i>
Mr. Carroll,	Mr. Sleath,
Mr. Shipway,	Mr. Smailes.
Mr. Miller,	
Mr. Thomas Brown,	
Mr. Wood,	
Mr. Pycers,	
Mr. Price,	

*Insertion of proposed words negatived.*

No. 3.

## SAME BILL.

*Same clause.*

Motion made (*Mr. Hogue*), that the clause be further amended by the insertion after the same word "period" in the last line of the words "not to exceed fourteen days,"—and Question put.

Committee divided.

Ayes, 15.

Mr. Brunker,	Mr. Millard,
Mr. Lee,	Mr. Hogue.
Mr. Affleck,	<i>Tellers,</i>
Mr. William Morgan,	Mr. Fitzpatrick,
Mr. Molesworth,	Mr. Hawthorne.
Mr. Cook,	
Mr. Sydney Smith,	
Mr. Stephen,	
Mr. Garrard,	
Mr. Fegan,	
Mr. Anderson,	

Noes, 20.

Mr. Hassall,	Mr. Pycers,
Mr. Sleath,	Mr. Thomas Brown,
Mr. Edden,	Mr. Price,
Mr. Macdonald,	Mr. Gardiner,
Dr. Ross,	Mr. Newman,
Mr. Miller,	Mr. Nicholson,
Mr. Perry,	Mr. Dick.
Mr. Travers Jones,	<i>Tellers,</i>
Mr. Carroll,	Mr. James Morgan,
Mr. Shipway,	Mr. Waddell.
Mr. Wood,	

*Insertion of proposed words negatived.*

*Clause, as amended, negatived.*

No. 4.

## SAME BILL.

Short title

Clause 3. This Act may be cited as the "Cattle Slaughtering Law Amendment Act of 1894."  
(*Read.*)

Question put,—That the clause, as read, stand part of the Bill.

Committee divided.

Ayes, 26.

Mr. Brunker,	Mr. Garrard,
Mr. Reid,	Mr. Miller,
Mr. Affleck,	Dr. Ross,
Mr. Lee,	Mr. Anderson,
Mr. William Morgan,	Mr. Shipway,
Mr. Molesworth,	Mr. Thomas Brown,
Mr. Cook,	Mr. Gardiner,
Mr. Fitzpatrick,	Mr. Edden,
Mr. Sydney Smith,	Mr. Millard,
Mr. Hawthorne,	Dr. Hollis.
Mr. Stephen,	<i>Tellers,</i>
Mr. Sleath,	Mr. Dick,
Mr. Fegan,	Mr. Newman.
Mr. Hogue,	

Noes, 10.

Mr. Hassall,
Mr. Waddell,
Mr. James Morgan,
Mr. Macdonald,
Mr. Wood,
Mr. Pycers,
Mr. Nicholson,
Mr. Price.
<i>Tellers,</i>
Mr. Carroll,
Mr. Travers Jones.

*Clause, as read, agreed to.*

On motion of Mr. Affleck, the Chairman left the Chair to report the Bill with amendments to the House.

C. B. BOYDELL,  
For Clerk Assistant.

1894.  
(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

No. 9.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

TUESDAY, 4 DECEMBER, 1894.

No. 1.

CATTLE SLAUGHTERING LAW AMENDMENT BILL.

(Recommitted.)

Clause 1. Where by the Act William the Fourth number one, the Act fifteenth Victoria No. thirteen, Part II of the Noxious Trades and Cattle Slaughtering Act, 1894, or any other Act relating to the slaughter of cattle, or by any by-law or regulation made under any such Act, a person is made liable to any fine or monetary penalty or forfeiture, the amount thereof shall in all cases be in the discretion of the Magistrate or Justices of the Peace imposing it, ~~but in no case shall the penalty exceed ten pounds,~~ anything in the said Acts, by-laws, or regulations to the contrary notwithstanding; **but nothing herein contained shall enable the said Magistrate or Justices to impose a fine, penalty, or forfeiture of larger amount than that limited in each case by the said Acts, by-laws, or regulations. Notwithstanding anything contained in this or the principal Acts, the term cattle shall not be deemed to include sheep or pigs.** (*Read.*)

Fines under Acts relating to the slaughter of cattle to be in the discretion of the Justices.

And the clause having been amended as indicated,—

Motion made (*Mr. James Morgan*), to add after the words already added, at end of clause, the words "Notwithstanding anything contained in this or the principal Acts the term cattle shall not be deemed to include sheep or pigs"

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

Committee divided.

Ayes, 56.

Sir George Dibbs,	Mr. Lees,	Mr. Wilks,
Mr. McMillan,	Mr. Miller,	Mr. Mahony,
Mr. Reid,	Mr. Watson,	Mr. Macdonald,
Mr. Young,	Mr. Perry,	Mr. Anderson,
Mr. Lee,	Mr. Wall,	Mr. Watkins,
Mr. Austin Chapman,	Mr. Molesworth,	Mr. Edden,
Mr. William Morgan,	Mr. Thomas Brown,	Mr. Stevenson,
Mr. Donnelly,	Mr. Dick,	Mr. Newman,
Mr. Brunker,	Mr. Joseph Abbott,	Mr. Bavister,
Dr. Ross,	Mr. Price,	Mr. Fegan,
Mr. Cook,	Mr. Hassall,	Mr. Schey,
Mr. McLean,	Mr. Harris,	Mr. O'Reilly,
Mr. Rigg,	Mr. Hawthorne,	Mr. McFarlane,
Mr. Tonkin,	Mr. Russell Jones,	Mr. McGowen.
Mr. Hogue,	Mr. Nicholson,	
Mr. Hayes,	Mr. Davis,	<i>Tellers,</i>
Mr. Alexander Campbell,	Mr. Cruickshank,	Mr. James Morgan,
Mr. Millard,	Mr. Barnes,	Mr. Affleck.
Mr. Smailes,	Mr. Stephen,	
Mr. O'Sullivan,	Mr. Hughes,	

Noes, 10.

Mr. Kidd,  
Mr. Gould,  
Mr. Frank Farnell,  
Mr. Sleath,  
Mr. Carruthers,  
Mr. Piddington,  
Mr. Ferguson,  
Mr. Moore.

*Tellers,*

Mr. Robert Jones,  
Mr. Woods.

*Words added.*

*Clause, as amended, negatived.*

On motion of Mr. Affleck, the Chairman left the Chair.

No. 2.

SUPPLY—GENERAL ESTIMATES FOR 1894.

*Estimate—Supplement to Schedule B.*Question proposed,—That there be granted to Her Majesty a sum not exceeding £713 for Supplement to Schedule B (*Mr. Reid*).Motion made (*Mr. Edden*),—That the Estimate be reduced by £250,—and Question put.

Committee divided.

Ayes, 18.

Mr. Sleath,  
Mr. Watson,  
Mr. Smailes,  
Mr. Hughes,  
Mr. Thomas,  
Mr. Millard,  
Mr. Schey,  
Mr. Austin Chapman,  
Mr. Miller,  
Mr. Affleck,  
Mr. Edden,  
Mr. Harris,  
Mr. Law,  
Mr. Wilks,  
Mr. Ferguson,  
Mr. Wood.

*Tellers,*

Mr. Watkins,  
Mr. Nicholson.

Mr. Carroll,  
Mr. Brunker,  
Mr. Chanter,  
Mr. See,  
Sir George Dibbs,  
Mr. Lyne,  
Mr. Wall,  
Mr. Gould,  
Mr. Travers Jones,  
Mr. Young,  
Mr. Reid,  
Mr. Knox,  
Mr. Archibald Campbell,  
Mr. H. H. Brown,  
Mr. Sydney Smith,  
Dr. Ross,  
Mr. Tonkin,  
Mr. Martin,  
Mr. Rawlinson,  
Mr. Perry,  
Mr. Cruickshank,

Mr. Donnelly,  
Mr. Macdonald,  
Mr. Hassall,  
Mr. Wright,  
Mr. Robert Jones,  
Mr. Russell Jones,  
Mr. Haynes,  
Mr. Hogue,  
Mr. Price,  
Mr. Lee,  
Mr. Storey,  
Mr. Ellis,  
Mr. Rigg,  
Mr. Stevenson,  
Mr. Thomson,  
Mr. Slattery,  
Mr. Millen,  
Mr. William Morgan,  
Mr. O'Sullivan,  
Mr. Copeland,  
Mr. Shipway,

Mr. Alexander Campbell,  
Mr. Mahony,  
Mr. Dick,  
Mr. O'Reilly,  
Mr. Molesworth,  
Mr. Gardiner,  
Mr. F. Clarke,  
Mr. McLean,  
Mr. Thomas Brown,  
Mr. Lees,  
Mr. McGowen,  
Mr. Fowler,  
Mr. Newman,  
Mr. Hogan,  
Mr. Cameron,  
Mr. Hawthorne,  
Mr. Frank Farnell.

*Tellers,*

Mr. Moore,  
Mr. Morton.

*Reduction negatived.*

No. 3.

*Same Estimate.*Motion made (*Mr. Miller*), That the same Estimate be reduced by £50,—and Question put.

Committee divided.

Ayes, 28.

Mr. William Morgan,  
Mr. Hughes,  
Mr. Sleath,  
Mr. Watson,  
Mr. Macdonald,  
Mr. Miller,  
Mr. Perry,  
Mr. Thomas,  
Mr. Millard,  
Mr. Wright,  
Mr. McLean,  
Mr. Austin Chapman,  
Mr. Price,  
Mr. Affleck,  
Mr. Nicholson,  
Mr. Schey,  
Mr. Edden,  
Mr. Alexander Campbell,  
Mr. Harris,  
Mr. Law,  
Mr. O'Sullivan,  
Mr. Wilks,  
Mr. Wood,  
Mr. Ferguson,  
Mr. McGowen,  
Mr. Thomas Brown.

*Tellers,*  
Mr. Watkins,  
Mr. Smailes.

Noes, 52.

Mr. Brunker,  
Mr. Carroll,  
Mr. Chanter,  
Mr. See,  
Sir George Dibbs,  
Mr. Lyne,  
Mr. Wall,  
Mr. Gould,  
Mr. Travers Jones,  
Mr. Young,  
Mr. Slattery,  
Mr. Knox,  
Mr. Sydney Smith,  
Mr. Alexander Campbell,  
Mr. H. H. Brown,  
Mr. Piers,  
Dr. Ross,  
Mr. Tonkin,  
Mr. Martin,  
Mr. Rawlinson,  
Mr. Cruickshank,  
Mr. Donnelly,  
Mr. Hassall,  
Mr. Robert Jones,  
Mr. Russell Jones,  
Mr. Storey,  
Mr. Morton,

Mr. Lee,  
Mr. Reid,  
Mr. Ellis,  
Mr. Rigg,  
Mr. Stevenson,  
Mr. Thomson,  
Mr. Millen,  
Mr. Copeland,  
Mr. Shipway,  
Mr. Mahony,  
Mr. Dick,  
Mr. O'Reilly,  
Mr. Molesworth,  
Mr. Gardiner,  
Mr. F. Clarke,  
Mr. Moore,  
Mr. Lees,  
Mr. Fowler,  
Mr. Newman,  
Mr. Hogan,  
Mr. Cameron,  
Mr. Hawthorne,  
Mr. Frank Farnell.

*Tellers,*

Mr. Hogue,  
Mr. Haynes.

*Reduction negatived.**Estimate (Supplement to Schedule B, £713,) agreed to.**Executive Council.*Question proposed,—That there be granted to Her Majesty a sum not exceeding £589 for Executive Council (*Mr. Reid*).

On motion of Mr. Reid, the Chairman left Chair to report progress, and ask leave to sit again.

WEDNESDAY,

WEDNESDAY, 5 DECEMBER, 1894.

No. 4.

SUPPLY—GENERAL ESTIMATES FOR 1894.

*Executive Council.*Question again proposed,—That there be granted to Her Majesty a sum not exceeding £589 for Executive Council (*Mr. Reid*).Motion made (*Mr. Miller*),—That the Estimate be reduced by £38,—and Question put.  
Committee divided.

Ayes, 54.

Mr. Watson,	Mr. McLean,
Dr. Ross,	Mr. Alexander Campbell,
Mr. Wright,	Mr. Morton,
Mr. Austin Chapman,	Mr. Harris,
Mr. Thomas,	Mr. Nicholson,
Mr. Smailes,	Mr. Macdonald,
Mr. Cruickshank,	Mr. Black,
Mr. Affleck,	Mr. Edden,
Mr. Martin,	Mr. Davis,
Mr. Parkes,	Mr. Pyers,
Mr. F. Clarke,	Mr. Carroll,
Mr. Rawlinson,	Mr. Gormly,
Mr. Barnes,	Mr. Bavister,
Mr. Archibald Campbell,	Mr. Law,
Mr. Travers Jones,	Mr. Newman,
Mr. Robert Jones,	Mr. Ferguson,
Mr. Wood,	Mr. O'Reilly,
Mr. Wilks,	Mr. McFarlane,
Mr. Watkins,	Mr. Rose,
Mr. Hughes,	Mr. Hawthorne,
Mr. O'Sullivan,	Mr. Schey,
Mr. Moore,	Mr. McGowen,
Mr. Cann,	Mr. Stevenson,
Mr. Collins,	Mr. Willis.
Mr. Thomas Brown,	<i>Tellers,</i>
Mr. Miller,	Mr. Sleath,
Mr. Price,	Mr. Haynes.
Mr. Millard,	

Noes, 34.

Mr. Brunker,	Mr. E. M. Clark,
Mr. Chanter,	Mr. Fowler,
Mr. Hogan,	Mr. Mabony,
Mr. Kidd,	Mr. Thomson.
Mr. Carruthers,	<i>Tellers,</i>
Mr. Slattery,	Mr. Frank Farnell,
Sir George Dibbs,	Mr. H. H. Brown.
Mr. Sydney Smith,	
Mr. Young,	
Mr. Gould,	
Mr. See,	
Mr. Cook,	
Mr. Millen,	
Mr. Wall,	
Mr. Copeland,	
Mr. Garrard,	
Mr. Reid,	
Mr. James Morgan,	
Mr. Knox,	
Sir Henry Parkes,	
Dr. Hollis,	
Mr. Hogue,	
Mr. McMillan,	
Mr. Stephen,	
Mr. Fitzpatrick,	
Mr. Storey,	
Mr. Lec,	
Mr. William Morgan,	

*Reduction agreed to.**Reduced Estimate (Executive Council, £551) agreed to.*

No. 5.

*Legislative Council.*Question proposed,—That there be granted to Her Majesty a sum not exceeding £2,917 for Legislative Council (*Mr. Reid*).

The item "President, £550," having been reduced by £55—,

Motion made (*Mr. O'Sullivan*),—That the item "Chairman of Committees, £235," be reduced by £23 10s.—and Question put.

Committee divided.

Ayes, 42.

Mr. Thomas,	Mr. Harris,
Mr. Austin Chapman,	Mr. McLean,
Mr. Sleath,	Mr. Nicholson,
Mr. Hughes,	Mr. Edden,
Mr. Smailes,	Mr. Black,
Mr. Wright,	Mr. O'Reilly,
Mr. Watkins,	Mr. Cruickshank,
Mr. Macdonald,	Mr. Pyers,
Mr. Davis,	Mr. Chanter,
Mr. F. Clarke,	Mr. Carroll,
Mr. Travers Jones,	Mr. Newman,
Mr. Schey,	Mr. McFarlane,
Mr. Rose,	Mr. Stevenson,
Mr. O'Sullivan,	Mr. Willis.
Mr. Watson,	<i>Tellers,</i>
Mr. Affleck,	Mr. Alexander Campbell,
Mr. McGowen,	Mr. Moore.
Mr. Cann,	
Mr. Miller,	
Mr. Thomas Brown,	
Mr. Collins,	
Mr. Millard,	
Mr. Loughnane,	
Mr. Wood,	
Mr. Barnes,	
Mr. Price,	

Noes, 50.

Mr. See,	Mr. McMillan,
Mr. Brunker,	Mr. Storey,
Mr. Kidd,	Sir Henry Parkes,
Mr. Martin,	Mr. Molesworth,
Mr. Carruthers,	Mr. Lec,
Mr. Millen,	Dr. Hollis,
Mr. Wall,	Mr. Robert Jones,
Mr. Slattery,	Mr. Hawthorne,
Mr. Young,	Mr. Illis,
Mr. Reid,	Mr. Rigg,
Mr. Sydney Smith,	Mr. Mahony,
Mr. Gould,	Mr. Hogan,
Mr. Frank Farnell,	Mr. Hogue,
Mr. Hassall,	Mr. Fitzpatrick,
Dr. Ross,	Mr. Knox,
Mr. Archibald Campbell,	Mr. Fowler,
Mr. Rawlinson,	Mr. Gormly,
Sir George Dibbs,	Mr. Morton,
Mr. Parkes,	Mr. Bavister,
Mr. Copeland,	Mr. E. M. Clark,
Mr. H. H. Brown,	Mr. William Morgan,
Mr. Garrard,	Mr. Cook.
Mr. Joseph Abbott,	<i>Tellers,</i>
Mr. Thomson,	Mr. Piddington,
Dr. Graham,	Mr. Russell Jones.
Mr. Stephen,	

*Reduction negatived.*

No. 6.

No 6.

*Same Estimate.*

Motion made (*Mr. Miller*),—That the same item be reduced by £11 15s.—and Question put.  
Committee divided.

Ayes, 37.

Mr. Willis,	Mr. Wood,
Mr. Wright,	Mr. Nicholson,
Mr. Thomas,	Mr. Barnes,
Mr. Watkins,	Mr. Piers,
Mr. Smailes,	Mr. Edden,
Mr. Miller,	Mr. Chanter,
Mr. Moore,	Mr. McFarlane,
Mr. Rawlinson,	Mr. Newman,
Mr. Macdonald,	Mr. Carroll,
Mr. McGowen,	Mr. O'Sullivan,
Mr. O'Reilly,	Mr. Stephen.
Mr. Schey,	<i>Tellers,</i>
Mr. Sleath,	Mr. Millard,
Mr. Hughes,	Mr. Harris.
Mr. Haynes,	
Mr. Rose,	
Mr. Watson,	
Mr. Affleck,	
Mr. Alexander Campbell,	
Mr. Cann,	
Mr. Black,	
Mr. Thomas Brown,	
Mr. Travers Jones,	
Mr. Price,	

Noes, 46.

Mr. See,	Mr. Molesworth,
Mr. Brunker,	Mr. Lee,
Mr. Carruthers,	Dr. Hollis,
Mr. Hogan,	Mr. Robert Jones,
Mr. Wall,	Mr. Frank Farnell,
Mr. Sydney Smith,	Mr. Millen,
Mr. Garrard,	Mr. Ellis,
Mr. Reid,	Mr. Mahony,
Mr. Young,	Mr. H. H. Brown,
Mr. Gould,	Mr. Fowler,
Mr. Hassall,	Mr. McLean,
Dr. Ross,	Mr. Rigg,
Mr. Archibald Campbell,	Mr. Cruickshank,
Sir George Dibbs,	Mr. Hawthorne,
Mr. Marfin,	Mr. Gormly,
Mr. Kidd,	Mr. Morton,
Mr. Joseph Abbott,	Mr. Bavister,
Mr. Thomson,	Mr. E. M. Clark,
Mr. Piddington,	Mr. Cook,
Mr. Russell Jones,	Mr. William Morgan.
Mr. Stephen,	<i>Tellers,</i>
Mr. McMillan,	Dr. Graham,
Mr. Knox,	Mr. Hogue.
Mr. Storey,	

*Reduction negatived.*

No. 7.

*Same Estimate.*

Motion made (*Mr. Sleath*),—That the item "Clerk of the Parliaments, £370," be reduced by £37,"—and Question put.  
Committee divided.

Ayes, 34.

Mr. Thomas,	Mr. Wood,
Mr. Cruickshank,	Mr. Nicholson,
Mr. Sleath,	Mr. Barnes,
Mr. Watkins,	Mr. Piers,
Mr. Haynes,	Mr. Cann,
Mr. Smailes,	Mr. O'Sullivan,
Mr. Miller,	Mr. Newman,
Mr. Moore,	Mr. Stevenson,
Mr. McGowen,	Mr. Gormly,
Mr. O'Reilly,	Mr. Morton.
Mr. Schey,	<i>Tellers,</i>
Mr. Hughes,	Mr. Carroll,
Mr. Watson,	Mr. Black.
Mr. Loughnane,	
Mr. Collins,	
Mr. Affleck,	
Mr. Thomas Brown,	
Mr. Macdonald,	
Mr. Travers Jones,	
Mr. Millard,	
Mr. Price,	
Mr. Harris,	

Noes, 41.

Mr. See,	Mr. McMillan,
Mr. Brunker,	Mr. Storey,
Mr. Hogan,	Mr. Molesworth,
Mr. Wall,	Mr. Carruthers,
Mr. Reid,	Mr. McFarlane,
Mr. Sydney Smith,	Mr. Alexander Campbell,
Mr. Hogue,	Mr. H. H. Brown,
Mr. Garrard,	Mr. McLean,
Mr. Young,	Mr. Millen,
Mr. Gould,	Mr. Rigg,
Mr. Frank Farnell,	Mr. Lee,
Sir George Dibbs,	Mr. Cook,
Dr. Ross,	Mr. E. M. Clark,
Mr. Archibald Campbell,	Mr. Bavister,
Mr. Copeland,	Dr. Hollis,
Mr. Joseph Abbott,	Mr. Fowler,
Mr. Thomson,	Mr. William Morgau.
Mr. Donnelly,	<i>Tellers,</i>
Dr. Graham,	Mr. Robert Jones,
Mr. Russell Jones,	Mr. Hawthorne.
Mr. Piddington,	
Mr. Stephen,	

*Reduction negatived.*

No. 8.

*Same Estimate.*

Motion made (*Mr. Sleath*),—That the same item be reduced by £18 10s.—and Question put.  
Committee divided.

Ayes, 36.

Mr. Schey,	Mr. Morton,
Mr. Thomas,	Mr. Millard,
Mr. Watkins,	Mr. Harris,
Mr. Black,	Mr. Travers Jones,
Mr. Moore,	Mr. Davis,
Mr. Haynes,	Mr. Shipway,
Mr. Miller,	Mr. Smailes,
Mr. Hughes,	Mr. O'Reilly,
Mr. McGowen,	Mr. Edden,
Mr. Thomas Brown,	Mr. Newman,
Mr. Affleck,	Mr. Gardiner,
Mr. McLean,	Mr. Stevenson.
Mr. Macdonald,	<i>Tellers,</i>
Mr. Sleath,	Mr. Alexander Campbell,
Mr. Loughnane,	Mr. Watson.
Mr. Carroll,	
Mr. Wood,	
Mr. Price,	
Mr. Piers,	
Mr. Barnes,	
Mr. Nicholson,	
Mr. Collins,	

Noes, 42.

Mr. Russell Jones,	Mr. Reid,
Mr. Brunker,	Mr. Fitzpatrick,
Mr. See,	Mr. McMillan,
Mr. Hogan,	Mr. Storey,
Mr. Sydney Smith,	Mr. Molesworth,
Mr. Hogue,	Mr. Lee,
Mr. Gould,	Mr. Robert Jones,
Mr. Young,	Mr. Hawthorne,
Mr. Piddington,	Mr. H. H. Brown,
Sir George Dibbs,	Mr. Rigg,
Dr. Ross,	Mr. Millen,
Mr. Archibald Campbell,	Mr. Carruthers,
Mr. Copeland,	Mr. Gormly,
Mr. Martin,	Mr. McFarlane,
Mr. Wall,	Dr. Hollis,
Mr. Joseph Abbott,	Mr. Bavister,
Mr. Donnelly,	Mr. Cook,
Mr. Thomson,	Mr. Fowler.
Mr. Garrard,	<i>Tellers,</i>
Dr. Graham,	Mr. Frank Farnell,
Mr. Hasall,	Mr. Cruickshank.
Mr. Stephen,	

*Reduction negatived.*

No. 9.



No. 9.

*Same Estimate.*

Motion made (*Mr. Sleath*),—That the item "Clerk Assistant, £280," be reduced by £28,—and Question put.

Committee divided.

Ayes, 27.

Mr. Alexander Campbell,	Mr. Travers Jones,
Mr. Loughnane,	Mr. Barnes,
Mr. Schey,	Mr. Pycrs,
Mr. Thomas,	Mr. Wood,
Mr. Wright,	Mr. Price,
Mr. Moore,	Mr. Carroll,
Mr. Sleath,	Mr. Newman,
Mr. Ferguson,	Mr. Gardiner,
Mr. Shipway,	Mr. Edden,
Mr. Haynes,	Mr. Stevenson.
Mr. Miller,	<i>Tellers,</i>
Mr. McGowen,	Mr. Watkins,
Mr. Affleck,	Mr. Watson.
Mr. Macdonald,	
Mr. Black,	

Noes, 28.

Mr. Brunker,	Mr. Cook,
Sir George Dibbs,	Mr. Bavister,
Mr. Sydney Smith,	Dr. Hollis,
Mr. Hogue,	Mr. Joseph Abbott,
Mr. Young,	Mr. Archibald Campbell,
Mr. Garrard,	Mr. Thomson,
Mr. Frank Farnell,	Mr. Rigg,
Mr. Gould,	Mr. Willis,
Mr. Lee,	Mr. Wall,
Mr. Carruthers,	Dr. Ross,
Mr. McMillan,	Mr. Robert Jones.
Mr. Cruickshank,	<i>Tellers,</i>
Mr. Reid,	Mr. Russell Jones,
Mr. Piddington,	Mr. Hawthorne.
Mr. E. M. Clark,	

*Reduction negatived.*

No. 10.

*Same Estimate.*

Motion made (*Mr. Watson*),—That the item "Usher of the Black Rod, £214," be reduced by £30,—and Question put.

Committee divided.

Ayes, 26.

Mr. Watson,	Mr. Pycrs,
Mr. Miller,	Mr. Price,
Mr. Wright,	Mr. Wood,
Mr. Haynes,	Mr. Cruickshank,
Mr. Moore,	Mr. Carroll,
Mr. Ferguson,	Mr. Edden,
Mr. Travers Jones,	Mr. Stevenson.
Mr. McGowen,	<i>Tellers,</i>
Mr. Hughes,	Mr. Thomas,
Mr. Sleath,	Mr. Schey.
Mr. Affleck,	
Mr. Macdonald,	
Mr. Watkins,	
Mr. Law,	
Mr. Loughnane,	
Mr. Alexander Campbell,	
Mr. Millard,	

Noes, 31.

Mr. Brunker,	Mr. Thomson,
Mr. Russell Jones,	Mr. Gould,
Mr. Reid,	Mr. Hawthorne,
Mr. Hogue,	Mr. Wilks,
Mr. Garrard,	Mr. McMillan,
Mr. Sydney Smith,	Mr. Lee,
Mr. Young,	Mr. Gardiner,
Mr. Frank Farnell,	Mr. Joseph Abbott,
Mr. Robert Jones,	Mr. Storey,
Sir George Dibbs,	Dr. Hollis,
Dr. Ross,	Mr. Cook,
Mr. Willis,	Mr. Newman.
Mr. Barnes,	<i>Tellers,</i>
Mr. Kidd,	Mr. Wall,
Mr. Rigg,	Mr. Piddington.
Mr. Archibald Campbell,	
Mr. William Morgan,	

*Reduction negatived.*

No. 11.

*Same Estimate.*

Motion made (*Mr. Sleath*),—That the item "First Clerk, £219," be reduced by £21,—and Question put.

Committee divided.

Ayes, 23.

Mr. Sleath,	Mr. McGowen,
Mr. Miller,	Mr. Cann,
Mr. Macdonald,	Mr. Hughes.
Mr. Moore,	<i>Tellers,</i>
Mr. Schey,	Mr. Ferguson,
Mr. Anderson,	Mr. Haynes.
Mr. Alexander Campbell,	
Mr. Millard,	
Mr. Wood,	
Mr. Edden,	
Mr. Pycrs,	
Mr. Carroll,	
Mr. Stevenson,	
Mr. Law,	
Mr. Thomas Brown,	
Mr. Watkins,	
Mr. Affleck,	
Mr. Thomas,	

Noes, 34.

Mr. Brunker,	Mr. Mahony,
Mr. Russell Jones,	Dr. Graham,
Mr. Robert Jones,	Mr. Frank Farnell,
Mr. Hogue,	Mr. Thomson,
Mr. Young,	Mr. William Morgan,
Mr. Reid,	Mr. Archibald Campbell,
Mr. Sydney Smith,	Mr. Rigg,
Mr. Cook,	Mr. Garrard,
Mr. Gould,	Mr. Wall,
Mr. Molesworth,	Mr. Barnes,
Mr. Wilks,	Mr. Willis,
Mr. McMillan,	Dr. Ross,
Mr. Lee,	Sir George Dibbs,
Mr. Gormly,	Mr. Kidd.
Mr. Storey,	<i>Tellers,</i>
Mr. Piddington,	Mr. Hawthorne,
Mr. Gardiner,	Dr. Hollis.
Mr. Newman,	

*Reduction negatived.**Reduced Estimate (Legislative Council, £2,862) agreed to.*

No. 12.

No. 12.

*Legislative Assembly.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £5,121 for Legislative Assembly. (*Mr. Reid.*)

Motion made (*Mr. Miller*),—That the item "Speaker, £685," be reduced by £35,—and Question put.

Committee divided.

## Ayes, 19.

Mr. Ferguson,  
Mr. Sleath,  
Mr. Miller,  
Mr. Watkins,  
Mr. Haynes,  
Mr. McGowen,  
Mr. Moore,  
Mr. Schey,  
Mr. Cann,  
Mr. Thomas,  
Mr. Hughes,  
Mr. Thomas Brown,  
Mr. Watson,  
Mr. Alexander Campbell,  
Mr. Millard,  
Mr. Edden,  
Mr. Gardiner.

*Tellers,*

Mr. Law,  
Mr. Affleck.

## Noes, 37.

Mr. Brunker,	Dr. Graham,
Mr. Russell Jones,	Mr. Gould,
Mr. Robert Jones,	Mr. Thomson,
Mr. Hogue,	Mr. William Morgan,
Dr. Hollis,	Mr. Archibald Campbell,
Mr. Hawthorne,	Mr. Rigg,
Mr. Reid,	Mr. Garrard,
Mr. Sydney Smith,	Mr. Wall,
Mr. Cook,	Mr. Willis,
Mr. Frank Farnell,	Dr. Ross,
Mr. Young,	Sir George Dibbs,
Mr. Molesworth,	Mr. Kidd,
Mr. Wilks,	Mr. Wood,
Mr. McMillan,	Mr. Newman,
Mr. Storey,	Mr. Stevenson.
Mr. Anderson,	<i>Tellers,</i>
Mr. Carroll,	Mr. Lee,
Mr. Pyers,	Mr. Gormly.
Mr. Piddington,	
Mr. Mahony,	

*Reduction negatived.*

*Estimate (Legislative Assembly, £5,121) agreed to.*

The Estimates for Legislative Council and Assembly, Parliamentary Library, and Parliamentary Reporting Staff having been agreed to,—

On motion of Mr. Reid, the Chairman left the Chair to report progress and ask leave to sit again.

## THURSDAY, 6 DECEMBER, 1894.

No. 13.

## SUPPLY—GENERAL ESTIMATES FOR 1894.

*Chief Secretary.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £5,078 for Chief Secretary. (*Mr. Brunker.*)

Motion made (*Mr. Watson*),—That the item "Principal Under Secretary, £505," be reduced by £50,—and Question put.

Committee divided.

## Ayes, 27.

Mr. Sleath,	<i>Tellers,</i>
Mr. Thomas,	
Mr. Thomas Brown,	Mr. Cann,
Mr. Watkins,	Mr. Rose.
Mr. Schey,	
Mr. Macdonald,	
Mr. Haynes,	
Mr. Archibald Campbell,	
Mr. McLean,	
Mr. Miller,	
Mr. Hughes,	
Mr. Travers Jones,	
Mr. Affleck,	
Mr. Watson,	
Mr. Alexander Campbell,	
Mr. Loughnane,	
Mr. Millard,	
Mr. Harris,	
Mr. McGowen,	
Mr. Moore,	
Mr. Carroll,	
Mr. Bavister,	
Mr. Nicholson,	
Mr. Edden,	
Mr. Stevenson.	

## Noes, 47.

Sir George Dibbs,	Mr. Mahony,
Mr. James Morgan,	Mr. Carruthers,
Mr. See,	Mr. E. M. Clark,
Mr. Slattery,	Mr. Robert Jones,
Mr. Crick,	Dr. Hollis,
Mr. Tonkin,	Mr. Henry Chapman,
Mr. Cruickshank,	Mr. Shipway,
Mr. Young,	Mr. H. H. Brown,
Mr. Garrard,	Mr. Dick,
Mr. Ashton,	Mr. Hogue,
Mr. Reid,	Mr. Newman,
Mr. Hassall,	Mr. Lee,
Mr. Hogan,	Mr. Gould,
Mr. Kidd,	Mr. Millen,
Mr. Rawlinson,	Mr. Cameron,
Mr. Pyers,	Mr. Brunker,
Mr. Thomson,	Mr. Fowler,
Mr. Molesworth,	Mr. F. Clarke,
Mr. Anderson,	Mr. Lees,
Mr. William Morgan,	Mr. Black.
Mr. Chanter,	<i>Tellers,</i>
Mr. Storey,	
Mr. McMillan,	Dr. Graham,
Mr. Fitzpatrick,	Mr. Knox.
Mr. Stephen,	

*Reduction negatived.*

No. 14.

*Same Estimate.*

Motion made (*Mr. Sleath*),—That the item "Assistant Under Secretary, £325," be reduced by £32,—and Question put.

Committee

Committee divided.

Ayes, 25.

Mr. Sleath,	<i>Tellers,</i>
Mr. Thomas,	
Mr. Thomas Brown,	Mr. Black,
Mr. Watkins,	Mr. Afleck.
Mr. Schey,	
Mr. Macdonald,	
Mr. Haynes,	
Mr. Watson,	
Mr. Harris,	
Mr. Alexander Campbell,	
Mr. Loughuane,	
Mr. Millard,	
Mr. McGowen,	
Mr. Moore,	
Mr. Edden,	
Mr. Stevenson,	
Mr. Pyers,	
Mr. Carroll,	
Mr. Travers Jones,	
Mr. Hughes,	
Mr. Rose,	
Mr. Miller,	
Mr. Cann.	

Noes, 46.

Sir George Dibbs,	Mr. Mahony,
Mr. See,	Mr. Carruthers,
Mr. Slattery,	Mr. E. M. Clark,
Mr. Crick,	Mr. Robert Jones,
Mr. Tonkin,	Mr. Millen,
Mr. Hogan,	Mr. Cameron,
Mr. Archibald Campbell,	Mr. McLean,
Mr. Hogue,	Mr. Reid,
Mr. Ashton,	Mr. Lee,
Mr. Knox,	Mr. Newman,
Mr. Garrard,	Mr. Dick,
Dr. Graham,	Mr. H. H. Brown,
Mr. Young,	Mr. Henry Chapman,
Mr. Thomson,	Mr. Shipway,
Mr. Molesworth,	Dr. Hollis,
Mr. Anderson,	Mr. Fowler,
Mr. Bruncker,	Mr. Nicholson,
Mr. Gould,	Mr. Bavister,
Mr. William Morgan,	Mr. E. Clarke,
Mr. Chanter,	Mr. Lees.
Mr. Storey,	<i>Tellers,</i>
Mr. McMillan,	
Mr. Fitzpatrick,	Mr. James Morgan,
Mr. Stephen,	Mr. Hussall.

*Reduction negatived.*

No. 15.

*Same Estimate.*

Motion made (*Mr. Sleath*),—That the item "Chief Clerk, £303," be omitted,—and Question put.  
Committee divided.

Ayes, 14.

Mr. Macdonald,
Mr. Watkins,
Mr. Schey,
Mr. Sleath,
Mr. Thomas,
Mr. Thomas Brown,
Mr. Hughes,
Mr. Miller,
Mr. Watson,
Mr. Henry Chapman,
Mr. Willis,
Mr. Alexander Campbell.
<i>Tellers,</i>
Mr. McGowen,
Mr. Shipway.

Noes, 38.

Mr. James Morgan,	Mr. McMillan,
Sir George Dibbs,	Mr. Anderson,
Mr. Storey,	Mr. Stephen,
Mr. Bruncker,	Mr. Robert Jones,
Mr. Gould,	Mr. Mahony,
Mr. Garrard,	Mr. William Morgan,
Mr. Knox,	Mr. Millen,
Mr. Lees,	Mr. Millard,
Mr. Reid,	Mr. Cameron,
Mr. Archibald Campbell,	Mr. Newman,
Mr. Cruickshank,	Mr. Dick,
Mr. Perry,	Dr. Hollis,
Mr. Thomson,	Mr. Fitzpatrick,
Mr. Pyers,	Mr. Fowler,
Mr. Carroll,	Mr. Edden,
Mr. Carruthers,	Mr. Stevenson.
Mr. Young,	<i>Tellers,</i>
Mr. McLean,	
Mr. Leo,	Mr. Afleck,
Mr. Chanter,	Mr. Ashton.

*Omission of item negatived.*

And the Committee continuing to sit after Midnight,—

FRIDAY, 7 DECEMBER, 1894, A.M.

No. 16.

*Same Estimate.*

Motion made (*Mr. Miller*),—That the item "Clerk of Records, £235," be reduced by £23,—and  
Question put.

Committee divided.

Ayes, 12.

Mr. Thomas,
Mr. Thomas Brown,
Mr. Hughes,
Mr. Sleath,
Mr. Schey,
Mr. McGowen,
Mr. Watkins,
Mr. Miller,
Mr. Watson,
Mr. Alexander Campbell.
<i>Tellers,</i>
Mr. Henry Chapman,
Mr. Carroll.

Noes, 37.

Mr. James Morgan,	Mr. Pyers,	Mr. Afleck,
Mr. Crick,	Mr. Young,	Mr. Mahony,
Mr. Storey,	Mr. McLean,	Mr. Ashton,
Mr. Millen,	Mr. Carruthers,	Mr. Stephen,
Mr. Bruncker,	Mr. Cameron,	Mr. Anderson,
Mr. Shipway,	Mr. Newman,	Mr. McMillan,
Mr. Knox,	Mr. Millard,	Mr. Chanter.
Mr. Lees,	Mr. Dick,	<i>Tellers,</i>
Mr. Garrard,	Dr. Hollis,	
Mr. Archibald Campbell,	Mr. Fitzpatrick,	Mr. Lee,
Mr. Cruickshank,	Mr. Robert Jones,	Mr. William Morgan.
Mr. Perry,	Mr. Fowler,	
Mr. Thomson,	Mr. Stevenson,	
	Mr. Reid,	

*Reduction negatived.*

No. 17.

No. 17.

*Same Estimate.*

Motion made (*Mr. Miller*),—That the item "Extra Clerical Assistance as required—Incidental and unforeseen Expenses, &c., £600," be reduced by £200,—and Question put.

Committee divided.

Ayes, 2.		Noes, 36.	
<i>Tellers,</i>			
Mr. Watson,	Mr. Millen,	Mr. McLean,	Mr. Ashton,
Mr. Miller.	Mr. James Morgan,	Mr. Carroll,	Mr. Affleck,
	Mr. Storey,	Mr. Lee,	Mr. Mahony,
	Mr. Crick,	Mr. Shipway,	Mr. Reid,
	Mr. Brunner,	Mr. Cameron,	Mr. Stephen,
	Mr. Gould,	Mr. Newman,	Mr. Anderson,
	Mr. Knox,	Mr. William Morgan,	Mr. McMillan,
	Mr. Lees,	Mr. Fitzpatrick,	Mr. Chanter.
	Mr. Garrard,	Mr. Millard,	<i>Tellers,</i>
	Mr. Cruickshank,	Mr. Robert Jones,	
	Mr. Thomson,	Mr. Alexander Campbell,	Mr. Pyers,
	Mr. Young,	Mr. Fowler,	Mr. Perry.
	Mr. Carruthers,	Mr. Stevenson,	

*Reduction negatived.**Estimate (Chief Secretary, £5,078) agreed to.*

No. 18.

*Auditor General.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £6,097 for Auditor General (*Mr. Brunner*).

Motion made (*Mr. Miller*),—That the item "Inspector of Accounts, £325," be reduced by £32,—and Question put.

Committee divided.

Ayes, 11.		Noes, 32.	
Mr. Watkins,	Mr. Millen,	Mr. Perry,	Mr. Stephen,
Mr. Thomas,	Mr. James Morgan,	Mr. Reid,	Mr. Affleck,
Mr. Hughes,	Mr. Knox,	Mr. McLean,	Mr. Ashton,
Mr. Watson,	Mr. Storey,	Mr. Lee,	Mr. Stevenson.
Mr. Thomas Brown,	Mr. Crick,	Mr. Cameron,	<i>Tellers,</i>
Mr. Schey,	Mr. Gould,	Mr. Newman,	
Mr. McGowen,	Mr. Young,	Mr. Alexander Campbell,	Mr. Mahony,
Mr. Carroll,	Mr. Brunner,	Mr. Robert Jones,	Mr. Shipway.
Mr. Millard.	Mr. Lees,	Mr. Fowler,	
<i>Tellers,</i>	Mr. Garrard,	Mr. William Morgan	
Mr. Sleath,	Mr. Pyers,	Mr. Chanter,	
Mr. Miller.	Mr. Cruickshank,	Mr. Chapman,	
	Mr. Thomson,	Mr. Anderson,	

*Reduction negatived.*

No. 19.

*Same Estimate.*

Motion made (*Mr. Carroll*),—That the item "Extra Clerical Expenses, £125," be omitted,—and Question put.

Committee divided.

Ayes, 14.		Noes, 26.	
Mr. McGowen,	<i>Tellers,</i>	Mr. Newman,	Mr. Gould,
Mr. Thomas,		Mr. Millen,	Mr. Robert Jones,
Mr. Miller,	Mr. Carroll,	Mr. Crick,	Mr. Storey,
Mr. Hughes,	Mr. Watkins.	Mr. James Morgan,	Mr. Fowler,
Mr. Sleath,		Mr. Reid,	Mr. Mahony,
Mr. Schey,		Mr. Perry,	Mr. Stephen,
Mr. Ferguson,		Mr. Garrard,	Mr. Fitzpatrick,
Mr. Alexander Campbell,		Mr. Brunner,	Mr. Millard,
Mr. Thomas Brown,		Mr. Chanter,	Mr. Young,
Mr. Henry Chapman,		Mr. Shipway,	Mr. Stevenson.
Mr. Watson,		Mr. Cameron,	<i>Tellers,</i>
Mr. Edden,		Mr. Anderson,	
		Mr. Carruthers,	Mr. Ellis,
		Mr. Thomson,	Mr. McLean.

*Omission of item negatived.**Estimate (Auditor-General, £6,097) agreed to.*

No. 20.

*Registrar-General.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £14,053 for Registrar-General (*Mr. Brunner*).

Motion made (*Mr. Sleath*),—That the item "Registrar-General, £370" be reduced by £37,—and Question put.

Committee

Committee divided.

Ayes, 18.

Mr. Thomas,	Mr. Nicholson,
Mr. Watkins,	Mr. Stevenson.
Mr. Sleath,	<i>Tellers,</i>
Mr. Miller,	Mr. Ferguson,
Mr. Hughes,	Mr. Schey.
Mr. Shipway,	
Mr. William Morgan,	
Mr. Carroll,	
Mr. Pyers,	
Mr. Thomas Brown,	
Mr. Millard,	
Mr. McGowen,	
Mr. Watson,	
Mr. Edden,	

*Reduction negatived.*

Noes, 25.

Mr. Newman,	Mr. Robert Jones,
Mr. Millen,	Mr. Henry Chapman,
Mr. Crick,	Mr. Young,
Mr. Garrard,	Mr. Reid,
Mr. Bruncker,	Mr. Fitzpatrick,
Mr. Chanter,	Mr. Stephen,
Mr. Carruthers,	Mr. Ellis,
Mr. Ashton,	Mr. Mahony,
Mr. Thomson,	Mr. Fowler.
Mr. Anderson,	<i>Tellers,</i>
Mr. Cameron,	Mr. Perry,
Mr. Gould,	Mr. James Morgan.
Mr. McLean,	
Mr. Storey,	

No. 21.

*Same Estimate.*

Motion made (*Mr. Sleath*),—That the item "Senior Examiner of Titles, £397" be reduced by £147,—and Question put.

Committee divided.

Ayes, 17.

Mr. Thomas Brown,	<i>Tellers,</i>
Mr. Sleath,	Mr. William Morgan,
Mr. Miller,	Mr. Carroll.
Mr. Cann,	
Mr. Shipway,	
Mr. Thomas,	
Mr. McGowen,	
Mr. Watkin,	
Mr. Millard,	
Mr. Ferguson,	
Mr. Pyers,	
Mr. Watson,	
Mr. Hughes,	
Mr. Schey,	
Mr. Edden,	

*Reduction negatived.*

Noes, 29.

Mr. Young,	Mr. Storey,
Mr. Lees,	Mr. Robert Jones,
Mr. James Morgan,	Mr. Anderson,
Mr. Crick,	Mr. Henry Chapman,
Mr. Perry,	Mr. Stevenson,
Mr. Bruncker,	Mr. Bavister,
Mr. Reid,	Mr. Nicholson,
Mr. Garrard,	Mr. Fowler,
Mr. Gould,	Mr. Stephen,
Mr. Newman,	Mr. Fitzpatrick,
Mr. Ashton,	Mr. Chanter.
Mr. Kidd,	<i>Tellers,</i>
Mr. Mahoney,	Mr. McLean,
Mr. Ellis,	Mr. Millen.
Mr. Alexander Campbell,	
Mr. Thomson,	

No. 22.

*Same Estimate.*

Motion made (*Mr. Miller*),—That the item "Examiner of Titles, £397" be reduced by £147,—and Question put.

Committee divided.

Ayes, 16.

Mr. Thomas Brown,
Mr. Sleath,
Mr. Thomas,
Mr. Cann,
Mr. William Morgan,
Mr. Ferguson,
Mr. Watkins,
Mr. McGowen,
Mr. Schey,
Mr. Carroll,
Mr. Pyers,
Mr. Millard,
Mr. Hughes,
Mr. Watson.
<i>Tellers,</i>
Mr. Shipway,
Mr. Miller.

*Reduction negatived.*

*Estimate (Registrar-General, £14,053), agreed to.*

The Estimate for Vice-President of the Executive Council and Representative of the Government in the Legislative Council having been agreed to,—

No. 23.

*Aborigines Protection Board.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £5,650 for Aborigines Protection Board (*Mr. Bruncker*).

Motion made (*Mr. Carroll*),—That the item "Secretary, £50," be omitted,—and Question put.

Committee

Committee divided.

Ayes, 10.

Mr. Sleath,  
Mr. Hughes,  
Mr. Cann,  
Mr. Thomas,  
Mr. Schey,  
Mr. Ferguson,  
Mr. McGowen,  
Mr. Watkins.

*Tellers.*

Mr. Watson,  
Mr. Miller.

Noes, 31.

Mr. Ashton, Mr. Perry, Mr. James Morgan, Mr. Millen, Mr. Bruncker, Mr. Young, Mr. Garrard, Mr. Gould, Mr. McLean, Mr. Shipway, Mr. Pyers, Mr. Chanter, Mr. Ellis, Mr. Mahony, Mr. Reid, Mr. Millard, Mr. Stephen,	Mr. Thomas Brown, Mr. Fitzpatrick, Mr. Carroll, Mr. Anderson, Mr. Cameron, Mr. Crick, Mr. William Morgan, Mr. Robert Jones, Mr. Storey, Mr. Nicholson, Mr. Stevenson, Mr. Davister. <i>Tellers.</i> Mr. Thomson, Mr. Newman.
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*Omission of item negatived.*

*Estimate (Aborigines Protection Board, £5,650) agreed to.*

The Estimates for Military and Naval Expenditure having been postponed.

No. 24.

*Police.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £161,786 for Police (*Mr. Bruncker*).

Motion made (*Mr. Hughes*),—That the item "Inspector-General, £460," be reduced by £60,—and Question put.

Committee divided.

Ayes, 17.

Mr. Sleath, Mr. Thomas Brown, Mr. Hughes, Mr. Miller, Mr. Schey, Mr. Watkins, Mr. McGowen, Mr. Ferguson, Mr. Thomas, Mr. Pyers, Mr. Shipway, Mr. Nicholson, Mr. Edden, Mr. Crick,	Mr. Watson, <i>Tellers,</i> Mr. Carroll, Mr. Cann.
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Noes, 26.

Mr. Newman, Mr. Ashton, Mr. Young, Mr. Garrard, Mr. Bruncker, Mr. Gould, Mr. Thomson, Mr. Cameron, Mr. Kidd, Mr. Ellis, Mr. Chanter, Mr. Mahony, Mr. Carruthers, Mr. McLean,	Mr. Robert Jones, Mr. Storey, Mr. Stevenson, Mr. William Morgan, Mr. Millard, Mr. Stephen, Mr. Reid, Mr. Fitzpatrick, Mr. Anderson, Mr. Davister. <i>Tellers,</i> Mr. James Morgan, Mr. Millen.
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*Reduction negatived.*

No. 25.

*Same Estimate.*

Motion made (*Mr. Sleath*),—That the item "Allowance to Members of the Police Force when absent from their Quarters on duty, £4,250," be reduced by £4,000,—and Question put.

Committee divided.

Ayes, 12.

Mr. Ferguson, Mr. Watkins, Mr. Miller, Mr. Thomas, Mr. Watson, Mr. Nicholson, Mr. Edden, Mr. McGowen, Mr. Hughes, Mr. Cann, <i>Tellers,</i> Mr. Thomas Brown, Mr. Sleath.
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Noes, 25.

Mr. Newman, Mr. Bruncker, Mr. Cameron, Mr. James Morgan, Mr. Mahony, Mr. Reid, Mr. Anderson, Mr. Garrard, Mr. McLean, Mr. Perry, Mr. Thomson, Mr. Young, Mr. Gould, Mr. Shipway,	Mr. Robert Jones, Mr. Davister, Mr. Stevenson, Mr. Fitzpatrick, Mr. Pyers, Mr. Stephen, Mr. Carroll, Mr. William Morgan, Mr. Storey. <i>Tellers,</i> Mr. Ashton, Mr. Millen.
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*Reduction negative.*

*Estimate (Police, £161,786) agreed to.*

No. 26.

*Lunacy.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £51,204 for "Lunacy" (*Mr. Bruncker*).

Motion made (*Mr. Miller*) That the item, "Inspector-General, £487," be reduced by £48,—and Question put.

Committee

Committee divided.

Ayes, 10.

- Mr. Sleath,
- Mr. McGowen,
- Mr. Hughes,
- Mr. Miller,
- Mr. Ferguson,
- Mr. Watkins,
- Mr. Thomas Brown,
- Mr. Cann.

Tellers,

- Mr. Edden,
- Mr. Thomas.

Noes, 25.

- Mr. Newman,
- Mr. Cameron,
- Mr. Mahony,
- Mr. Reid,
- Mr. Brunner,
- Mr. Garrard,
- Mr. McLean,
- Mr. Carroll,
- Mr. Gould,
- Mr. Young,
- Mr. Perry,
- Mr. Pyers,
- Mr. Stephen,
- Mr. Nicholson,

- Mr. Millen,
- Mr. Ashton,
- Mr. Fitzpatrick,
- Mr. Shipway,
- Mr. Robert Jones,
- Mr. Bavister,
- Mr. Stevenson,
- Mr. William Morgan,
- Mr. Storey.

Tellers,

- Mr. Anderson,
- Mr. Thomson.

Reduction negatived.

Estimate (Lunacy, £51,204) agreed to.

The Estimates for Master in Lunacy, Medical Board, and The Medical Adviser to the Government having been agreed to,—

No. 27.

Government Statistician.

Question proposed,—That there be granted to Her Majesty a sum not exceeding £3,834 for Government Statistician (Mr. Brunner).

Motion made (Mr. Watson),—That the item, "Contingencies—Extra Clerical Assistance, as required, £1,035," be reduced by £150—and Question put.

Committee divided.

Ayes, 12.

- Mr. Edden,
- Mr. McGowen,
- Mr. Hughes,
- Mr. Sleath,
- Mr. Miller,
- Mr. Watkins,
- Mr. Thomas,
- Mr. Watson,
- Mr. Ferguson,
- Mr. Cann.

Tellers,

- Mr. Thomas Brown,
- Mr. Stevenson.

Noes, 26.

- Mr. Mahony,
- Mr. Newman,
- Mr. Storey,
- Mr. Crick,
- Mr. William Morgan,
- Mr. Reid,
- Mr. Brunner,
- Mr. Garrard,
- Mr. Gould,
- Mr. Carroll,
- Mr. James Morgan,
- Mr. Ellis,
- Mr. Pyers,
- Mr. Anderson,

- Mr. Thomson,
- Mr. Perry,
- Mr. Young,
- Mr. Fitzpatrick,
- Mr. Cameron,
- Mr. Millen,
- Mr. Ashton,
- Mr. Robert Jones,
- Mr. Shipway,
- Mr. Bavister.

Tellers,

- Mr. Stephen,
- Mr. McLean.

Reduction negatived.

Estimate (Government Statistician, £3,834) agreed to.

No. 28.

Agent-General for the Colony.

Question put,—That there be granted to Her Majesty a sum not exceeding £2,833 for Agent-General for the Colony (Mr. Brunner).

Motion made (Mr. Sleath),—That the item "Secretary £415" be omitted—and Question put.

Committee divided.

Ayes, 6.

- Mr. McGowen,
- Mr. Ferguson,
- Mr. Hughes,
- Mr. Cann.

Tellers,

- Mr. Sleath,
- Mr. Miller.

- Mr. Mahony,
- Mr. Newman,
- Mr. Storey,
- Mr. Crick,
- Mr. William Morgan,
- Mr. Reid,
- Mr. Brunner,
- Mr. Garrard,
- Mr. Gould,
- Mr. Carroll,
- Mr. James Morgan,

Noes, 31.

- Mr. Ellis,
- Mr. Pyers,
- Mr. Anderson,
- Mr. Thomson,
- Mr. Perry,
- Mr. Cameron,
- Mr. McLean,
- Mr. Shipway,
- Mr. Robert Jones,
- Mr. Stevenson,
- Mr. Stephen,

- Mr. Fitzpatrick,
- Mr. Young,
- Mr. Millen,
- Mr. Thomas Brown,
- Mr. Ashton,
- Mr. Watson,
- Mr. Bavister.

Tellers,

- Mr. Nicholson,
- Mr. Watkins.

Omission of item negatived.

No. 29.

Same Estimate.

Motion made (Mr. Hughes),—That the item "Extra Official Expenses, incidental to the office, £250," be reduced by £200—and Question put.

Ayes, 9.

- Mr. Sleath,
- Mr. Hughes,
- Mr. Miller,
- Mr. Watkins,
- Mr. Cann,
- Mr. Ferguson,
- Mr. Edden.

Tellers,

- Mr. Thomas Brown,
- Mr. Watson.

- Mr. Carroll,
- Mr. Newman,
- Mr. Storey,
- Mr. Crick,
- Mr. William Morgan,
- Mr. Reid,
- Mr. Brunner,
- Mr. Mahony,
- Mr. Garrard,
- Mr. Gould,
- Mr. Young,

Noes, 26.

- Mr. James Morgan,
- Mr. Ellis,
- Mr. Thomson,
- Mr. Perry,
- Mr. Cameron,
- Mr. McLean,
- Mr. Nicholson,
- Mr. Robert Jones,
- Mr. Stevenson,
- Mr. Millen,
- Mr. Fitzpatrick,

- Mr. Stephen,
- Mr. Bavister.

Tellers,

- Mr. Ashton,
- Mr. Shipway.

Reduction negatived.

Estimate (Agent-General for the Colony, £2,833) agreed to.

Estimate for City of Sydney Improvement Board having been negatived,—

No. 30.

No. 30.

*Charitable Institutions.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £28,927 for Charitable Institutions—Government Asylums (*Mr. Brunker*).

Motion made (*Mr. Hughes*),—That the item "Director of Government Asylums for the Infirm and Destitute, and Boarding-out Officer under State Children's Relief Board £325" be reduced by £75,—and Question put,

Committee divided.

Ayes, 11.

Mr. McGowen,  
Mr. Watson,  
Mr. Hughes,  
Mr. Sleath,  
Mr. Miller,  
Mr. Edden,  
Mr. Ferguson,  
Mr. Thomas Brown,  
Mr. Cann.

*Tellers,*

Mr. Watkins,  
Mr. Carroll.

Noes, 25.

Mr. Crick,  
Mr. Reid,  
Mr. Garrard,  
Mr. Gould,  
Mr. Young,  
Mr. Mahony,  
Mr. Brunker,  
Mr. Nicholson,  
Mr. McLean,  
Mr. Thomson,  
Mr. Anderson,  
Mr. Cameron,  
Mr. Stephen,  
Mr. Aslton,

Mr. Millen,  
Mr. Perry,  
Mr. Fitzpatrick,  
Mr. Robert Jones,  
Mr. Stevenson,  
Mr. Pyers,  
Mr. William Morgan,  
Mr. Bavister,  
Mr. Shipway.

*Tellers,*

Mr. Ellis,  
Mr. Newman.

*Reduction negatived.*

*Estimate (Charitable Institutions—Government Asylums, £28,927), agreed to.*

The remaining vote for Charitable Institutions, also the votes for Fisheries Commission, Fire Brigades, Civil Service Board, Botanic Gardens, Nursery Garden—Campbelltown, Government Domains, Garden Palace Grounds, Centennial Park, Charitable Allowances agreed to,—and the items under heading Miscellaneous Services, Government Labour Bureau—Expenses, £700 and Cost of conveyance by railway, &c., of unemployed from Government Labour Bureau, £4,000, having been postponed, the remaining items under "Miscellaneous" were agreed to.

And the Estimates under head of Treasurer and Secretary for Finance and Trade having been agreed to,—

On motion of Mr. Reid, the Chairman left the Chair to report progress and ask leave to sit again.

R. W. ROBERTSON,  
For Clerk Assistant.



1894.

(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

No. 10.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE.

*(EXTRACTED FROM THE MINUTES.)*

TUESDAY, 11 DECEMBER, 1894.

No. 1.

## SUPPLY—GENERAL ESTIMATES FOR 1895.

The Estimates for Railways were postponed, and those for Attorney-General and Parliamentary Draftsmen were agreed to,—

*Trades Disputes Councils of Conciliation and Arbitration.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £1,033 for Trades Disputes Councils of Conciliation and Arbitration (*Mr. Reid*).

Motion made (*Mr. Stevenson*),—That the Estimate be reduced by £1,000,—and Question put. Committee divided.

Ayes, 45.

Mr. Waddell.	Mr. Loughnane,
Mr. Thomas,	Mr. Watson,
Mr. Hughes,	Mr. Chanter,
Dr. Ross,	Mr. Gornly,
Mr. Travers Jones,	Mr. Wood,
Mr. Miller,	Mr. Fyers,
Mr. Fegan,	Mr. Levien,
Mr. Rawlinson,	Mr. Donnelly,
Mr. Schey,	Mr. Collins,
Mr. Sleath,	Mr. Thomson,
Mr. Millen,	Mr. Macdonald,
Mr. Hassall,	Mr. Nicholson,
Mr. Carroll,	Mr. Edden,
Mr. F. Clarke,	Mr. Millard,
Mr. Perry,	Mr. Thomas Brown,
Mr. Austin Chapman,	Mr. Davis,
Mr. Ferguson,	Mr. Henry Chapman,
Mr. Cann,	Mr. Shipway,
Mr. Rose,	Mr. Ashton.
Mr. Watkins,	<i>Tellers,</i>
Mr. Law,	Mr. Robert Jones,
Mr. Wilks,	Mr. Haynes.
Mr. Stevenson,	
Mr. McFarlane,	

Noes, 37.

Mr. Brunker,	Mr. Moore,
Mr. James Morgan,	Mr. Fowler,
Mr. See,	Mr. Joseph Abbot,
Mr. Slattery,	Mr. Hogan,
Sir George Dibbs,	Mr. Ewing,
Mr. Sydney Smith,	Mr. Gillies,
Mr. Young,	Mr. Dick,
Mr. Garrard,	Mr. O'Reilly,
Mr. Gould,	Mr. Cook,
Mr. Hogue,	Mr. Lee,
Mr. Frank Farnell,	Mr. Bavisfer.
Dr. Graham,	<i>Tellers,</i>
Mr. Carruthers,	Mr. Piddington,
Mr. Reid,	Mr. Storey.
Mr. Stephen.	
Sir Henry Parkes,	
Mr. Alexander Campbell,	
Mr. Anderson,	
Mr. Newman,	
Mr. McMillan,	
Mr. Afleck,	
Mr. McLean,	
Mr. H. H. Brown,	
Mr. Cameron,	

*Reduction of Estimate agreed to.*

*Reduced Estimate (Trades Disputes Councils of Conciliation and Arbitration, £63) negatived.*

No. 2.

*Crown Solicitor.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £3,459 for Crown Solicitor (*Mr. Reid*).

Motion made (*Mr. Miller*),—That item “Crown Solicitor, £820,” be reduced by £80,—and Question put.

Committee divided.

Ayes, 20.

Mr. Hughes,  
Mr. Austin Chapman,  
Mr. Sleath,  
Mr. Schey,  
Mr. Waddell,  
Mr. Carroll,  
Mr. Watkins,  
Mr. Pyers,  
Mr. Ferguson,  
Mr. Law,  
Mr. Macdonald,  
Mr. Wood,  
Mr. Davis,  
Mr. Millard,  
Mr. Edden,  
Mr. Gormly,  
Mr. Travers Jones,  
Mr. Thomas Brown.

*Tellers,*

Mr. Miller,  
Mr. Moore.

Dr. Ross,  
Mr. James Morgan,  
Mr. See,  
Mr. Slattery,  
Sir George Dibbs,  
Mr. Levion,  
Mr. Fegan,  
Mr. Garrard,  
Mr. Donnelly,  
Mr. Haynes,  
Dr. Graham,  
Mr. Hogue,  
Mr. Hassall,  
Mr. Millen,  
Mr. Young,  
Mr. Bruncker,  
Mr. Thomson,  
Mr. Gould,  
Mr. Sydney Smith,  
Mr. Lee,  
Mr. Storey,  
Mr. Shipway,

Nocs, 61.

Mr. Stevenson,  
Mr. McLean,  
Mr. Carruthers,  
Mr. Stephen,  
Mr. H. H. Brown,  
Mr. Cameron,  
Mr. F. Clarke,  
Mr. O'Reilly,  
Mr. Collins,  
Mr. Hogan,  
Mr. Ewing,  
Mr. Rawlinson,  
Mr. Gillies,  
Mr. Dick,  
Mr. Cann,  
Mr. Chanter,  
Mr. Joseph Abbott,  
Mr. Ashton,  
Mr. Reid,  
Mr. Nicholson,  
Mr. Fowler,  
Mr. Cook,

Mr. Loughnane,  
Mr. McFarlane,  
Mr. Watson,  
Mr. Henry Chapman,  
Mr. Bavier,  
Mr. Thomas,  
Sir Henry Parkes,  
Mr. Alexander Campbell,  
Mr. Anderson,  
Mr. Newman,  
Mr. McMillan,  
Mr. Robert Jones,  
Mr. Wilks,  
Mr. Affleck,  
Mr. Piddington.

*Tellers,*

Mr. Frank Farnell,  
Mr. Perry.

*Reduction negatived.**Estimate (Crown Solicitor, £3,459) agreed to.*

No. 3.

*Quarter Sessions.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £12,180 for Quarter Sessions (*Mr. Reid*).

Motion made (*Mr. Moore*),—That item “Travelling Expenses, £800,” be reduced by £200,—and Question put.

Committee divided.

Ayes, 43.

Mr. Schey,  
Mr. Donnelly,  
Mr. Hogue,  
Dr. Ross,  
Mr. Hughes,  
Mr. Miller,  
Mr. Watkins,  
Mr. Travers Jones,  
Mr. Ferguson,  
Mr. Moore,  
Mr. James Morgan,  
Mr. Hassall,  
Mr. Carroll,  
Mr. F. Clarke,  
Mr. Piddington,  
Mr. McFarlane,  
Mr. Austin Chapman,  
Mr. Rose,  
Mr. Law,  
Mr. Perry,  
Mr. Affleck,  
Mr. Stevenson,  
Mr. Pyers,  
Mr. Barnes,  
Mr. Nicholson,  
Mr. Edden,  
Mr. O'Sullivan,  
Mr. Watson,  
Mr. Ellis,  
Mr. Wood,  
Mr. Macdonald,  
Mr. Millard,  
Mr. Davis,  
Mr. Cann,  
Mr. Thomas Brown,  
Mr. Henry Chapman,  
Mr. Gormly,  
Mr. Chanter,  
Mr. Wilks,  
Mr. O'Reilly,  
Mr. Bavier.  
*Tellers,*  
Mr. Waddell,  
Mr. Thomas.

Nocs, 35.

Mr. Hogan,  
Mr. Sydney Smith,  
Mr. See,  
Mr. Young,  
Mr. Russell Jones,  
Mr. Reid,  
Mr. Carruthers,  
Mr. Garrard,  
Mr. Frank Farnell,  
Mr. Lees,  
Mr. Mahony,  
Mr. Fowler,  
Mr. Thomson,  
Mr. Gould,  
Mr. Bruncker,  
Mr. Shipway,  
Sir Henry Parkes,  
Mr. Alexander Campbell,  
Mr. Storey,  
Mr. Newman,  
Mr. Robert Jones,  
Mr. Gillies,  
Mr. Anderson,  
Mr. Martin,  
Mr. McLean,  
Mr. Stephen,  
Mr. Cameron,  
Mr. Ewing,  
Mr. Cook,  
Mr. Lee,  
Mr. Millen,  
Mr. Dick,  
Mr. Ashton.  
*Tellers,*  
Mr. H. H. Brown,  
Mr. Fegan.

*Reduction agreed to.**Reduced Estimate (Quarter Sessions, £11,980) agreed to.*

No. 4.

*Department of Lands.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £38,988 for Department of Lands (*Mr. Carruthers*).

Motion made (*Mr. Austin Chapman*),—That item “Secretary for Lands, £685,” be reduced by £185,—and Question put.

Committee

Committee divided.

Ayes, 6.

Dr. Ross,  
Mr. Stevenson,  
Mr. Ferguson,  
Mr. Moore.

*Tellers,*  
Mr. Austin Chapman,  
Mr. Miller.

Mr. Cook,  
Mr. Garrard,  
Mr. James Morgan,  
Mr. See,  
Mr. Frank Farnell,  
Mr. Russell Jones,  
Mr. Sydney Smith,  
Mr. Carruthers,  
Mr. Barnes,  
Mr. McFarlane,  
Mr. Donnelly,  
Mr. Hassall,  
Mr. Fowler,  
Mr. Hogan,  
Mr. Lece,  
Mr. Thomson,  
Mr. Perry,  
Mr. Hayes,  
Mr. Gould,  
Mr. Brunker,  
Mr. Shipway,  
Sir Henry Parkes,  
Mr. Alexander Campbell,

Noes, 66.

Mr. Storey,  
Mr. Newman,  
Mr. O'Sullivan,  
Mr. Robert Jones,  
Mr. Affleck,  
Mr. H. H. Brown,  
Mr. Hogue,  
Mr. Gillies,  
Mr. Lee,  
Mr. Piddington,  
Mr. Ellis,  
Mr. Laws,  
Mr. Nicholson,  
Mr. Millard,  
Mr. Woods,  
Mr. Young,  
Mr. Martin,  
Mr. Stephen,  
Mr. McLean,  
Mr. Cameron,  
Mr. Anderson,  
Mr. Carroll,  
Mr. Henry Chapman,

Mr. Waddell,  
Mr. Ashton,  
Mr. Watson,  
Mr. Thomas Brown,  
Mr. Joseph Abbott,  
Mr. Cann,  
Mr. Dick,  
Mr. Wilks,  
Mr. Chanter,  
Mr. Gornly,  
Mr. Davis,  
Mr. Bavister,  
Mr. O'Reilly,  
Mr. Pycers,  
Mr. Fegan,  
Mr. F. Clarke,  
Mr. Watkins,  
Mr. Travers Jones.

*Tellers,*  
Mr. Mahony,  
Mr. Ewing.

*Reduction negatived.*

No. 5.

*Same Estimate.*

Motion made (*Mr. O'Sullivan*),—That the item "Rangers of Commons, £153," be omitted,—  
and Question put.  
Committee divided.

Ayes, 11.

Mr. Austin Chapman,  
Mr. Henry Chapman,  
Mr. Sleath,  
Mr. Schey,  
Mr. O'Sullivan,  
Mr. Gornly,  
Mr. Chanter,  
Mr. Miller,  
Mr. Affleck.

*Tellers,*  
Mr. Shipway,  
Mr. Hassall.

Mr. Martin,  
Mr. Gould,  
Mr. Piddington,  
Mr. Sydney Smith,  
Mr. Young,  
Mr. Thomson,  
Mr. Cameron,  
Mr. McFarlane,  
Mr. Anderson,  
Mr. Carruthers,  
Mr. Ashton,  
Mr. Nicholson,  
Mr. Frank Farnell,  
Mr. See,  
Mr. Russell Jones,  
Mr. Hogan,  
Dr. Ross,  
Mr. Perry,  
Mr. Lece,

Noes, 54.

Mr. Fowler,  
Mr. Travers Jones,  
Mr. Pycers,  
Mr. Garrard,  
Mr. Carroll,  
Mr. Thomas Brown,  
Mr. Alexander Campbell,  
Mr. Cook,  
Mr. Storey,  
Mr. Newman,  
Mr. Robert Jones,  
Mr. Rigg,  
Mr. Joseph Abbott,  
Mr. Brunker,  
Mr. Stevenson,  
Mr. Waddell,  
Mr. McLean,  
Mr. Stephen,  
Mr. Wood,

Mr. Millard,  
Mr. Wilks,  
Mr. Law,  
Mr. Fegan,  
Mr. H. H. Brown,  
Mr. Lec,  
Mr. Moore,  
Mr. Dick,  
Mr. O'Reilly,  
Mr. Watkins,  
Mr. Hughes,  
Mr. Watson,  
Mr. Ferguson,  
Mr. Thomas.

*Tellers,*  
Mr. Hogue,  
Mr. Gillies.

*Omission of item negatived.*

No. 6.

*Same Estimate.*

Motion made (*Mr. Chanter*),—That the item "Chairmen, Local Land Boards, £4,595," be  
reduced by £1,095,—  
And the Committee continuing to sit after Midnight,—

WEDNESDAY, 12 DECEMBER, 1894, A.M.

Question put,—That the item "Chairmen, Local Land Boards, £4,595," be reduced by £1,095.  
Committee divided.

Ayes, 41.

Mr. Thomas,  
Mr. Macdonald,  
Mr. Austin Chapman,  
Dr. Ross,  
Mr. Thomas Brown,  
Mr. Stephen,  
Mr. Hughes,  
Mr. Shipway,  
Mr. Smailes,  
Mr. Millen,  
Mr. Waddell,  
Mr. Moore,  
Mr. Schey,  
Mr. McGowen,  
Mr. McFarlane,  
Mr. Carroll,  
Mr. Chanter,  
Mr. O'Sullivan,  
Mr. Wilks,  
Mr. Pycers,  
Mr. Perry,  
Mr. Affleck,

Mr. Dick,  
Mr. Cann,  
Mr. Gardiner,  
Mr. Law,  
Mr. Nicholson,  
Mr. Millard,  
Mr. Wood,  
Mr. Alexander Campbell,  
Mr. Anderson,  
Mr. Travers Jones,  
Mr. Davis,  
Mr. Watson,  
Mr. Edden,  
Mr. Watkins,  
Mr. F. Clarke,  
Mr. Bavister,  
Mr. Stevenson.

*Tellers,*  
Mr. Sleath,  
Mr. Miller.

Noes, 30.

Mr. Newman,  
Mr. Lyne,  
Mr. H. H. Brown,  
Mr. Piddington,  
Mr. Gould,  
Mr. Reid,  
Mr. Young,  
Mr. Carruthers,  
Mr. Brunker,  
Mr. William Morgan,  
Mr. Sydney Smith,  
Mr. Ewing,  
Sir George Dibbs,  
Mr. Ashton,  
Mr. Lee,  
Mr. Gillies,  
Mr. Frank Farnell,  
Mr. Barnes,  
Mr. Rigg,  
Mr. McLean,  
Mr. Molesworth,  
Mr. Thomson,

Mr. Mahony,  
Mr. Cameron,  
Mr. Cook,  
Mr. Garrard,  
Mr. Hogue,  
Mr. Hassall.

*Tellers,*  
Mr. Gornly,  
Mr. Robert Jones.

*Reduction agreed to.*

No. 7.

No. 7.

*Same Estimate.*

Motion made (*Mr. Austin Chapman*),—That the item “Extra Clerical Assistance, when necessary, £750,” be omitted,—and Question put.

Committee divided.

Ayes, 28.		Noes, 35.	
Mr. Austin Chapman,	Mr. Thomas,	Mr. Newman,	Mr. Piddington,
Mr. Sleath,	Mr. Rigg,	Mr. Gould,	Mr. Thomas Brown,
Mr. Hughes,	Mr. Wood,	Mr. Garrard,	Mr. Cameron,
Mr. Miller,	Mr. Pyers,	Mr. Ewing,	Mr. Stephen,
Mr. Millen,	Mr. Dick,	Mr. O'Sullivan,	Mr. Moore,
Mr. Perry,	Mr. Edden,	Mr. William Morgan,	Mr. Robert Jones,
Mr. McLean,	Mr. Davis.	Mr. Reid,	Mr. Gillies,
Mr. Shipway,		Mr. Young,	Mr. Sydney Smith,
Mr. Schey,	<i>Tellers,</i>	Mr. McFarlane,	Mr. Barnes,
Mr. Watkins,	Mr. Stevenson,	Mr. Travers Jones,	Mr. Smailes,
Mr. Carroll,	Dr. Ross.	Mr. Carruthers,	Mr. Wilks,
Mr. Ashton,		Mr. Brunker,	Mr. Waddell,
Mr. Macdonald,		Mr. Gormly,	Mr. Frank Farnell,
Mr. Law,		Mr. Thomson,	Mr. Bavister.
Mr. Watson,		Mr. Mahony,	<i>Tellers,</i>
Mr. McGowen,		Mr. Cook,	Mr. F. Clarke,
Mr. Affleck,		Mr. Anderson,	Mr. Gardiner.
Mr. Nicholson,		Mr. Molesworth,	
Mr. Cann,		Mr. Hogue,	

*Omission of item negatived.**Reduced Estimate, £37,893, agreed to.*

And the Estimate, Minor Roads, having been agreed to,—

No. 8.

*Land Agents, Appraisers, and Others.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £27,461 for Land Agents, Appraisers, and Others (*Mr. Carruthers*).

Motion made (*Mr. Moore*),—That the item, “Travelling Expenses to Chairmen of Local Land Boards, Inspectors, Land Agents, Witnesses, and others, £11,000,” be reduced by £1,000,—and Question put.

Committee divided.

Ayes, 37.		Noes, 20.	
Mr. Austin Chapman,	Mr. Schey,	Mr. Sydney Smith,	<i>Tellers,</i>
Dr. Ross,	Mr. Barnes,	Mr. Reid,	Mr. Gormly.
Mr. Sleath,	Mr. Pyers,	Mr. Young,	Mr. Bavister.
Mr. Hughes,	Mr. Millard,	Mr. Frank Farnell,	
Mr. Miller,	Mr. Nicholson,	Mr. Brunker,	
Mr. Thomas Brown,	Mr. Shipway,	Mr. Anderson,	
Mr. Moore,	Mr. Dick,	Mr. Carruthers,	
Mr. Hogue,	Mr. William Morgan,	Mr. Stephen,	
Mr. Millen,	Mr. Stevenson,	Mr. Mahony,	
Mr. Ashton,	Mr. O'Sullivan,	Mr. Robert Jones,	
Mr. F. Clarke,	Mr. Wood,	Mr. Gillies,	
Mr. Perry,	Mr. Gardiner,	Mr. Cook,	
Mr. Thomas,	Mr. Newman,	Mr. McLean,	
Mr. Watson,	Mr. Piddington,	Mr. Garrard,	
Mr. McFarlane,	Mr. Law.	Mr. Molesworth,	
Mr. McGowen,	<i>Tellers,</i>	Mr. Gould,	
Mr. Affleck,	Mr. Macdonald,	Mr. Cameron,	
Mr. Carroll,	Mr. Waddell.	Mr. Rigg.	
Mr. Edden,			
Mr. Travers Jones,			

*Reduction agreed to.*

No. 9.

*Same Estimate.*

Motion made (*Mr. Moore*),—That the item, “Rent and Incidental Expenses of Local Land Board and Land Offices, £4,500,” be reduced by £500,—and Question put.

Committee divided.

Ayes, 11.		Noes, 49.	
Mr. McGowen,	Mr. Carroll,	Mr. Watson,	Mr. Nicholson,
Dr. Ross,	Mr. Brunker,	Mr. Wilks,	Mr. Millard,
Mr. Hughes,	Mr. Sydney Smith,	Mr. Waddell,	Mr. Pyers,
Mr. Moore,	Mr. Molesworth,	Mr. Mahony,	Mr. Piddington,
Mr. Schey,	Mr. Young,	Mr. William Morgan,	Mr. Rigg,
Mr. Davis,	Mr. Perry,	Mr. Stephen,	Mr. Cann,
Mr. Edden,	Mr. Travers Jones,	Mr. Shipway,	Mr. O'Sullivan,
Mr. Stevenson,	Mr. Gormly,	Mr. Millen,	Mr. Gardiner,
Mr. Watkins,	Mr. Ashton,	Mr. F. Clarke,	Mr. Dick,
<i>Tellers,</i>	Mr. Carruthers,	Mr. Gillies,	Mr. Anderson,
Mr. Sleath,	Mr. Frank Farnell,	Mr. Affleck,	Mr. Law,
Mr. Miller,	Mr. Bavister,	Mr. Macdonald,	Mr. Wood,
	Mr. Cameron,	Mr. Thomas,	Mr. Newman.
	Mr. Gould,	Mr. Garrard,	<i>Tellers,</i>
	Mr. Cook,	Mr. McLean,	Mr. Thomas Brown,
	Mr. McFarlane,	Mr. Barnes,	Mr. Hogue.
	Mr. Smailes,	Mr. Robert Jones,	

*Reduction negatived.*

No. 10.

No. 10.

*Same Estimate.*

Motion made (*Mr. Moore*),—That item, "Fees to Members of Local Land Boards, £3,000," be reduced by £1,000,—and Question put.

Committee divided.

Ayes, 28.		Noes, 30.	
Mr. Wilks,	Mr. Watson,	Mr. Cook,	Mr. Gould,
Mr. McGowen,	Mr. Affleck,	Mr. Sydney Smith,	Mr. Barnes,
Mr. Smailes,	Mr. Edden,	Mr. Molesworth,	Mr. Young,
Mr. Miller,	Mr. Wood,	Mr. Travers Jones,	Mr. Hogue,
Mr. Thomas,	Mr. Pyers,	Mr. Perry,	Mr. McLean,
Mr. Hughes,	Mr. Stevenson,	Mr. Brunner,	Mr. Garrard,
Mr. Sleath,	Mr. Nicholson,	Mr. Waddell,	Mr. Robert Jones,
Mr. Millen,	Mr. Law,	Mr. Carruthers,	Mr. Anderson,
Mr. Moore,	Mr. Cann,	Mr. Ashton,	Mr. O'Sullivan,
Mr. Davis,	Mr. Gardiner.	Mr. Stephen,	Mr. Newman,
Mr. Shipway,	<i>Tellers,</i>	Mr. Mahony,	Mr. Rigg,
Mr. William Morgan,	Mr. F. Clarke,	Mr. Thomas Brown,	Mr. Piddington.
Mr. Schey,	Mr. Watkins.	Mr. Millard,	<i>Tellers,</i>
Mr. Dick,		Mr. Gillies,	Mr. Gormly,
Mr. McFarlane,		Mr. Bavister,	Mr. Carroll.
Mr. Austin Chapman,		Mr. Cameron,	

*Reduction negatived.**Reduced Estimate (Land Agents, Appraisers, and others, £26,461) agreed to.*

And the Estimate for "Land Appeal Court, £1,655," having been agreed to,—

No. 11.

*Miscellaneous Services.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £10,275, for Miscellaneous Services (*Mr. Carruthers*).

And the item "Toward the maintenance and improvements of Kuringgai Chase, £1,000" having been omitted,—

Motion made (*Mr. Cann*),—That the item "Legal expenses, £1,000" be reduced by £500, and Question put.

Committee divided.

Ayes, 26.		Noes, 22.	
Mr. McGowen,	Mr. Gormly,	Mr. Cook,	Mr. Robert Jones,
Mr. Austin Chapman,	Mr. Nicholson,	Mr. Sydney Smith,	Mr. McLean,
Mr. Thomas,	Mr. Cann,	Mr. Gould,	Mr. Wood,
Mr. Hughes,	Mr. Anderson,	Mr. Travers Jones,	Mr. Gardiner,
Mr. Moore,	Mr. O'Sullivan,	Mr. Carruthers,	Mr. Rigg,
Mr. Smailes,	Mr. Newman,	Mr. Brunner,	Mr. Piddington.
Mr. Watson,	Mr. Millard,	Mr. Shipway,	<i>Tellers,</i>
Mr. Carroll,	Mr. Pyers,	Mr. Cameron,	Mr. Dick,
Mr. Gillies,	Mr. Waddell,	Mr. Stephen,	Mr. Perry.
Mr. Wilks,	Mr. Law.	Mr. Thomas Brown,	
Mr. Schey,	<i>Tellers,</i>	Mr. Frank Farnell,	
Mr. Watkins,	Mr. William Morgan,	Mr. Miller,	
Mr. Stevenson,	Mr. Sleath.	Mr. Bavister,	
Mr. Edden,		Mr. Garrard,	

*Reduction agreed to.**Reduced Estimate (Miscellaneous, £8,775) agreed to.*

No. 12.

*Survey of Lands.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £85,920 for Survey of Lands (*Mr. Carruthers*).

Motion made (*Mr. O'Sullivan*),—That the item "District Surveyors, £3,790" be reduced by £650, and Question put.

Committee divided.

Ayes, 32.		Noes, 20.	
Mr. Thomas,	Mr. Watson,	Mr. Sydney Smith,	Mr. Garrard.
Mr. Davis,	Mr. Hughes,	Mr. Perry,	<i>Tellers,</i>
Mr. Sleath,	Mr. Schey,	Mr. Gould,	
Mr. Austin Chapman,	Mr. Watkins,	Mr. Shipway,	Mr. Frank Farnell,
Mr. Gillard,	Mr. Wood,	Mr. Brunner,	Mr. McFarlane.
Mr. Cameron,	Mr. Gardiner,	Mr. Molesworth,	
Mr. Millard,	Mr. Cann,	Mr. Cook,	
Mr. F. Clarke,	Mr. Edden,	Mr. Anderson,	
Mr. Travers Jones,	Mr. Nicholson,	Mr. Ashton,	
Mr. Miller,	Mr. Barnes,	Mr. William Morgan,	
Mr. Carroll,	Mr. Stevenson,	Mr. Stephen,	
Mr. Pyers,	Mr. Bavister,	Mr. Carruthers,	
Mr. Law,	Mr. McGowen.	Mr. Newman,	
Mr. Wilks,	<i>Tellers,</i>	Mr. Piddington,	
Mr. O'Sullivan,	Mr. Moore,	Mr. McLean,	
Mr. Thomas Brown,	Mr. Smailes.	Mr. Rigg,	
Mr. Waddell,		Mr. Robert Jones,	

*Reduction agreed to.**Reduced Estimate (Survey of Lands, £85,279) agreed to.*

The Estimate for Trigonometrical Survey of the Colony having been agreed to,—

No. 13.

No. 13.

*Special Services—Detail Surveys of Cities, &c.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £4,525 for Special Services—Detail Surveys of Cities, &c.

Motion made (*Mr. Dick*),—That the Estimate be reduced by £3,000; and Question put. Committee divided.

Ayes, 21.

Mr. Edden,	Mr. Pyers,
Mr. Thomas,	Mr. Watkins,
Mr. Sleath,	Mr. Stevenson,
Mr. Schey,	Mr. McGowen.
Mr. Watson,	
Mr. Miller,	<i>Tellers,</i>
Mr. Hughes,	Mr. Dick,
Mr. Carroll,	Mr. Austin Chapman.
Mr. Law,	
Mr. O'Sullivan,	
Mr. Thomas Brown,	
Mr. Nicholson,	
Mr. Cann,	
Mr. Gardiner,	
Mr. Wood,	

Noes, 28.

Mr. Shipway,	Mr. Cameron,
Mr. Frank Farnell,	Mr. Wilks,
Mr. Garrard,	Mr. Stephen,
Mr. Travers Jones,	Mr. Newman,
Mr. Perry,	Mr. Moore,
Mr. Gould,	Mr. Waddell,
Mr. William Morgan,	Mr. McFarlane,
Mr. Carruthers,	Mr. McLean,
Mr. Brunner,	Mr. Robert Jones,
Mr. Rigg,	Mr. Millard,
Mr. Molesworth,	Mr. Bavister.
Mr. Cook,	
Mr. Millen,	<i>Tellers,</i>
Mr. Ashton,	Mr. Anderson,
Mr. Smailes,	Mr. Piddington.

*Reduction negatived.**Estimate (Special Services)—Detail Surveys of Cities, &c., £4,525, agreed to.*

The Estimate for "Labour Settlements, £2,500," agreed to.

No. 14.

Motion made (*Mr. Reid*),—That the Chairman leave the Chair to report progress and ask leave to sit again,—and Question put.

Committee divided.

Ayes, 38.

Mr. Brunner,	Mr. Newman,	Mr. Millard,
Mr. Gould,	Mr. Millen,	Mr. Pyers,
Mr. Sydney Smith,	Mr. Robert Jones,	Mr. Wood,
Mr. Frank Farnell,	Mr. McLean,	Mr. Barnes,
Mr. Carruthers,	Mr. Piddington,	Mr. Gardiner,
Mr. Wilks,	Mr. Smailes,	Mr. Nicholson,
Mr. William Morgan,	Mr. Cameron,	Mr. Bavister,
Mr. Gillies,	Mr. Stephen,	Mr. Stevenson,
Mr. Dick,	Mr. Carroll,	<i>Tellers,</i>
Mr. Cook,	Mr. Travers Jones,	Mr. Austin Chapman,
Mr. Edden,	Mr. Rigg,	Mr. Perry.
Mr. Molesworth,	Mr. Shipway,	
Mr. Garrard,	Mr. O'Sullivan.	
Mr. Anderson,	Mr. Ashton,	

Noes, 8.

Mr. Law,
Mr. Schey,
Mr. Hughes,
Mr. Miller,
Mr. McGowen,
Mr. Watkins.
<i>Tellers,</i>
Mr. Sleath,
Mr. Watson.

So it was resolved in the affirmative.

Whereupon Chairman left Chair to report progress and ask leave to sit again.

WEDNESDAY, 12 DECEMBER, 1894.

No. 15.

## SUPPLY—GENERAL ESTIMATES.

*Secretary for Public Works Establishment.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £35,880 for Secretary for Public Works Establishment.

Motion made (*Mr. Stevenson*),—That the item Land Valuers, £670, be reduced by £300,—and Question put.

Committee divided.

Ayes, 55.

Mr. Shipway,	Mr. Newman,	Mr. Fowler,
Mr. Sleath,	Mr. Miller,	Mr. Hawthorne,
Mr. Young,	Mr. Storey,	Mr. Bavister,
Mr. Sydney Smith,	Mr. Thomas Brown,	Mr. William Morgan,
Mr. Loughane,	Mr. Afleck,	Mr. Law,
Mr. Carruthers,	Mr. Thomas,	Mr. Wilks,
Mr. Reid,	Mr. Lee,	Mr. Schey,
Mr. Macdonald,	Mr. Travers Jones,	Mr. Gardiner,
Mr. Brunner,	Mr. Alexander Campbell,	Mr. Wood,
Mr. Anderson,	Mr. Edden,	Mr. Gormly,
Mr. O'Reilly,	Mr. Stevenson,	Mr. Carroll,
Mr. Cameron,	Mr. Mahony,	Mr. Millard,
Dr. Graham,	Mr. Thomson,	Mr. Fitzpatrick,
Mr. Knox,	Mr. Cook,	Mr. Cann,
Mr. Morton,	Mr. Wright,	Mr. Watson.
Mr. Hayes,	Mr. Henry Chapman,	<i>Tellers,</i>
Mr. Gould,	Mr. Robert Jones,	Mr. McGowen,
Mr. Ferguson,	Mr. O'Sullivan,	Mr. Austin Chapman.
Mr. Ashton,	Mr. Watkins,	

Noes, 11.

Mr. Lync,
Sir George Dibbs,
Mr. Slattery,
Mr. Levien,
Mr. Kidd,
Mr. Haesall,
Dr. Ross,
Mr. Donnelly,
Mr. Chanter.
<i>Tellers,</i>
Mr. E. M. Clark,
Mr. Tonkin,

*Reduction agreed to.*

And the Committee continuing to sit after Midnight.

No. 16.

THURSDAY, 13 DECEMBER, 1894, A.M.

No 16.

*Same Estimate.*

Motion made (Mr. Miller).—That the item, "Engineer-in-Chief, £550," be reduced by £50,—and Question put.

Committee divided.

Ayes, 18.

Mr. Sleath,  
Mr. Schey,  
Mr. McGowen,  
Mr. Thomas,  
Mr. Miller,  
Mr. O'Sullivan,  
Mr. Gillies,  
Mr. Affleck,  
Mr. Gardiner,  
Mr. Woods,  
Mr. Thomas Brown,  
Mr. Carroll,  
Mr. Watkins,  
Mr. Law,  
Mr. Wilks,  
Mr. Cann.

*Tellers,*

Mr. Edden,  
Mr. Ferguson

Nces, 43.

Mr. Sydney Smith,  
Sir George Dibbs,  
Mr. Knox,  
Dr. Graham,  
Mr. Young,  
Mr. Reid,  
Mr. Travers Jones,  
Mr. Anderson,  
Mr. Tonkin,  
Mr. Shipway,  
Mr. Hassall,  
Dr. Ross,  
Mr. Donnelly,  
Mr. Chanter,  
Mr. Gould,  
Mr. Brunker,  
Mr. E. M. Clark,  
Mr. Cameron,  
Mr. Ashton,  
Mr. Storey,  
Mr. Alexander Campbell,  
Mr. Newman,  
Mr. Stevenson,

Mr. Morton,  
Mr. Mahony,  
Mr. H. H. Brown,  
Mr. Wright,  
Mr. Henry Chapman,  
Mr. Cook,  
Mr. Millard,  
Mr. Fowler,  
Mr. William Morgan,  
Mr. Carruthers,  
Mr. Fitzpatrick,  
Mr. Robert Jones,  
Mr. Hawthorne,  
Mr. Bavister,  
Mr. O'Reilly,  
Mr. Frank Farnell,  
Mr. Gormly,  
Mr. Levein.

*Tellers,*

Mr. Thomson,  
Mr. Lee.

*Reduction negatived.*

No. 17.

*Same Estimate.*

Motion made (Mr. O'Sullivan).—That the item, "Engineer-in-Chief, Harbours and Rivers and Water Supply, £550," be reduced by £100,—and Question put.

Committee divided.

Ayes, 30

Mr. Sleath,  
Mr. Austin Chapman,  
Dr. Ross,  
Mr. Miller,  
Mr. Schey,  
Mr. Ashton,  
Mr. Dick,  
Mr. Alexander Campbell,  
Mr. Gillies,  
Mr. McGowen,  
Mr. Gardiner,  
Mr. Affleck,  
Mr. Thomas Brown,  
Mr. Travers Jones,  
Mr. Pyers,  
Mr. Wood,  
Mr. Wilks,  
Mr. Newman,  
Mr. Cann,  
Mr. Davis,  
Mr. Stevenson,  
Mr. Watkins,  
Mr. Millard,  
Mr. Watson,  
Mr. Edden,  
Mr. Gormly,  
Mr. Carroll,  
Mr. Ferguson.

*Tellers,*

Mr. Thomas,  
Mr. O'Sullivan.

Noes, 31.

Mr. Garrard,  
Mr. Lyne,  
Mr. Levein,  
Mr. Donnelly,  
Dr. Graham,  
Mr. Cameron,  
Mr. Reid,  
Mr. Young,  
Mr. Tonkin,  
Mr. Kidd,  
Mr. Hassall,  
Mr. Brunker,  
Mr. Knox,  
Mr. Storey,  
Mr. Gould,  
Mr. Anderson,  
Mr. Sydney Smith,  
Mr. Fitzpatrick,  
Mr. Lee,  
Mr. Carruthers,  
Mr. E. M. Clark,  
Mr. Thomson,  
Mr. Henry Chapman,  
Mr. H. H. Brown,  
Mr. Fowler,  
Mr. Cook,  
Mr. Robert Jones,  
Mr. William Morgan,  
Mr. O'Reilly.

*Tellers,*

Mr. Mahony,  
Mr. Frank Farnell.

*Reduction negatived.*

No. 18.

*Same Estimate.*

Motion made (Mr. Miller).—That item, "Travelling Expenses, Architect's Department, £500," be reduced by £200,—and Question put.

Committee divided.

Ayes, 23.

Mr. Miller,  
Mr. Sleath,  
Mr. Thomas,  
Mr. Gardiner,  
Mr. Dick,  
Mr. O'Sullivan,  
Mr. Ferguson,  
Mr. Austin Chapman,  
Mr. Wood,  
Mr. Edden,  
Mr. Schey,  
Mr. Thomas Brown,  
Mr. Newman,  
Mr. Davis,  
Mr. Watkins,  
Mr. Watson,  
Mr. Law,  
Mr. Wilks,  
Mr. Gormly,  
Mr. Stevenson,  
Mr. Loughnane.

*Tellers,*

Mr. McGowen,  
Mr. Cann.

Noes, 38.

Mr. Carroll,  
Mr. Lyne,  
Mr. Levein,  
Mr. Donnelly,  
Mr. Slattery,  
Mr. Gould,  
Sir George Dibbs,  
Mr. Cameron,  
Mr. Gillies,  
Mr. Reid,  
Mr. Brunker,  
Mr. Garrard,  
Mr. Mahony,  
Mr. Carruthers,  
Mr. William Morgan,  
Mr. Storey,  
Mr. Lee,  
Mr. Affleck,  
Mr. Hassall,  
Mr. Knox,  
Dr. Graham,  
Mr. Hogue,  
Mr. Frank Farnell,  
Mr. Tonkin,  
Mr. Young,  
Mr. Thomson,  
Mr. Fitzpatrick,  
Mr. Sydney Smith,  
Mr. Fowler,  
Mr. O'Reilly,  
Mr. Henry Chapman,  
Mr. E. M. Clark,  
Mr. Hawthorne,  
Mr. Robert Jones,  
Mr. Ashton,  
Mr. Millard.

*Tellers,*

Mr. Travers Jones,  
Mr. Shipway.

*Reduction negatived.*

No. 19.

## No. 19.

*Same Estimate.*

Motion made (*Mr. Miller*),—That the item "Commissioner and Engineer-in-Chief—Roads, Bridges, and Sewerage, £350" be reduced by £55,—and Question put.

Committee divided.

## Ayes, 14.

Mr. McGowen,  
Mr. Miller,  
Mr. Wood,  
Mr. O'Sullivan,  
Mr. Schey,  
Mr. Afleck,  
Mr. Thomas Brown,  
Mr. Ashton,  
Mr. Watkins,  
Mr. Edden,  
Mr. Watson,  
Mr. Loughnane.

*Tellers,*

Mr. Sleath,  
Mr. Ferguson.

Mr. Pyers,  
Mr. Carroll,  
Mr. Lync,  
Mr. Travers Jones,  
Mr. Levien,  
Mr. Donnelly,  
Mr. Slattery,  
Mr. Gould,  
Sir George Dibbs,  
Mr. Thomson,  
Mr. Snipway,  
Mr. Cook,  
Mr. Hassall,  
Dr. Graham,  
Mr. Knox,  
Mr. Hogue,  
Mr. Anderson,

## Noes, 49.

Mr. Cameron,  
Mr. Frank Farnell,  
Mr. Tonkin,  
Mr. Gardiner,  
Mr. Brunker,  
Mr. Gillies,  
Mr. Reid,  
Mr. Garrard,  
Mr. Mahony,  
Mr. Carruthers,  
Mr. Lee,  
Mr. Law,  
Mr. Young,  
Mr. Thomas,  
Mr. Fitzpatrick,  
Mr. Fowler,  
Mr. Sydney Smith,

Mr. Dick,  
Mr. O'Reilly,  
Mr. Austin Chapman,  
Mr. Henry Chapman,  
Mr. Wilks,  
Mr. Robert Jones,  
Mr. Davis,  
Mr. Newman,  
Mr. E. M. Clarke,  
Mr. Gormly,  
Mr. Stevenson,  
Mr. Hawthorne,  
Mr. Alexander Campbell.

*Tellers,*

Mr. William Morgan,  
Mr. Cann.

*Reduction negatived.*

## No. 20.

*Same Estimate.*

Motion made (*Mr. Miller*),—That the item "Travelling Expenses, Instruments, Books, and Incidental Expenses, £500" be reduced by £100,—and Question put.

Committee divided.

## Ayes, 9.

Mr. McGowen,  
Mr. Cann,  
Mr. Wood,  
Mr. Thomas Brown,  
Mr. Watson,  
Mr. Watkins,  
Mr. Loughnane.

*Tellers,*

Mr. Miller,  
Mr. Schey.

Mr. Carroll,  
Mr. Lync,  
Mr. Travers Jones,  
Mr. Levien,  
Mr. Donnelly,  
Mr. Reid,  
Mr. Gould,  
Sir George Dibbs,  
Mr. Slattery,  
Mr. Brunker,  
Mr. Law,  
Mr. Young,  
Mr. Garrard,

## Noes, 36.

Dr. Graham,  
Mr. Wilks,  
Mr. Thomson,  
Mr. Shipway,  
Mr. Cook,  
Mr. Pyers,  
Mr. Hogue,  
Mr. Anderson,  
Mr. Frank Farnell,  
Mr. William Morgan,  
Mr. Gardiner,  
Mr. Fowler,  
Mr. Sydney Smith,

Mr. Alexander Campbell,  
Mr. Afleck,  
Mr. Henry Chapman,  
Mr. Stevenson,  
Mr. Gormly,  
Mr. E. M. Clark,  
Mr. Ashton,  
Mr. O'Reilly.

*Tellers,*

Mr. Hawthorne,  
Mr. Millard.

*Reduction negatived.*

*Reduced Estimate (Secretary for Public Works Establishment, £35,530) agreed to.*

The Estimates Public Works and Services, Parliamentary Standing Committee on Public Works, Board of Water Supply and Sewerage, Hunter District Water Supply and Sewerage Board, Department of Justice, and Master in Equity having been agreed to.

## No. 21.

*Prothonotary.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £5,907 for Prothonotary (*Mr. Gould*).

Motion made (*Mr. Miller*),—That the item "Travelling Expenses of the Judges, £665" be reduced by £350,—and Question put.

Committee divided.

## Ayes, 31.

Mr. Hassall,  
Mr. Sleath,  
Mr. Watkins,  
Mr. Edden,  
Mr. Thomas,  
Mr. Miller,  
Mr. Newman,  
Mr. Gillies,  
Mr. Dick,  
Mr. Cann,  
Mr. Watson,  
Mr. Law,  
Mr. McGowen,  
Mr. Hogue,  
Mr. Afleck,  
Mr. Ferguson,  
Mr. Gardiner,

Mr. Schey,  
Mr. Hawthorne,  
Mr. Travers Jones,  
Mr. Pyers,  
Mr. Alexander Campbell,  
Mr. Millard,  
Mr. Wood,  
Mr. Carroll,  
Mr. Ashton,  
Mr. O'Reilly,  
Mr. Thomas Brown,  
Mr. Stevenson.

*Tellers,*

Mr. Wilks,  
Mr. Gormly.

## Noes, 21.

Dr. Graham,  
Mr. William Morgan,  
Mr. Levien,  
Mr. Carruthers,  
Mr. Sydney Smith,  
Mr. Slattery,  
Sir George Dibbs,  
Mr. Young,  
Mr. Shipway,  
Mr. Cook,  
Mr. Donnelly,  
Mr. Anderson,  
Mr. Gould,  
Mr. Frank Farnell,  
Mr. Brunker,  
Mr. Garrard,  
Mr. Henry Chapman,

Mr. Fowler,  
Mr. E. M. Clark.

*Tellers,*

Mr. Storey,  
Mr. Thomson.

*Reduction agreed to.*

*Reduced Estimate (Prothonotary, £5,557) agreed to.*

The Estimates Divorce Court and Curator having been agreed to,—



No. 22.

*Sheriff.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £10,960 for Sheriff.

Motion made (*Mr. Miller*),—That the item "Sheriff, £393" be reduced by £100,—and Question put.

Committee divided.

Ayes, 24.

Mr. Sleath,	Mr. Wood,
Mr. Gillies,	Mr. Carroll,
Mr. Edden,	Mr. Thomas Brown,
Mr. Thomas,	Mr. Ashton,
Mr. Miller,	Mr. Gormly.
Mr. Newman,	
Mr. Cann,	<i>Tellers,</i>
Mr. Law,	Mr. Alexander Campbell,
Mr. McGowen,	Mr. Watson.
Mr. Millard,	
Mr. Afleck,	
Mr. Watkins,	
Mr. Ferguson,	
Mr. Gardiner,	
Mr. Schey,	
Mr. Travers Jones,	
Mr. Pyers,	

Noes, 32.

Mr. Fitzpatrick,	Mr. Frank Farnell,
Mr. Hogue,	Mr. Henry Chapman,
Mr. William Morgan,	Mr. Wilks,
Mr. Levien,	Mr. Anderson,
Mr. Kidd,	Mr. Shipway,
Mr. Carruthers,	Mr. Bavister,
Mr. Wright,	Mr. Fowler,
Mr. Slattery,	Mr. Robert Jones,
Sir George Dibbs,	Mr. Stevenson,
Mr. Gould,	Mr. Sydney Smith,
Mr. Storey,	Mr. Donnelly,
Mr. Brunker,	Mr. Cook,
Mr. Garrard,	Mr. Hassall.
Mr. Young,	
Mr. Hayes,	<i>Tellers,</i>
Mr. Mahony,	Mr. E. M. Clark,
Mr. Thomson,	Mr. Hawthorne.

*Reduction negatived.*

No. 23.

*Same Estimate.*

Motion made (*Mr. Miller*),—That the item "Under Sheriff, £258" be reduced by £25,—and Question put.

Committee divided.

Ayes, 18.

Mr. Miller,
Mr. Sleath,
Mr. Edden,
Mr. Gillies,
Mr. Newman,
Mr. Thomas,
Mr. Law,
Mr. McGowen,
Mr. Thomas Brown,
Mr. Gormly,
Mr. Watkins,
Mr. Ferguson,
Mr. Schey,
Mr. Travers Jones,
Mr. Pyers,
Mr. Carroll.
<i>Tellers,</i>
Mr. Austin Chapman,
Mr. Watson.

Noes, 36.

Mr. E. M. Clark,	Mr. Young,
Mr. William Morgan,	Mr. Mahony,
Mr. Levien,	Mr. Reid,
Mr. Kidd,	Mr. Gould,
Mr. Wright,	Mr. Fitzpatrick.
Mr. Slattery,	Mr. Bavister,
Sir George Dibbs,	Mr. Wood,
Mr. Hassall,	Mr. Alexander Campbell,
Mr. Cook,	Mr. Afleck,
Mr. Donnelly,	Mr. Henry Chapman,
Mr. Hayes,	Mr. Shipway,
Mr. Anderson,	Mr. Fowler,
Mr. Wilks,	Mr. Robert Jones,
Mr. Gardiner,	Mr. O'Reilly,
Mr. Frank Farnell,	Mr. Stevenson.
Mr. Sydney Smith,	
Mr. Brunker,	<i>Tellers,</i>
Mr. Cann,	Mr. Hawthorne,
Mr. Garrard,	Mr. Hogue.

*Reduction negatived.**Estimate (Sheriff £10,960) agreed to.*

No. 24.

*Bankruptcy Court.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £1,390 for Bankruptcy Court (*Mr. Gould*).

Motion made (*Mr. Miller*),—That the item "Registrar, £370," be reduced by £37,—and Question put.

Committee divided.

Ayes, 14.

Mr. Miller,
Mr. Sleath,
Mr. Edden,
Mr. Newman,
Mr. Austin Chapman,
Mr. Ferguson,
Mr. Watkins,
Mr. Watson,
Mr. Schey,
Mr. Thomas Brown,
Mr. Wood,
Mr. Carroll.
<i>Tellers.</i>
Mr. Dick,
Mr. Gillies.

Noes, 38.

Sir George Dibbs,	Mr. Hogue,
Mr. E. M. Clark,	Mr. Fitzpatrick,
Mr. Levien,	Mr. Bavister,
Mr. Kidd,	Mr. Alexander Campbell,
Mr. Wright,	Mr. Pyers,
Mr. Slattery,	Mr. Mahony,
Mr. Gould,	Mr. Afleck,
Mr. Cook,	Mr. Millard,
Mr. Donnelly,	Mr. Shipway,
Mr. Anderson,	Mr. Henry Chapman,
Mr. Frank Farnell,	Mr. Robert Jones,
Mr. Sydney Smith,	Mr. Gormly,
Mr. Brunker,	Mr. Fowler,
Mr. Cann,	Mr. Stevenson,
Mr. Garrard,	Mr. O'Reilly,
Mr. Young,	Mr. William Morgan.
Mr. Thomson,	
Mr. Law,	<i>Tellers.</i>
Mr. McGowen,	Mr. Travers Jones,
Mr. Reid,	Mr. Hassall.

*Reduction negatived.**Estimate (Bankruptcy Court, £1,390) agreed to.*

The Estimate "Probate Office, £941," having been agreed to,—

No. 25.

*District Courts.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £4,170 for District Courts (*Mr. Gould*).

Motion made (*Mr. Hassall*),—That the item "Travelling Expenses of Judges, £1,300" be reduced by £300,—and Question put.

Committee divided.

Ayes, 25.

Mr. Gillies,	Mr. Cann,
Mr. Travers Jones,	Mr. Robert Jones,
Mr. Affleck,	Mr. Carroll,
Mr. Miller,	Mr. Watson,
Mr. Schey,	Mr. Alexander Campbell,
Mr. Wood,	Mr. Pyers,
Mr. Austin Chapman,	Mr. McGowen,
Mr. Hassall,	Mr. Gardiner,
Mr. Ferguson,	Mr. Stevenson,
Mr. Thomas Brown,	<i>Tellers,</i>
Mr. Wall,	Mr. Bavister,
Mr. Fitzpatrick,	Mr. Thomas.
Mr. Edden.	
Mr. Watkins,	

Noes, 20.

Mr. Brunker,	Mr. Anderson,
Mr. Levien,	Mr. Millard,
Mr. Frank Farnell,	Mr. Fowler,
Mr. Cook,	Mr. E. M. Clark.
Mr. Kidd,	<i>Tellers,</i>
Mr. Reid,	Mr. Storey,
Mr. Willis,	Mr. O'Reilly.
Mr. Cameron,	
Mr. Gould,	
Mr. Mahony,	
Mr. Young,	
Mr. Thomson,	
Mr. William Morgan,	
Mr. Hawthorne,	

*Reduction agreed to.**Reduced Estimate (District Courts, £3,870,) agreed to.*

No. 26.

*Coroners.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £4,283 for Coroners (*Mr. Gould*).

Motion made (*Mr. Miller*),—That the item "Coroner for Metropolitan District, £303," be reduced by £50,—and Question put.

Committee divided.

Ayes, 18.

Mr. Thomas,	Mr. Cann,
Mr. Miller,	Mr. Carroll,
Mr. Travers Jones,	Mr. William Morgan,
Mr. Gillies,	Mr. Pyers,
Mr. Affleck,	Mr. Stevenson.
Mr. Austin Chapman,	<i>Tellers,</i>
Mr. Ferguson,	Mr. Robert Jones,
Mr. Wilks,	Mr. Watkins.
Mr. Thomas Brown,	
Mr. Schey,	
Mr. McGowen,	

Noes, 19.

Mr. Levien,	Mr. Fitzpatrick,
Mr. Frank Farnell,	Mr. Fowler,
Mr. Hassall,	Mr. E. M. Clark,
Mr. Brunker,	Mr. Millard,
Mr. Gould,	Mr. Cook,
Mr. Young,	Mr. Storey.
Mr. Sydney Smith,	<i>Tellers,</i>
Mr. Reid,	Mr. Anderson,
Mr. Mahony,	Mr. Hawthorne.
Mr. Bavister,	
Mr. Thomson,	

*Reduction negatived.*

No. 27.

*Same Estimate.*

Motion made (*Mr. Gillies*),—That same item be reduced by £25,—and Question put.

Committee divided.

Ayes, 12.

Mr. Travers Jones,	<i>Tellers,</i>
Mr. Thomas,	Mr. Affleck,
Mr. Miller,	Mr. Gillies.
Mr. Thomas Brown,	
Mr. Schey,	
Mr. McGowen,	
Mr. Cann,	
Mr. Carroll,	
Mr. Stevenson,	
Mr. Austin Chapman,	

Noes, 22.

Mr. Ferguson,	Mr. Anderson,
Mr. Donnelly,	Mr. Mahony,
Mr. Levien,	Mr. Alexander Campbell,
Mr. Wilks,	Mr. Hawthorne,
Mr. Brunker,	Mr. E. M. Clark,
Mr. Gould,	Mr. Fowler,
Mr. Young,	Mr. Fitzpatrick,
Mr. Sydney Smith,	Mr. Cook.
Mr. Hassall,	<i>Tellers,</i>
Mr. Reid,	Mr. Robert Jones,
Mr. Pyers,	Mr. Bavister.
Mr. Thomson,	

*Reduction negatived.**Estimate (Coroners, £4,283) agreed to.*

No. 28.

No. 28.

*Petty Sessions.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £42,091 for Petty Sessions (*Mr. Gould*).

Motion made (*Mr. Edden*),—That the item "Police Magistrate, Newcastle, £303, be reduced by £50,—and Question put.

Committee divided.

Ayes, 12.

Mr. Gillies,  
Mr. Miller,  
Mr. Austin Chapman,  
Mr. Edden,  
Mr. Thomas Brown,  
Mr. Watkins,  
Mr. Ferguson,  
Mr. Schey,  
Mr. Pyers,  
Mr. Hawthorne.

*Tellers,*

Mr. Affleck,  
Mr. Thomas.

Noes, 27.

Mr. Garrard,	Mr. Cann,
Mr. Levicn,	Mr. Thomson,
Mr. Sydney Smith,	Mr. Stevenson,
Mr. Reid,	Mr. Travers Jones,
Mr. Brunker,	Mr. Fitzpatrick,
Mr. McGowen,	Mr. Fowler,
Mr. Young,	Mr. E. M. Clark,
Mr. Gould,	Mr. Cook,
Mr. O'Beilly,	Mr. Storey,
Mr. Alexander Campbell,	Mr. Millard.
Mr. Cameron,	<i>Tellers,</i>
Mr. Mahony,	Mr. William Morgan,
Mr. Bavister,	Mr. Frank Farnell.
Mr. Robert Jones,	
Mr. Anderson,	

*Reduction negatived.*

No. 29.

*Same Estimate.*

Motion made (*Mr. Miller*),—That the item, "Travelling Expenses, £3,350," be reduced by £350,—and Question put.

Committee divided.

Ayes, 14.

Mr. McGowen,	Mr. Stevenson,
Mr. Carroll,	Mr. Edden,
Mr. Gillies,	Mr. Ferguson,
Mr. Travers Jones,	Mr. Pyers.
Mr. Miller,	<i>Tellers,</i>
Mr. Cann,	Mr. Schey,
Mr. Austin Chapman,	Mr. Watkins.
Mr. Thomas Brown,	

Noes, 20.

Mr. Young,	Mr. Fitzpatrick,
Mr. Garrard,	Mr. Hawthorne,
Mr. Sydney Smith,	Mr. Fowler,
Mr. Reid,	Mr. Cook,
Mr. William Morgan,	Mr. Storey,
Mr. Brunker,	Mr. E. M. Clark,
Mr. Gould,	Mr. Millard.
Mr. Frank Farnell,	<i>Tellers,</i>
Mr. Bavister,	Mr. Anderson,
Mr. Robert Jones,	Mr. Alexander Campbell.
Mr. Thomson,	

*Reduction negatived.**Estimate (Petty Sessions, £42,091) agreed to.*

The Estimates, Prisons, Patents and Copyright, Miscellaneous Services; Public Instruction, under the Act 43 Vic. No. 23, Industrial Schools, Observatory, Museum, Free Public Library, and Church and School Lands, having been agreed to.

No. 30.

*Grants in Aid of Public Institutions.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £14,055 for Grants in Aid of Public Institutions (*Mr. Garrard*).

Motion made (*Mr. Sleath*),—That the item, "For Purchase of Works of Arts for the National Art Gallery, £1,500," be omitted,—and Question put.

Committee divided.

Ayes, 13.

Mr. Watson,  
Mr. Fitzpatrick,  
Mr. Wilks,  
Mr. Carroll,  
Mr. Davis,  
Mr. Ferguson,  
Mr. McGowen,  
Mr. Chapman,  
Mr. Watkins,  
Mr. Thomas Brown,  
Mr. Schey.

*Tellers,*

Mr. Sleath,  
Mr. Miller.

Noes, 28.

Mr. Reid,	Mr. Cook,
Mr. Tonkin,	Mr. Gillies,
Mr. Edden,	Mr. E. M. Clark,
Mr. Young,	Mr. Robert Jones,
Mr. Alexander Campbell,	Mr. Wood,
Mr. Sydney Smith,	Mr. Thomson,
Mr. Wall,	Mr. Stevenson,
Mr. Travers Jones,	Mr. Fowler,
Mr. Hayes,	Mr. Gould,
Mr. Garrard,	Mr. William Morgan,
Mr. Cameron,	Mr. Pyers.
Mr. Brunker,	<i>Tellers,</i>
Mr. Cann,	Mr. Hawthorne,
Mr. Millard,	Mr. Thomas.
Mr. Anderson,	

*Omission of item negatived.*

No. 31.

No. 31.

*Same Estimate.*

Motion made (*Mr. Miller*),—That the item "Sydney Grammar School—Towards Salaries of Junior Teachers, £275," be omitted.

Committee divided.

Ayes, 28.

Mr. Austin Chapman,	Mr. Cann,
Mr. Donnelly,	Mr. Thomson,
Mr. Travers Jones,	Mr. Wall,
Mr. Toukin,	Mr. Alexander Campbell,
Mr. Sleuth,	Mr. Pyers,
Mr. Fitzpatrick,	Mr. Edden,
Mr. Miller,	Mr. Watkins,
Mr. Hawthorne,	Mr. Watson,
Mr. Millard,	Mr. Stevenson,
Mr. Gillies,	Mr. Schey,
Mr. Cameron,	Mr. Hayes.
Mr. Carroll,	<i>Tellers,</i>
Mr. Davis,	Mr. Thomas Brown,
Mr. Thomas,	Mr. McGowen.
Mr. Ferguson,	

Noes, 19.

Mr. Gardiner,	Mr. Robert Jones,
Mr. Gould,	Mr. Bavister.
Mr. Young,	<i>Tellers.</i>
Mr. Sydney Smith,	Mr. Henry Chapman,
Mr. Garrard,	Mr. Wood.
Mr. Reid,	
Mr. William Morgan,	
Mr. Fowler,	
Mr. Frank Farnell,	
Mr. Anderson,	
Mr. Dick,	
Mr. Shipway,	
Mr. E. M. Clark,	
Mr. O'Reilly,	
Mr. Storey,	

*Omission of item agreed to.*

And the item "Sydney Grammar School—Head Master—Allowance for Quarters, £125, having been omitted.

*Reduced Estimate (Grants in Aid of Public Institutions, £13,655) agreed to.*

No. 32.

*Department of Mines.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £38,613 for Department of Mines (*Mr. Sydney Smith*).

Motion made (*Mr. Miller*),—That the item "Travelling expenses of officers when specially sanctioned, £2,500" be reduced by £500—and Question put.

Committee divided.

Ayes, 28.

Mr. Schey,	Mr. Thomas,
Mr. Austin Chapman,	Mr. Gormly,
Mr. Miller,	Mr. Watson,
Mr. Thomas Brown,	Mr. Ashton.
Mr. Watkins,	<i>Tellers,</i>
Mr. Moore,	Mr. McFarlane,
Mr. Sleath,	Mr. Davis.
Mr. Perry,	
Mr. Macdonald,	
Mr. Collins,	
Mr. McGowen,	
Mr. Cann,	
Mr. Ferguson,	
Mr. Carroll,	
Mr. Law,	
Dr. Hollis,	
Mr. Stevenson,	
Mr. Wood,	
Mr. Pyers,	
Mr. Travers Jones,	
Mr. Edden,	
Mr. Nicholson,	

Noes, 41.

Mr. See,	Mr. Waddell,
Mr. Lync,	Mr. Anderson,
Mr. Frank Farnell,	Mr. Kirkpatrick,
Mr. James Morgan,	Mr. Mahony,
Mr. Copeland,	Mr. Harris,
Mr. Leven,	Mr. McLean,
Mr. Donnelly,	Mr. Wilks,
Mr. Russell Jones,	Mr. Cook,
Mr. Reid,	Mr. Parkes,
Mr. Sydney Smith,	Mr. Gardiner,
Mr. Kidd,	Mr. Lees,
Mr. Young,	Mr. Shipway,
Mr. Knox,	Mr. Henry Chapman,
Mr. Gould,	Mr. Millard,
Mr. Hogue,	Mr. Ewing,
Mr. Thomson,	Mr. Martin,
Mr. Storey,	Mr. E. M. Clark.
Mr. Stephen,	<i>Tellers,</i>
Mr. Lee,	Mr. Piddington,
Mr. Gillies,	Mr. Molesworth.
Mr. Bavister,	
Mr. Fegan,	

*Reduction negatived.*

*Estimate (Department of Mines—£38,613) agreed to.*

The Estimates Prevention of Scab in Sheep, Imported Stock, Registration of Brands, Management of Pounds and Commons, and Public Watering Places and Artesian Boring, having been agreed to,—

No. 33.

*Agriculture and Forestry.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £19,355 for Agriculture and Forestry (*Mr. Sydney Smith*).

Motion made (*Mr. Austin Chapman*), That the Estimate "Agriculture and Forestry, £19,355" be reduced by £5,000, and Question put,—

Committee

Committee divided.

Ayes, 19.

Mr. Miller,  
Mr. Ferguson,  
Mr. Thomas Brown,  
Mr. McFarlane,  
Mr. McGowen,  
Mr. Schey,  
Mr. Millard,  
Mr. Stevenson,  
Mr. Pyers,  
Mr. Edden,  
Mr. Davis,  
Mr. Anderson,  
Mr. Watkins,  
Mr. Thomas,  
Mr. Watson,  
Mr. Cann,  
Mr. Loughnane.

*Tellers,*

Mr. Austin Chapman,  
Mr. Sleath.

Noes, 49.

Mr. See,	Mr. Waddell,
Mr. Hogan,	Mr. Martin,
Mr. James Morgan,	Mr. Parkes,
Mr. Levien,	Mr. Kirkpatrick,
Mr. Storey,	Mr. Joseph Abbott,
Mr. Copeland,	Mr. Harris,
Mr. William Morgan,	Mr. McLean,
Mr. Russell Jones,	Mr. Nicholson,
Mr. Sydney Smith,	Mr. Ashton,
Mr. Travers Jones,	Mr. Robert Jones,
Mr. Perry,	Mr. Gardiner,
Mr. Bruncker,	Mr. Lees,
Mr. Gould,	Mr. Shipway,
Mr. Young,	Mr. Henry Chapman,
Mr. Macdonald,	Mr. Gormly,
Mr. Carroll,	Mr. Fowler,
Mr. Frank Farnell,	Mr. Wood,
Mr. Fegan,	Mr. Molesworth,
Mr. Hayes,	Mr. Law,
Mr. Thomson,	Mr. E. M. Clark,
Mr. Reid,	Mr. Cook.
Mr. Stephen,	<i>Tellers,</i>
Mr. Lee,	Dr. Hollis,
Mr. Alexander Campbell,	Mr. Hogue.
Mr. Bavister,	
Mr. Gillies,	

*Reduction negatived.*

No. 34.

*Same estimate.*

Motion made (*Mr. McFarlane*),—That same estimate be reduced by £1,000, and Question put,—  
Committee divided.

Ayes, 22.

Mr. Austin Chapman,  
Mr. Miller,  
Mr. Ferguson,  
Mr. Thomas Brown,  
Mr. McFarlane,  
Mr. McGowen,  
Mr. Schey,  
Mr. Millard,  
Mr. Stevenson,  
Mr. Pyers,  
Mr. Edden,  
Mr. Law,  
Mr. Alexander Campbell,  
Mr. Davis,  
Mr. Macdonald,  
Mr. Watkins,  
Mr. Thomas,  
Mr. Cann,  
Mr. Watson,  
Mr. Loughnane.

*Tellers.*

Mr. Sleath,  
Mr. Perry.

Noes, 47.

Mr. See,	Mr. Gillies,
Mr. Hogan,	Mr. Robert Jones,
Mr. Copeland,	Mr. Dick,
Mr. Levien,	Mr. Ashton,
Mr. Gormly,	Mr. Nicholson,
Mr. Storey,	Mr. McLean,
Mr. William Morgan,	Mr. Harris,
Mr. Hogue,	Mr. Kirkpatrick,
Mr. Sydney Smith,	Mr. Martin,
Mr. Carroll,	Mr. Joseph Abbott,
Mr. Travers Jones,	Mr. Parkes,
Mr. Bruncker,	Mr. Gardiner,
Mr. Gould,	Mr. Lees,
Mr. Young,	Mr. Fowler,
Mr. Henry Chapman,	Mr. Hayes,
Dr. Hollis,	Mr. Molesworth,
Mr. Frank Farnell,	Mr. Cook,
Mr. Fegan,	Mr. Shipway,
Mr. Waddell,	Mr. Wood,
Mr. Thomson,	Mr. E. M. Clark.
Mr. Anderson,	<i>Tellers.</i>
Mr. Stephen,	Mr. Russell Jones,
Mr. Lee,	Mr. Hassall.
Mr. Reid,	
Mr. Bavister,	

*Reduction negatived.*

No. 35.

*Same Estimate.*

Motion made (*Mr. Miller*),—That same estimate be reduced by £600,—and Question put,—  
Committee divided.

Ayes, 28.

Mr. Davis,	Mr. Nicholson,
Mr. Miller,	Mr. Harris,
Mr. Austin Chapman,	Mr. Henry Chapman,
Mr. Sleath,	Mr. Shipway,
Mr. Loughnane,	Mr. Wood.
Mr. Thomas,	<i>Tellers,</i>
Mr. Millard,	Mr. Joseph Abbott,
Mr. Fegan,	Dr. Hollis.
Mr. Schey,	
Mr. Ferguson,	
Mr. Hayes,	
Mr. Cann,	
Mr. Macdonald,	
Mr. Watson,	
Mr. Watkins,	
Mr. Edden,	
Mr. Dick,	
Mr. Thomas Brown,	
Mr. Law,	
Mr. McLean,	
Mr. Ashton,	

*Reduction negatived.*

Noes, 39.

Mr. Russell Jones,	Mr. Thomson,
Mr. See,	Mr. Mahony,
Mr. Gormly,	Mr. Stephen,
Mr. Young,	Mr. Bavister,
Mr. Levien,	Mr. Gillies,
Mr. Storey,	Mr. Stevenson,
Mr. Sydney Smith,	Mr. Kidd,
Mr. Hogue,	Mr. Waddell,
Mr. McGowen,	Mr. Wilkinson,
Mr. Carroll,	Mr. Kirkpatrick,
Mr. Hogan,	Mr. Newman,
Mr. Bruncker,	Mr. Lees,
Mr. Copeland,	Mr. Gardiner,
Mr. McFarlane,	Mr. E. M. Clark,
Mr. Travers Jones,	Mr. Frank Farnell,
Mr. Anderson,	Mr. Fowler.
Mr. Pyers,	<i>Tellers,</i>
Mr. Reid,	Mr. Alexander Campbell,
Mr. Cook,	Mr. Lee.
Mr. Gould,	
Mr. Robert Jones,	

*Estimate*

*Estimate (Agriculture and Forestry, £19,355), agreed to.*

The estimate for School of Mines and Assay Works having been agreed to,—

*Miscellaneous Services.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £9,050 for Miscellaneous Services (*Mr. Sydney Smith*).

No. 36.

Motion made (*Mr. Reid*),—That Chairman leave the Chair to report progress and ask leave to sit again,—and Question put.

Committee divided.

Ayes, 17.

Dr. Ross,  
Mr. Lyne,  
Mr. Copeland,  
Sir George Dibbs,  
Mr. Perry,  
Mr. Crick,  
Sir Henry Parkes,  
Mr. Chanter,  
Mr. Hogan,  
Mr. Kidd,  
Mr. Gornaly,  
Mr. Waddell,  
Mr. Travers Jones,  
Mr. Pyers,  
Mr. Carroll.

*Tellers,*

Mr. F. Clarke,  
Mr. Cann.

Mr. Brunker,  
Mr. McFarlane,  
Mr. Sydney Smith,  
Mr. Young,  
Mr. William Morgan,  
Mr. Frank Farnell,  
Mr. Afleck,  
Mr. Law,  
Mr. Snailes,  
Mr. Nicholson,  
Mr. Watkins,  
Dr. Hollis,  
Mr. Loughnane,  
Mr. Gould,  
Mr. Storey,  
Mr. Anderson,  
Mr. Alexander Campbell,  
Mr. Hogue,  
Mr. Russell Jones,  
Mr. Wilkinson,  
Mr. Hayes,

Noes, 61.

Mr. McGowen,  
Mr. Macdonald,  
Mr. Ferguson,  
Mr. Fegan,  
Mr. Donnelly,  
Mr. Lee,  
Mr. Wilks,  
Mr. Cook,  
Mr. Thomson,  
Mr. Piddington,  
Mr. Miller,  
Mr. Bavister,  
Mr. Henry Chapman,  
Mr. Shipway,  
Mr. Gardiner,  
Mr. Lees,  
Mr. Stephen,  
Mr. McLean,  
Mr. Sleath,  
Mr. Reid,  
Mr. Watson,

Mr. Kirkpatrick,  
Mr. Stevenson,  
Mr. Thomas,  
Mr. Moore,  
Mr. Robert Jones,  
Mr. Price,  
Mr. E. M. Clark,  
Mr. Edden,  
Mr. Dick,  
Mr. Fowler,  
Mr. Wood,  
Mr. Thomas Brown,  
Mr. Levien,  
Mr. Willis,  
Mr. Davis,  
Mr. Newman,  
Mr. Schey.

*Tellers,*

Mr. Parkes,  
Mr. Austin Chapman.

And so it passed in the negative.

The Estimate for Miscellaneous Services having been agreed to,—

No. 37.

*The Postmaster-General.*

Question proposed, That there be granted to Her Majesty a sum not exceeding £385,767 for Postal and Electric Telegraph Department (*Mr. Cook*).

Motion made (*Mr. Austin Chapman*),—That the item "Inspectors, £1,588," be reduced by £750,—and Question put.

Committee divided.

Ayes, 16.

Mr. E. M. Clark,  
Mr. Watkins,  
Mr. Moore,  
Mr. Macdonald,  
Mr. Wood,  
Dr. Hollis,  
Mr. Nicholson,  
Mr. Cann,  
Mr. McGowen,  
Mr. Price,  
Mr. Davis,  
Mr. Edden,  
Mr. Black,  
Mr. Loughnane,  
*Tellers,*  
Mr. Millen,  
Mr. Austin Chapman.

Mr. See,  
Mr. Brunker,  
Mr. Wilkinson,  
Mr. Perry,  
Mr. Hogue,  
Mr. Cook,  
Mr. Frank Farnell,  
Mr. Carruthers,  
Mr. Millen,  
Mr. Thomson,  
Mr. Gould,  
Mr. Mahony,  
Mr. Young,  
Mr. F. Clarke,  
Mr. Rawlinson,  
Mr. Pyers,  
Mr. Alexander Campbell,  
Mr. Hassall,

Noes, 51.

Mr. Carroll,  
Mr. Piddington,  
Mr. Wilks,  
Mr. Stephen,  
Mr. Ewing,  
Mr. Rigg,  
Mr. Joseph Abbott,  
Mr. Storey,  
Mr. Afleck,  
Mr. Reid,  
Mr. William Morgan,  
Mr. Wright,  
Mr. Parkes,  
Mr. Martin,  
Mr. Harris,  
Mr. Lee,  
Mr. Newman,  
Mr. Watson.

Mr. Archibald Campbell,  
Mr. Henry Chapman,  
Mr. Anderson,  
Mr. McLean,  
Mr. Stevenson,  
Mr. Bavister,  
Mr. Hawthorne,  
Mr. Burnes,  
Mr. Robert Jones,  
Mr. Shipway,  
Mr. Hogan,  
Mr. Millard,  
Mr. Fowler.

*Tellers.*

Mr. Russell Jones,  
Mr. Wall.

*Reduction negatived.*

No. 38.

*Same Item.*

Motion made (*Mr. Price*),—That the same item be reduced by £425,—and Question put.

Committee

Committee divided.

Ayes, 19.

Mr. Austin Chapman,  
Mr. Miller,  
Mr. Watkins,  
Mr. Affleck,  
Mr. Perry,  
Mr. Wood,  
Mr. Macdonald,  
Mr. Rose,  
Mr. Nicholson,  
Mr. Davis,  
Mr. Schey,  
Mr. McGowen,  
Dr. Hollis,  
Mr. Black,  
Mr. Edden,  
Mr. Price,  
Mr. Thomas Brown.

Tellers,

Mr. Crick,  
Mr. Moore.

Noes, 46.

Mr. See,	Mr. Storey,
Mr. Brunker,	Mr. Cann,
Mr. Wilkinson,	Mr. Reid,
Mr. Hogue,	Mr. Millard,
Mr. Frank Farnell,	Mr. Bavister,
Mr. Millen,	Mr. McLean,
Mr. Wright,	Mr. Shipway,
Mr. Carruthers,	Mr. Rigg,
Mr. Wall,	Mr. Stevenson,
Mr. Russell Jones,	Mr. Watson,
Mr. William Morgan,	Mr. Newman,
Mr. Carroll,	Mr. Harris,
Mr. Archibald Campbell,	Mr. Parkes,
Mr. Pyers,	Mr. Martin,
Mr. Rawlinson,	Mr. Henry Chapman,
Mr. Anderson,	Mr. Robert Jones,
Mr. Young,	Mr. E. M. Clark,
Mr. Mahony,	Mr. Hawthorne,
Mr. Gould,	Mr. Fowler,
Mr. Ewing,	Mr. Hogan.
Mr. Stephen,	
Mr. Lee,	Tellers,
Mr. Cook,	Mr. Piddington,
Mr. Joseph Abbott,	Mr. Thomson.

*Reduction negatived.*

*Reduced Estimate (The Postmaster-General, £385,267), agreed to.*

And the postponed Estimates, Permanent and Military Forces, the items £700 and £4,000 in connection with the Government Labour Bureau, and the Estimates for Railways, having been further postponed,—

*Supplementary Estimates for 1892 and previous years agreed to.*

And the item "Railways—Miscellaneous Services—Costs in the Criminal Proceedings *v. Martin*, £330," having been postponed, and the remaining *Supplementary Estimates for 1893*, having been agreed to,—

No. 39.

*Supplementary Estimates for 1894.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £305,038 16s. 11d. for Supplementary Service, for 1894 (*Mr. Reid*).

Motion made (*Mr. Cann*),—That the item "To meet payments in connection with Colossal Statue of Governor Phillip £8,550" be omitted—and Question put.

Committee divided.

Ayes, 21.

Mr. Austin Chapman,  
Mr. Miller,  
Mr. Hughes,  
Mr. Rose,  
Dr. Hollis,  
Mr. Watkins,  
Mr. Affleck,  
Mr. Henry Chapman,  
Mr. Shipway,  
Mr. Macdonald,  
Mr. Wood,  
Mr. Cann,  
Mr. Price,  
Mr. Edden,  
Mr. Stevenson,  
Mr. Pyers,  
Mr. Nicholson,  
Mr. Watson,  
Mr. Wright.

Tellers,

Mr. Hawthorne,  
Mr. Carroll.

Noes, 46.

Mr. Cook,	Mr. Reid,
Mr. Brunker,	Mr. Alexander Campbell,
Mr. See,	Mr. Millard,
Mr. Wall,	Mr. Storey,
Mr. F. Clarke,	Mr. Gillies,
Mr. Hogan,	Mr. Newman,
Mr. Perry,	Mr. Martin,
Mr. Ewing,	Mr. Molesworth,
Mr. Thomson,	Mr. Harris,
Mr. Russell Jones,	Mr. Joseph Abbott,
Mr. Rawlinson,	Mr. Frank Farnell,
Mr. Wilkinson,	Mr. Parkes,
Mr. Knox,	Mr. McLean,
Mr. Millen,	Mr. Garrard,
Mr. Hassall,	Mr. Law,
Mr. Archibald Campbell,	Mr. Davis,
Mr. Young,	Mr. Robert Jones,
Mr. Gould,	Mr. E. M. Clark,
Mr. Mahony,	Mr. Piddington,
Mr. Anderson,	Mr. Lee.
Mr. Crick,	
Mr. Carruthers,	Tellers,
Mr. Stephen,	Mr. William Morgan,
Mr. Hogue,	Mr. Rigg.

*Omission of item negatived.*

No. 40.

*Same Estimates.*

Motion made (*Dr. Hollis*),—That the item "Principal Assistant Engineer, at £700 per annum (less £650 voted in Estimates) £50," be omitted—and Question put.

Committee

Committee divided.

Ayes, 34.

Mr. McGowen,	Mr. Schey,
Mr. Smailes,	Mr. Cann,
Mr. Miller,	Mr. Harris,
Mr. Moore,	Mr. Molesworth,
Mr. Dick,	Mr. Joseph Abbott
Mr. Hawthorne,	Mr. Waddell,
Mr. Affleck,	Mr. Nicholson,
Mr. Watkins,	Mr. Stevenson,
Mr. Millard,	Mr. Edden,
Mr. Wood,	Mr. Gardiner,
Mr. Hughes,	Mr. McLean,
Mr. Watson,	Mr. Law,
Mr. Stephen,	Mr. Shipway.
Mr. Barister,	<i>Tellers,</i>
Mr. Thomas Brown,	Mr. Martin,
Mr. Loughnane,	Dr. Hollis.
Mr. Millen,	
Mr. Macdonald,	
Mr. Black,	

Noes, 36.

Mr. Hogan,	Mr. Carruthers,
Mr. Brunker,	Mr. Wise,
Mr. Sec,	Mr. William Morgan,
Mr. Lyne,	Mr. Reid,
Mr. Rigg,	Mr. Newman,
Mr. Sydney Smith,	Mr. Russell Jones,
Mr. Gould,	Mr. Lees,
Mr. Piddington,	Mr. Gillies,
Mr. Hogue,	Mr. Henry Chapman,
Mr. Storey,	Mr. Fowler,
Mr. Mahony,	Mr. Robert Jones,
Mr. Young,	Mr. Morton,
Mr. Archibald Campbell,	Mr. E. M. Clark,
Mr. Hassall,	Mr. Lee,
Mr. Parkes,	Mr. Cook.
Mr. Knox,	<i>Tellers,</i>
Mr. Crick,	Mr. Thomson,
Mr. Kidd,	Mr. James Morgan.
Mr. Garrard,	

*Omission of item negatived.*

No. 41.

*Same Estimate.*

Motion made (*Mr. Miller*),—That the item "Construction of Clock Tower, Post and Telegraph Office, Balmain West, £415," be omitted,—and Question put.

Committee divided.

Ayes, 12.

Mr. Sec,
Mr. Crick,
Mr. Perry,
Mr. Martin,
Mr. Edden,
Mr. Molesworth,
Mr. Harris,
Mr. Black,
Mr. F. Clarke,
Mr. Hogan.
<i>Tellers,</i>
Mr. James Morgan,
Mr. Miller.

Noes, 54.

Mr. Brunker,	Mr. Morton,	Mr. Archibald Campbell,
Mr. Frank Farnell,	Mr. Millard,	Mr. Knox,
Mr. Reid,	Mr. Thomas Brown,	Mr. Mahony,
Mr. Sydney Smith,	Mr. Dick,	Mr. Shipway,
Mr. Lyne,	Mr. Anderson,	Mr. Moore,
Mr. Rigg,	Mr. Bavister,	Mr. Lee,
Mr. Hughes,	Mr. Hawthorne,	Mr. Law,
Mr. Smailes,	Mr. Schey,	Mr. Alexander Campbell,
Mr. Gould,	Mr. McLean,	Mr. Wood,
Mr. Piddington,	Mr. Robert Jones,	Mr. Cook,
Mr. Garrard,	Dr. Hollis,	Mr. Gardiner,
Mr. Hogue,	Mr. Stevenson,	Mr. Stephen,
Mr. Carruthers,	Mr. Thomson,	Mr. Watson,
Mr. Affleck,	Mr. Storey,	Mr. E. M. Clark.
Mr. Newman,	Mr. Wise,	<i>Tellers,</i>
Mr. Russell Jones,	Mr. Austin Chapman,	Mr. Parkes,
Mr. Lees,	*Mr. Young,	Mr. William Morgan.
Mr. Gillies,	Mr. Henry Chapman,	
Mr. Nicholson,	*Mr. Young,	

\* So in Tellers' Lists.

*Omission of item negatived.*

*Reduced Supplementary Estimates (£304,838 16s. 11d.) agreed to.*

On motion of Mr. Brunker, the Chairman left the Chair to report progress and ask leave to sit again.

R. W. ROBERTSON,  
For Clerk Assistant.



1894.  
(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

No. 11.

WEEKLY REPORT OF DIVISIONS

ix

COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

TUESDAY, 18 DECEMBER, 1894.

No. 1.

SUPPLY—GENERAL ESTIMATES FOR 1895.

*Postponed Estimate—To meet Military and Naval Expenditure.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £94,946 to meet Military and Naval Expenditure (*Mr. Bruncker*).

Motion made (*Mr. Price*),—That the Estimate be reduced by £7,000,—and Question put.

Committee divided.

Ayes, 58.

- |                         |                    |
|-------------------------|--------------------|
| Mr. F. Clarke,          | Mr. Pyers,         |
| Mr. Watkins,            | Mr. O'Sullivan,    |
| Mr. Macdonald,          | Mr. Parkes,        |
| Dr. Ross,               | Mr. Martin,        |
| Mr. Molesworth,         | Mr. Kelly,         |
| Mr. Austin Chapman,     | Mr. Collins,       |
| Mr. Fegan,              | Mr. Edden,         |
| Mr. Thomas,             | Mr. Nicholson,     |
| Mr. Travers Jones,      | Mr. Hogue,         |
| Mr. Sleath,             | Mr. Watson,        |
| Mr. Miller,             | Mr. Cann,          |
| Mr. Haynes,             | Mr. Ellis,         |
| Mr. Robert Jones,       | Mr. Carroll,       |
| Mr. Rawlinson,          | Mr. Gormly,        |
| Mr. Archibald Campbell, | Mr. Wright,        |
| Mr. Henry Chapman,      | Mr. Stevenson,     |
| Mr. Piddington,         | Mr. McFarlane,     |
| Mr. Schey,              | Mr. Dick,          |
| Mr. Levien,             | Mr. Wilks,         |
| Mr. Perry,              | Mr. Gillies,       |
| Mr. William Morgan,     | Mr. Lee,           |
| Mr. Rigg,               | Mr. Hawthorne,     |
| Mr. Law,                | Mr. Joseph Abbott, |
| Mr. Bavister,           | Mr. Hayes,         |
| Mr. Wood,               | Mr. Rose,          |
| Mr. Black,              | Mr. Fitzpatrick.   |
| Mr. Affleck,            |                    |
| Mr. Millen,             | <i>Tellers,</i>    |
| Mr. Ferguson,           | Mr. Shipway,       |
| Mr. Millard,            | Mr. Price.         |

Noes, 18.

- |                    |
|--------------------|
| Mr. Kidd,          |
| Mr. Hogan,         |
| Mr. Lyne,          |
| Mr. Tonkin,        |
| Mr. Sydney Smith,  |
| Mr. Bruncker,      |
| Mr. Gould,         |
| Mr. Carruthers,    |
| Mr. Garrard,       |
| Mr. Waddell,       |
| Mr. Young,         |
| Mr. See,           |
| Mr. Frank Farnell, |
| Mr. Storey,        |
| Mr. McMillan,      |
| Mr. Cook.          |
| <i>Tellers,</i>    |
| Mr. Wilkinson,     |
| Mr. Thomson.       |

*Reduction agreed to.*

*Reduced Estimate (To meet Military and Naval Expenditure, £87,946) agreed to.*

No. 2.

*Postponed Estimate—Expenses in connection with proposed Encampment at Easter.*Question proposed,—That there be granted to Her Majesty a sum not exceeding £26,405 for expenses in connection with proposed Encampment at Easter (*Mr. Brunker*).Motion made (*Mr. Austin Chapman*),—That the Estimate be reduced by £26,000,—and Question put.

Committee divided.

Ayes, 50.

Mr. F. Clarke,	Mr. Affleck,
Mr. Watkins,	Mr. Millen,
Mr. Macdonald,	Mr. Ferguson,
Dr. Ross,	Mr. Pycers,
Mr. Austin Chapman,	Mr. O'Sullivan,
Mr. Lyne,	Mr. Wright,
Mr. Thomas,	Mr. Kelly,
Mr. Miller,	Mr. Collins,
Mr. Travers Jones,	Mr. Stevenson,
Mr. Sleath,	Mr. Fowler,
Mr. Haynes,	Mr. Joseph Abbott,
Mr. Robert Jones,	Mr. Cann,
Mr. Rawlinson,	Mr. Hogan,
Mr. Henry Chapman,	Mr. See,
Mr. Piddington,	Mr. Carroll,
Mr. Levien,	Mr. Molesworth,
Mr. Schey,	Mr. Hogue,
Mr. Moore,	Mr. McFarlane,
Mr. Shipway,	Mr. Wilks,
Mr. Price,	Mr. Hawthorne,
Mr. Fitzpatrick,	Mr. Lee,
Mr. Watson,	Mr. Hayes.
Mr. Law,	<i>Tellers,</i>
Mr. Bavister,	Mr. Edden,
Mr. Wood,	Mr. Rose.
Mr. Black,	

Noes, 31.

Mr. Archibald Campbell,	Mr. Ellis,
Mr. Kidd,	Mr. Gormly,
Mr. Reid,	Mr. Dick.
Mr. Tonkin,	<i>Tellers,</i>
Mr. Sydney Smith,	Mr. Nicholson,
Mr. Brunker,	Mr. Parkes.
Mr. Gould,	
Mr. Carruthers,	
Mr. Garrard,	
Mr. William Morgan,	
Mr. Wilkinson,	
Mr. Young,	
Mr. Fegan,	
Mr. Mahony,	
Mr. Waddell,	
Mr. Frank Farnell,	
Mr. Slattery,	
Mr. Storey,	
Mr. McMillan,	
Mr. Martin,	
Mr. Rigg,	
Mr. Millard,	
Mr. Gillies,	
Mr. Thomson,	
Mr. Cook,	
Mr. Harris,	

*Reduction agreed to.**Reduced Estimate (Expenses in connection with proposed Encampment at Easter, £405) negatived.*

And the postponed items, £700 and £4,000, under Head of Chief Secretary, Miscellaneous Services in reference to the Government Labour Bureau, having been agreed to,—

On motion of Mr. Reid, the Chairman left the Chair to report progress and ask leave to sit again.

WEDNESDAY, 19 DECEMBER, 1894.

No. 3.

SUPPLY—GENERAL ESTIMATES FOR 1895.

*Postponed Estimate—Railways.*Question proposed,—That there be granted to Her Majesty a sum not exceeding £901,628 for Railways (*Mr. Reid*).Motion made (*Mr. Miller*),—That the item "Chief Accountant, £500," be reduced by £50,—and Question put.

Committee divided.

Ayes, 43.

Mr. Waddell,	Mr. Henry Chapman,
Mr. Perry,	Mr. Alexander Campbell,
Mr. Crick,	Mr. Davis,
Mr. Austin Chapman,	Mr. Watson,
Mr. Thomas,	Mr. O'Reilly,
Mr. Schey,	Mr. Gormly,
Dr. Ross,	Mr. Law,
Mr. Copeland,	Mr. Edden,
Mr. O'Sullivan,	Mr. Nicholson,
Mr. Travers Jones,	Mr. Thomas Brown,
Mr. Moore,	Mr. Wood,
Mr. Affleck,	Mr. Rose,
Mr. Dick,	Mr. Cann,
Dr. Hollis,	Mr. Collins,
Mr. Smailes,	Mr. E. M. Clark,
Mr. Macdonald,	Mr. Wilks,
Mr. McGowen,	Mr. Kelly,
Mr. Hughes,	Mr. Stevenson.
Mr. Carroll,	<i>Tellers,</i>
Mr. F. Clarke,	Mr. Watkins,
Mr. Ferguson,	Mr. Sleath.
Mr. Black,	
Mr. Miller,	

Noes, 49.

Mr. William Morgan,	Mr. Anderson,
Mr. Wright,	Mr. Stephen,
Mr. McFarlane,	Mr. Martin,
Mr. Young,	Mr. Lee,
Mr. Carruthers,	Mr. Gillies,
Mr. Hogan,	Mr. Frank Farnell,
Sir George Dibbs,	Mr. Garrard,
Mr. See,	Mr. Gould,
Mr. Brunker,	Mr. Slattery,
Mr. Reid,	Mr. Sydney Smith
Mr. Robert Jones,	Mr. Fowler,
Mr. Russell Jones,	Mr. Joseph Abbott,
Mr. Ewing,	Mr. Piddington,
Mr. Cameron,	Mr. Parkes,
Mr. Archibald Campbell,	Mr. Harris,
Mr. Cook,	Mr. Bavister,
Mr. Hayes,	Mr. Hawthorne,
Mr. Millen,	Mr. Hogue,
Dr. Graham,	Mr. Fegan,
Mr. Thomson,	Mr. Millard,
Mr. Knox,	Mr. Fitzpatrick.
Mr. Wise,	<i>Tellers,</i>
Mr. Ashton,	Mr. Haynes,
Mr. Storey,	Mr. McLean.
Mr. Mahony,	
Mr. McMillan,	

*Reduction negatived.*

No. 4.

*Same Estimate.*Motion made (*Mr. Miller*),—That the item "Engineer for Existing Lines, £600," be reduced by £60,—and Question put.

Committee

Committee divided.

Ayes, 47.

Mr. Waddell,	Mr. Edden,
Dr. Hollis,	Mr. Collins,
Dr. Ross,	Mr. Dick,
Mr. Travers Jones,	Mr. Law,
Mr. Miller,	Mr. Watson,
Mr. Crick,	Mr. Davis,
Mr. Perry,	Mr. Alexander Campbell,
Mr. Lyne,	Mr. Austin Chapman,
Mr. Sleath,	Mr. Affleck,
Mr. Gillies,	Mr. Wood,
Mr. Macdonald,	Mr. Millard,
Mr. McGowen,	Mr. Cann,
Mr. Moore,	Mr. O'Reilly,
Mr. Thomas,	Mr. Gormly,
Mr. Smalles,	Mr. Fitzpatrick,
Mr. Ferguson,	Mr. E. M. Clark,
Mr. Watkins,	Mr. Kelly,
Mr. O'Sullivan,	Mr. Stevenson,
Mr. Hughes,	Mr. Hawthorne,
Mr. Carroll,	Mr. Wilks.
Mr. F. Clarke,	<i>Tellers,</i>
Mr. Rose,	Mr. Schey,
Mr. Black,	Mr. Fegan.
Mr. Thomas Brown,	
Mr. Nicholson,	

Noes, 44.

Sir George Dibbs,	Mr. Haynes,
Mr. Hogan,	Mr. Reid,
Mr. Young,	Mr. Henry Chapman,
Mr. See,	Mr. Bavister,
Mr. Brunker,	Mr. Harris,
Mr. Slattery,	Mr. Martin,
Mr. William Morgan,	Mr. Parkes,
Mr. Robert Jones,	Mr. Wise,
Mr. Kidd,	Mr. Piddington,
Mr. Ewing,	Mr. Fowler,
Mr. Cameron,	Mr. Carruthers,
Mr. Archibald Campbell,	Mr. McLean,
Mr. Cook,	Mr. Garrard,
Mr. Hayes,	Mr. Gould,
Dr. Graham,	Mr. Joseph Abbott,
Mr. Thomson,	Mr. Hogue,
Mr. Frank Farnell,	Mr. Lee.
Mr. Millen,	<i>Tellers,</i>
Mr. Sydney Smith,	Mr. Storey,
Mr. Knox,	Mr. Russell Jones.
Mr. Ashton,	
Mr. Mahony,	
Mr. McMillan,	
Mr. Anderson,	
Mr. Stephen,	

*Reduction agreed to.*

No. 5.

*Same Estimate.*

Motion made (*Mr. Miller*),—That the item "Locomotive Engineer, £600," be reduced by £60,—and Question put.

Committee divided.

Ayes, 48.

Mr. Kidd,	Mr. Thomas,
Mr. Schey,	Mr. Price,
Mr. Lyne,	Mr. Alexander Campbell,
Mr. Macdonald,	Mr. Davis,
Mr. Sleath,	Mr. Barnes,
Mr. McGowen,	Mr. Law,
Mr. Smalles,	Mr. Dick,
Mr. Hassall,	Dr. Hollis,
Mr. F. Clarke,	Mr. Nicholson,
Mr. Waddell,	Mr. Edden,
Mr. Rawlinson,	Mr. Hawthorne,
Mr. Austin Chapman,	Mr. Thomas Brown,
Mr. Miller,	Mr. Watson,
Dr. Ross,	Mr. Collins,
Mr. Travers Jones,	Mr. Millard,
Mr. Moore,	Mr. Rose,
Mr. Wood,	Mr. Watkins,
Mr. Ferguson,	Mr. O'Reilly,
Mr. Hughes,	Mr. Wilks,
Mr. Carroll,	Mr. Stevenson,
Mr. O'Sullivan,	Mr. Kelly.
Mr. Cann,	<i>Tellers,</i>
Mr. E. M. Clark,	Mr. Crick,
Mr. Black,	Mr. Gillies.
Mr. Affleck,	

Noes, 44.

Sir George Dibbs,	Mr. Stephen,
Mr. Wright,	Mr. Frank Farnell,
Mr. Storey,	Mr. Lee,
Mr. Hogan,	Mr. Carruthers,
Mr. Brunker,	Mr. Bavister,
Mr. See,	Mr. Harris,
Mr. Reid,	Mr. Young,
Mr. Piddington,	Mr. Parkes,
Mr. Russell Jones,	Mr. Fowler,
Mr. Martin,	Mr. Joseph Abbott,
Mr. Ewing,	Mr. McLean,
Mr. Cameron,	Mr. Garrard,
Mr. Hayes,	Mr. Millen,
Mr. Cook,	Mr. Gould,
Mr. William Morgan,	Mr. Knox,
Dr. Graham,	Mr. Fitzpatrick,
Mr. Archibald Campbell,	Mr. Henry Chapman.
Mr. Sydney Smith,	<i>Tellers,</i>
Mr. Thomson,	Mr. Robert Jones,
Mr. Wise,	Mr. Hogue.
Mr. Haynes,	
Mr. Ashton,	
Mr. Mahony,	
Mr. McMillan,	
Mr. Anderson,	

*Reduction agreed to.*

No. 6.

*Same Estimate.*

Motion made (*Mr. Miller*),—That the item "Chief Traffic Manager, £550," be reduced by £55,—and Question put.

Committee divided.

Ayes, 42.

Mr. F. Clarke,	Mr. Nicholson,
Mr. Waddell,	Dr. Hollis,
Mr. Rawlinson,	Mr. Law,
Mr. Austin Chapman,	Mr. Barnes,
Mr. Miller,	Mr. Davis,
Mr. Travers Jones,	Mr. Alexander Campbell,
Mr. Moore,	Mr. Thomas,
Mr. Gillies,	Mr. Watson,
Mr. Sleath,	Mr. O'Reilly,
Mr. McGowen,	Mr. Watkins,
Mr. Crick,	Mr. Rose,
Mr. Smalles,	Mr. Millard,
Mr. Ferguson,	Mr. Collins,
Mr. Wood,	Mr. Stevenson,
Mr. Wilks,	Mr. Kelly.
Mr. Hughes,	<i>Tellers,</i>
Mr. Carroll,	Mr. Macdonald,
Mr. O'Sullivan,	Mr. Schey.
Mr. Cann,	
Mr. E. M. Clark,	
Mr. Black,	
Mr. Hawthorne,	
Mr. Thomas Brown,	
Mr. Dick,	
Mr. Edden,	

Noes, 47.

Mr. Martin,	Mr. Stephen,
Mr. Lyne,	Mr. Fegan,
Mr. Storey,	Mr. Lee,
Mr. Hogan,	Mr. Carruthers,
Mr. Brunker,	Mr. Knox,
Mr. See,	Mr. Gould,
Mr. Reid,	Mr. Garrard,
Mr. Piddington,	Mr. McLean,
Mr. Hogue,	Mr. Joseph Abbott,
Mr. Archibald Campbell,	Mr. Fowler,
Mr. Cook,	Mr. Parkes,
Mr. Ewing,	Mr. Price,
Mr. Cameron,	Mr. Affleck,
Mr. Hayes,	Mr. Young,
Mr. William Morgan,	Mr. Harris,
Dr. Graham,	Mr. Bavister,
Mr. Sydney Smith,	Mr. Henry Chapman,
Mr. Thomson,	Mr. Frank Farnell,
Dr. Ross,	Mr. Wise,
Mr. Hassall,	Mr. Fitzpatrick.
Mr. Haynes,	<i>Tellers,</i>
Mr. Ashton,	Mr. Robert Jones,
Mr. Mahony,	Mr. Russell Jones.
Mr. McMillan,	
Mr. Anderson,	

*Reduction negatived.*

No. 7.

No. 7.

*Same Estimate.*

Motion made (*Mr. Crick*),—That the item "Salaries and Wages of General Staff, Officers-in-charge, Night Officers, Goods and Station Clerks, Guards, Signalmen, Shunters, Porters, &c., with all Stores and Materials required for Working Traffic and Compensation, £202,277," be reduced by £6,000,—and Question put.

Committee divided.

Ayes, 16.

Mr. Crick,  
Mr. Ferguson,  
Mr. Macdonald,  
Mr. Sleath,  
Mr. Rose,  
Mr. Hassall,  
Mr. Hughes,  
Mr. Wood,  
Mr. Schey,  
Mr. Carroll,  
Mr. McGowen,  
Mr. Edden,  
Mr. Price,  
Mr. Austin Chapman.

*Tellers,*

Mr. Cann,  
Mr. Miller.

Mr. See,  
Mr. James Morgan,  
Dr. Graham,  
Mr. Frank Farnell,  
Mr. Thomas,  
Mr. Bruncker,  
Sir George Dibbs,  
Mr. Fegan,  
Mr. Reid,  
Mr. Cook,  
Mr. Travers Jones,  
Mr. Thomson,  
Mr. Hayes,  
Mr. Young,  
Mr. Cameron,  
Mr. Storey,  
Mr. Ewing,  
Mr. Perry,  
Mr. Archibald Campbell,  
Dr. Ross,  
Mr. Gould,  
Mr. Martin,  
Mr. Sydney Smith,  
Mr. Ashton,

Noes, 70.

Mr. Alexander Campbell, Mr. Barnes,  
Mr. McMillan, Mr. Watson,  
Mr. Watkins, Mr. Moore,  
Mr. Stephen, Mr. Law,  
Mr. Fitzpatrick, Mr. Wright,  
Mr. McLean, Mr. O'Reilly,  
Mr. Kelly, Mr. Hawthorne,  
Mr. Ellis, Mr. Millard,  
Mr. E. M. Clark, Mr. Gormly,  
Mr. Stevenson, Mr. Garrard,  
Mr. Afleck, Mr. Wilks,  
Mr. Joseph Abbott, Mr. Nicholson,  
Mr. Lees, Mr. Waddell,  
Mr. Mahony, Mr. Hogue,  
Mr. Millen, Mr. Haynes,  
Mr. Knox, Mr. Hogan,  
Mr. Russell Jones, Mr. Parkes,  
Mr. Dick, Mr. Carruthers,  
Dr. Hollis, Mr. Piddington,  
Mr. Lee, Mr. Robert Jones.  
*Tellers,*  
Mr. Anderson,  
Mr. Gillies.

*Reduction negatived.*

No. 8.

*Same Estimate.*

Motion made (*Mr. Miller*),—That the item "Traffic Auditor, £300," be reduced by £30,—and Question put.

Committee divided.

Ayes, 27.

Dr. Ross,  
Mr. Miller,  
Mr. Austin Chapman,  
Mr. Cann,  
Mr. Crick,  
Mr. Smailes,  
Mr. Sleath,  
Mr. Carroll,  
Mr. Ferguson,  
Mr. Moore,  
Mr. Macdonald,  
Mr. Thomas,  
Mr. E. M. Clark,  
Mr. Wood,  
Mr. Hughes,  
Mr. Thomas Brown,  
Mr. Afleck,  
Dr. Hollis,  
Mr. Schey,  
Mr. O'Sullivan,  
Mr. Watkins,  
Mr. Nicholson,  
Mr. Edden,  
Mr. Watson,  
Mr. Stevenson.

*Tellers,*

Mr. Kelly,  
Mr. Waddell.

Noes, 57.

Mr. Ewing,  
Mr. James Morgan,  
Dr. Graham,  
Mr. Wilks,  
Mr. Frank Farnell,  
Mr. Lyne,  
Mr. Hogue,  
Mr. Bruncker,  
Sir George Dibbs,  
Mr. Fegan,  
Mr. Cook,  
Mr. Thomson,  
Mr. Price,  
Mr. Young,  
Mr. Cameron,  
Mr. Storey,  
Mr. Perry,  
Mr. Archibald Campbell,  
Mr. Gould,  
Mr. Garrard,  
Mr. Alexander Campbell,  
Mr. McMillan,  
Mr. Ashton,  
Mr. Russell Jones,  
Mr. Stephen,  
Mr. Carruthers,  
Mr. Fitzpatrick,  
Mr. McLean,  
Mr. Hawthorne,  
Mr. Gillies,  
Mr. Travers Jones,  
Mr. Parkes,  
Mr. Joseph Abbott,  
Mr. Lees,  
Mr. Sydney Smith,  
Mr. Mahony,  
Mr. Martin,  
Mr. Anderson,  
Mr. Wright,  
Mr. Dick,  
Mr. Lee,  
Mr. Harris,  
Mr. Fowler,  
Mr. Millard,  
Mr. Ellis,  
Mr. Millen,  
Mr. Law,  
Mr. Reid,  
Mr. Gormly,  
Mr. Bavierter,  
Mr. Barnes,  
Mr. Robert Jones,  
Mr. Gardiner,  
Mr. O'Reilly,  
Mr. Hogan.  
*Tellers,*  
Mr. Piddington,  
Mr. Knox.

*Reduction negatived.*

No. 9.

*Same Estimate.*

Motion made (*Mr. Watson*),—That the item "Comptroller of Stores, £400" be reduced by £40,—and Question put.

Committee

Committee divided.

Ayes, 34.

Mr. Cann,	Mr. Gillies,
Mr. Wilks,	Mr. Macdonald,
Dr. Ross,	Mr. Gormly,
Mr. Schey,	Mr. Black,
Mr. Crick,	Mr. Stevenson,
Mr. Smailes,	Mr. Gardiner,
Mr. Fegan,	Mr. Watson,
Mr. Carroll,	Mr. Law.
Mr. Ferguson,	
Mr. Moore,	<i>Tellers,</i>
Mr. Travers Jones,	Mr. Miller,
Mr. O'Sullivan,	Mr. Austin Chapman.
Mr. Thomas,	
Mr. E. M. Clark,	
Mr. Wood,	
Mr. Hughes,	
Mr. Thomas Brown,	
Mr. Affleck,	
Mr. Watkins,	
Mr. Barnes,	
Mr. Nicholson,	
Mr. Edden,	
Mr. Hogue,	
Mr. Kelly,	

*Reduction negatived.*

No. 10.

*Same Estimate.*Motion made (*Mr. Austin Chapman*),—That the item "Solicitor and Staff, £784," be omitted,—and Question put.

Committee divided.

Ayes, 21.

Dr. Ross,
Mr. Austin Chapman,
Mr. Miller,
Mr. Smailes,
Mr. Watson,
Mr. Schey,
Mr. Ferguson,
Mr. Henry Chapman,
Mr. Macdonald,
Mr. Sleath,
Mr. Hughes,
Mr. McGowen,
Mr. Kidd,
Mr. Wood,
Mr. Thomas Brown,
Mr. Stephen,
Mr. Watkins,
Mr. Gardiner,
Mr. Law.
<i>Tellers,</i>
Mr. Carroll,
Mr. Thomas.

Mr. Cook,
Mr. Cruickshank,
Mr. Wilks,
Mr. Reid,
Mr. Brunner,
Mr. William Morgan,
Mr. Moore,
Mr. Young,
Mr. Haynes,
Mr. Storey,
Mr. Thomson,
Mr. Hogue,
Mr. Perry,
Mr. Cameron,
Mr. Ewing,
Mr. Archibald Campbell,
Mr. Rigg,
Mr. Gould,
Mr. Knox,
Mr. Gillice,
Mr. Price,
Mr. Mahony,
Mr. Russell Jones,

Noes, 53.

Mr. Fitzpatrick,
Mr. Sydney Smith,
Mr. Carruthers,
Mr. Ashton,
Mr. Millen,
Mr. Affleck,
Mr. Lees,
Mr. Anderson,
Mr. Travers Jones,
Mr. Joseph Abbott,
Mr. McMillan,
Mr. McLean,
Mr. Shipway,
Mr. Martin,
Mr. Harris,
Mr. Hawthorne,
Mr. Kelly,
Mr. Fowler,
Mr. Millard,
Mr. Lee,
Mr. Hogan,
Mr. Ellis,
Mr. Garrard,

Mr. E. M. Clark,
Mr. Gormly,
Mr. Robert Jones,
Mr. Stevenson,
Mr. Piddington.

*Tellers,*

Mr. Frank Farnell,
Mr. Hassall.

*Omission of item negatived.*

No. 16.

*Same Estimate.*Motion made (*Mr. Miller*),—That the item "Medical Officer, £450," be reduced by £45,—and Question put.

Committee divided.

Ayes, 16.

Mr. Miller.
Mr. Smailes,
Mr. Schey,
Mr. Carroll,
Mr. Watson,
Mr. Hughes,
Mr. McGowen,
Mr. Stephen,
Mr. Thomas,
Mr. Thomas Brown,
Mr. Henry Chapman,
Mr. Gardiner,
Mr. Watkins,
Mr. Fegan.
<i>Tellers,</i>
Mr. Affleck,
Mr. Sleath.

Mr. Cook,
Mr. Cruickshank,
Mr. Wilks,
Mr. Frank Farnell,
Mr. Hassall,
Mr. Reid,
Mr. Brunner,
Mr. William Morgan,
Mr. Moore,
Mr. Young,
Mr. Garrard,
Mr. Thomson,
Mr. Hogue,
Mr. Cameron,
Mr. Hayes,
Mr. Ewing,
Mr. Archibald Campbell,
Mr. Rigg,

Noes, 49.

Mr. Gould,
Mr. Knox,
Mr. Millen,
Mr. Sydney Smith,
Mr. Mahony,
Mr. Robert Jones,
Mr. Russell Jones,
Mr. Bavister,
Mr. Kidd,
Mr. Hogan,
Mr. Price,
Mr. Piddington,
Mr. Lees,
Mr. Anderson,
Mr. Travers Jones,
Mr. Joseph Abbott,
Mr. McMillan,
Mr. McLean,

Mr. Shipway,
Mr. McFarlane,
Mr. Lav,
Mr. Hawthorne,
Mr. Kelly,
Mr. Fowler,
Mr. Millard,
Mr. Lee,
Mr. Gormly,
Mr. E. M. Clark,
Mr. Stevenson.

*Tellers,*

Mr. Storey.
Mr. Perry.

*Reduction negatived.**Reduced Estimate (Railways, £901,508) agreed to.*

No. 12.

No. 12:

*Supplementary Estimates for 1894 and previous years.—Postponed item—Railways—Miscellaneous Services.*

Question proposed,—That the item "Costs in Criminal proceedings *v.* Martin, £300," be agreed to,—and Question put.

Committee divided.

Ayes, 36.

Mr. Brunker,	Mr. Wilks,
Mr. Hogan,	Mr. Fitzpatrick,
Mr. Gould,	Mr. Ewing,
Mr. Garrard,	Mr. Afleck,
Mr. Reid,	Mr. Anderson,
Mr. Young,	Mr. McLean,
Mr. Fegan,	Mr. James Morgan,
Sir George Dibbs,	Mr. Haynes,
Mr. Thomson,	Mr. Lees,
Mr. Rigg,	Mr. Shipway,
Mr. Knox,	Mr. Fowler,
Mr. Mahony,	Mr. Millard,
Mr. Stephen,	Mr. Hogue,
Mr. Lee,	Mr. Gillies,
Mr. Piddington,	Mr. Law,
Mr. Hawthorne,	
Mr. Cameron,	<i>Tellers,</i>
Mr. Storey,	Mr. Frank Farnell,
Mr. Kelly,	Mr. Millen.

Noes, 24.

Mr. Alexander Campbell,	Mr. Gormly,
Mr. Ferguson,	Mr. Schey,
Mr. Sleath,	Mr. Stevenson.
Mr. Miller,	<i>Tellers,</i>
Mr. Watkins,	Mr. McFarlane,
Mr. Edden,	Mr. Perry.
Mr. Hassall,	
Mr. Watson,	
Mr. Hughes,	
Mr. Archibald Campbell,	
Mr. O'Sullivan,	
Mr. Cann,	
Mr. Collins,	
Mr. E. M. Clark,	
Mr. Carroll,	
Mr. Thomas Brown,	
Mr. McGowen,	
Mr. Dick,	
Dr. Hollis,	

*Item agreed to.*

And the Committee continuing to sit after Midnight,—

THURSDAY, 20 DECEMBER, 1894, A.M.

No. 13:

*Additional Estimates for the period from 1st January to 30th June, 1895.*

Question proposed,—That there be granted to Her Majesty a sum not exceeding £21,161 4s. 6d., for Additional Estimates (*Mr. Reid*).

Motion made (*Mr. O'Sullivan*),—That the item "Local Land Board Offices, £1,095," be omitted,—and Question put.

Committee divided.

Ayes, 31.

Mr. Watkins,	Mr. Alexander Campbell,
Mr. Scath,	Mr. Kelly,
Mr. McGowen,	Mr. Wood,
Mr. Smailes,	Mr. Miller,
Mr. Wilks,	Mr. Law,
Mr. Hughes,	Mr. Millen,
Mr. Thomas Brown,	Mr. O'Reilly.
Mr. Cann,	<i>Tellers,</i>
Mr. Haynes,	Mr. Watson,
Mr. Schey,	Mr. Moore.
Mr. Edden,	
Mr. Loughnane,	
Mr. Carroll,	
Mr. O'Sullivan,	
Mr. Collins,	
Mr. Dick,	
Mr. Millard,	
Mr. Fegan,	
Mr. Afleck,	
Mr. Stephen,	
Mr. Gardiner,	
Mr. F. Clarke,	

Noes, 41.

Mr. Brunker,	Mr. Gillies,
Mr. Sydney Smith,	Mr. Fowler,
Mr. Young,	Mr. Shipway,
Mr. Gould,	Mr. Gormly,
Mr. Hogue,	Mr. Frank Farnell,
Mr. Garrard,	Mr. Stevenson,
Mr. Reid,	Mr. E. M. Clark,
Mr. Price,	Mr. Cook,
Sir Joseph Abbott,	Mr. Ellis,
Mr. Hogan,	Mr. Cruickshank,
Mr. Thomson,	Mr. Ashton,
Mr. Storey,	Mr. Carruthers,
Mr. Kidd,	Mr. Donnelly,
Mr. Archibald Campbell,	Mr. Lee,
Mr. McLean,	Mr. Piddington,
Mr. William Morgan,	Mr. Hassall,
Mr. Rigg,	Mr. Lyne.
Mr. Knox,	<i>Tellers,</i>
Mr. Anderson,	Mr. James Morgan,
Mr. Lees,	Mr. Cameron.
Mr. Mahony,	
Mr. Hawthorne,	

*Omission of item negated.*

No. 14.

*Same Estimate.*

Motion made (*Mr. Cann*),—That the item "Improvement and General Maintenance of Public Parks and Recreation Reserves, further sum, £3,750," be reduced by £500,—and Question put.

Committee divided.

Ayes, 40.

Mr. Watkins,	Mr. Afleck,
Mr. Miller,	Mr. Gillies,
Mr. Sleath,	Mr. Carroll,
Mr. McGowen,	Mr. William Morgan,
Mr. Smailes,	Mr. Ferguson,
Mr. Thomas Brown,	Mr. O'Sullivan,
Mr. Wilks,	Mr. Watson,
Mr. Cann,	Mr. Collins,
Mr. McLean,	Mr. Dick,
Mr. Ashton,	Mr. Millard,
Mr. Schey,	Mr. O'Reilly,
Mr. Moore,	Mr. Hawthorne,
Mr. Edden,	Mr. Ellis,
Mr. Loughnane,	Mr. Shipway,
Mr. Rigg,	Mr. Gormly,
Mr. Wood,	Mr. Law,
Mr. Haynes,	Mr. Stevenson.
Mr. Alexander Campbell,	<i>Tellers,</i>
Mr. Cruickshank,	Mr. Millen,
Mr. Gardiner,	Mr. Hughes.
Mr. Stephen,	

Noes, 30.

Mr. James Morgan,	Mr. Anderson,
Mr. Frank Farnell,	Mr. Lees,
Mr. Sydney Smith,	Mr. Mahony,
Mr. Cameron,	Mr. Fowler,
Mr. Young,	Mr. E. M. Clark,
Mr. Gould,	Mr. Cook,
Mr. Garrard,	Mr. Fegan.
Mr. Carruthers,	<i>Tellers,</i>
Mr. Lyne,	Mr. Hogue,
Mr. Hogan,	Mr. Piddington.
Mr. Thomson,	
Mr. Storey,	
Mr. Kidd,	
Mr. Archibald Campbell,	
Mr. Brunker,	
Mr. Hassall,	
Mr. Lee,	
Mr. Fitzpatrick,	
Mr. Reid,	
Mr. Kelly,	
Mr. Knox,	

*Reduction agreed to.*

No. 15.

No. 15.

*Same Estimate.*

Motion made (*Mr. Miller*),—That the item "District Surveyors, £650," be omitted,—and Question put.  
Committee divided.

Ayes, 28.

Mr. Watkins,	Mr. Carroll,
Mr. Miller,	Mr. Law,
Mr. Sleath,	Mr. Watson,
Mr. Wilks,	Mr. Millard.
Mr. Hughes,	
Mr. Thomas Brown,	<i>Tellers,</i>
Mr. Cann,	Mr. Smailes,
Mr. Millen,	Mr. McGowen.
Mr. Schey,	
Mr. Moore,	
Mr. Edden,	
Mr. Ferguson,	
Mr. Loughnane,	
Mr. Haynes,	
Mr. Wood,	
Mr. Kelly,	
Mr. Alexander Campbell,	
Mr. Gardiner,	
Mr. Affleck,	
Mr. O'Reilly,	
Mr. Dick,	
Mr. O'Sullivan,	

Noes, 42.

Sir George Dibbs,	Mr. Stephen,
Mr. James Morgan,	Mr. Carruthers,
Mr. Sydney Smith,	Mr. Cruickshank,
Mr. Cameron,	Mr. Ellis,
Mr. Young,	Mr. Knox,
Mr. Gould,	Mr. Anderson,
Mr. Piddington,	Mr. Frank Farnell,
Mr. Garrard,	Mr. Rigg,
Mr. Hogue,	Mr. Lees,
Mr. William Morgan,	Mr. Mahony,
Mr. McFarlane,	Mr. Hawthorne,
Mr. Lyne,	Mr. Fowler,
Mr. Hogan,	Mr. Shipway,
Mr. Kidd,	Mr. Gormly,
Mr. Archibald Campbell,	Mr. E. M. Clark,
Mr. Ashton,	Mr. Stevenson,
Mr. Bruncker,	Mr. Cook,
Mr. McLean,	Mr. Fegan.
Mr. Hassall,	
Mr. Reid,	<i>Tellers,</i>
Mr. Lee,	Mr. Storey,
Mr. Fitzpatrick,	Mr. Thomson.

*Omission of item negatived.*

- *Reduced Estimate (Additional Estimates for the period from 1st January to 30th June, 1895, £20,661 4s. 6d.) agreed to.*

And the Further Supplementary Estimates for 1894 having been agreed to,—

On motion of (*Mr. Reid*), the Chairman left the Chair to report progress and ask leave to sit again at a later hour of the day, and also to report resolutions.

No. 16.

LOAN ESTIMATES.

Question proposed,—That there be granted to Her Majesty for the year 1895, to be raised by loan, a sum not exceeding £1,087,012, on account of Public Works and other services (*Mr. Reid*).

Motion made (*Mr. Miller*),—That the item, "Forest Branch—for thinning and otherwise improving Forest Reserves," be reduced by £49,000,—and Question put.  
Committee divided.

Ayes, 31.

Mr. James Morgan.	Mr. Wall,
Dr. Ross,	Mr. Crick,
Mr. Hassall,	Mr. Waddell,
Mr. Kidd,	Mr. Joseph Abbott,
Mr. Copeland,	Mr. Lee,
Sir George Dibbs,	Mr. Price,
Mr. Ellis,	Mr. Barnes,
Mr. Miller,	Mr. Shipway,
Mr. Rawlinson,	Mr. Ewing,
Mr. Parkes,	Mr. Gormly,
Mr. Robert Jones,	Mr. Stevenson.
Mr. F. Clarke,	
Mr. McLean,	<i>Tellers,</i>
Mr. Thomson,	Mr. McFarlane,
Mr. William Morgan,	Mr. Perry.
Mr. See,	
Mr. Lyne,	
Mr. Wood,	

Noes, 34.

Mr. Carroll,	Dr. Hollis,
Mr. Sydney Smith,	Mr. E. M. Clark,
Mr. Frank Farnell,	Mr. Affleck,
Mr. Reid,	Mr. Anderson,
Mr. Archibald Campbell,	Mr. Watkins,
Mr. Millen,	Mr. Kelly,
Mr. Cameron,	Mr. Henry Chapman,
Mr. Mahony,	Mr. Thomas Brown,
Mr. Garrard,	Mr. Cook,
Mr. Hayes,	Mr. Millard,
Mr. Young,	Mr. Newman,
Sir Henry Parkes,	Mr. Edden,
Mr. McGowen,	Mr. Schey,
Mr. Storey,	Mr. Gillies.
Mr. O'Sullivan,	
Mr. Stephen,	<i>Tellers,</i>
Mr. Fitzpatrick,	Mr. Austin Chapman,
Mr. Watson,	Mr. Fegan.

*Reduction negatived.*

No. 17.

*Same Estimate.*

Motion made (*Mr. Copeland*),—That the same item be reduced by £25,000,—and Question put.  
Committee divided.

Ayes, 48.

Mr. Copeland,	Mr. Mahony,	Mr. Wood,
Dr. Ross,	Mr. McLean,	Mr. Kidd,
Mr. Carroll,	Mr. Stephen,	Mr. Storey,
Mr. Sydney Smith,	Mr. Thomson,	Mr. Affleck,
Mr. Garrard,	Mr. Waddell,	Mr. Stevenson,
Mr. Reid,	Mr. See,	Mr. Kelly,
Mr. Millen,	Sir Henry Parkes,	Mr. Gormly,
Mr. Shipway,	Mr. Anderson,	Mr. Cook,
Sir George Dibbs,	Mr. Wall,	Mr. Edden,
Mr. Ellis,	Mr. Henry Chapman,	Mr. Gillies,
Mr. Cameron,	Mr. Frank Farnell,	Mr. Ewing,
Mr. Rawlinson,	Mr. Joseph Abbott,	Mr. Newman.
Mr. Parkes,	Dr. Hollis.	
Mr. Millard,	Mr. Hassall,	<i>Tellers,</i>
Mr. Robert Jones,	Mr. Lyne,	Mr. O'Sullivan,
Mr. Travers Jones,	Mr. Archibald Campbell,	Mr. McFarlane.
Mr. Miller,	Mr. Barnes,	

Noes, 8.

Mr. Fegan,
Mr. Austin Chapman,
Mr. McGowen,
Mr. Watson,
Mr. Schey,
Mr. Thomas Brown.
<i>Tellers,</i>
Mr. Fitzpatrick,
Mr. E. M. Clark.

*Reduction agreed to.*

No. 18.

No. 18.

*Same Estimate.*

Motion made (*Mr. Miller*);—That the item, "Water Conservation and Irrigation—Construction of Works, &c., £95,000," be reduced by £20,000,—and Question put.

Committee divided.

Ayes, 10.

Sir George Dibbs,  
Mr. Kidd,  
Mr. Copeland,  
Mr. Miller,  
Mr. Ellis,  
Mr. Wall,  
Mr. Wood,  
Mr. Stevenson.

*Tellers,*

Mr. Joseph Abbott,  
Mr. Gillies.

Mr. See,  
Mr. Crick,  
Mr. Lyne,  
Mr. Henry Chapman,  
Mr. Frank Farnell,  
Mr. Storey,  
Mr. Cameron,  
Mr. Reid,  
Mr. Brunner,  
Mr. Sydney Smith,  
Mr. F. Clarke,  
Mr. McFarlane,  
Mr. Cook,

Noes, 35.

Mr. Hogan,  
Mr. Perry,  
Mr. Robert Jones,  
Mr. Archibald Campbell,  
Mr. O'Sullivan,  
Dr. Hollis,  
Mr. Watkins,  
Mr. Collins,  
Mr. McLean,  
Mr. Young,  
Mr. Stephen,  
Mr. Bavister,  
Mr. Anderson,

Mr. Schey,  
Mr. Watson,  
Mr. Millen,  
Mr. Shipway,  
Mr. Fegan,  
Mr. Newman,  
Mr. Edden.

*Tellers,*

Mr. Kelly,  
Mr. Waddell.

*Reduction negatived.**Reduced Estimate (Loan for 1895, £1,062,012) agreed to.*

On motion of Mr. Reid the Chairman left the Chair to report progress and ask leave to sit again, and also to report resolutions.

R. W. ROBERTSON,  
Acting Clerk Assistant.

[6d.]



1894-5.

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

No. 12.

## WEEKLY REPORT OF DIVISIONS

## COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

TUESDAY, 26 FEBRUARY, 1895.

No. 1.

## LAND AND INCOME TAX ASSESSMENT BILL.

Clauses 1 and 2 having been postponed,—

Clause 3. For the purposes of this Act the Governor shall, by proclamation in the *Gazette*, cause New South Wales to be divided into so many Taxation Districts as he may think fit, including a Metropolitan Taxation District, and may, in like manner, from time to time, subdivide any such district into several Taxation Districts, and may abolish any one or more of such districts, and create new districts; or, if deemed desirable, include the whole Colony under one such district. (*Read.*)

The Colony to  
be divided into  
Taxation Dis-  
tricts.

Question put,—That the clause, as read, stand part of the Bill.

Committee divided.

Ayes, 48.

Mr. Brunner,	Mr. Cook,
Mr. Carruthers,	Mr. Affleck,
Mr. Gould,	Mr. Lee,
Mr. William Morgan,	Mr. Frank Farnell,
Mr. Sydney Smith,	Mr. Russell Jones,
Mr. Young,	Mr. Thomson,
Mr. Reid,	Mr. Fowler,
Mr. Garrard,	Mr. Nicholson,
Mr. Fegan,	Mr. McLean,
Mr. Storey,	Mr. Mahony,
Mr. Knox,	Mr. Edden,
Mr. Parkes,	Mr. Hawthorne,
Mr. O'Reilly,	Mr. Wilks,
Mr. Piddington,	Mr. Whiddon,
Mr. Moore,	Mr. Law,
Mr. Archibald Campbell,	Mr. Ashton,
Dr. Hollis,	Mr. Watson,
Mr. Shipway,	Mr. Millen,
Mr. Kirkpatrick,	Mr. Ferguson,
Mr. Bavister,	Mr. Gardiner,
Mr. Stephen,	Mr. Wood.
Mr. Watkins,	
Mr. Smailes,	<i>Tellers,</i>
Mr. Joseph Abbott,	Mr. Macdonald,
Mr. Black,	Mr. Austin Chapman.

Noes, 32.

Mr. Lyne,	Mr. Tonkin,
Sir George Dibbs,	Mr. Wall,
Mr. Copeland,	Sir Henry Parkes,
Mr. James Morgan,	Mr. Fitzpatrick,
Mr. See,	Mr. Anderson.
Mr. Crick,	<i>Tellers,</i>
Mr. Hayes,	Mr. Rose,
Mr. Mackay,	Mr. Waddell.
Mr. Kelly,	
Mr. Carroll,	
Dr. Ross,	
Mr. Rawlinson,	
Mr. Ewing,	
Mr. Hogan,	
Mr. Kidd,	
Mr. Willis,	
Mr. Pyers,	
Mr. Barnes,	
Mr. Perry,	
Mr. O'Sullivan,	
Mr. Stevenson,	
Mr. McFarlane,	
Mr. Price,	
Mr. Gormly,	
Mr. Chanter,	

Clause, as read, agreed to.

No. 2.

No. 2.

SAME BILL.

Commissioners-  
of Taxation.

Clause 4. For the administration of this Act, the Governor may, as soon as conveniently practicable after the passing thereof, appoint ~~three~~ **one** person to be "Commissioner-s of Taxes," on whom shall devolve and be imposed all the powers, duties, and functions by this Act conferred and imposed upon "The Commissioner-s," and who shall have such other powers and perform such other duties as may from time to time be conferred or imposed on ~~them~~ **him** under such designation by or under any regulations hereafter made in pursuance of this Act or by any Amending Act, and the salary for such Commissioner of Taxes shall be such sum as Parliament may vote, not exceeding eight hundred pounds per annum, and such Commissioner, upon his retirement from office, shall not be entitled to a pension or gratuity, or be called upon to pay any contribution under the Civil Service Act. (*Read.*)

Motion made (*Mr. Afleck*) to leave out from line 2 the word "three" and insert the word "one" instead thereof.

Question put,—That the word proposed to be left out stand part of the clause.  
Committee divided.

Ayes, 34.

Mr. Brunker,	
Mr. Cook,	<i>Tellers,</i>
Mr. Sydney Smith,	Mr. Millen,
Mr. Garrard,	Mr. Mahony.
Mr. Young,	
Mr. Piddington,	
Mr. Gould,	
Mr. Reid,	
Mr. Whiddon,	
Mr. Storey,	
Mr. Gardiner,	
Mr. Frank Farnell,	
Mr. Archibald Campbell,	
Mr. Loughnaue,	
Mr. Fegan,	
Mr. Cann,	
Mr. Kirkpatrick,	
Dr. Hollis,	
Mr. Nicholson,	
Mr. Law,	
Mr. Hawthorne,	
Mr. Ashton,	
Mr. Millard,	
Mr. William Morgan,	
Mr. Smalles,	
Mr. Macdonald,	
Mr. Sleath,	
Mr. Hughes,	
Mr. Dick,	
Mr. Hogue,	
Mr. Black,	
Mr. Haynes.	

Noes, 62.

Mr. James Morgan,	Mr. Stevenson,
Mr. Hogan,	Mr. Price,
Sir George Dibbs,	Mr. Barnes,
Mr. Crick,	Dr. Graham,
Mr. See,	Mr. Martin,
Mr. Copland,	Mr. Gormly,
Mr. O'Sullivan,	Mr. Wood,
Mr. Mackay,	Mr. Henry Chapman,
Mr. Ewing,	Mr. Shipway,
Mr. Kelly,	Mr. Rigg,
Mr. Waddell,	Mr. Harris,
Mr. Macfarlane,	Mr. McGowen,
Mr. Perry,	Mr. Wilks,
Mr. Hayes,	Mr. Russell Jones,
Mr. Pyers,	Mr. Bavister,
Mr. Rawlinson,	Mr. Collins,
Mr. Hassall,	Mr. McLean,
Mr. Donnelly,	Mr. O'Reilly,
Mr. FitzGerald,	Mr. Davis,
Dr. Ross,	Mr. Rose,
Mr. Carroll,	Mr. Fowler,
Mr. Cameron,	Mr. Chanter,
Mr. Ferguson,	Mr. Austin Chapman,
Mr. Fitzpatrick,	Mr. Moore,
Sir Henry Parkes,	Mr. Thomas,
Mr. Tonkin,	Mr. Schey,
Mr. Lee,	Mr. Watkins;
Mr. Knox,	Mr. Watson.
Mr. Edden,	<i>Tellers,</i>
Mr. Robert Jones,	Mr. Wall,
Mr. Ellis,	Mr. Willis.
Mr. Afleck,	

*Word omitted.*

And the clause having been further amended by the insertion of the word proposed, and by the other amendments as indicated,—

No. 3.

SAME BILL,

*Same clause.*

Question put,—That the clause, as amended, stand part of the Bill.  
Committee divided.

Ayes, 49.

Mr. Brunker,	Mr. Cameron,
Mr. Frank Farnell,	Mr. Martin,
Mr. Wilks,	Mr. Ellis,
Mr. Tonkin,	Mr. Black,
Mr. Gould,	Mr. Afleck,
Mr. Garrard,	Mr. Lee,
Mr. Reid,	Mr. Storey,
Mr. Young,	Mr. McLean,
Mr. Whiddon,	Mr. Hawthorne,
Mr. Fegan,	Mr. Millard,
Mr. Knox,	Mr. Fowler,
Mr. Cook,	Mr. Harris,
Mr. Sydney Smith,	Mr. Nicholson,
Mr. Archibald Campbell,	Mr. Rigg,
Mr. William Morgan,	Mr. Edden,
Mr. Piddington,	Mr. Ashton,
Mr. Moore,	Mr. Schey,
Mr. Russell Jones,	Mr. Wood,
Mr. Mahony,	Mr. O'Reilly,
Mr. Robert Jones,	Mr. Gardiner,
Mr. Henry Chapman,	Mr. Austin Chapman.
Mr. Shipway,	<i>Tellers,</i>
Mr. Haynes,	Mr. Watkins,
Mr. Sleath,	Mr. Hogue.
Mr. Kelly,	
Mr. Wise,	

Noes, 27.

Sir George Dibbs,	<i>Tellers,</i>
Mr. Copland,	Mr. Hogan,
Mr. See,	Mr. Carroll.
Mr. Wall,	
Mr. Rose,	
Mr. McFarlaue,	
Mr. Willis,	
Mr. Mackay,	
Mr. O'Sullivan,	
Mr. James Morgan,	
Dr. Ross,	
Mr. FitzGerald,	
Mr. Perry,	
Mr. Donnelly,	
Mr. Rawlinson,	
Mr. Barnes,	
Mr. Hassall,	
Mr. Gormly,	
Mr. Price,	
Mr. Chanter,	
Mr. Fitzpatrick,	
Mr. Ewing,	
Mr. Hayes,	
Mr. Stevenson,	
Mr. Pyers.	

*Clause, as amended, agreed to.*

No. 4.

No. 4.

## SAME BILL.

Clause 5. The Governor may also appoint any persons, being officers in the Public Service, to be District Commissioners of Taxation for any district or group of districts as he may think fit, and such District Commissioners shall be under the control of the Commissioners, and shall have such powers and perform such duties as are by this Act expressly conferred and imposed upon District Commissioners, as well as all such powers and duties as the Governor "on the recommendation of the Commissioner-s" shall, by any regulation in that behalf, confer and impose upon District Commissioners either generally or specially.

- (I) Any power conferred upon a District Commissioner by this Act or the regulations thereunder may be exercised by the Commissioners or any one of them.
- (II) The Commissioner-s of Taxation shall be the District Commissioner-s for the Metropolitan Taxation District.
- (III) The office of Commissioner for Taxation or District Commissioner and all other offices may, with the sanction of the Governor, be held in conjunction with any other office in the public service.

And in case of the absence or illness of any Commissioner or District Commissioner, the Governor may appoint a person to act in the place of such Commissioner or District Commissioner during such absence or illness. (*Read.*)

And the clause having been amended as indicated,—

Motion made (*Mr. Moore*) to leave out from line 6 the words "on the recommendation of the Commissioner-s."

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

Committee divided.

## Ayes, 41.

Mr. Haynes,	Mr. Bavister,
Mr. Brunner,	Mr. Wilks,
Mr. Sydney Smith,	Mr. Affleck,
Mr. Cook,	Mr. O'Reilly,
Mr. Gould,	Mr. Anderson,
Mr. Reid,	Mr. McLean,
Mr. Shipway,	Mr. Storey,
Mr. Young,	Mr. Millard,
Mr. Hogue,	Mr. Fowler,
Mr. Whiddon,	Mr. Hawthorne,
Mr. Knox,	Mr. Harris,
Mr. Garrard,	Mr. Gardiner,
Mr. Rigg,	Mr. Edden,
Mr. Archibald Campbell,	Mr. Black,
Mr. William Morgan,	Mr. Schey,
Mr. Piddington,	Mr. Ashton,
Mr. Russell Jones,	Mr. Wood.
Mr. Henry Chapman,	<i>Tellers,</i>
Mr. Lee,	
Mr. Kelly,	Mr. Frank Farnell,
Mr. Stephen,	Mr. Fegan.
Mr. Cameron,	

## Noes, 16.

Mr. James Morgan,
Mr. O'Sullivan,
Mr. Copeland,
Mr. Sec,
Mr. Hogan,
Mr. Moore,
Mr. Fitzpatrick,
Mr. Willis,
Mr. Donnelly,
Mr. McFarlane,
Mr. Barnes,
Mr. Perry,
Mr. Mackay,
Mr. Stevenson.

*Tellers,*

Mr. Hassall,
Mr. Gormly.

*Words stand.*

And the clause having been further amended as indicated,—

*Clause, as amended, agreed to.*

And clause 6 having been agreed to, clause 7 omitted, and clauses 8, 9, 10, and 11 dealt with,—

On motion of Mr. Reid, the Chairman left the Chair to report progress and ask leave to sit again to-morrow.

R. W. ROBERTSON,  
Acting Clerk Assistant.



1894-5.

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

No. 13.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

WEDNESDAY, 6 MARCH, 1895.

No. 1.

## LAND AND INCOME TAX ASSESSMENT BILL.

Clause 12. Subject to the provisions of this Act, there shall be levied and paid to the Com-<sup>Land tax:</sup> missioners, for the use of Her Majesty, at the times and in the manner hereinafter directed, a land tax, at such rate as Parliament shall from time to time declare and enact, per pound sterling of the assessed value of all lands situate in New South Wales, and not included in the exemptions specified in section fourteen. And such land tax shall be levied and paid as in the next succeeding subsections specified:—

- (i) By every owner of land in respect of all land of which he is such owner for every pound of the unimproved value thereof as assessed under the provisions of this "Act" after deducting the sum of four hundred and seventy-five pounds, such deduction shall not apply to the case of a person being the owner of several estates or interests, the unimproved value of which taken separately shall be less than four hundred and seventy-five pounds, and taken collectively shall exceed that sum, but in every such case the aggregate of such values shall be dealt with as if such aggregate represented the unimproved value of a single estate or interest: Provided with regard to any such lands as are subject to any registered mortgage or to any registered lease having a term of not less than seven years to run, that there shall be deducted from such unimproved value for the purpose of taxation, the amount secured and owing upon such mortgage or the unimproved value (if any) of such leasehold interest respectively.
- (ii) By every mortgagee of lands under registered mortgage in respect of each mortgage<sup>Mortgagee</sup> owned or held by him, which shall be assessed for the purpose of taxation at the amount secured and owing upon such mortgage: Provided that no mortgagee shall be entitled to exemption from taxation by reason only that the land included in such mortgage is exempt from land tax.
- (iii) By every lessee of lands under registered lease having a term of not less than<sup>Lessees.</sup> seven years to run, in respect of all lands of which he is such lessee for every pound of the unimproved value of the interest under such lease: Provided that no lessee shall be liable to such tax in respect of any lease of any lands specified in section fourteen. (*Read.*)

Motion made (*Mr. Wise*) to insert after the word "Act" in line 9 subsection (i) the words "after 'deducting' all moneys paid or contracted to be paid to the State in respect of such unimproved value."

472—A.

Motion

Motion made (*Mr. Moore*), That the proposed amendment be amended by leaving out all the words after the word "deducting" and inserting the words "the sum of five hundred pounds" instead thereof.

On motion of *Mr. Reid*, the Chairman left the Chair to report progress and ask leave to sit again To-morrow.

THURSDAY, 7 MARCH, 1895.

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

And the Committee continuing to sit after Midnight,—

FRIDAY, 8 MARCH, 1895, A.M.

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

Committee divided.

Ayes, 34.

Mr. Copeland,	Mr. Chanter,
Mr. See,	Mr. Wood,
Mr. Rose,	Mr. Kelly,
Mr. Levien,	Mr. Miller.
Mr. James Morgan,	<i>Tellers,</i>
Mr. Donnelly,	Mr. O'Sullivan,
Mr. Wise,	Mr. Millen.
Mr. Hassall,	
Mr. Rawlinson,	
Mr. Hogan,	
Mr. Perry,	
Mr. Willis,	
Mr. Pyers,	
Mr. McFarlane,	
Mr. Ashton,	
Sir George Dibbs,	
Mr. Wilkinson,	
Mr. Travers Jones,	
Mr. Mackay,	
Mr. F. Clarke,	
Mr. Wall,	
Mr. Price,	
Mr. Gardiner,	
Mr. Kidd,	
Mr. Carroll,	
Mr. Hayes,	
Mr. Alexander Campbell,	
Mr. Barnes,	

Noes, 53.

Mr. Brunker.	Mr. Hawthorne,
Mr. Sydney Smith,	Mr. Wilks,
Mr. Storey,	Mr. Alleck,
Mr. Fegan,	Mr. Edden,
Mr. Garrard,	Mr. Mahony,
Mr. Reid,	Mr. Whiddon,
Mr. Carruthers,	Mr. Bavister,
Mr. Newman,	Mr. Waddell,
Dr. Hollis,	Mr. Stephen,
Mr. Dick,	Mr. Henry Chapman,
Mr. Hogue,	Mr. Nicholson,
Mr. Young,	Mr. Kirkpatrick,
Mr. Gould,	Mr. Griffith,
Dr. Graham,	Mr. McGowan,
Mr. Cook,	Mr. Shipway,
Mr. Robert Jones,	Mr. Lees,
Mr. Archibald Campbell,	Mr. Piddington,
Mr. Watson,	Mr. O'Reilly,
Mr. Macdonald,	Mr. Black,
Mr. Smailes,	Mr. Millard,
Mr. Moore,	Mr. Fowler,
Mr. Anderson,	Mr. Stevenson,
Mr. Thomas,	Mr. Sleath.
Mr. Ferguson,	<i>Tellers,</i>
Mr. Watkins,	Mr. William Morgan,
Mr. Schey,	Mr. Frank Farnell.
Mr. Hughes,	
Mr. Law,	

Words left out.

No. 2.

SAME BILL.

Same clause.

Question then proposed,—That words "the sum of 'five hundred pounds'" proposed to be inserted be so inserted.

Motion made (*Mr. Rose*) to leave out the words "five hundred" from the words proposed to be inserted in the amendment, and insert the words "one thousand" instead thereof.

Question put,—That the words "five hundred" proposed to be left out stand part of the amendment.

Committee divided.

Ayes, 43.

Mr. Frank Farnell,	Mr. Watkins,
Mr. Brunker.	Mr. Law,
Mr. Sydney Smith,	Mr. Macdonald,
Mr. Young,	Mr. Ferguson,
Mr. Gould,	Mr. Hughes,
Mr. Carruthers,	Mr. Griffith,
Mr. Reid,	Mr. Kirkpatrick,
Mr. Newman,	Mr. McGowan,
Mr. Garrard,	Mr. Fowler.
Mr. Smailes,	Mr. Millard,
Mr. Thomas,	Mr. Cook,
Mr. William Morgan,	Mr. Bavister,
Dr. Graham,	Mr. Edden,
Mr. Moore,	Mr. Henry Chapman,
Mr. Robert Jones,	Mr. Piddington,
Mr. Anderson,	Mr. Sleath,
Mr. Archibald Campbell,	Mr. Stevenson.
Mr. Whiddon,	<i>Tellers,</i>
Mr. Lees,	Mr. Black,
Mr. Watson,	Mr. Storey.
Mr. Nicholson,	
Mr. Schey,	
Mr. Hawthorne,	
Mr. Hogue,	

Noes, 45.

Mr. Ashton,	Mr. Shipway,
Sir George Dibbs,	Mr. Price,
Mr. See,	Mr. Stephen,
Mr. Hogan,	Mr. Copeland,
Mr. Wise,	Mr. Wood,
Mr. Milten,	Mr. Chanter,
Mr. Levien,	Mr. Kelly,
Dr. Hollis,	Mr. Waddell,
Mr. Dick,	Mr. Wilkinson,
Mr. Rose,	Mr. Ellis,
Mr. Pyers,	Mr. Alleck,
Mr. Rawlinson,	Mr. Fegan,
Mr. Hassall,	Mr. Wilks,
Mr. F. Clarke,	Mr. Mahony,
Mr. Barnes,	Mr. Gardiner,
Mr. Donnelly,	Mr. O'Reilly,
Mr. Mackay,	Mr. Alexander Campbell,
Mr. O'Sullivan,	Mr. Miller,
Mr. Wall,	Mr. Travers Jones.
Mr. James Morgan,	<i>Tellers,</i>
Mr. Kidd,	Mr. Willis,
Mr. Carroll,	Mr. Perry.
Mr. Hayes,	
Mr. McFarlane,	

Words left out.

No. 3.

No. 3.

SAME BILL.

*Same clause.*

Question put,—That the words “one thousand” proposed to be inserted be so inserted.  
Committee divided.

Ayes, 31.

Mr. Rawlinson,	<i>Tellers,</i>
Mr. See,	
Mr. Perry,	Mr. O'Sullivan,
Mr. Willis,	Mr. James Morgan.
Mr. Levien,	
Sir George Dibbs,	
Mr. Donnelly,	
Mr. Hassall,	
Mr. F. Clarke,	
Mr. Pyers,	
Mr. Hayes,	
Mr. McFarlane,	
Mr. Mackay,	
Mr. Rose,	
Mr. Miller,	
Mr. Travers Jones,	
Mr. Kidd,	
Mr. Wall,	
Mr. Hogan,	
Mr. Carroll,	
Mr. Alexander Campbell,	
Mr. Barnes,	
Mr. Copeland,	
Mr. Price,	
Mr. Wilkinson,	
Mr. Waddell,	
Mr. Kelly,	
Mr. Wood,	
Mr. Chanter.	

Noes, 58.

Mr. Brunker,	Mr. Hawthorne,
Mr. Sydney Smith,	Mr. Wilks,
Mr. Storey,	Mr. Fegan,
Mr. Reid,	Mr. Affleck,
Mr. Ashton,	Mr. Law,
Mr. Wise,	Mr. McGowen,
Mr. Millen,	Mr. Moore,
Mr. Thomas,	Mr. Anderson,
Mr. Newman,	Mr. Shipway,
Dr. Hollis,	Mr. Stephen,
Mr. Smailes,	Mr. Edden,
Mr. William Morgan,	Mr. Schey,
Mr. Gould,	Mr. Nicholson,
Mr. Carruthers,	Mr. Griffith,
Dr. Graham,	Mr. Bavister,
Mr. Ferguson,	Mr. Lees,
Mr. Watkins,	Mr. Fowler,
Mr. Young,	Mr. O'Reilly,
Mr. Archibald Campbell,	Mr. Watson,
Mr. Robert Jones,	Mr. Ellis,
Mr. Kirkpatrick,	Mr. Piddington,
Mr. Whiddon,	Mr. Sleath,
Mr. Knox,	Mr. Henry Chapman,
Mr. Garrard,	Mr. Cook,
Mr. Black,	Mr. Millard,
Mr. Hogue,	Mr. Stevenson.
Mr. Macdonald,	<i>Tellers,</i>
Mr. Hughes,	
Mr. Gardiner,	Mr. Frank Farnell,
Mr. Mahony,	Mr. Dick.

*Insertion of words negatived.*

No. 4.

SAME BILL.

*Same clause.*

Motion made (*Mr. Reid*) to insert the words “four hundred.”

Question put,—That the words “four hundred” proposed to be inserted be so inserted.

Committee divided.

Ayes, 42.

Mr. Sydney Smith,	Mr. Kirkpatrick,
Mr. Brunker,	Mr. Griffith,
Mr. Cook,	Mr. McGowen,
Mr. Gould,	Mr. Frank Farnell,
Mr. Garrard,	Mr. Carruthers,
Mr. Reid,	Mr. Young,
Mr. Thomas,	Mr. Hawthorne,
Mr. Newman,	Mr. Storey,
Mr. Schey,	Mr. Henry Chapman,
Mr. Hogue,	Mr. Hughes,
Mr. William Morgan,	Mr. Lees,
Mr. Robert Jones,	Mr. Wilkinson,
Mr. Whiddon,	Mr. Waddell,
Mr. Moore,	Mr. Watson,
Dr. Graham,	Mr. Nicholson,
Mr. Watkins,	Mr. Fowler,
Mr. Piddington,	Mr. Millard.
Mr. Edden,	<i>Tellers,</i>
Mr. Macdonald,	
Mr. Law,	Mr. Sleath,
Mr. Stephen,	Mr. Smailes.
Mr. Ferguson,	
Mr. Anderson,	

Noes, 43.

Mr. See,	Mr. Archibald Campbell,
Mr. Rawlinson,	Mr. Willis,
Mr. James Morgan,	Mr. Barnes,
Mr. F. Clarke,	Mr. Miller,
Mr. Copeland,	Mr. Knox,
Mr. Donnelly,	Mr. Rose,
Mr. Kelly,	Mr. Hayes,
Mr. Hogan,	Mr. Mackay,
Mr. Ashton,	Mr. O'Sullivan,
Mr. Carroll,	Mr. Price,
Mr. Wise,	Mr. Wood,
Mr. Millen,	Mr. McFarlane,
Mr. Gardiner,	Mr. Shipway,
Mr. Alexander Campbell,	Mr. Black,
Mr. Wilks,	Mr. Affleck,
Dr. Hollis,	Mr. Fegan,
Mr. Dick,	Mr. Stevenson,
Mr. O'Reilly,	Mr. Bavister.
Sir George Dibbs,	<i>Tellers,</i>
Mr. Hassall,	
Mr. Pyers,	Mr. Wall,
Mr. Kidd,	Mr. Perry.
Mr. Travers Jones,	

*Insertion of words negatived.*

No. 5.

SAME BILL.

*Same clause.*

Motion made (*Mr. Copeland*) to insert the words “six hundred and fifty.”

Question put,—That the words “six hundred and fifty” proposed to be inserted be so inserted.

Committee

Committee divided.

Ayes, 32.

Mr. See,	Mr. Wilkinson,
Mr. Travers Jones,	Mr. Stevenson.
Mr. Copeland,	<i>Tellers,</i>
Sir George Dibbs,	Mr. Alexander Campbell,
Mr. Willis,	Mr. Rose.
Mr. Perry,	
Mr. James Morgan,	
Mr. Miller,	
Mr. Kelly,	
Mr. Donnelly,	
Mr. Price,	
Mr. Mackay,	
Mr. Kidd,	
Mr. Hayes,	
Mr. Pyers,	
Mr. F. Clarke,	
Mr. Moore,	
Mr. Archibald Campbell,	
Mr. Hassall,	
Mr. Rawlinson,	
Mr. Wall,	
Mr. O'Sullivan,	
Mr. Hogan,	
Mr. Carroll,	
Mr. McFarlane,	
Mr. Barnes,	
Mr. Wood,	
Mr. Waddell,	

Noes, 54.

Mr. Brunner,	Dr. Hollis,
Mr. William Morgan,	Mr. Dick,
Mr. Mahony,	Mr. O'Reilly,
Mr. Sydney Smith,	Mr. Sleath,
Mr. Smailes,	Mr. Ashton,
Mr. Gould,	Mr. Schey,
Mr. Reid,	Mr. Macdonald,
Mr. Garrard,	Mr. McGowen,
Mr. Carruthers,	Mr. Griffith,
Mr. Cook,	Mr. Hughes,
Mr. Frank Farnell,	Mr. Henry Chapman,
Mr. Anderson,	Mr. Shipway,
Dr. Graham,	Mr. Black,
Mr. Hogue,	Mr. Afleck,
Mr. Storey,	Mr. Millard,
Mr. Watkins,	Mr. Edden,
Mr. Young,	Mr. Hawthorne,
Mr. Whiddon,	Mr. Fegan,
Mr. Robert Jones,	Mr. Watson,
Mr. Kirkpatrick,	Mr. Bavierter,
Mr. Law,	Mr. Nicholson,
Mr. Wise,	Mr. Lees,
Mr. Millen,	Mr. Fowler,
Mr. Thomas,	Mr. Piddington.
Mr. Gardiner,	<i>Tellers,</i>
Mr. Ferguson,	Mr. Newman,
Mr. Stephen,	Mr. Knox.
Mr. Wilks,	

*Insertion of words negatived.*

No. 6.

SAME BILL.

*Same Clause.*Motion made (*Mr. James Morgan*) to insert words "five hundred and fifty."

Question put,—That the words, "five hundred and fifty" proposed to be inserted be so inserted.

Committee divided.

Ayes, 26.

Mr. See,
Mr. McFarlane,
Mr. Perry,
Mr. Travers Jones,
Mr. Kelly,
Mr. O'Sullivan,
Mr. Rose,
Sir George Dibbs,
Mr. Copeland,
Mr. Rawlinson,
Mr. F. Clarke,
Mr. Carroll,
Mr. Barnes,
Mr. Hassall,
Mr. Pyers,
Mr. Price,
Mr. Mackay,
Mr. Hayes,
Mr. Moore,
Mr. Wood,
Mr. Waddell,
Mr. Kidd,
Mr. Hogan,
Mr. Donnelly.
<i>Tellers,</i>
Mr. Willis,
Mr. James Morgan.

Noes, 57.

Mr. Brunner,	Mr. Frank Farnell,
Mr. Young,	Mr. Macdonald,
Mr. Reid,	Mr. McGowen,
Mr. Sydney Smith,	Mr. Watkins,
Mr. Mahony,	Mr. Anderson,
Mr. Garrard,	Mr. Henry Chapman,
Mr. Hogue,	Mr. Shipway,
Mr. Hughes,	Mr. Alexander Campbell,
Mr. Smailes,	Mr. Afleck,
Mr. Schey,	Mr. Stephen,
Mr. Newman,	Mr. Fowler,
Mr. Archibald Campbell,	Mr. Hawthorne,
Mr. Gould,	Mr. Sleath,
Mr. Watson,	Mr. Millard,
Dr. Graham,	Mr. Gardiner,
Mr. Storey,	Mr. Wilkinson,
Mr. William Morgan,	Mr. Nicholson,
Mr. Whiddon,	Mr. Piddington,
Mr. Robert Jones,	Mr. Lees,
Mr. Carruthers,	Mr. Black,
Mr. Kirkpatrick,	Mr. Cook,
Mr. Edden,	Mr. Fegan,
Mr. Law,	Mr. Stevenson,
Mr. Millen,	Mr. Griffiths,
Mr. Thomas,	Mr. Ferguson.
Mr. Wise,	<i>Tellers,</i>
Dr. Hollis,	Mr. Ashton,
Mr. Wilks,	Mr. Knox.
Mr. Dick,	
Mr. O'Reilly,	

*Insertion of words negatived.*

No. 7.

SAME BILL.

*Same Clause.*Motion made (*Mr. Reid*) to insert the words "four hundred and seventy-five"

Question put,—That words "four hundred and seventy-five" proposed to be inserted be so inserted.

Committee



Committee divided.

Ayes, 69.			Noes, 14.
Mr. Sec,	Mr. Schey,	Mr. Piddington,	Mr. Knox,
Mr. Macfarlane,	Mr. Watkins,	Mr. Hawthorne,	Mr. Millen,
Mr. Perry,	Mr. Smailes,	Mr. Millard,	Mr. Wise,
Mr. Travers Jones,	Mr. Frank Farnell,	Mr. Fowler,	Dr. Hollis,
Mr. Sydney Smith,	Mr. Stephen,	Mr. Nicholson,	Mr. Dick,
Mr. Kelly,	Mr. Hogan,	Mr. Robert Jones,	Mr. Wilks,
Mr. O'Sullivan,	Mr. Kidd,	Mr. Whiddon,	Mr. O'Reilly,
Mr. Garrard,	Mr. Law,	Mr. Waddell,	Mr. Shipway,
Sir George Dibbs,	Mr. Macdonald,	Mr. Sleath,	Mr. Affleck,
Mr. James Morgan,	Mr. Hughes,	Mr. Ferguson,	Mr. Black,
Mr. Copeland,	Mr. McGowen,	Mr. William Morgan,	Mr. Gardiner,
Mr. Donnelly,	Mr. Brunker,	Mr. Stevenson,	Mr. Fegan.
Dr. Graham,	Mr. Hayes,	Mr. Lees,	<i>Tellers,</i>
Mr. Rawlinson,	Mr. Moore,	Mr. Storey,	Mr. Ashton,
Mr. F. Clarke,	Mr. Wood,	Mr. Griffith,	Mr. Rose.
Mr. Carroll,	Mr. Alexander Campbell,	Mr. Willis,	
Mr. Barnes,	Mr. Edden,	Mr. Thomas,	
Mr. Gould,	Mr. Cook,	Mr. Carruthers,	
Mr. Pyers,	Mr. Wall,	Mr. Young.	
Mr. Archibald Campbell,	Mr. Watson,	<i>Tellers,</i>	
Mr. Price,	Mr. Reid,	Mr. Wilkinson,	
Mr. Hogue,	Mr. Anderson,	Mr. Hassall.	
Mr. Mackay,	Mr. Kirkpatrick,		
Mr. Newman,	Mr. Henry Chapman,		

*Words inserted.*

And the words "the sum of four hundred and seventy-five pounds" having been inserted in the original amendment,—

No. 8.

SAME BILL.

*Same Clause.*

Question then put,—That the words "after deducting the sum of four hundred and seventy-five pounds" be inserted in the clause after the word "Act" in line 9.

Committee divided.

Ayes, 50.			Noes, 9.
Mr. Brunker,	Mr. Schey,	Mr. Piddington,	Mr. Rose,
Mr. Gould,	Mr. Stephen,	Mr. Hawthorne,	Mr. Fegan,
Mr. Sydney Smith,	Mr. Watkins,	Mr. Robert Jones,	Dr. Hollis,
Mr. Reid,	Mr. Law,	Mr. Thomas,	Mr. Wilks,
Mr. Frank Farnell,	Mr. Whiddon,	Mr. Storey,	Mr. Dick,
Mr. Young,	Mr. Hughes,	Mr. Macfarlane,	Mr. Gardiner,
Mr. Garrard,	Mr. Cook,	Mr. Stevenson,	Mr. Shipway.
Mr. Moore,	Mr. Lees,	Mr. Griffiths,	<i>Tellers,</i>
Mr. Kelly,	Mr. Millard,	Mr. Ferguson,	Mr. Black,
Mr. Smailes,	Mr. Wood,	Mr. Sleath,	Mr. Affleck.
Mr. Carroll,	Mr. Alexander Campbell,	Mr. Hogan,	
Mr. Barnes,	Mr. Edden,	Mr. Watson.	
Mr. Pyers,	Mr. Nicholson,	<i>Tellers,</i>	
Mr. Archibald Campbell,	Mr. Macdonald,	Mr. Waddell,	
Mr. William Morgan,	Mr. Anderson,	Mr. McGowen.	
Mr. Hogue,	Mr. Kirkpatrick,		
Mr. Newman,	Mr. Wall,		
Mr. Henry Chapman,	Mr. Fowler,		

*Words inserted.*

And the clause having been further amended as indicated,—

On motion of Mr. Reid, the Chairman left the Chair to report progress and ask leave to sit again on Tuesday next.

R. W. ROBERTSON,  
Acting Clerk Assistant.



1894-5.

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

No. 14.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

TUESDAY, 12 MARCH, 1895.

No. 1.

## EIGHT HOURS BILL.

Clauses 1 and 2 having been dealt with,—

Clause 3. Subject to the provisions of this Act no workman shall, after the first day of January, one thousand eight hundred and ninety-five ~~five~~ **six**, work for an employer for more than eight hours in a day; and if any workman after that day does work for an employer for more than eight hours in a day, the workman and the employer for whom he works shall each be liable for the first offence to a penalty of not less than ~~one pound~~ **four shillings** and not more than ~~five~~ **two** pounds (to be recovered in a summary way before any Stipendiary or Police Magistrate or any two Justices of the Peace in Petty "Sessions"), or in default imprisonment not exceeding forty-eight hours, and for any subsequent offence to a penalty (to be recovered as aforesaid) of not less than ~~five~~ **two** pounds and not more than ~~ten~~ **five** "pounds," or in default imprisonment not exceeding five days, and the employer shall be deemed to have committed a separate and distinct offence in respect of each workman who works for him for more than eight hours in a day. (*Read.*)

The clause having been amended as indicated,—

Motion made (*Mr. Miller*) to leave out from line 5 the words "one pound" and to insert the words "ten shillings" instead thereof.

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

Committee divided.

Ayes, 22.

Mr. Schey,  
Mr. William Morgan,  
Mr. Scath,  
Mr. Ferguson,  
Mr. Hughes,  
Mr. Thomas,  
Mr. Smailes,  
Mr. Macdonald,  
\*Mr. Crick,  
\*Mr. Watson,  
Mr. Cook,  
Mr. Watkins,  
Mr. Davis,  
Mr. Cann,  
Mr. Collins,  
Mr. Law,  
Mr. Edden,  
Mr. Nicholson,  
\*Mr. Crick,  
\*Mr. Watson.  
*Tellers,*  
Mr. Carroll,  
Mr. Fegan.

Noes, 46.

Mr. Brunker,  
Mr. Rawlinson,  
Mr. O'Sullivan,  
Mr. Wood,  
Mr. Miller,  
Mr. Hogue,  
Mr. Donnelly,  
Mr. Carruthers,  
Mr. Storey,  
Mr. Garrard,  
Mr. Young,  
Mr. Lyne,  
Mr. Hassall,  
Mr. Chanter,  
Mr. Tonkin,  
Mr. Hogan,  
Mr. Pyers,  
Mr. McLean,  
Mr. Kelly,  
Mr. Travers Jones,  
Mr. Barnes,  
Mr. Perry,  
Mr. Parkes,  
Mr. Stevenson,  
Mr. Whiddon,  
Mr. Fowler,  
Mr. Shipway,  
Mr. Millard,  
Mr. Harris,  
Mr. Kidd,  
Mr. Joseph Abbott,  
Mr. Dick,  
Mr. Wilks,  
Mr. Gardiner,  
Mr. Bavister,  
Mr. Affleck,  
Mr. Rose,  
Mr. Price,  
Mr. Rigg,  
Mr. Wise,  
Mr. Anderson,  
Mr. Ellis,  
Dr. Hollis,  
Sir Henry Parkes.  
*Tellers,*  
Mr. Frank Farnell,  
Mr. Moore.

\* So in Tellers' Lists.

Words left out.

516—A

No. 2.

No. 2.

SAME BILL.

*Same clause.*

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

Ayes, 27.

Mr. Waddell,	Mr. Wood,
Mr. Schey,	Mr. Miller,
Mr. William Morgan,	Mr. Nicholson,
Mr. Ferguson,	Mr. Edden,
Mr. Hughes,	Mr. Bavister.
Mr. Thomas,	
Mr. Smailes,	<i>Tellers,</i>
Mr. Macdonald,	Mr. Afleck,
Mr. McGowen,	Mr. Sleath.
Mr. Watkins,	
Mr. Davis,	
Mr. Cann,	
Mr. Collins,	
Mr. Law,	
Mr. Fegan,	
Mr. Carroll,	
Mr. Cook,	
Mr. Watson,	
Mr. O'Sullivan,	
Mr. Crick,	

Noes, 36.

Mr. Brunker,	Sir Henry Parkes,
Mr. Rawlinson,	Dr. Hollis,
Mr. Hogue,	Mr. Ellis,
Mr. Donnelly,	Mr. Anderson,
Mr. Carruthers,	Mr. Rigg,
Mr. Garrard,	Mr. Henry Chapman,
Mr. Young,	Mr. Gardiner,
Mr. Lyne,	Mr. Dick,
Mr. Frank Farnell,	Mr. Joseph Abbott,
Mr. Perry,	Mr. Harris,
Mr. Barnes,	Mr. Millard,
Mr. Travers Jones,	Mr. Kidd,
Mr. Kelly,	Mr. Shipway,
Mr. McLean,	Mr. Fowler.
Mr. Pycers,	<i>Tellers,</i>
Mr. Hogan,	Mr. Whiddon,
Mr. Tonkin,	Mr. Stevenson.
Mr. Chanter,	
Mr. Hassall,	
Mr. Moore,	

*Insertion of words negatived.*

No. 3

SAME BILL.

*Same clause.*

Motion made (*Mr. Schey*) That the words "five shillings" be inserted instead of those left out.  
Question put,—That the words proposed to be inserted be so inserted.  
Committee divided.

Ayes, 34.

Mr. Cook,	Mr. Hughes,
Mr. Watson,	Mr. William Morgan,
Mr. F. Clarke,	Mr. Afleck,
Mr. Miller,	Mr. McLean,
Mr. Schey,	Mr. Whiddon,
Mr. McGowen,	Mr. Henry Chapman,
Mr. Ferguson,	Mr. Nicholson,
Mr. Smailes,	Mr. Wood,
Mr. Waddell,	Mr. Edden,
Mr. Watkins,	Mr. Fegan,
Mr. Sleath,	Mr. Carroll,
Mr. Rose,	Mr. Wilks,
Mr. Haynes,	Mr. Crick,
Mr. O'Sullivan,	Mr. Willis.
Mr. Cann,	
Mr. Kelly,	<i>Tellers,</i>
Mr. Pycers,	Mr. Macdonald,
Mr. Law,	Mr. Thomas.

Noes, 34.

Mr. Brunker,	Mr. Mahony,
Mr. Frank Farnell,	Mr. Storey,
Mr. Hassall,	Mr. Ellis,
Mr. Lyne,	Dr. Hollis,
Mr. Hogue,	Mr. Rigg,
Mr. Hogan,	Mr. Anderson,
Mr. Levien,	Mr. Gardiner,
Mr. Donnelly,	Mr. Millard,
Mr. Garrard,	Mr. Dick,
Mr. Carruthers,	Mr. Harris,
Mr. Rawlinson,	Mr. Shipway,
Mr. Chanter,	Mr. Stevenson,
Mr. Parkes,	Mr. Joseph Abbott,
Mr. Tonkin,	Mr. Fowler.
Mr. Travers Jones,	<i>Tellers,</i>
Mr. Barnes,	Mr. Perry,
Mr. Moore,	Mr. Ewing.
Sir Henry Parkes,	

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

*Insertion of proposed words negatived.*

No. 4.

SAME BILL.

*Same clause.*

Motion made (*Mr. Miller*) That words "one shilling" be inserted instead of those left out.  
Motion made (*Mr. Crick*) to leave out the word "one" from the proposed amendment and insert the word "four" instead thereof.

Question put,—That the word proposed to be left out stand part of the proposed amendment.  
Committee divided.

Ayes, 26.

Mr. Cook,	<i>Tellers,</i>
Mr. Miller,	Mr. McFarlane,
Mr. Young,	Mr. Perry.
Mr. Garrard,	
Mr. Donnelly,	
Mr. Carruthers,	
Mr. Moore,	
Mr. Anderson,	
Mr. Tonkin,	
Mr. Barnes,	
Mr. Hogue,	
Mr. Lyne,	
Mr. Wright,	
Mr. Travers Jones,	
Sir Henry Parkes,	
Mr. Storey,	
Mr. Frank Farnell,	
Mr. Afleck,	
Mr. Chanter,	
Mr. Ewing,	
Mr. Shipway,	
Mr. Millard,	
Mr. Joseph Abbott,	
Mr. Fowler.	

Noes, 45.

Mr. Brunker,	Mr. Harris,
Mr. Watson,	Mr. Dick,
Mr. Hogan,	Dr. Hollis,
Mr. Fegan,	Mr. Gardiner,
Mr. Levien,	Mr. Nicholson,
Mr. William Morgan,	Mr. Sleath,
Mr. O'Sullivan,	Mr. McLean,
Mr. Watkins,	Mr. Bavister,
Mr. Haynes,	Mr. Schey,
Mr. Ferguson,	Mr. Edden,
Mr. Pycers,	Mr. Wood,
Mr. Hughes,	Mr. Smailes,
Mr. Waddell,	Mr. Rigg,
Mr. James Morgan,	Mr. Law,
Mr. Thomas,	Mr. Ellis,
Mr. Griffith,	Mr. Crick,
Mr. Rawlinson,	Mr. Mahony,
Mr. Mackay,	Mr. Kelly,
Mr. Price,	Mr. Whiddon.
Mr. Stevenson,	<i>Tellers,</i>
Mr. Wilks,	Mr. Cann,
Mr. Davis,	Mr. Carroll.
Mr. McGowen,	
Mr. Macdonald,	

*Word left out.*

No. 5.

No. 5.

SAME BILL.

*Same clause.*

Question put,—That the word proposed to be inserted, in proposed amendment, be so inserted.  
Committee divided.

Ayes, 39.

Mr. Cook,	Mr. Pyers,
Mr. Henry Chapman,	Mr. Watkiss,
Mr. Fegan,	Mr. Afleck,
Mr. Miller,	Mr. Whiddon,
Mr. Schey,	Mr. Carroll,
Mr. Macdonald,	Mr. Watson,
Mr. Thomas,	Mr. Nicholson,
Mr. Ferguson,	Mr. Crick,
Mr. James Morgan,	Mr. McLean,
Mr. Davis,	Mr. McGowen,
Mr. Hughes,	Mr. Frank Farnell,
Mr. Waddell,	Mr. Price,
Mr. William Morgan,	Mr. Mackay,
Mr. Sleath,	Mr. Wood,
Mr. O'Sullivan,	Mr. Bavister,
Mr. Rose,	Mr. Edden.
Mr. Cann,	<i>Tellers,</i>
Mr. Smailes,	Mr. Wilks,
Mr. Law,	Mr. Haynes,
Mr. Kelly,	
Mr. Griffith,	

*Word inserted.*

Noes, 32.

Mr. Brunker,	Mr. Millard,
Mr. Hogan,	Mr. Ewing,
Mr. Tonkin,	Mr. Harris,
Mr. Donnelly,	Mr. Shipway,
Mr. Carruthers,	Mr. Dick,
Mr. Young,	Dr. Hollis,
Mr. Garrard,	Mr. Gardiner,
Mr. Perry,	Mr. Joseph Abbott,
Mr. McFarlane,	Mr. Fowler.
Mr. Travers Jones,	<i>Tellers,</i>
Mr. Barnes,	Mr. Hogue,
Mr. Lyne,	Mr. Rawlinson.
Sir Henry Parkes,	
Mr. Wright,	
Mr. Mahony,	
Mr. Storey,	
Mr. Anderson,	
Mr. Ellis,	
Mr. Rigg,	
Mr. Stevenson,	
Mr. Moore,	

No. 6.

SAME BILL.

*Same clause.*

Question then put,—That the words "four shillings" be inserted in the clause instead of the words "one pound" left out.  
Committee divided.

Ayes, 40.

Mr. Cook,	Mr. Griffith,
Mr. Henry Chapman,	Mr. Pyers,
Mr. Fegan,	Mr. Watkins,
Mr. Miller,	Mr. Smailes,
Mr. Schey,	Mr. Afleck,
Mr. Macdonald,	Mr. Collins,
Mr. Thomas,	Mr. Nicholson,
Mr. Ferguson,	Mr. Crick,
Mr. James Morgan,	Mr. McLean,
Mr. Davis,	Mr. McGowen,
Mr. Hughes,	Mr. Wilks,
Mr. Waddell,	Mr. Wood,
Mr. William Morgan,	Mr. Mackay,
Dr. Ross,	Mr. Price,
Mr. Sleath,	Mr. Frank Farnell,
Mr. O'Sullivan,	Mr. Bavister,
Mr. Rose,	Mr. Edden.
Mr. Cann,	<i>Tellers,</i>
Mr. Haynes,	Mr. Carroll,
Mr. Law,	Mr. Watson.
Mr. Kelly,	

*Words inserted.*

And the clause having been further amended as indicated,—

Noes, 30.

Mr. Brunker,	Mr. Harris,
Mr. Hogan,	Mr. Shipway,
Mr. Tonkin,	Mr. Dick,
Mr. Donnelly,	Dr. Hollis,
Mr. Hogue,	Mr. Gardiner,
Mr. Young,	Mr. Joseph Abbott,
Mr. Garrard,	Mr. Ewing.
Mr. Rawlinson,	<i>Tellers,</i>
Mr. Travers Jones,	Mr. McFarlane,
Mr. Barnes,	Mr. Perry.
Mr. Moore,	
Sir Henry Parkes,	
Mr. Wright,	
Mr. Storey,	
Mr. Mahony,	
Mr. Anderson,	
Mr. Ellis,	
Mr. Rigg,	
Mr. Stevenson,	
Mr. Millard,	
Mr. Fowler,	

No. 7.

SAME BILL.

*Same clause.*

Motion made (*Mr. Schey*) to insert in line 6, the word "two" in place of the word "five" left out.

Question put,—That the word proposed to be inserted be so inserted.  
Committee divided.

Ayes, 33.

Mr. Cook,	Mr. Haynes,
Mr. Fegan,	Mr. Kelly,
Mr. Schey,	Mr. Griffith,
Mr. Garrard,	Mr. Afleck,
Mr. Thomas,	Mr. Camerou,
Mr. McGowen,	Mr. Ferguson,
Mr. Davis,	Mr. Collins,
Mr. Hughes,	Mr. Nicholson,
Mr. Frank Farnell,	Mr. Crick,
Mr. Waddell,	Mr. Edden,
Dr. Ross,	Mr. Wood,
Mr. Sleath,	Mr. Wood,
Mr. O'Sullivan,	Mr. Bavister.
Mr. Watson,	<i>Tellers,</i>
Mr. McLean,	Mr. Macdonald,
Mr. Carroll,	Mr. Watkins,
Mr. Cann,	
Mr. Law,	

*Word inserted.*

Noes, 27.

Mr. Brunker,	Mr. Millard,
Mr. Perry,	Mr. Ewing,
Mr. Tonkin,	Mr. Harris,
Mr. Donnelly,	Mr. Dick,
Mr. Wright,	Dr. Hollis,
Mr. Gornly,	Mr. Gardiner,
Mr. Moore,	Mr. Fowler.
Mr. Carruthers,	<i>Tellers,</i>
Mr. Pyers,	Mr. McFarlane,
Mr. Rawlinson,	Mr. Miller.
Mr. Hogan,	
Mr. Travers Jones,	
Mr. Barnes,	
Mr. Anderson,	
Mr. Ellis,	
Mr. Rigg,	
Mr. Stevenson,	
Mr. Shipway,	

No. 8.

No. 8.

SAME BILL.

*Same clause.*

Motion made (*Mr. Cann*) to insert after word "Sessions)" line 7, the words "or in default imprisonment not exceeding forty-eight hours."

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

Committee divided.

Ayes, 26.

Mr. Cook,	Mr. Collins,
Mr. Sydney Smith,	Mr. Crick,
Mr. Schey,	Mr. Affleck,
Mr. Watkins,	Mr. Macdonald,
Mr. Garrard,	Mr. Griffith,
Mr. Carruthers,	Mr. Law,
Mr. Ferguson,	Mr. Kelly,
Mr. Thomas,	Mr. Cann,
Mr. Hughes,	Mr. McGowen,
Mr. Sleath,	Mr. Fegan.
Mr. Waddell,	<i>Tellers,</i>
Mr. Watson,	Mr. Rose,
Mr. Nicholson,	Mr. Wilks.
Mr. Edden,	

Noes, 22.

Mr. Brunker,	Mr. Cameron,
Mr. Perry,	Mr. Stevenson,
Mr. Miller,	Mr. Shipway,
Mr. Wright,	Mr. Harris,
Mr. Gormly,	Mr. Dick,
Mr. Ellis,	Mr. Fowler.
Dr. Ross,	<i>Tellers,</i>
Mr. Willis,	Dr. Hollis,
Mr. Barnes,	Mr. Gardiner.
Mr. Pyers,	
Mr. Travers Jones,	
Mr. Anderson,	
Mr. Rigg,	
Mr. Joseph Abbott,	

*Words inserted.*

And the clause having been further amended as indicated,—

No. 9.

SAME BILL.

*Same clause.*

Motion made (*Mr. Schey*) to insert in line 9, the word "two" in place of the word "five" left out.

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

Committee divided.

Ayes, 25.

Mr. Cook,	Mr. Nicholson,
Mr. James Morgan,	Mr. Collins,
Mr. Watkins,	Mr. Wilks,
Mr. Schey,	Mr. Affleck,
Mr. Garrard,	Mr. Griffith,
Mr. Carruthers,	Mr. Law,
Mr. Macdonald,	Mr. Kelly,
Mr. Fegan,	Mr. Thomas,
Mr. Hughes,	Mr. Cann.
Mr. Waddell,	<i>Tellers,</i>
Mr. Sleath,	Mr. Carroll,
Dr. Ross,	Mr. McGowen.
Mr. McLean,	
Mr. Edden,	

Noes, 22.

Mr. Brunker,	Mr. Stevenson,
Mr. Perry,	Mr. Harris,
Mr. Miller,	Mr. Joseph Abbott,
Mr. Wright,	Mr. Dick,
Mr. Gormly,	Mr. Gardiner,
Mr. Barnes,	Mr. Fowler.
Mr. Pyers,	<i>Tellers,</i>
Mr. Travers Jones,	Mr. Ferguson,
Mr. Willis,	Mr. Watson.
Mr. Shipway,	
Mr. Anderson,	
Mr. Rigg,	
Mr. Cameron,	
Dr. Hollis,	

*Word inserted.*

And the clause having been further amended as indicated,—

No. 10.

SAME BILL.

*Same clause.*

Motion made (*Mr. Schey*) to insert in line 10, the word "five" in place of the word "ten" left out.

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

Committee divided.

Ayes, 26.

Mr. Cook,	Mr. Griffith,
Mr. James Morgan,	Mr. McGowen,
Mr. Watkins,	Mr. Waddell,
Mr. Schey,	Mr. Sleath,
Mr. Garrard,	Dr. Ross,
Mr. Carruthers,	Mr. McLean,
Mr. Macdonald,	Mr. Watson,
Mr. Fegan,	Mr. Collins,
Mr. Hughes,	Mr. Wilks,
Mr. Carroll,	Mr. Willis.
Mr. Cann,	<i>Tellers,</i>
Mr. Thomas,	Mr. Ferguson,
Mr. Kelly,	Mr. Affleck.
Mr. Law,	

Noes, 19.

Mr. Brunker,	Mr. Cameron,
Mr. Perry,	Mr. Rigg,
Mr. Miller,	Mr. Fowler.
Mr. Wright,	<i>Tellers,</i>
Mr. Gormly,	Mr. Stevenson,
Mr. Barnes,	Mr. Shipway.
Mr. Travers Jones,	
Mr. Pyers,	
Mr. Harris,	
Mr. Joseph Abbott,	
Mr. Dick,	
Mr. Gardiner,	
Mr. Anderson,	
Dr. Hollis,	

*Word inserted.*

No. 11.

## No. 11.

SAME BILL.

*Same clause.*

Motion made (*Mr. Schey*) to insert after the word "pounds," line 10, the words "or in default imprisonment for not less than two and not exceeding seven days."

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

Committee divided.

Ayes, 25.

Mr. Cook,	Mr. Carroll,
Mr. James Morgan,	Mr. Maclean,
Mr. Smailes,	Mr. Cann,
Mr. Schey,	Mr. Thomas,
Mr. Garrard,	Mr. Kelly,
Mr. Watkins,	Mr. Law,
Mr. Macdonald,	Mr. Griffith,
Mr. Ferguson,	Mr. Afleck,
Mr. Fegan,	Mr. Wilks.
Mr. Hughes,	<i>Tellers,</i>
Mr. Watson,	Mr. Sleath,
Mr. Collins,	Mr. Waddell.
Mr. McGowen,	
Mr. Wood,	

Noes, 25.

Mr. Brunker,	Mr. Joseph Abbott,
Mr. Perry,	Mr. Harris,
Mr. Miller,	Mr. Fowler,
Mr. Wright,	Mr. Millard,
Mr. Moore,	Mr. Stevenson,
Mr. Storey,	Mr. Pyers,
Mr. Mahony,	Mr. Barnes,
Mr. Shipway,	Mr. Travers Jones,
Mr. Anderson,	Mr. Rawlinson.
Mr. Rigg,	<i>Tellers,</i>
Mr. Cameron,	Dr. Ross,
Dr. Hollis,	Mr. Gormly.
Mr. Gardiner,	
Mr. Dick,	

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

*Insertion of proposed words negatived.*

## No. 12.

SAME BILL.

*Same clause.*

Motion made (*Mr. Schey*) to insert after the same word "pounds," in line 10, the words "or in default imprisonment for not less than twenty-four hours and not exceeding six days."

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

Committee divided.

Ayes, 27.

Mr. Cook,	Mr. Carroll,
Mr. James Morgan,	Mr. McLean,
Mr. Schey,	Mr. Cann,
Mr. Fegan,	Mr. Kelly,
Mr. Collins,	Mr. Law,
Mr. Garrard,	Mr. Griffith,
Mr. Macdonald,	Mr. Thomas,
Mr. Ferguson,	Mr. Afleck,
Mr. Watkins,	Mr. Wilks.
Mr. O'Sullivan,	<i>Tellers,</i>
Mr. Hughes,	Mr. Sleath,
Mr. Wood,	Mr. Watson.
Mr. McGowen,	
Mr. Waddell,	
Mr. Smailes,	
Mr. Davis,	

Noes, 29.

Mr. Brunker,	Mr. Harris,
Mr. Rawlinson,	Mr. Joseph Abbott,
Mr. Perry,	Mr. Dick,
Mr. Gormly,	Mr. Gardiner,
Mr. Wright,	Mr. Storey,
Mr. F. Clarke,	Mr. Mahony,
Mr. Copland,	Mr. Shipway,
Mr. Travers Jones,	Mr. Anderson,
Dr. Ross,	Mr. Rigg,
Mr. Donnelly,	Mr. Cameron,
Mr. Barnes,	Dr. Hollis.
Mr. Hogan,	<i>Tellers,</i>
Mr. Pyers,	Mr. Moore,
Mr. McFarlane,	Mr. Miller.
Mr. Stevenson,	
Mr. Fowler,	

*Insertion of proposed words negatived.*

## No. 13.

SAME BILL.

*Same clause.*

Motion made (*Mr. Cann*) to insert after the same word "pounds," line 10, the words "or in default imprisonment not exceeding five days."

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

Committee divided.

Ayes, 30.

Mr. Cook,	Mr. McLean,
Mr. Collins,	Mr. Watson,
Mr. James Morgan,	Mr. Kelly,
Mr. Schey,	Mr. Hughes,
Mr. Fegan,	Mr. Law,
Mr. Garrard,	Mr. Cann,
Mr. Young,	Mr. Afleck,
Mr. Watkins,	Mr. Thomas,
Mr. Wilks,	Mr. Ferguson,
Mr. Wood,	Mr. Nicholson,
Mr. McGowen,	Mr. Griffith,
Mr. Waddell,	Mr. Bavister.
Mr. Sleath,	<i>Tellers,</i>
Mr. Smailes,	Mr. Macdonald,
Mr. Davis,	Mr. O'Sullivan.
Mr. Carroll,	

Noes, 27.

Mr. Brunker,	Mr. Anderson,
Mr. Rawlinson,	Mr. Rigg,
Mr. Perry,	Mr. Cameron,
Mr. Gormly,	Mr. Stevenson,
Mr. Wright,	Mr. Harris,
Mr. Miller,	Mr. Fowler,
Mr. Moore,	Mr. Joseph Abbott,
Dr. Ross,	Mr. Dick,
Mr. Copland,	Mr. Gardiner.
Mr. Travers Jones,	<i>Tellers,</i>
Mr. Donnelly,	Mr. Mahony,
Mr. Barnes,	Dr. Hollis.
Mr. Hogan,	
Mr. Pyers,	
Mr. McFarlane,	
Mr. Shipway,	

*Words inserted.*

And the Committee continuing to sit after Midnight,—

WEDNESDAY,

WEDNESDAY, 13 MARCH, 1895, A.M.

No. 14.

SAME BILL.

*Same clause.*

Question put,—That the clause, as amended, stand part of the Bill.  
Committee divided.

Ayes, 35.

Mr. Thomas,	Mr. O'Sullivan,	Mr. Perry,
Dr. Ross,	Mr. Nicholson,	Mr. Carroll,
Mr. Willis,	Mr. Watson,	Mr. Macdonald,
Mr. McGowen,	Mr. Hassall,	Mr. Watkins,
Mr. Schey,	Mr. Hughes,	Mr. Smailes,
Mr. Sleath,	Mr. Edden,	Mr. Black,
Mr. Fegan,	Mr. Griffith,	Mr. Cann,
Mr. Young,	Mr. Waddell,	Mr. Bavister.
Mr. Garrard,	Mr. Wilks,	<i>Tellers,</i>
Mr. Sydney Smith,	Mr. Law,	Mr. Ferguson,
Mr. Cook,	Mr. Hawthorne,	Mr. McLean.
Mr. Wood,	Mr. Afleck,	
Mr. Dick,		

Noes, 11.

Mr. Gardiner,
Mr. Morton,
Mr. Barnes,
Mr. Stevenson,
Mr. Ewing,
Mr. Joseph Abbott,
Mr. Shipway,
Mr. Rigg,
Mr. Gornly.
<i>Tellers,</i>
Mr. Mahony,
Mr. O'Reilly.

*Clause, as amended, agreed to.*

And clauses 4 and 5 having been dealt with,—

No. 15.

SAME BILL.

Certain occupations excepted.

Clause 6. Nothing in this Act shall be applicable to any person while following or engaged in the occupation of:—

- (1) A person engaged under the Acts relating to the Military, Naval, Volunteer, or Police Forces;
- (2) Domestic servant;
- (3) Shepherd;
- (4) Stockman;
- (5) Reaper;
- (6) Mower;
- (7) "Haymaker;"
- (8) Carrier;
- (9) Dairyman;
- (10) Drover;
- (11) Agricultural labourer;
- (12) Orchardist;
- (13) "Vigneron";
- (14) Mailman;
- (15) Station hand employed in mustering, branding, and drafting;
- (16) Watchman. (*Read.*)

The clause having been amended as indicated,—

Motion made (*Mr. O'Sullivan*) to insert in line 7 after the word "Haymaker" the words "(5) Carrier; (6) Dairyman; (7) Drover; (8) Agricultural labourer; (9) Orchardist; (10) 'Vigneron.'"

Motion made (*Mr. O'Reilly*), That the proposed amendment be amended by leaving out the word "Vigneron" and inserting the words "and any person or persons engaged in any trade or profession injuriously affected by the operations of this Act."

Question put,—That the word proposed to be left out stand part of the proposed amendment.  
Committee divided.

Ayes, 36.

Mr. Morton,	Mr. Garrard,	Mr. Wilks,
Mr. Barnes,	Mr. McGowen,	Mr. Fegan,
Mr. Thomas,	Mr. Perry,	Mr. Edden,
Mr. Ferguson,	Mr. Cook,	Mr. Nicholson,
Mr. O'Sullivan,	Mr. Smailes,	Mr. Hawthorne,
Mr. Miller,	Mr. Griffith,	Mr. Anderson,
Mr. Wood,	Mr. Watkins,	Mr. Bavister,
Mr. McLean,	Mr. Waddell,	Mr. Stevenson.
Mr. Carroll,	Mr. Law,	<i>Tellers,</i>
Mr. Black,	Mr. Cann,	Mr. Macdonald,
Mr. Watson,	Mr. Price,	Mr. Schey.
Mr. Sleath,	Mr. Afleck,	
Mr. Young,	Mr. Rigg,	

Noes, 5.

Mr. Shipway,
Mr. Hassall,
Mr. Gardiner.
<i>Tellers,</i>
Mr. Mahony,
Mr. O'Reilly.

*Word stands.*

And the words proposed to be inserted in the clause having been so inserted, and the clause further amended as indicated,—

*Clause as amended, agreed to.*

And the remaining clauses of the Bill having been dealt with,—

On motion of Mr. Schey, the Chairman left the Chair to report the Bill with amendments to the House.

WEDNESDAY,



WEDNESDAY, 13 MARCH, 1895.

No. 16.

## LAND AND INCOME TAX ASSESSMENT BILL.

Clause 12. Subject to the provisions of this Act, there shall be levied and paid to the Com-<sup>Land tax.</sup> missioner, for the use of Her Majesty, at the times and in the manner hereinafter directed, a land tax, at such rate as Parliament shall from time to time declare and enact, per pound sterling of the assessed value of all lands situate in New South Wales, and not included in the exemptions specified in section fourteen. And such land tax shall be levied and paid as in the next succeeding subsections specified:—

- (I) By every owner of land in respect of all land of which he is such owner for every pound of the unimproved value thereof as assessed under the provisions of this "Act" after deducting the sum of four hundred and seventy-five pounds, such deduction shall not apply to the case of a person being the owner of several estates or interests, the unimproved value of which taken separately shall be less than four hundred and seventy-five pounds, and taken collectively shall exceed that sum, but in every such case the aggregate of such values shall be dealt with as if such aggregate represented the unimproved value of a single estate or interest: "Provided" with regard to any such lands as are subject to any registered mortgage or to any registered lease having a term of not less than seven years to run, that there shall be deducted from such unimproved value for the purpose of taxation, the amount secured and owing upon such mortgage or the unimproved value (if any) of such lease-hold interest respectively. Such proportion of the amount secured and owing upon such mortgage as may be determined by assessment under the provisions of this Act to be the taxable proportion of such mortgage for the purposes of the next succeeding subsection.
- (II.) By every mortgagee of lands under registered mortgage in respect of each mortgage<sup>Mortgagees.</sup> owned or held by him, which shall be assessed for the purpose of taxation at the amount secured and owing upon such mortgage a sum which shall bear the same proportion to the total amount secured and owing upon such mortgage as the unimproved value of the land, subject to such mortgage, bears to the actual or improved value thereof: Provided that no mortgagee shall be entitled to exemption from taxation by reason only that the land included in such mortgage is exempt from land tax.
- (III.) By every lessee of lands under registered lease having a term of not less than seven years to run, in respect of all lands of which he is such lessee for every pound of the unimproved value of the interest under such lease: Provided that no lessee shall be liable to such tax in respect of any lease of any lands specified in section fourteen. (*Further considered.*)<sup>Lessees.</sup>

Motion made (*Mr. Millen*) to leave out from line 15 the word "Provided."

Question put,—That the word proposed to be left out stand part of the clause.

Committee divided.

## Ayes, 60.

Mr. Brunker,	Mr. Parkes,	Mr. Dick,
Mr. Sydney Smith,	Mr. Archibald Campbell,	Mr. Henry Chapman,
Mr. Frank Farnell,	Mr. Hughes,	Mr. Shipway,
Mr. Carruthers,	Mr. Kelly,	Mr. Bavister,
Mr. Fegan,	Mr. Russell Jones,	Mr. Kidd,
Mr. Cook,	Mr. Collins,	Mr. Chanter,
Mr. Reid,	Mr. Black,	Mr. Price,
Mr. William Morgan,	Mr. Molesworth,	Mr. Gornly,
Mr. Young,	Mr. Law,	Mr. Hawthorne,
Mr. See,	Mr. Watkins,	Mr. Fowler,
Mr. Lyne,	Mr. Wilks,	Mr. Moore,
Mr. Whiddon,	Mr. McLean,	Mr. McGowen,
Mr. Rawlinson,	Mr. O'Reilly,	Mr. Wood,
Dr. Ross,	Mr. Morton,	Mr. Macdonald,
Mr. F. Clarke,	Mr. Alexander Campbell,	Mr. Watson,
Mr. Carroll,	Mr. Anderson,	Mr. Barnes.
Mr. Garrard,	Mr. Harbis,	<i>Tellers,</i>
Mr. Travers Jones,	Mr. Schey,	
Mr. Pyers,	Mr. Newman,	Mr. Lee,
Mr. Hogue,	Mr. Edden,	Mr. Cann.
Mr. Mahony,	Dr. Hollis,	

## Noes, 17.

Mr. Wright,
Mr. McFarlane,
Mr. Ellis,
Mr. Hayes,
Mr. Millen,
Mr. Rose,
Mr. Knox,
Mr. Ashton,
Mr. James Morgan,
Mr. Perry,
Mr. Waddell,
Mr. Ferguson,
Mr. Miller,
Mr. Affleck,
Mr. Rigg.
<i>Tellers,</i>
Mr. Mackay,
Mr. Ewing.

*Word stands.*

No. 17.

## SAME BILL.

*Same clause.*

Motion made (*Mr. Watson*) to leave out from lines 16 and 17 the words "or to any registered lease having a term of not less than seven years to run."

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

Committee

Committee divided.

Ayes, 33.

Mr. Frank Farnell,	Mr. Russell Jones,
Mr. Brunker,	Dr. Hollis,
Mr. Sydney Smith,	Mr. Wilks,
Mr. Fegan,	Mr. Lee,
Mr. Garrard,	Mr. Morton,
Mr. Reid,	Mr. Harris,
Mr. Young,	Mr. Hawthorn,
Mr. Moore,	Mr. O'Reilly,
Mr. William Morgan,	Mr. Rigg,
Mr. McLean,	Mr. Newman,
Mr. Martin,	Mr. Shipway,
Mr. Whiddon,	Mr. Cook,
Mr. Carruthers,	Mr. Fowler.
Mr. Alexander Campbell,	<i>Tellers,</i>
Mr. Archibald Campbell,	Mr. James Morgan,
Mr. Collins,	Mr. Hogue.
Mr. Kelly,	
Mr. Henry Chapman,	

Noes, 40.

Mr. Lyne,	Mr. Ferguson,
Mr. McFarlane,	Mr. Ewing,
Mr. Wright,	Mr. Affleck,
Mr. Kidd,	Mr. Watkins,
Mr. See,	Mr. Miller,
Mr. Rawlinson,	Mr. Ellis,
Mr. Price,	Mr. Ashton,
Mr. Perry,	Mr. Chanter,
Mr. Watson,	Mr. Molesworth,
Mr. Carroll,	Mr. Thomas,
Mr. Donnelly,	Mr. Macdonald,
Mr. Pycers,	Mr. Schey,
Dr. Ross,	Mr. Wood,
Mr. Mackay,	Mr. Edden,
Mr. Hayes,	Mr. Black,
Mr. Travers Jones,	Mr. Millen,
Mr. F. Clarke,	Mr. Anderson.
Mr. Barnes,	<i>Tellers,</i>
Mr. Griffith,	Mr. Gormly,
Mr. McGowen,	Mr. Rose.
Mr. Cann,	

*Words left out.*

And the clause having been further amended as indicated.

No. 18.

SAME BILL.

*Same clause.*

Question put,—That the Clause, as amended, stand part of the Bill.

Committee divided.

Ayes, 48.

Mr. Brunker,	Mr. Cann,
Mr. Frank Farnell,	Mr. McGowen,
Mr. Garrard,	Mr. Thomas,
Mr. Fegan,	Mr. Harris,
Mr. Sydney Smith,	Mr. Anderson,
Mr. Young,	Mr. Lee,
Mr. Reid,	Mr. Archibald Campbell,
Mr. Moore,	Mr. Alexander Campbell,
Mr. Carruthers,	Mr. Hogue,
Mr. Macdonald,	Mr. McLean,
Mr. Russell Jones,	Mr. Mahony,
Mr. O'Reilly,	Mr. William Morgan,
Mr. Watkins,	Mr. Martin,
Mr. Ellis,	Mr. Whiddon,
Mr. Kelly,	Mr. Cook,
Mr. Wood,	Mr. Schey,
Dr. Hollis,	Mr. Edden,
Mr. Molesworth,	Mr. Fowler,
Mr. Affleck,	Mr. Henry Chapman,
Mr. Wilks,	Mr. Shipway,
Mr. Law,	Mr. Watson.
Mr. Black,	<i>Tellers,</i>
Mr. Newman,	Mr. Parkes,
Mr. Griffith,	Mr. Hawthorne.
Mr. Collins,	

Noes, 26.

Mr. Kidd,	<i>Tellers,</i>
Mr. Wright,	Mr. F. Clarke,
Mr. See,	Mr. Hayes.
Mr. Lyne,	
Mr. Rawlinson,	
Mr. Price,	
Mr. Miller,	
Mr. Perry,	
Mr. James Morgan,	
Mr. McFarlane,	
Mr. Barnes,	
Mr. Chanter,	
Mr. Travers Jones,	
Mr. Mackay,	
Dr. Ross,	
Mr. Pycers,	
Mr. Donnelly,	
Mr. Millen,	
Mr. Ashton,	
Mr. Rigg,	
Mr. Gormly,	
Mr. Stevenson,	
Mr. Ferguson,	
Mr. Morton.	

*Clause, as amended, agreed to.*

Clauses 13 to 24 having been dealt with, and clause 25 read and considered.

And the Committee continuing to sit after Midnight,—

THURSDAY, 14 MARCH, 1895, A.M.

Clause 25 having been further considered and dealt with,—

On motion of Mr. Reid the Chairman left the Chair to report progress and ask leave to sit again To-morrow.

THURSDAY, 14 MARCH, 1895.

No. 19.

LAND AND INCOME TAX ASSESSMENT BILL.

Clauses 26 to 54 having been dealt with,—

Clause 55. The Colonial Treasurer shall upon the Governor's warrant pay out of the Consolidated Revenue Fund, all moneys required to be expended under section fifty-four of this "Act." Provided always that all recommendations made under the previous section shall be laid upon the Table of each House of Parliament within thirty days if Parliament be then in Session, and if not, then within seven days after Parliament shall meet. (*Read.*)

Motion

Motion made (*Mr. Rose*) to add after the word "Act" at the end of the clause the words "provided that such sum shall not exceed fifteen thousand pounds per annum."

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

Committee divided.

Ayes, 6.

Mr. Rose,  
Mr. McFarlane,  
Mr. Miller,  
Mr. Ellis.

*Tellers,*

Mr. Crick,  
Mr. Wood.

Noes, 49.

Mr. Brunker,  
Mr. Carroll,  
Mr. Russell Jones,  
Mr. Frank Farnell,  
Mr. Cann,  
Mr. Reid,  
Mr. Collins,  
Mr. Carruthers,  
Mr. Gould,  
Mr. Cook,  
Mr. Hogue,  
Mr. Chanter,  
Mr. Barnes,  
Mr. Travers Jones,  
Mr. Rawlinson,  
Mr. Perry,  
Mr. Mackay,

Mr. Griffith,  
Mr. Cameron,  
Mr. Piddington,  
Mr. Wilks,  
Mr. Molesworth,  
Mr. Affleck,  
Mr. Gormly,  
Mr. Law,  
Mr. Hawthorne,  
Mr. Smailes,  
Mr. Stevenson,  
Mr. McLean,  
Mr. Morton,  
Mr. Martin,  
Mr. Storey,  
Mr. Rigg,  
Mr. Millard,

Mr. Alexander Campbell,  
Mr. Gardiner,  
Mr. Hughes,  
Mr. O'Reilly,  
Mr. Mahony,  
Mr. Bavister,  
Mr. Sleath,  
Mr. Schey,  
Mr. Newman,  
Mr. McGowen,  
Mr. Fegan,  
Mr. Nicholson,  
Mr. Edden.

*Tellers,*

Mr. Watkins,  
Mr. Watson.

*Addition of proposed words negatived.*

The clause having been amended as indicated, was agreed to; and clauses 56 to 66 having been dealt with,—

No. 20.

SAME BILL.

Clause 67. If it is proved to the satisfaction of the Commissioner that the amount paid by any taxpayer as income tax is in excess of the amount properly chargeable under this Act, or that the amount charged as land tax is in excess of the amount properly chargeable thereunder, the Commissioner shall give a certificate to that effect, on production whereof the Colonial Treasurer shall refund the proper amount in each case to the taxpayer or person entitled to receive the "same"; and if any taxpayer proves to the satisfaction of the Commissioner that his income during any year fell short of the sum in respect of which the tax for that year was paid, the Commissioner shall cause the assessment to be amended accordingly, and the overcharge to be refunded as aforesaid; and if it be proved to the satisfaction of the Commissioner that income tax has been paid in respect of any income which by reason of the smallness of the income of the person finally beneficially entitled thereto would have been exempt from taxation if it had been included in a return made by such person of his income, the Commissioner shall cause the amount of such income tax to be refunded as aforesaid: Provided that the claim is made within twelve months of the date when the over payment was made. (*Read.*) Refund in certain cases.

Motion made (*Mr. Affleck*) to insert in line 6, after the word "same," the words "within thirty days," and—Question put.

Committee divided,

Ayes, 13.

Mr. Whiddon,  
Mr. McLean,  
Mr. Cann,  
Mr. Eddon,  
Mr. McGowen,  
Mr. Watkins,  
Mr. Hughes,  
Mr. Watson,  
Mr. Smailes,  
Mr. Griffith,  
Mr. Law.

*Tellers,*

Mr. Affleck,  
Mr. Sleath.

Mr. F. Clarke,  
Mr. Brunker,  
Mr. Macdonald,  
Mr. Perry,  
Mr. Chanter,  
Mr. McFarlane,  
Mr. William Morgan,  
Mr. Reid,  
Mr. Gould,  
Mr. Piddington,  
Mr. Moore,  
Dr. Graham,  
Mr. Frank Farnell,  
Mr. Barnes,  
Mr. Morton,

Noes, 42.

Mr. Travers Jones,  
Mr. Rawlinson,  
Mr. Miller,  
Mr. Shipway,  
Mr. Martin,  
Mr. Kelly,  
Mr. Mackay,  
Mr. Ewing,  
Sir Henry Parkes,  
Mr. Russell Jones,  
Mr. Wood,  
Mr. Storey,  
Mr. Cameron,  
Mr. Wilks,  
Mr. Rigg,

Mr. Stevenson,  
Mr. Collins,  
Mr. Gardiner,  
Mr. Newman,  
Mr. Schey,  
Mr. Fegan,  
Mr. Nicholson,  
Mr. Millard,  
Mr. Cook,  
Mr. Hawthorne.

*Tellers,*

Mr. Alexander Campbell,  
Mr. Molesworth.

*Insertion of proposed words negatived.*

The clause as read having been agreed to, and clauses 68 to 82 dealt with,—

No. 21.

SAME BILL.

Clause 83. In this Act, unless the context otherwise requires,—

"Board" means the Board of Review constituted under this Act, or a Judge of the District Court, or a Magistrate, appointed and sitting as such Board of Review. interpretation.

"Commissioner" means the Commissioner of Taxation.

"Company" includes all bodies or associations corporate or unincorporate.

"District" means a taxation district constituted by or under this Act, and includes any group or combination of districts, and any division or part of a district.

"District Commissioner" means District Commissioner of Taxation.

"Governor" means the Governor with the advice of the Executive Council.

"Income" includes profits, gains, rents, interest, salaries, wages, allowances, pensions, stipends, charges, and annuities.

"Income tax" means the tax or duty imposed or charged in respect of income by any Act in force for the time being as assessed under this Act or any Act amending the same.

"Income chargeable" means the taxable amount less the deductions allowed under this Act.

- "Insurance Companies" includes companies carrying on business as fire, marine, accident, fidelity, or guarantee insurance companies.
- "Land tax" means the land tax imposed as such by any Act in force for the time being as assessed under this Act or any Act amending the same.
- "Mortgage" means and includes any charge whatsoever upon land or interest therein, and whether created by deed, will, or other instrument, or in any other manner.
- "Mortgagee" means and includes the person entitled at law or in equity to a mortgage or any part thereof.
- "Owner" includes every person who is, jointly or severally, whether at law or in equity—
- Entitled to land for any estate of freehold in possession ; or
  - Entitled to land for any such estate of freehold as aforesaid as a married woman, to her separate use, otherwise than through one or more trustees ; or
  - Entitled to appoint to, or to dispose immediately and absolutely of, the fee-simple of any land ; or
  - Who is a settlor, grantor, assignor, or transferor of land comprised in any settlement, grant, assignment, transfer, conveyance, or other instrument, not made *bonâ fide* for valuable consideration ; or
  - Entitled to land partly in one, and partly in another or others of the aforesaid ways
  - Entitled to receive or in actual receipt or if the land were let to a tenant, would be entitled to receive the rents and profits thereof, whether as a beneficial owner, trustee, mortgagee in possession, or otherwise.
- "Person" includes "Company" as defined by this Act.
- "Prescribed" means prescribed by this Act or the regulations thereunder : Provided that where, under this Act, anything is required to be done in the "prescribed form," it shall be sufficient if such thing be done substantially in the form so prescribed, or to the effect thereof.
- "Public notice" means a notice inserted in the *Gazette* or published in any newspaper circulating in a district.
- "Registered" means registered in the office of the Registrar-General or the Lands Titles Office under the provisions of any Act in force in New South Wales for the registration of titles to land deeds and other instruments.
- "Ship" means every description of vessel used in navigation not propelled by oars.
- "Taxpayer" means any person chargeable with land or income tax.
- "This Act" means this Act and the regulations thereunder.
- "Trustee," in addition to every person appointed or constituted such by act of parties, order or declaration of a Court, or by operation of law, includes an executor or administrator, and every person having or taking upon himself the administration or control of real or personal property affected by a trust, or acting in any fiduciary capacity, or having the direction, control, or management of the real or personal property of any person under legal disability.
- "Unimproved value" means, in respect to land, the capital sum for which the fee-simple estate in such land would sell, under such reasonable conditions of sale as a *bonâ fide* seller would require, assuming the ~~visible~~ actual improvements (if any) were not upon it, and, in case of conditionally-purchased land, of which no grant shall have been issued, after deducting also the balances or amount of purchase money due to the Crown in respect of the same : Provided that the unimproved value of lands reclaimed from the sea, or from any harbour or river, or made fit for building purposes by levelling or quarrying, or by the erection of retaining-walls, or by any similar operations or works, shall, ~~if the improvements have been effected within a period of twelve years from the time of valuation,~~ be the capital sum for which the said land would sell under reasonable conditions, after deducting from such sum the cost of the reclamation or making, as well as all other improvements. ~~If, however, such lands have been so reclaimed or made fit for a longer period than twelve years, only the value of improvements other than of such reclaiming or making shall be deducted. (Read.)~~

And the clause having been amended as indicated.

Question put,—That the clause, as amended, stand part of the Bill.

Committee divided.

Ayes, 36.

Mr. Whiddon,	Mr. Piddington,	Mr. Griffith,
Mr. Henry Chapman,	Mr. Gould,	Mr. Hughes,
Mr. Rawlinson,	Mr. Storey,	Mr. Chanter,
Mr. Travers Jones,	Mr. Hawthorne,	Mr. Cann,
Mr. McLean,	Mr. Schey,	Mr. Watkins,
Mr. Millard,	Mr. Alexander Campbell,	Mr. Fegan,
Mr. William Morgan,	Mr. Nowman,	Mr. Dick,
Mr. Shipway,	Mr. Barnes,	Mr. Wilks.
Mr. Brunker,	Mr. Kidd,	
Mr. Smailes,	Mr. McGowen,	Tellers,
Mr. Young,	Mr. Watson,	Mr. Affleck,
Mr. Cook,	Mr. Macdonald,	Mr. Sleath.
Mr. Reid,	Mr. Miller,	

Noes, 3.

Mr. Gardiner.  
Tellers.  
Mr. Wood,  
Mr. Ashton.

Clause, as amended, agreed to.

Postponed clauses 1 and 2 having been dealt with,—

No. 22.

SAME BILL.

Mr. Piddington brought up a new clause, to follow clause 14 of the Bill.

Lands in process of alienation by way of conditional purchase shall be exempt from assessment for taxation under this Act.

Question proposed,—That the new clause, as read, stand part of the Bill.

And the Committee continuing to sit after Midnight,—

Exemption of conditional purchases.

FRIDAY,

FRIDAY, 15 MARCH, 1895, A.M.

Question put,—That the new clause, as read, stand part of the Bill.  
Committee divided.

Ayes, 8.		Noes, 32.	
Mr. Chanter,	}	Mr. Brunker,	Mr. William Morgan,
Mr. Wood,		Sir George Dibbs,	Mr. Schey,
Mr. Newman,		Mr. Kidd,	Mr. Smailes,
Mr. Barnes,		Mr. Gould,	Mr. Macdonald,
Mr. Alexander Campbell,		Mr. Watson,	Mr. Young,
Mr. Rawlinson.		Mr. Sleath,	Mr. McLean,
<i>Tellers,</i>		Mr. Cook,	Mr. Shipway,
Mr. Travers Jones,		Mr. Miller,	Mr. Gardiner,
Mr. Piddington.		Mr. Hughes,	Mr. Watkins,
		Mr. Reid,	Mr. Griffith,
	Mr. Henry Chapman,	Mr. Hawthorne,	Mr. Millard,
	Mr. Whiddon,		Mr. Dick,
			Mr. Fegan,
			Mr. Afleck,
			Mr. Ashton,
			Mr. Storey,
			Mr. Wilks.
			<i>Tellers,</i>
			Mr. McGowen,
			Mr. Cann.

*Proposed new clause negatived.*

No. 23.

SAME BILL.

Mr. Chanter brought up a new clause to follow clause 14 of the Bill.

Nothing in this Act shall apply to any conditionally purchased lands upon which the original conditional purchasers or their transferees shall have continuously resided and shall continue to reside.

Question put,—That the new clause, as read, stand part of the Bill.  
Committee divided.

Ayes, 9.		Noes, 23.	
Mr. Travers Jones,	}	Mr. Shipway,	Mr. Reid,
Mr. Piddington,		Mr. Henry Chapman,	Mr. Dick,
Mr. Miller,		Mr. Watson,	Mr. Young,
Mr. Chanter,		Mr. William Morgan,	Mr. Sleath,
Mr. Wood,		Mr. Cook,	Mr. McGowen,
Mr. Barnes,		Mr. Smailes,	Mr. Watkins,
Mr. Alexander Campbell.		Mr. Gardiner,	Mr. Afleck,
<i>Tellers,</i>		Mr. Wilks,	Mr. Millard,
Mr. Griffith,		Mr. McLean,	Mr. Fegan,
Mr. Newman.		Mr. Brunker,	Mr. Cann,
	Mr. Kidd,	Mr. Hughes.	
	Mr. Hawthorne,	<i>Tellers,</i>	
	Mr. Gould,	Mr. Storey,	
	Mr. Schey,	Mr. Whiddon.	
	Mr. Macdonald,		

*Proposed new clause negatived.*

No. 24.

SAME BILL.

Mr. Reid brought up a new clause to follow clause 26 of the Bill,—

No tax shall be payable in respect of incomes not exceeding three hundred pounds.  
Provided that except in the case of a company the person liable to taxation in respect of an income exceeding three hundred pounds shall be entitled to a deduction of three hundred pounds in the assessment of such income under this Act for the purpose of such taxation.

Question put,—That the new clause, as read, stand part of the Bill.  
Committee divided.

Ayes, 25.		Noes, 10.		
Mr. Brunker,	}	Mr. Miller,	}	
Mr. Travers Jones,		Mr. Watkins,		Mr. Griffith,
Mr. Young,		Mr. Cann,		Mr. Sleath,
Mr. Wood,		Mr. Cook,		Mr. Smailes,
Mr. Reid,		Mr. William Morgan,		Mr. Ashton,
Mr. Macdonald,		Mr. McLean,		Mr. Gardiner,
Mr. Storey,		Mr. Whiddon,		Mr. Hughes,
Mr. Piddington,		Mr. Alexander Campbell,		Mr. Afleck.
Mr. Gould,		Mr. Newman,		<i>Tellers,</i>
Mr. Schey,		Mr. Barnes.		Mr. Watson,
Mr. McGowen,		<i>Tellers,</i>		Mr. Shipway.
Mr. Fegan,		Mr. Hawthorne,		
Mr. Chanter,		Mr. Henry Chapman.		
Mr. Wilks,				

*New clause agreed to.*

On motion of Mr. Reid the Chairman left the Chair to report the Bill with amendments to the House.

R. W. ROBERTSON,  
Acting Clerk Assistant.



1894-5.

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

No. 15.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

WEDNESDAY, 20 MARCH, 1895.

No. 1.

## RESERVES DECLARATORY BILL.

Clause 1. (I) Where land at any time between the first day of January, one thousand eight hundred and eighty-five, and the passing of this Act (inclusive of both dates) has been withdrawn from lease but not reserved from lease generally or in any particular manner, the said land shall, on and after the day when the withdrawal was made, be deemed to have been and to be land reserved from lease generally.

Land withdrawn from lease or license shall be deemed to have been reserved.

Where land at any time between the dates aforesaid has been withdrawn from occupation license, the said land shall, on and after the day when the withdrawal was made, be deemed to have been and to be land reserved from occupation license.

(II) Any notice in the *Gazette* purporting to have been a cancellation or revocation of a withdrawal from lease or from occupation license as aforesaid shall, on and after the day when the notice was published, be deemed to have been and to be a valid revocation of the reservation from lease or from occupation license (as the case may be) effected by virtue of this section.

~~The notice shall also, on and after the said day, be deemed to have had and shall have the effect of adding the land, if situate within the external boundaries of a pastoral or homestead lease or occupation license, to the land under lease or license, and of including it in the lease or license, and of rendering the lessee or licensee liable to the payment of such rent or license fee, and the land described in such notice shall be deemed to have been and to be reserved from sale and lease until further legislation regulating the disposal and letting of the same. (Read.)~~

And the clause having been amended as indicated,—

Motion made (*Mr. Carruthers*), That there be added to the clause the following words:—"And the land described in such notice shall be deemed to have been and to be reserved from sale and lease until further legislation regulating the disposal and letting of the same."

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

Committee divided.

Ayes, 64.

Mr. Brunker,	Mr. Watson,	Mr. Hughes,
Mr. Mahony,	Mr. Alexander Campbell,	Mr. Hogan,
Mr. Reid,	Mr. Millen,	Mr. McFarlane,
Mr. Black,	Mr. Hassall,	Mr. James Morgan,
Mr. Gould,	Mr. Kelly,	Mr. Schey,
Mr. Young,	Mr. Collics,	Mr. Cook,
Mr. Carruthers,	Mr. Joseph Abbott,	Mr. Stevenson,
Mr. Afleck,	Mr. Wilks,	Mr. Gillies,
Mr. Piddington,	Mr. Law,	Mr. Bavister,
Mr. Fitzpatrick,	Mr. Chanter,	Mr. Watkins,
Mr. Sydney Smith,	Mr. See,	Mr. Cann,
Mr. Garrard,	Mr. Travers Jones,	Mr. Henry Chapman,
Mr. Macdonald,	Mr. Mackay,	Mr. Newman,
Mr. Shipway,	Mr. McLean,	Mr. Lee,
Mr. Price,	Mr. Whiddon,	Mr. McGowen,
Mr. Rawlinson,	Mr. Archibald Campbell,	Mr. Edden,
Dr. Ross,	Mr. Harris,	Mr. Carroll,
Mr. Anderson,	Mr. Robert Jones,	Mr. Fegan.
Mr. F. Clarke,	Mr. Griffith,	<i>Tellers,</i>
Mr. William Morgan,	Mr. Barnes,	Mr. Frank Farnell,
Mr. Russell Jones,	Mr. Gornly,	Mr. Storey.
Mr. Hayes,	Mr. Nicholson,	

Noes, 5.

Mr. Thomas Brown,  
Mr. Moore,  
Mr. Sleath.

*Tellers,*

Mr. Wood,  
Mr. Miller.

*Words added.*

*Clause, as amended, agreed to.*

And the remaining clauses of the Bill having been dealt with,—

On motion of Mr. Carruthers, the Chairman left the chair to report the Bill with amendments to the House.

RICHD. A. ARNOLD,  
Clerk Assistant.





1894-5.

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

No. 16.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

WEDNESDAY, 27 MARCH, 1895.

No. 1.

## LOCAL GOVERNMENT BILL.

Clauses 1 and 2 having been postponed,—

Clause 3. The Governor shall by proclamation and within six months from the commencement of this Act, cause the entire area of New South Wales which is not within the boundaries of a municipality at the time of such proclamation, to be divided into districts, and shall by proclamation constitute every such district a Shire, and declare the boundaries and name thereof.

Division of the  
Colony into  
Districts.

And the Governor by such proclamation

- (a) may subdivide any Shire into any number of Ridings not exceeding three five, and declare the boundaries and names thereof;
- (b) shall publish regulations for the proper government of the Shires, provided that such regulations are not contrary to this Act. Provided that the powers conferred by this subsection shall not be exercised over any Shire after the Councillors of such Shire have been elected by the ratepayers.
- (c) shall appoint a day and a place for the first election of Shire officers for such Shire.

(Read.)

And the clause having been amended as indicated,—

Motion made (*Mr. Reid*) to leave out from subclause (a) the word "three," with a view to the insertion of the word "five," instead thereof.

Question put,—That the word proposed to be left out stand part of the clause.

Committee divided.

Ayes, 18.

Mr. Macdonald,  
Mr. Sleath,  
Mr. Wright,  
Mr. Smailes,  
Mr. Griffith,  
Mr. Affleck,  
Mr. Wood,  
Mr. Wall,  
Mr. Miller,  
Mr. Kidd,  
Mr. Archibald Campbell,  
Mr. Watkins,  
Mr. Edden,  
Mr. Alexander Campbell,  
Mr. Travers Jones,  
Mr. Stevenson.

Tellers,

Mr. Hughes,  
Mr. Watson.

Word left out.

525—

Noes, 54.

Mr. Waddell,  
Sir George Dibbs,  
Mr. Rose,  
Mr. Lync,  
Mr. Gould,  
Mr. Frank Farnell,  
Mr. Carruthers,  
Mr. Carroll,  
Mr. Hayes,  
Mr. Brunter,  
Mr. Cruickshank,  
Mr. Hassall,  
Dr. Ross,  
Mr. Donnelly,  
Mr. F. Clarke,  
Mr. Rawlinson,  
Mr. Pyers,  
Mr. Anderson,  
Mr. Perry,

Mr. Kelly,  
Mr. Collins,  
Mr. Mackay,  
Mr. Hogue,  
Mr. Mahony,  
Mr. Sydney Smith,  
Mr. Reid,  
Mr. Storey,  
Mr. Wilks,  
Mr. Rigg,  
Mr. Cook,  
Mr. Hogan,  
Mr. Young,  
Mr. Gardiner,  
Mr. H. H. Brown,  
Mr. Millard,  
Mr. Kirkpatrick,  
Mr. Barnes,  
Dr. Hollis,

Mr. Parkes,  
Mr. William Morgan,  
Mr. Joseph Abbott,  
Mr. Haynes,  
Mr. Garrard,  
Mr. Hawthorne,  
Mr. McLean,  
Mr. Fowler,  
Mr. Newman,  
Mr. Moore,  
Mr. Piddington,  
Mr. Ewing,  
Mr. Dick,  
Mr. Egan.

Tellers,

Mr. Black,  
Mr. Baviester.

No. 2.

SAME BILL.

*Same clause.*

Question put,—That the word "five" proposed to be inserted instead of the word left out, be so inserted.

Committee divided.

Ayes, 51.

Mr. Frank Farnell,	Mr. Black,
Mr. Carruthers,	Mr. Kirkpatrick,
Mr. Brunker,	Mr. Anderson,
Mr. Lyne,	Mr. Hayes,
Mr. Reid,	Mr. Young,
Mr. Gould,	Mr. Millard,
Mr. Sydney Smith,	Dr. Hollis,
Mr. William Morgan,	Mr. Joseph Abbott,
Mr. Garrard,	Mr. Cruickshank,
Mr. Fegan,	Mr. Barnes,
Mr. Cook,	Mr. Gardiner,
Mr. Haynes,	Mr. Dick,
Mr. Rawlinson,	Mr. Carroll,
Mr. Donnelly,	Mr. Fowler,
Dr. Ross,	Mr. McLean,
Mr. Hassall,	Mr. Moore,
Mr. Russell Jones,	Mr. Piddington,
Mr. Rigg,	Mr. Ewing,
Mr. Parkes,	Mr. Mackay,
Mr. Hawthorne,	Mr. Pyers,
Mr. F. Clarke,	Mr. Hogue,
Mr. Kelly,	Mr. Newman.
Mr. Storey,	
Mr. Waddell,	<i>Tellers,</i>
Mr. Collins,	Mr. O'Reilly,
Mr. Bavister,	Mr. Mahony.
Mr. Wilks,	

Noes, 19.

Mr. Griffith,
Mr. Archibald Campbell,
Mr. Rose,
Mr. Wright,
Mr. Wall,
Mr. Kidd,
Mr. Travers Jones,
Mr. Perry,
Mr. Sleath,
Mr. Watkins,
Mr. Miller,
Mr. Wood,
Mr. Smiles,
Mr. Edden,
Mr. Afleck,
Mr. Watson,
Mr. Stevenson.
<i>Tellers,</i>
Mr. Hughes,
Mr. Alexander Campbell.

*Word inserted.*

And the clause having been further amended as indicated,—

No. 3.

SAME BILL.

*Same clause.*

Question put,—That the clause as amended stand part of the Bill.

Committee divided.

Ayes, 54.

Mr. Frank Farnell,	Mr. McLean,
Mr. Storey,	Mr. Parkes,
Mr. Russell Jones,	Mr. Ashton,
Mr. Kirkpatrick,	Mr. Whiddon,
Mr. Cook,	Mr. Martin,
Mr. Reid,	Mr. Carruthers,
Mr. Chapman,	Mr. Moore,
Mr. Brunker,	Mr. Robert Jones,
Mr. Gould,	Mr. Archibald Campbell,
Mr. Watson,	Mr. Anderson,
Mr. Young,	Mr. Rigg,
Mr. Collins,	Mr. William Morgan,
Mr. Black,	Mr. Garrard,
Mr. Morton,	Dr. Graham,
Mr. Griffith,	Mr. Sydney Smith,
Mr. Dick,	Mr. Watkins,
Mr. Bavister,	Mr. Fowler,
Mr. Cann,	Mr. Carroll,
Mr. Hogue,	Mr. O'Reilly,
Mr. Wise,	Mr. Piddington,
Mr. Afleck,	Mr. Thomas Brown,
Mr. Macdonald,	Mr. Newman,
Mr. Wilks,	Mr. McGowen,
Mr. Mackay,	Mr. Schey.
Mr. Joseph Abbott,	
Mr. Millard,	<i>Tellers,</i>
Mr. Mahony,	Mr. Hawthorne,
Mr. Alexander Campbell,	Mr. Fegan.

Noes, 23.

Mr. Lyne,
Mr. James Morgan,
Mr. Wright,
Mr. Miller,
Mr. Kidd,
Mr. Sleath,
Mr. Hughes,
Sir George Dibbs,
Mr. Kelly,
Mr. Cruickshank,
Mr. E. M. Clark,
Mr. Stevenson,
Mr. Wall,
Mr. Travers Jones,
Mr. Donnelly,
Mr. Perry,
Mr. Barnes,
Mr. Hogan,
Dr. Ross,
Mr. Rawlinson,
Mr. F. Clarke.
<i>Tellers,</i>
Mr. H. H. Brown,
Mr. Rose.

*Clause, as amended, agreed to.*

And clauses 4 to 7 having been dealt with, and clause 8 read and partly considered,

On motion of Mr. Reid, the Chairman left the Chair to report progress and ask leave to sit again To-morrow.

RICHD. A. ARNOLD,  
Clerk Assistant.

1894-5.

## LEGISLATIVE ASSEMBLY.

## NEW SOUTH WALES.

No. 17.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

TUESDAY, 2 APRIL, 1895.

No. 1.

## TRADE DISPUTES CONCILIATION AND ARBITRATION ACT, 1892, AMENDMENT BILL.

Clauses 1 to 4 having been dealt with,—

Clause 5. The President of the Council of Arbitration may, by summons in the prescribed form, call upon any person "to attend" and to give evidence, and may call upon any person to produce any books, maps, plans, papers, and documents in his custody or control in any way bearing upon the dispute; and on failure, neglect, or refusal of any person so called upon to appear according to such summons to give evidence or to produce such books, maps, plans, papers, or documents, he shall be liable to a penalty not exceeding "one hundred" pounds, to be recovered summarily before a Stipendiary or Police Magistrate: Provided that where it is shown to the satisfaction of the Council that certain parts of books, maps, plans, papers, or documents to be produced do not relate to the matter before the Council, the party producing the same shall be allowed to seal up such parts: Provided also that no such summons shall be issued unless the President shall be satisfied that the application for the same is reasonable and necessary. Provided further that any books, maps, plans, papers, and documents produced shall be open only to examination by the Council, or such person or persons as the Council may appoint, who shall furnish to the Council, in writing, such information as it may require. Such persons shall be sworn by the President not to divulge any matter contained in such books, maps, plans, papers, and documents, except as hereinbefore provided. (*Read.*)

Witnesses may be summoned to produce documents.

Motion made (*Mr. Storey*), to leave out from line 2 the words "to attend" with a view to insert the words "or persons to attend and give evidence in connection with the case in dispute, and on failure, neglect, or refusal, when called upon to so attend, he shall be liable to a penalty not exceeding ten pounds sterling, to be recovered summarily before a Stipendiary or Police Magistrate," instead thereof.

Question put,—That the words proposed to be left out stand part of the clause.  
Committee divided.

Ayes, 45.

Mr. Cook,	Mr. Carroll,
Mr. Macdonald,	Mr. Law,
Mr. Sydney Smith,	Mr. Wilks,
Mr. Young,	Mr. Thomas Brown,
Mr. Garrard,	Mr. Pycrs,
Mr. Reid,	Mr. Hughes,
Mr. Brunker,	Mr. Gillies,
Mr. Miller,	Mr. Stevenson,
Mr. Frank Farnell,	Mr. Newman,
Mr. O'Sullivan,	Mr. Griffith,
Mr. Hawthorne,	Mr. McGowen,
Mr. Gould,	Mr. Cann,
Dr. Graham,	Mr. Fitzpatrick,
Mr. Millen,	Mr. Nicholson,
Mr. Moore,	Mr. Dick,
Mr. Gardiner,	Mr. Sleath,
Mr. Henry Chapman,	Mr. Edden,
Mr. Mackay,	Mr. Bavister,
Mr. Ashton,	Mr. Black.
Mr. Carruthers,	
Mr. Fegan,	<i>Tellers,</i>
Mr. Smailes,	Mr. Afleck;
Mr. Watson,	Mr. Ferguson.
Mr. Schey,	

Noes, 25.

Mr. James Morgan,	<i>Tellers;</i>
Dr. Ross,	
Mr. Wright,	Mr. Stephen,
Mr. Rose,	Mr. Storey.
Mr. Haynes,	
Mr. F. Clarke,	
Mr. Rawlinson,	
Mr. Perry,	
Mr. Price,	
Mr. Rigg,	
Mr. McLean,	
Mr. Harris,	
Mr. Whiddon,	
Mr. Shipway,	
Mr. Morton,	
Mr. Hogue,	
Mr. Mahony,	
Mr. Martin,	
Mr. Alexander Campbell,	
Mr. Fowler,	
Mr. Millard,	
Mr. Joseph Abbott,	
Mr. H. H. Brown.	

Words stand.

And

And the clause having been amended as indicated,—

No. 2.

SAME BILL.

*Same clause.*

Motion made (*Mr. Perry*), to leave out from lines 6 and 7 the words "one hundred" with a view to the insertion of the words "twenty-five" instead thereof.

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

Committee divided.

Ayes, 37.

Mr. Brunker,	Mr. Law,
Mr. Carroll,	Mr. Gillies,
Mr. Garrard,	Mr. Wilks,
Mr. Reid,	Mr. Collins,
Mr. Fegan,	Mr. Gardiner,
Mr. Miller,	Mr. Millen,
Mr. Macdonald,	Mr. Mackay,
Mr. Smailes,	Mr. Nicholson,
Mr. Schey,	Mr. Hawthorne,
Mr. Griffith,	Mr. Newman,
Mr. Young,	Mr. Edden,
Mr. Sleath,	Mr. Black,
Mr. Ferguson,	Mr. Stevenson,
Mr. Moore,	Mr. Cook,
Mr. McGowen,	Mr. Bavister.
Mr. Thomas Brown,	<i>Tellers,</i>
Mr. Watson,	Mr. Henry Chapman,
Mr. Cann,	Mr. Frank Farnell.
Mr. Afleck,	
Mr. Hughes,	

Noes, 21.

Mr. Lyne,	Mr. Fowler,
Dr. Ross,	Mr. Millard.
Mr. William Morgan,	<i>Tellers,</i>
Mr. Rose,	Mr. Joseph Abbott,
Mr. Price,	Mr. Harris.
Mr. Rawlinson,	
Mr. Perry,	
Mr. Rigg,	
Mr. Hogue,	
Mr. Whiddon,	
Mr. McLean,	
Mr. Stephen,	
Mr. Fitzpatrick,	
Mr. Shipway,	
Mr. McFarlane,	
Mr. Martin,	
Mr. Morton,	

*Words stand.*

No. 3.

SAME BILL.

*Same clause.*

Motion made (*Mr. Garrard*); to add to the clause the following words—"Provided also that no such summons shall be issued unless the President shall be satisfied that the application for the same is reasonable and necessary. Provided further that any books, maps, plans, papers, and documents produced shall be open only to examination by the Council, or such person or persons as the Council may appoint, who shall furnish to the Council, in writing, such information as it may require. Such persons shall be sworn by the President not to divulge any matter contained in such books, maps, plans, papers, and documents, except as herein-before provided."

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

Committee divided.

Ayes, 43.

Mr. Brunker,	Mr. Moore,	Mr. Hughes,
Mr. William Morgan,	Mr. Carruthers,	Mr. Millard,
Mr. Garrard,	Mr. Hogue,	Mr. Afleck,
Mr. Reid,	Mr. Watson,	Mr. Gillies,
Mr. Smailes,	Mr. Rigg,	Mr. Hawthorne,
Mr. Macdonald,	Mr. Gardiner,	Mr. Stephen,
Mr. Law,	Mr. Griffith,	Mr. Carroll,
Mr. Shipway,	Mr. Mackay,	Mr. Stevenson,
Mr. Frank Farnell,	Mr. Newman,	Mr. Cook,
Mr. Millen,	Mr. Kelly,	Mr. Black,
Mr. Young,	Mr. Martin,	Mr. McGowen.
Mr. Henry Chapman,	Mr. Rose,	<i>Tellers,</i>
Mr. Sleath,	Mr. Cann,	Mr. Fowler,
Mr. Ferguson,	Mr. Joseph Abbott,	Mr. Morton.
Mr. Anderson,	Mr. Harris,	

Noes, 11.

Dr. Ross,
Mr. Fegan,
Mr. Thomas Brown,
Mr. Miller,
Mr. Price,
Mr. Rawlinson,
Mr. Perry,
Mr. Nicholson,
Mr. Edden.
<i>Tellers,</i>
Mr. Wilks,
Mr. Schey.

*Addition of proposed words agreed to.*

No. 4.

SAME BILL.

*Same clause.*

Question put,—That the clause, as amended, stand part of the Bill.

Committee divided.

Ayes, 39.

Mr. Brunker,	Mr. Stephen,	Mr. Black,
Mr. Garrard,	Mr. Anderson,	Mr. Cook,
Mr. Reid,	Mr. Moore,	Mr. Watson,
Mr. Smailes,	Mr. Carruthers,	Mr. Afleck,
Mr. Macdonald,	Mr. Schey,	Mr. Thomas Brown,
Mr. Law,	Mr. Bavister,	Mr. Fegan,
Mr. Hughes,	Mr. Mackay,	Mr. Wilks,
Mr. Shipway,	Mr. Edden,	Mr. Cann,
Mr. Frank Farnell,	Mr. Newman,	Mr. Gillies.
Mr. Millen,	Mr. McGowen,	<i>Tellers,</i>
Mr. Young,	Mr. Stephenson,	Mr. Hawthorne,
Mr. Henry Chapman,	Mr. Nicholson,	Mr. Griffith.
Mr. Sleath,	Mr. Carroll,	
Mr. Ferguson,	Mr. Gardiner,	

Noes, 12.

Mr. Lyne,
Mr. Miller,
Mr. Price,
Mr. Rawlinson,
Mr. Rose,
Mr. Joseph Abbott,
Mr. Millard,
Mr. Rigg,
Mr. Morton,
Mr. Hogue,
<i>Tellers,</i>
Mr. McFarlane,
Dr. Ross.

*Clause, as amended, agreed to.*

And the remaining clauses of the Bill having been dealt with,—

And

And the Committee continuing to sit after Midnight,—

WEDNESDAY, 3 APRIL, 1895, A.M.

New clauses having been dealt with,—

The Committee reported a Point of Order for the decision of the House, as to whether a new clause was in order, which would authorise Government employes to make use of the provisions of the Bill, and which the Chairman had considered to be beyond the scope of the Bill, and to interfere with the rights of the Crown,—

And having resumed, the opinion of the Chairman having been sustained,—

On motion of Mr. Garrard, the Chairman left the Chair to report the Bill with amendments to the House.

WEDNESDAY, 3 APRIL, 1895.

No. 5.

LOCAL GOVERNMENT BILL.

Clauses 8 to 13 having been dealt with,—

Clause 14. All land, together with any buildings or structures thereon, and whether such land, buildings or structures be the property of Her Majesty or not, shall be ratable property within the meaning of this Act except,

- (a) Land vested in or in the occupation of, or held in trust for, any Shire or the council thereof—
- (b) Commons, public parks, and reserves for public recreation, health or convenience, cemeteries, public hospitals, benevolent institutions and buildings used exclusively for public charitable purposes, churches and other buildings used exclusively for public worship, Schools of Art, Mechanics Institutes, and Public Libraries, fortifications and barracks or quarters connected therewith, "buildings occupied by the Government of New South Wales for any public purpose," and such Crown lands as are not under lease or license, or as may be declared by the Governor, by notification in the *Gazette*, to be exempt from Shire rates.
- (c) Lands, premises, and other property belonging to or held in trust for the Crown or the public which may be declared to be exempt from Shire rates and taxes by any Act now or hereafter to be passed. (*Read.*)

Motion made (*Mr. Perry*), to omit from lines 5 and 6 of sub-clause (b) the words "buildings occupied by the Government of New South Wales for any public purpose,"

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

Committee divided.

Ayes, 47.

Mr. Brunker,	Mr. Affleck,
Mr. Gould,	Mr. Ashton,
Mr. Cook,	Mr. Watson,
Mr. Carruthers,	Mr. Gardiner,
Mr. Wilkinson,	Mr. Millard,
Mr. Frank Farnell,	Mr. Milson,
Mr. Reid,	Mr. O'Reilly,
Mr. Fegan,	Mr. H. H. Brown,
Mr. Stephen,	Mr. Gillies,
Mr. Dick,	Mr. Law,
Mr. Newman,	Mr. Wilks,
Mr. Smailes,	Mr. Kidd,
Mr. Macdonald,	Mr. Anderson,
Mr. Tonkin,	Dr. Hollis,
Mr. Garrard,	Mr. Black,
Mr. Moore,	Mr. Gormly,
Mr. Rigg,	Mr. Carroll,
Mr. Parkes,	Mr. Barister,
Mr. McLean,	Mr. Wood,
Dr. Graham,	Mr. Mackay.
Mr. Whiddon,	<i>Tellers,</i>
Mr. Martin,	Mr. Waddell,
Sir Henry Parkes,	Mr. Cann.
Mr. Lyne,	
Mr. Kelly,	

Noes, 22.

Mr. Wright,
Mr. McFarlane,
Mr. Price,
Mr. F. Clarke,
Mr. Piddington,
Mr. Watkins,
Mr. Edden,
Mr. Sleath,
Mr. Miller,
Mr. E. M. Clark,
Mr. Nicholson,
Mr. Fowler,
Mr. Stevenson,
Mr. Rose,
Mr. Donnelly,
Mr. Travers Jones,
Mr. Barnes,
Dr. Ross,
Mr. Pyers,
Mr. James Morgan.

*Tellers,*

Mr. Perry,  
Mr. Rawlinson.

*Words stand.*

*Clause, as read, agreed to.*

And clause 15 having been dealt with,—

No. 6.

SAME BILL.

Clause 16. For the purpose of making such valuation and return every valuer—

(I) Shall have a right of entry at all reasonable hours in the day-time into and upon any ratable property within the Shire.

(II) May put questions in the prescribed manner to any owner or persons in occupation or charge of ratable property upon all matters necessary to enable such valuer to state correctly the several particulars required to be stated in his valuation and return. And if, after being informed by such valuer of his purpose in putting such questions, and of his authority under this Act to put the same, any such owner or person refuses or wilfully omits to answer the same, to the best of his knowledge and belief, or wilfully makes any false answer or statement in reply to any such question, such owner or person shall, for every such offence, be liable to a penalty not exceeding ten pounds. (*Read.*)

Valuer may enter on premises.

May make enquiries.

Motion

Motion made (*Mr. Reid*), to insert after the word "questions" in the first line of sub-clause (ii) the words "in the prescribed manner."

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

Committee divided.

Ayes, 71.

Mr. Frank Farnell,	Mr. Robert Jones,	Mr. Harris,
Mr. Brunker,	Mr. Perry,	Mr. Stephen,
Mr. Cook,	Mr. Kelly,	Mr. Griffith,
Mr. Carruthers,	Mr. Millen,	Mr. Ashton,
Mr. William Morgan,	Mr. O'Sullivan,	Dr. Hollis,
Mr. Price,	Mr. Wise,	Mr. McFarlane,
Mr. Reid,	Mr. Lyne,	Mr. Smailes,
Mr. Newman,	Mr. Waddell,	Mr. Moore,
Mr. Garrard,	Mr. Cameron,	Mr. Hawthorne,
Mr. Piddington,	Mr. Russell Jones,	Mr. Law,
Mr. Mahony,	Mr. Knox,	Mr. Alexander Campbell,
Mr. Macdonald,	Mr. Watson,	Mr. Martin,
Mr. Morton,	Mr. Watkins,	Mr. Anderson,
Mr. Travers Jones,	Mr. Millard,	Mr. Wilkinson,
Dr. Ross,	Mr. McLean,	Mr. O'Reilly,
Mr. Barnes,	Mr. Bavister,	Mr. Fegan,
Mr. Rawlinson,	Mr. Cann,	Mr. Schey,
Mr. Rigg,	Mr. Black,	Mr. Thomas Brown,
Mr. James Morgan,	Mr. Joseph Abbott,	Mr. Fowler,
Mr. Parkes,	Mr. Mackay,	Mr. Stevenson.
Mr. Sleath,	Mr. Hughes,	<i>Tellers,</i>
Dr. Graham,	Mr. Nicholson,	
Mr. Gould,	Mr. Wilks,	Mr. Hogue,
Mr. Young,	Mr. Wood,	Mr. Affleck.
Mr. Wright,		

Noes, 6.

Mr. Carroll,  
Mr. Edden,  
Mr. Gillies,  
Mr. Ellis.  
*Tellers,*  
Mr. Dick,  
Mr. E. M. Clark.

*Words inserted.*

And the clause having been further amended as indicated,—

*Clause, as amended, agreed to.*

And clauses 17 to 28 having been dealt with,—

No. 7.

SAME BILL.

Clause 29. (i) The Council of every Shire by their Surveyor, or any person authorised by them in writing, may enter and search for, dig, raise, gather, take and carry away on and from any land within such Shire, and in and from any river, creek, or watercourse; and in and from any Crown lands lawfully set apart for the purpose, any materials necessary for making or maintaining any matter or thing which the council are by this Act authorised to make or maintain.

(ii) The council in the exercise of the said powers shall not damage any building, highway, bridge, or ford, or divert or interrupt the course of any river or creek, or search for, dig, raise, gather, or take, or carry away any such materials within *one hundred yards* of "any" bridge, dam, jetty, or other like structure.

(iii) The council shall make compensation to the owners and occupiers of any lands, for any damage which they sustain through the exercise of any of the powers conferred by this section and the last preceding section, such compensation may be recovered in a summary way before two Justices, or before any Court of competent jurisdiction.

(iv) The council shall fill up any pit or hole from which materials are taken, or securely fence the same.

Provided that, except in case of emergency, these powers shall not be exercised until one month's notice shall have been given, and such powers shall not be exercised at all if within that period the material required is delivered by the owner or occupier to the place where it is required, and in that case the council shall be liable to pay the expense of getting and removal. (*Read.*)

Motion made (*Mr. Perry*), to insert after the word "any" in the last line of sub-clause (ii), the word "building"

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

Committee divided.

Ayes, 14.

Mr. Pyers,  
Mr. Rawlinson,  
Mr. Lyne,  
Mr. James Morgan,  
Mr. Kelly,  
Mr. Perry,  
Mr. Price,  
Mr. F. Clarke,  
Mr. E. M. Clark,  
Mr. Hughes,  
Mr. Wood,  
Mr. Barnes.

*Tellers,*

Mr. Travers Jones,  
Dr. Ross.

Mr. Garrard,  
Mr. O'Reilly,  
Mr. Brunker,  
Mr. Wilkinson,  
Mr. Wilks,  
Mr. Gould,  
Mr. Young,  
Mr. Frank Farnell,  
Mr. Gillies,  
Mr. Reid,  
Mr. Affleck,  
Mr. Whiddon,  
Mr. Knox,  
Mr. McFarlane,  
Mr. Henry Chapman,  
Mr. Newman,  
Mr. Griffith,  
Mr. Watkins,

Noes, 52.

Mr. Schey,  
Mr. Cameron,  
Mr. Smailes,  
Mr. Cook,  
Mr. Edden,  
Mr. Carroll,  
Mr. Moore,  
Mr. McLean,  
Mr. Thomas Brown,  
Mr. Stephen,  
Mr. Hogue,  
Mr. Parkes,  
Mr. William Morgan,  
Mr. Russell Jones,  
Mr. Robert Jones,  
Mr. Rigg,  
Mr. Millen,  
Mr. Millard,

Mr. Macdonald,  
Mr. Mackay,  
Mr. Mahony,  
Mr. Sleath,  
Mr. Harris,  
Mr. Anderson,  
Mr. Fegan,  
Mr. Watson,  
Mr. Cann,  
Mr. Bavister,  
Mr. Carruthers,  
Mr. McGowen,  
Mr. Collins,  
Mr. Nicholson.

*Tellers,*

Mr. Black,  
Dr. Hollis.

*Insertion of proposed word negatived.*

And

Right to procure materials for streets.

Compensation for damages.

And the clause having been amended as indicated,—

*Clause, as amended, agreed to.*

Clauses 30 to 42 having been dealt with,—

And the Committee continuing to sit after Midnight,—

THURSDAY, 4 APRIL, 1895, A.M.

Clauses 43 to 46 dealt with.

On motion of Mr. Reid, the Chairman left the Chair to report progress and ask leave to sit again To-morrow.

THURSDAY, 4 APRIL, 1895.

No. 8.

LOCAL GOVERNMENT BILL.

Clauses 47 to 59 having been dealt with,—

Clause 60. Notwithstanding anything contained in section one hundred and ninety of the Principal Act, the council of every municipality and the council of every Shire may, with the approval of the Governor, in accordance with such regulations as may be prescribed, borrow money for permanent works and undertakings, or to liquidate the principal money owing by the council on account of any previous loan: Provided that—

- (a) The indebtedness on account of loans shall not exceed ~~ten~~ five times the amount of the then annual revenue arising from general "rates."
- (b) All moneys shall be borrowed on the credit of the whole municipality or Shire, and shall be a charge upon the whole revenues and properties of the municipality or Shire.
- (c) The council shall, before adopting any proposition to borrow, advertise the particulars of such proposed loan according to the prescribed form in the *Gazette*, and also in some newspaper circulating generally in the district.
- (d) Within one month from the last publication ~~twenty~~ one-fifth of the number of ratepayers may demand that the question of raising such loan be submitted to the ratepayers' vote.
- (e) The provisions contained in section thirty-five of this Act relative to the apportionment of liabilities under section one hundred and ninety of the Principal Act shall apply to the mortgagees, lenders, or debenture holders in respect of loans under this section.

Provided that nothing herein contained shall validate or in any way affect any loan raised under the provisions of the said section one hundred and ninety of the Principal Act, before the commencement of this Act, in excess of the amount authorised to be raised by the said section. (*Read.*)

And the clause having been amended as indicated,—

Motion made (*Mr. Watson*), to insert after the word "rates" at the end of sub-clause (a) the words "excepting in cases where the loan is to be applied to some special work which must previously have been assented to by the ratepayers in the manner hereinbefore provided."

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

Committee divided.

Ayes, 25.

Mr. Ferguson,	<i>Tellers,</i>
Mr. Hughes,	Mr. Macdonald,
Mr. Sicath,	Mr. Griffith.
Mr. Moore,	
Mr. Law,	
Mr. Cann,	
Mr. Hawthorne,	
Mr. Watson,	
Mr. Dick,	
Mr. Gillies,	
Mr. Watkins,	
Mr. Afleck,	
Mr. O'Reilly,	
Mr. Black,	
Dr. Hollis,	
Mr. Gardiner,	
Mr. Edden,	
Mr. Wood,	
Mr. E. M. Clark,	
Mr. Kelly,	
Mr. Mackay,	
Mr. Fegan,	
Mr. Buvister.	

Noes, 48.

Mr. Carroll,	Mr. Henry Chapman,
Mr. Brunker,	Mr. Stevenson,
Mr. O'Sullivan,	Mr. Hassall,
Mr. Lyne,	Mr. Millard,
Mr. James Morgan,	Mr. Harris,
Mr. Kidd,	Mr. Mahony,
Mr. Price,	Mr. Nicholson,
Mr. Fitzpatrick,	Mr. Rigg,
Mr. Reid,	Mr. Molesworth,
Mr. Garrard,	Mr. McLean,
Mr. Cook,	Mr. Piddington,
Dr. Graham,	Mr. Russell Jones,
Mr. Travers Jones,	Mr. Young,
Mr. Pyers,	Mr. Waddell,
Mr. F. Clarke,	Mr. Anderson,
Mr. Tonkin,	Mr. Joseph Abbott,
Mr. Newman,	Mr. Stephen,
Mr. Perry,	Mr. Ellis,
Mr. Rawlinson,	Mr. Cameron,
Mr. Barnes,	Mr. Hogue,
Mr. William Morgan,	Sir Henry Parkes.
Mr. Frank Farnell,	<i>Tellers,</i>
Mr. Carruthers,	Mr. Rose,
Mr. Collins,	Mr. Wilkinson.
Mr. Millen,	

*Insertion of proposed words negatived.*

And the clause having been further amended as indicated,—

*Clause, as amended, agreed to.*

And clause 61 having been negatived.

No. 9.

No. 9.

SAME BILL.

Special audit.

Clause 62. Section one hundred and eighty-four of the Principal Act is hereby repealed, and sections one hundred and eighty-five and one hundred and eighty-six, and the Governor may, from time to time, appoint any inspector of public accounts or any other officer in the Public Service to be a special auditor for the purpose of making a special audit of the accounts of any municipality or Shire, for any period not exceeding two years before the date of the appointment, and the mayor and council clerk or president and Shire clerk shall, on being requested by such auditor, produce and lay before him all books and accounts of the municipality or Shire for such period, and all vouchers in support of the same, and all books, papers, and writings in the power of the council relating thereto. ~~And such auditor shall give seven days' notice, in writing, to the mayor and council clerk or the President and Shire clerk of such intended special audit. The Governor may direct that the costs and expenses of, and connected with, any such special audit shall be paid either wholly or in part out of the municipal rates or the Shire Fund, and may direct that the amount thereof shall be deducted from and retained out of any moneys payable to the council by the Colonial Treasurer by way of endowment or otherwise.~~ All such books, accounts, and vouchers shall be open at any time during office hours to the inspection of any officer appointed by the Governor. (*Read.*)

And the clause having been amended as indicated,—

Motion made (*Mr. Rawlinson*), to insert in place of the words "from time to time" omitted from line 3, the words "and at the request of one-fifth of the number of ratepayers shall"

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

Committee divided.

Ayes, 12.

Mr. Waddell,  
Mr. E. M. Clark,  
Mr. Rawlinson,  
Mr. Dick,  
Mr. Sehey,  
Mr. Watkins,  
Mr. F. Clarke,  
Mr. Edden,  
Mr. Black,  
Mr. Fegan.

*Tellers,*

Mr. Perry,  
Mr. Price.

Noes, 53.

Dr. Graham,  
Mr. Garrard,  
Mr. Hogue,  
Mr. Wilkinson,  
Mr. Mackay,  
Mr. Cook,  
Mr. Barnes,  
Mr. Sleath,  
Mr. Griffith,  
Mr. Young,  
Mr. Travers Jones,  
Mr. Kelly,  
Mr. Carroll,  
Mr. Brunker,  
Mr. James Morgan,  
Mr. Kidd,  
Mr. Sydney Smith,  
Mr. Frank Farnell,  
Mr. Reid,

Mr. Gould,  
Mr. Russell Jones,  
Mr. Macdonald,  
Mr. Thomas Brown,  
Mr. Moore,  
Mr. Stephen,  
Mr. McLean,  
Mr. Whiddon,  
Mr. Mahony,  
Mr. Carruthers,  
Mr. Molesworth,  
Mr. Asfleck,  
Mr. Stevenson,  
Mr. McGowen,  
Mr. Wood,  
Mr. Cann,  
Mr. Anderson,  
Mr. William Morgan,  
Mr. Nicholson,

Mr. Cameron,  
Mr. Law,  
Mr. Harris,  
Mr. Bavister,  
Mr. Wilks,  
Mr. Gardiner,  
Mr. Millen,  
Mr. Ashton,  
Mr. Watson,  
Mr. Henry Chapman,  
Mr. O'Reilly,  
Mr. Hawthorne,  
Dr. Hollis.

*Tellers,*

Mr. Rigg,  
Mr. Piddington.

*Insertion of proposed words negatived.*

And the clause having been further amended as indicated,—

*Clause, as amended, agreed to.*

And clause 63 having been dealt with,—

No 10.

SAME BILL.

Clause 64. (I) Any ~~twenty~~ number of ratepayers being not less than one-tenth of the number on the roll may, by writing under their hands delivered within the prescribed time and in the prescribed manner to the mayor or council clerk of the municipality, or to the president, or shire clerk of the Shire, demand that any question or matter which by this Act or regulations or by laws made thereunder, may be submitted to the ratepayers' vote shall be so submitted, and thereupon the votes of the ratepayers shall be taken upon such question on a day to be fixed by the mayor of the municipality or the president of the Shire, not less than *twenty-one* nor more than *twenty-five* clear days after the delivery of such demand, and such day shall be forthwith notified in a newspaper circulating generally in the municipality or Shire. On such a day a poll shall be taken, in the manner prescribed for holding elections, "of all ratepayers who desire to forbid the council from proceeding further with the rate or other matter submitted to such vote." At the taking of such poll papers in the prescribed form shall be used instead of ballot-papers, and the presiding officer shall, at the request of any person qualified to vote at elections under this Act, deliver to such person as many of such papers as the number of votes to which such person is entitled.

(II) ~~One scrutineer to be present in every polling booth shall be appointed by the council, and the persons demanding a poll may, by writing under their hands or the hands of a majority of them, appoint one scrutineer to be present in every polling booth.~~

(III)

Vote of  
ratepayers how  
taken.



(iii) Immediately upon the close of the poll the number of votes recorded thereat shall be ascertained, in the manner provided for ascertaining the number of votes at elections, and the returning officer shall, as soon as conveniently may be on or after the day of the poll, give public notice of the number of votes recorded. And the council shall be forbidden to proceed further with any rate, or other matter submitted to the ratepayers' vote if the number of votes recorded against proceeding further with such rate or matter forms one-half of the total number of votes which the voters whose names are on the municipal roll or on the voters' roll of the Shire would be entitled to give a majority of the votes polled are in the negative.

(iv) If the requisite number of votes to forbid the council from proceeding further with the rate or other matter shall not have been given, the council may proceed with such rate or other matter pursuant to the provisions of this Act.

(v) The Governor may make regulations for carrying out the provisions of this section in respect to all matters not specifically provided for thereunder.

(vi) No question which, having been submitted to the ratepayers' vote has been decided by a veto, shall be resubmitted, either in the same form or in substantially the same form, for ~~three years~~ **one year** from the time of taking such vote. Effect of veto.

(vii) All expenses incurred in taking the votes of ratepayers under this section in any municipality or Shire shall be defrayed from the municipal rates or Shire Fund of such Municipality or Shire. Expenses how paid. (*Read.*)

And the clause having been amended as indicated,—

Motion made (*Mr. Moore*), to omit from lines 11 and 12 the words "of all ratepayers who desire to forbid the council from proceeding further with the rate or other matter submitted to such vote."

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

Committee divided.

Ayes, 34.

Mr. Cook,	Mr. Hogue,
Mr. Gould,	Mr. Whiddon,
Mr. Sydney Smith,	Mr. Fegan,
Mr. Frank Farnell,	Mr. Kelly,
Mr. Reid,	Mr. Stephen,
Mr. Millen,	Mr. Gardiner,
Mr. Carruthers,	Mr. Affleck,
Mr. Kidd,	Mr. Henry Chapman,
Mr. Young,	Mr. Shipway,
Mr. Wilkinson,	Mr. Millard,
Mr. Tonkin,	Mr. McLean,
Mr. Brunker,	Mr. Anderson,
Mr. Garrard,	Mr. Mackay,
Mr. Travers Jones,	Mr. Bavister.
Mr. William Morgan,	<i>Tellers,</i>
Mr. Rigg,	
Dr. Graham,	Mr. Piddington,
Mr. Mahony,	Mr. Gillies.

Noes, 25.

Mr. Sleath,	Mr. Watson,
Mr. McFarlane,	Mr. Schey,
Mr. Law,	Mr. Wilks,
Mr. Price,	Mr. Watkins,
Mr. Thomas Brown,	Mr. Carroll.
Mr. Ashton,	<i>Tellers,</i>
Mr. Moore,	
Mr. Pyers,	Mr. Black,
Mr. Wood,	Mr. E. M. Clark.
Mr. Griffith,	
Mr. Macdonald,	
Mr. Rawlinson,	
Mr. Russell Jones,	
Mr. Edden,	
Mr. Nicholson,	
Mr. Barnes,	
Mr. Cann,	
Mr. McGowen,	

*Words stand.*

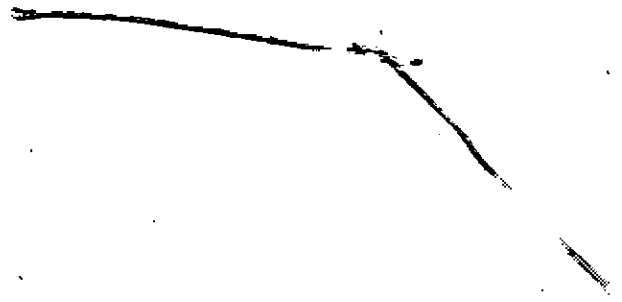
And the clause having been further amended as indicated,—

*Clause, as amended, agreed to.*

And clauses 65 to 70 having been dealt with,—

On motion of Mr. Reid, the Chairman left the Chair to report progress and ask leave to sit again on Wednesday next.

RICHD. A. ARNOLD,  
Clerk Assistant.



1894-5.

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

No. 18.

## WEEKLY REPORT OF DIVISIONS

IN  
COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

TUESDAY, 9 APRIL, 1895.

No. 1.

CROWN LANDS BILL (Consideration of the Legislative Council's amendments, referred to in Message of 3rd April, 1895).

The amendments in clauses 1 and 2 having been dealt with,—

Page 2, clause 3, line 35. After "holdings" insert "But this section shall apply only to lands in regard to which the lessee has consented to its application, or as to which the Local Land Board of the land district in which the land is situated or the Land Court on appeal shall, after inquiry, report to the Minister that having regard to the area and nature of the Crown lands in the said district then available for settlement, it is necessary for the purposes of bona fide settlement that such lands should be made available for settlement by other holdings; upon such inquiry the lessee may be a party, and there shall be a right of appeal to the Land Court in regard to such report: Provided that prior to any withdrawals withdrawal being made, taking effect, the Local Land Board shall make inquiry and report to the Minister with respect to the proposed withdrawal, and the Minister may modify or cancel any notice affecting the same, and provided further that the each leasehold area shall be divided by the Minister into two parts as nearly equal in area as practicable, and the part from which withdrawals may be made shall be defined, and notice thereof given to the lessee" (Considered.)

The amendment having been amended as indicated,—

Motion made (Mr. Carruthers), to further amend the amendment by leaving out from line 10 the words "being made" and inserting the words "taking effect" instead thereof.

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

Committee divided.

Ayes, 15.

Mr. Watkins,  
Mr. Griffith,  
Mr. Gardiner,  
Mr. F. Clarke,  
Mr. Carroll,  
Mr. Ferguson,  
Mr. Perry,  
Mr. Hughes,  
Mr. Rose,  
Mr. Cann,  
Mr. Chanter,  
Mr. Gornly,  
Mr. Watson.

Tellers,

Mr. Wood,  
Mr. Moore.

Noes, 51.

Mr. Brunker,  
Mr. Gould,  
Mr. Sydney Smith,  
Mr. James Morgau,  
Mr. Wall,  
Mr. O'Sullivan,  
Mr. O'Reilly,  
Mr. Carruthers,  
Mr. Cook,  
Mr. Hogan,  
Mr. Waddell,  
Mr. Ewing,  
Mr. See,  
Mr. Archibald Campbell,  
Mr. Young,  
Mr. Hayes,  
Mr. Parkes,  
Mr. McLean,

Mr. Rigg,  
Mr. Millen,  
Mr. Cameron,  
Mr. Lyne,  
Mr. Stephen,  
Sir Henry Parkes,  
Mr. Ashton,  
Mr. Anderson,  
Mr. Affleck,  
Mr. Mackay,  
Mr. Kidd,  
Mr. Stevenson,  
Mr. Martin,  
Mr. H. H. Brown,  
Mr. Nicholson,  
Mr. Storey,  
Mr. Tonkin,  
Mr. Collins,

Dr. Hollis,  
Mr. Dick,  
Mr. Black,  
Mr. Garrard,  
Mr. Hawthorne,  
Mr. Law,  
Mr. McFarlane,  
Mr. Lee,  
Mr. Newman,  
Mr. Edden,  
Mr. Whiddon,  
Mr. Bavister,  
Mr. Fegan.

Tellers,

Mr. Kelly,  
Mr. Piddington.

Words left out.

The amendment having been further amended as indicated,—

And the remaining amendments in clause 3 agreed to,—

No. 2.

NOTE.—Amendments made by the Committee of the Whole in the Council's amendments in this Bill are shown by the words struck out being underlined, and the words inserted being printed in *italics*.

No. 2.

SAME BILL.

Page 4, clause 4. *After* subsection (i) *insert* new subsection (ii) Any improvements upon lands held under the preferential occupation license, being improvements effected by the licensee after the commencement of the license, shall for the purposes and subject to the provisions of section forty-four of the "Crown Lands Act of 1889," be taken to be the property of the licensee.

Page 4, clause 4, line 36. *After* "year" *insert* "and the last holder thereof shall be entitled to tenant right (as the same is hereinafter defined) in such improvements as are hereby required to be taken to be the property of the licensee"

Page 4, clause 4. At the end of clause *add* "But all improvements on such lands, being improvements effected by the lessee thereof during the said extended term of a pastoral lease or during any of the aforesaid periods (if any) added thereto other than improvements effected before the date of the inquiry held by the Board under the provisions of section forty-three of the 'Crown Lands Act of 1889,' or improvements forfeited or forfeitable to or vested in the Crown, shall be taken to be the property of the licensee, and subject to the provisions of this section may be dealt with under the provisions of section forty-four of the 'Crown Lands Act of 1889.'" (*Considered.*)

The Committee having disagreed to the amendments in Clause 4.

Motion made (*Mr. Carruthers*), to add to the clause the following words:—

Improvements

Improvements made after the commencement of this Act, being "made with the consent of the Crown," upon any lands within the Central Division, which, at the date of the making of the said improvements, are held under pastoral lease shall, upon the said lands ceasing to be the subject of the pastoral lease and becoming the subject of a preferential occupation license, be taken to be the property of the "licensee" for all purposes of section forty-four of the "Crown Lands Act of 1889."

Improvements made with the consent of the Crown upon any lands within the Central Division which, at the date of the making of the said improvements are held under preferential occupation license, shall be taken to be the property of the licensee for all purposes of section forty-four of the "Crown Lands Act of 1889."

Notwithstanding anything contained in section forty-four of the "Crown Lands Act of 1889," any appraisalment of such improvements shall be made on the basis of their value to the land taken and to an incoming tenant.

If the Governor refuse to renew the preferential occupation license of lands containing any such improvements as are hereinbefore mentioned, the last holder of the license shall have tenant right (as the same is hereinafter defined) in the said improvements.

Improvements made after the commencement of this Act upon lands within the Central Division, which, at the date of the making of the said improvements are held under pastoral lease or preferential occupation license, shall, if made without the consent of the Crown, be the property of the Crown.

The consent of the Crown to the making of improvements may be given by such authorities, and shall be evidenced in such manner as may be prescribed.

Motion made (*Mr. Chanter*), to amend the words proposed to be added by leaving out from lines 1 and 2 the words "made with the consent of the Crown."

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

Committee divided.

Ayes, 63.

Mr. Piddington,	Mr. Cameron,	Mr. Black,
Mr. Sydney Smith,	Mr. Griffith,	Dr. Hollis,
Mr. Hayes,	Mr. Hughes,	Mr. Storey,
Mr. Gould,	Mr. O'Sullivan,	Mr. Lee,
Mr. Carruthers,	Mr. Kelly,	Mr. Wall,
Mr. Ashton,	Mr. Carroll,	Mr. Edden,
Mr. Brunker,	Mr. Lyne,	Mr. Cann,
Mr. Reid,	Mr. Collins,	Mr. Dick,
Mr. Millea,	Mr. Smailes,	Mr. Stevenson,
Mr. Young,	Mr. O'Reilly,	Mr. Russell Jones,
Mr. Newman,	Mr. Law,	Mr. H. H. Brown,
Mr. Haynes,	Mr. Wilks,	Mr. Fegan,
Mr. Shipway,	Mr. Nicholson,	Mr. Willis,
Mr. Mahony,	Mr. Joseph Abbott,	Mr. James Morgan,
Mr. McLean,	Mr. Mackay,	Mr. Watkins,
Mr. Stephen,	Mr. Rigg,	Mr. Watson,
Mr. Parkes,	Mr. Hogue,	Mr. Sleath.
Mr. Affleck,	Mr. Whiddon,	<i>Tellers,</i>
Mr. Archibald Campbell,	Mr. Anderson,	
Mr. Rawlinson,	Mr. Alexander Campbell,	Mr. Gardiner,
Mr. Henry Chapman,	Mr. Knox,	Mr. Hassall.
Mr. Cook,	Mr. Tonkin,	

Noes, 15.

Mr. See,
Mr. Chanter,
Mr. Peyer,
Dr. Ross,
Mr. F. Clarke,
Mr. Perry,
Mr. Travers Jones,
Mr. Fitzpatrick,
Mr. Rose,
Mr. Wood,
Sir Henry Parkes,
Mr. Ewing,
Mr. Thomas Brown.
<i>Tellers,</i>
Mr. Gormly,
Mr. Moore.

Words stand.

No. 3.

## No. 3.

## SAME BILL.

*Same clause.*

Motion made (*Mr. Chanter*), to leave out from line 6 of the words proposed to be added, the word "licensee" and insert the word "Crown" instead thereof.

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

Committee divided.

## Ayes, 62.

Mr. Shipway,	Mr. Cameron,	Mr. Edden,
Mr. Piddington,	Mr. Hughes,	Mr. Wall,
Mr. Hayes,	Mr. Sleath,	Mr. Lee,
Mr. Gould,	Mr. Kelly,	Mr. James Morgan,
Mr. Carruthers,	Mr. O'Sullivan,	Dr. Hollis,
Mr. Ashton,	Mr. Watson,	Mr. Black,
Mr. Brunker,	Mr. Lyne,	Mr. Tonkin,
Mr. Reid,	Mr. Collins,	Mr. Dick,
Mr. Millen,	Mr. Smailes,	Mr. Watkins,
Mr. Young,	Mr. Fegan,	Mr. Carroll,
Mr. Newman,	Mr. Gardiner,	Mr. Russell Jones,
Mr. Haynes,	Mr. Alexander Campbell,	Mr. See,
Mr. Fitzpatrick,	Mr. Anderson,	Mr. Griffith,
Mr. Cook,	Mr. Whiddon,	Mr. O'Reilly,
Mr. Archibald Campbell,	Mr. Hogue,	Mr. Frank Farnell,
Mr. Henry Chapman,	Mr. Rigg,	Mr. Stevenson.
Mr. Rawlinson,	Mr. Mackay,	<i>Tellers,</i>
Mr. Affleck,	Mr. Joseph Abbott,	Mr. Mahony,
Mr. Parkes,	Mr. Nicholson,	Mr. Knox.
Mr. Stephen,	Mr. Wilks,	
Mr. McLean,	Mr. Law,	
Mr. Hassall,	Mr. Cann,	

## Noes, 12.

Mr. Wood,
Mr. Chanter,
Mr. Gormly,
Mr. Moore,
Sir Henry Parkes,
Mr. Ewing,
Mr. Thomas Brown,
Mr. Travers Jones,
Mr. Pyers,
Mr. Perry.

*Tellers,*

Mr. F. Clarke,
Dr. Ross.

*Word stands.*

And the words proposed to be added to the clause having been amended by inserting the words indicated,—

*Words added to clause 4.*

## No. 4.

## SAME BILL.

Page 5, clause 5, lines 3 and 4. *Omit "a town boundary" insert "the boundary of a town containing at least one hundred fifty inhabitants" (Considered).*

Motion made (*Mr. Chanter*), to leave out the words "one hundred" and insert the word "fifty" instead thereof.

And the words having been left out

Question put,—That the word "fifty" proposed to be inserted be so inserted.

Committee divided.

## Ayes, 65.

Mr. Brunker,	Mr. McLean,	Mr. Mackay,
Mr. Sydney Smith,	Mr. Hawthorne,	Mr. Black,
Mr. Young,	Mr. Frank Farnell,	Mr. Joseph Abbott,
Mr. Cook,	Mr. Cameron,	Mr. Newman,
Mr. Millen,	Mr. O'Sullivan,	Mr. Gardiner,
Mr. Carruthers,	Mr. Knox,	Mr. Storey,
Mr. Ashton,	Mr. Reid,	Mr. Watson,
Mr. James Morgan,	Mr. Ellis,	Mr. F. Clarke,
Mr. Carroll,	Mr. Anderson,	Mr. Chanter,
Mr. Stephen,	Mr. Rigg,	Mr. See,
Mr. Fitzpatrick,	Mr. Affleck,	Mr. Nicholson,
Mr. Haynes,	Mr. Lee,	Mr. Law,
Mr. Pyers,	Mr. Lyne,	Mr. Shipway,
Mr. Hassall,	Mr. Russell Jones,	Mr. H. H. Brown,
Mr. Ewing,	Mr. Alexander Campbell,	Mr. FitzGerald,
Mr. Archibald Campbell,	Mr. Henry Chapman,	Mr. Willis,
Mr. William Morgan,	Mr. Whiddon,	Mr. Stevenson.
Mr. Piddington,	Mr. Gould,	<i>Tellers,</i>
Mr. Rawlinson,	Mr. Martin,	Mr. Rose,
Mr. Hayes,	Mr. Hogue,	Mr. Perry.
Mr. Mahony,	Mr. Tonkin,	
Mr. Parkes,	Mr. Collins,	
Dr. Graham,	Mr. Wilks,	

## Noes, 18.

Mr. Gormly,
Mr. Moore,
Mr. Watkins,
Mr. Fegan,
Dr. Ross,
Mr. Travers Jones,
Mr. Griffith,
Mr. Thomas Brown,
Mr. Sleath,
Mr. Wall,
Mr. Wood,
Mr. Selvey,
Mr. Edden,
Mr. Cann,
Mr. McGowen,
Mr. Hughes.

*Tellers,*

Mr. Kelly,
Mr. Smailes.

*Word inserted.*

And the remaining amendments in clause 5 having been agreed to,—

## No. 5.

## SAME BILL.

Page 5, clause 6, line 18. *After "Every" insert "pastoral or" (considered).*

Motion made (*Mr. Carruthers*), That the Committee agree to the Council's amendment in clause 6, line 18,—and Question put.

Committee

NOTE.—Amendments made by the Committee of the Whole in the Council's amendments in this Bill are shown by the words struck out being underlined, and the words inserted being printed in *italics*.

Committee divided.

Ayes, 40.		Noes, 35.
Mr. Hassall,	Mr. O'Sullivan,	Mr. FitzGerald,
Mr. Waddell,	Mr. Millard,	Dr. Ross,
Mr. Wilks,	Mr. Knox,	Mr. Carroll,
Mr. Millen,	Mr. Cameron,	Mr. Travers Jones,
Dr. Graban,	Mr. Piddington,	Mr. Sleath,
Mr. Mahony,	Mr. Anderson,	Mr. Chanter,
Mr. Ashton,	Mr. James Morgan,	Mr. Smailes,
Mr. McLean,	Mr. H. H. Brown,	Mr. Watkins,
Mr. Lee,	Mr. William Morgan,	Mr. Griffith,
Mr. Russell Jones,	Mr. Sydney Smith,	Mr. Moore,
Mr. Henry Chapman,	Mr. Carruthers,	Mr. Hayes,
Mr. Ewing,	Mr. Cook,	Mr. Thomas Brown,
Mr. Frank Farnell,	Mr. Bruker,	Mr. Kelly,
Mr. Fitzpatrick,	Mr. Young,	Mr. Alexander Campbell,
Mr. Hawthorne,	Mr. Garrard,	Mr. F. Clarke,
Mr. Bavister,	Mr. Gould,	Mr. Mackay,
Mr. Newman,	Mr. Shipway,	Mr. Stevenson,
Mr. O'Reilly,		Mr. Schey,
Mr. Tonkin,	<i>Tellers,</i>	Mr. Edden,
Mr. Reid,	Mr. Willis,	Mr. Gornly,
Mr. Hogue,	Mr. Wall.	Mr. Nicholson,
		Mr. Cann,
		Mr. Hughes,
		Mr. McGowen,
		Mr. Watson,
		Mr. Law,
		Mr. Affleck,
		Mr. Archibald Campbell,
		Mr. Gardiner,
		Mr. Price,
		Mr. Black,
		Dr. Hollis,
		Mr. Dick.

*Amendment agreed to.*

And the remaining amendments in clause 6 having been dealt with,—

No. 6.

SAME BILL.

Attachment of resumed area to leasehold area.

New clause 7. In any case in which

- (a) The Minister, after inquiry by the Local Land Board, is satisfied that any resumed area in the Western Division (*not being within the Land Districts of Breacarrina, Hay North, or Walgett North*) is not, and is not likely to be, required for purposes of settlement before the expiration of the pastoral lease of the leasehold area, and
- (b) the occupation license or annual lease, if any, of the resumed area is not held by a person other than the holder of the pastoral lease of the leasehold area,

the Minister may, with the consent of the holder of the pastoral lease by notification in the Gazette, declare that the resumed area shall thenceforward be held under pastoral lease, and the occupation license or annual lease, as the case may be, of the resumed area shall thereupon expire, and any artesian well ~~or lease~~ lease on the resumed area, held concurrently with the pastoral lease, shall be deemed to be surrendered, but not so as in either case to thereby render the improvements on the resumed area the property of the Crown.

The resumed area, or so much thereof as may be available, shall be added to the area held under the existing pastoral lease; and the rent of the area so added shall be fixed in accordance with the following provisions:—

- (i) If the Minister and the lessee so agree, such rent shall be, at the rate per acre, payable for the leasehold area.
- (ii) If the Minister and the lessee do not agree, the rent for the area so added shall be appraised by the Local Land Board in accordance with the provisions of the Crown Lands Acts as if it were the rent for a pastoral lease of the resumed area.
- (iii) Any reappraisal of the rent of the pastoral lease shall be of the rent of the lease as including the whole area.
- (iv) Upon default in the due payment for the whole area of any sum due as rent, or added to the rent, the lease of the whole area may be forfeited, in accordance with the provisions of the Crown Lands Acts.
- (v) The accounts between the lessee and the Crown shall be adjusted, and for the purposes of such adjustment any rent and license fee shall be considered as accruing due day by day.

Any resumed area added to land under pastoral lease in accordance with the provisions of this section shall be deemed to be added subject to the provision that the Governor may (by notice in the Gazette) withdraw, without compensation, the whole or any part or parts thereof from pastoral lease whenever he shall deem it necessary or expedient to make the land available under any provisions of the Crown Lands Acts. Upon such withdrawal (which shall not take effect until the expiration of six months from the date of notice thereof) the lessee shall have tenant right in improvements upon the withdrawn area, and shall (on application within the prescribed

NOTE.—Amendments made by the Committee of the Whole in the Council's amendments in this Bill are shown by the words struck out being underlined, and the words inserted being printed in *italics*.

prescribed time and payment of license fee as prescribed) be entitled to hold the withdrawn area under preferential occupation license, and any improvements upon the withdrawn area (not forfeited or forfeitable to or vested in the Crown) shall be taken to be the property of the lessee for all purposes and subject to the provisions of section forty-four of the "Crown Lands Act of 1889." (Considered.)

The clause having been amended as indicated,—

And the Committee continuing to sit after Midnight,—

WEDNESDAY, 10 APRIL, 1895, A.M.

Question put,—That the Committee agree to the new clause 7 proposed by the Council, with the amendments agreed to as indicated.

Committee divided.

Ayes, 37.

Mr. Garrard,	Mr. Millard,
Mr. Gould,	Mr. Alexander Campbell,
Mr. Sydney Smith,	Mr. Robert Jones,
Mr. Young,	Mr. Anderson,
Mr. Brunker,	Mr. Frank Farnell,
Mr. Reid,	Mr. Lee,
Mr. Ashton,	Mr. Cameron,
Mr. Carruthers,	Mr. Mahony,
Mr. Piddington,	Mr. Millen,
Mr. McLean,	Mr. Archibald Campbell,
Mr. Henry Chapman,	Mr. Fitzpatrick,
Mr. Newman,	Mr. Hassall,
Mr. Affleck,	Mr. Tonkin,
Mr. Hawthorne,	Mr. Shipway,
Mr. Waddell,	Mr. Knox,
Mr. Fegan,	Tellers,
Mr. Wilks,	Mr. William Morgan,
Mr. O'Reilly,	Mr. Hogue.
Mr. Bavister,	
Mr. Cook,	

Noes, 28.

Mr. James Morgan,	Mr. Black,
Mr. Carroll,	Mr. Nicholson,
Mr. Chanter,	Mr. Hughes,
Mr. Wall,	Mr. Gardiner,
Mr. O'Sullivan,	Mr. Smailes,
Mr. Watson,	Mr. McGowen.
Mr. Watkins,	Tellers,
Mr. Sleuth,	Mr. Edden,
Mr. Willis,	Mr. Dick.
Mr. Travers Jones,	
Mr. F. Clarke,	
Mr. Thomas Brown,	
Mr. Wood,	
Mr. Mackay,	
Mr. Kelly,	
Mr. Schey,	
Mr. Griffith,	
Mr. Stevenson,	
Mr. Cann,	
Mr. Gormly,	

*Amendment, inserting new clause, agreed to with amendments.*

No. 7.

SAME BILL.

Page 6, clause 7, 8, line 47. *Omit* "within three months after the commencement of this Act" *insert* "at any time during any period of the lease or during any year of the occupation license"

Page 6, clause 7, 8, line 49. *Omit* "the" *insert* "not more than one application shall be made with respect to the same leasehold or the same resumed area, and such" (Considered.)

Motion made (Mr. Carruthers), That the Committee disagree with the Council's amendments in clause 7, lines 47 and 49.

Mr. Willis moved,—That the Chairman leave the Chair, report progress, and ask leave to sit again,—and Question put.

Committee divided.

Ayes, 12.

Mr. F. Clarke,
Mr. Travers Jones,
Mr. Willis,
Mr. Carroll,
Mr. Chanter,
Mr. Kelly,
Mr. Wood,
Mr. Nicholson,
Mr. Alexander Campbell,
Mr. Stevenson.
Tellers,
Mr. O'Sullivan,
Mr. Schey.

Mr. Frank Farnell,
Mr. Knox,
Mr. Gould,
Mr. Sydney Smith,
Mr. Young,
Mr. Reid,
Mr. Brunker,
Mr. Carruthers,
Mr. Henry Chapman,
Mr. Hogue,
Mr. Shipway,
Mr. Millen,
Mr. Fitzpatrick,
Mr. Hassall,
Mr. Cook,
Mr. Garrard,

Noes, 46.

Mr. Watkin,	Mr. Tonkin,
Mr. Robert Jones,	Mr. Watson,
Mr. Mahony,	Mr. Ashton,
Mr. Millard,	Mr. Hughes,
Mr. Edden,	Mr. McGowen,
Mr. Gormly,	Mr. Black,
Mr. Hawthorne,	Mr. Wilks,
Mr. Cameron,	Mr. Law,
Mr. Dick,	Mr. Fegan,
Mr. William Morgan,	Mr. Newman,
Mr. Affleck,	Mr. Bavister,
Mr. O'Reilly,	Mr. Cann.
Mr. Gardiner,	Tellers,
Mr. Smailes,	Mr. McLean,
Mr. Archibald Campbell,	Mr. Piddington.
Mr. Anderson,	

*Negatived.*

And the above amendments having been disagreed to, and the remaining amendments in the clause and in clauses 11, 13, 14, 15, 16, and 18, having been dealt with.

No. 8.

SAME BILL.

Page 13, clause 20, 21, lines 49 to 52. *Omit* "or (b) An original conditional purchase applied for before or after the commencement of this Act, together with any additional conditional purchases and conditional leases in virtue thereof"

Motion made (Mr. Carruthers), That the Committee agree to the Council's amendment in clause 20, lines 49 to 52,—and Question put.

Committee

NOTE.—Amendments made by the Committee of the Whole in the Council's amendments in this Bill are shown by the words struck out being underlined, and the words inserted being printed in *italics*.

Committee divided.

Ayes, 35.

Mr. Brunker,	Mr. Newman,
Mr. Garrard,	Mr. Egan,
Mr. Cook,	Mr. Bavister,
Mr. Tonkin,	Mr. Robert Jones,
Mr. Carruthers,	Mr. Black,
Mr. James Morgan,	Mr. O'Sullivan,
Mr. Shipway,	Mr. Reid,
Mr. Cameron,	Mr. Millard,
Mr. Young,	Mr. Affleck,
Mr. Anderson,	Mr. Dick,
Mr. Fitzpatrick,	Mr. Law,
Mr. Gould,	Mr. Wilks,
Mr. Archibald Campbell,	Mr. Piddington,
Mr. McLean,	Mr. William Morgan.
Mr. Mahony,	<i>Tellers,</i>
Mr. Ashton,	
Mr. Henry Chapman,	Mr. Frank Farnell,
Mr. Thomas Brown,	Mr. Hogue.
Mr. Millen,	

Noes, 23.

Mr. F. Clarke,	Mr. Gardiner,
Mr. Sleath,	Mr. Wall.
Mr. Carroll,	<i>Tellers,</i>
Mr. Travers Jones,	
Mr. Waddell,	Mr. Smailes,
Mr. Griffith,	Mr. Watkins.
Mr. Kelly,	
Mr. Schey,	
Mr. Stevenson,	
Mr. Nicholson,	
Mr. Alexander Campbell,	
Mr. Gormly,	
Mr. O'Reilly,	
Mr. Watson,	
Mr. Hughes,	
Mr. Wood,	
Mr. Mackay,	
Mr. Cann,	
Mr. McGowen,	

*Amendment agreed to.*

And the remaining amendments in the clause, and in clauses 21, 22 to 26, 31, 33, 39, 42, 43, and new clause 44 having been dealt with,—

No. 9.

SAME BILL.

Amendment of section 32 of the "Crown Lands Act of 1889."

New Clause 45. The provision in section thirty-two of the "Crown Lands Act of 1889," whereby in certain events lands revert or are added to certain leases, reserves, or other areas as therein set forth, but only in case such lands are wholly situated within the external boundaries of such leases, reserves, or other areas shall, after the commencement of this Act, extend and apply to cases where the lands are in part situated within such external boundaries: Provided always that only so much of the said lands shall revert or be added to the lease, reserve, or other area as is situated within the aforesaid external boundaries.

For the purposes of section thirty-two of the "Crown Lands Act of 1889" and of this section—

- (a) The external boundaries of any pastoral lease or occupation license are hereby declared to be and to have been so much of the external boundaries of the pastoral holding duly defined under authority or recognised by the Lands Department as together with the dividing line determined under section seventy-six of the "Crown Lands Act of 1884" form the ambit within which the pastoral lease or occupation license is situated.
- (b) The external boundaries of any reserve from sale or lease, or license, or reserve from conditional purchase, or of any population area or special area or homestead selection area or settlement lease area, or suburban lands or gold-field, are hereby declared to have been and to be the boundaries as described in the Gazette:

Provided always that nothing contained in this section shall affect any conditional purchase or conditional or other lease for which the application has been confirmed, approved, or granted before the commencement of this Act. (*Considered.*)

Motion made (*Mr. Carruthers*), That the Committee agree to Council's amendment, inserting a new clause to follow clause 43,—and Question put.

Committee divided.

Ayes, 36.

Mr. Shipway,	Mr. Hawthorne,
Mr. Frank Farnell,	Mr. Millard,
Mr. Gould,	Mr. Nicholson,
Mr. Tonkin,	Mr. Bavister,
Mr. Carruthers,	Mr. William Morgan,
Mr. Brunker,	Mr. Kelly,
Mr. Young,	Mr. Black,
Mr. F. Clarke,	Mr. Hogue,
Mr. Reid,	Mr. Fitzpatrick,
Mr. Henry Chapman,	Mr. Affleck,
Mr. O'Reilly,	Mr. Robert Jones,
Mr. Archibald Campbell,	Mr. Wilks,
Mr. Egan,	Mr. Law,
Mr. Mahony,	Mr. Cook,
Mr. Cameron,	Mr. Piddington.
Mr. Anderson,	<i>Tellers,</i>
Mr. Newman,	
Mr. Millen,	Mr. James Morgan,
Mr. McLean,	Mr. Ashton.

Noes, 20.

Mr. Willis,	<i>Tellers,</i>
Mr. Watkins,	
Mr. Gormly,	Mr. Thomas Brown,
Mr. Smailes,	Mr. Wood.
Mr. Sleath,	
Mr. Carroll,	
Mr. Travers Jones,	
Mr. Waddell,	
Mr. Cann,	
Mr. O'Sullivan,	
Mr. Schey,	
Mr. McGowen,	
Mr. Gardiner,	
Mr. Stevenson,	
Mr. Mackay,	
Mr. Griffith,	
Mr. Watson,	
Mr. Hughes,	

*Amendment, inserting new clause, agreed to.*

And the amendments in clause 44 and new clause to follow that clause, and the amendments in clause 45 to p. 27, line 42, having been dealt with,—

No. 10.



No 10.  
SAME BILL.

Page 27, clause 45, 48, lines 45 and 46. Omit "Provided such area does not exceed six hundred and forty acres." (Considered.)

Motion made (Mr. Carruthers), That the Committee agree to Council's amendment in clause 45, lines 45 and 46,—and Question put.

Committee divided.

Ayes, 39.

Mr. Henry Chapman,	Mr. Garrard,
Mr. Shipway,	Mr. Wall,
Mr. Gould,	Mr. Fitzpatrick,
Mr. Brunker,	Mr. Black,
Mr. Tonkin,	Mr. F. Clarke,
Mr. Carruthers,	Mr. Affleck,
Mr. Reid,	Mr. Anderson,
Mr. Frank Farnell,	Mr. Travers Jones,
Mr. Hogue,	Mr. James Morgan,
Mr. Piddington,	Mr. Millard,
Mr. Hassall,	Mr. Wilks,
Mr. Millen,	Mr. Bavister,
Mr. Sydney Smith,	Mr. Robert Jones,
Mr. Archibald Campbell,	Mr. O'Reilly,
Mr. Mahony,	Mr. Law,
Mr. Kelly,	Mr. Willis.
Mr. Ashton,	
Mr. McLean,	Tellers,
Mr. Young,	Mr. Waddell,
Mr. William Morgan,	Mr. Fegaa.
Mr. Cameron,	

Noes, 14.

Mr. Watkins,
Mr. Watson,
Mr. Thomas Brown,
Mr. O'Sullivan,
Mr. Griffith,
Mr. Cann,
Mr. Schey,
Mr. Stevenson,
Mr. McGowen,
Mr. Mackay,
Mr. Smailes,
Mr. Hughes.
Tellers,
Mr. Carroll,
Mr. Wood.

Amendment agreed to.

And the remaining amendments in the Bill having been dealt with,—

On motion of Mr. Carruthers, the Chairman left the Chair to report that the Committee had amended some, disagreed to other, and agreed to the remaining amendments of the Council in this Bill.

WEDNESDAY, 10 APRIL, 1895.

No. 11.  
LOCAL GOVERNMENT BILL.

Postponed clauses 1 and 2 having been dealt with,—

Postponed Clause 19. The council of every Shire shall, once in every year, in the manner General rate. hereinafter mentioned, make and levy a rate (to be called the "general rate") upon all ratable property within the Shire.

(I) When the ratable property is valued at the unimproved capital value thereof, the general rate shall not "exceed" "three farthings" or be less than *one half farthing* in the pound sterling of such unimproved capital value; but when the ratable property is valued at the net annual value thereof, the general rate shall not exceed "*one shilling*" and *threepence* or be less than *sixpence* in the pound sterling of such net annual value. But no rate struck on any single property shall be less than *two shillings and sixpence*.

(II) The council of every newly constituted Shire shall make a general rate within *ninety* days after the first election of councillors; but the Minister may, on application of the council, order an extension of such term not exceeding *thirty* days. (Read.)

Motion made (Mr. Hughes), to leave out from line 5 the words "exceed *three farthings* or"

And it being demanded that the amendment be so put as to permit of the maximum rate being dealt with,—

Question put.—That the word "exceed" stand part of the clause.

Committee divided.

Ayes, 59.

Mr. Hogue,	Mr. William Morgan,	Mr. Newman,
Mr. Cook,	Mr. Cameron,	Mr. Bavister,
Mr. Frank Farnell,	Sir Henry Parkes,	Mr. Hogan,
Mr. Garrard,	Mr. Ellis,	Mr. Joseph Abbott,
Mr. Young,	Mr. Lyne,	Mr. Rawlinson,
Mr. Millen,	Mr. Rose,	Mr. Gormly,
Mr. Reid,	Mr. Kidd,	Mr. Stevenson,
Mr. Perry,	Mr. See,	Mr. McFarlane,
Mr. Macdonald,	Mr. E. M. Clark,	Mr. Kelly,
Mr. Brunker,	Mr. F. Clarke,	Mr. Wood,
Mr. Waddell,	Mr. Shipway,	Mr. Wall,
Mr. Sydney Smith,	Mr. Hawthorne,	Mr. Collins,
Mr. Storey,	Mr. Harris,	Mr. Griffith.
Mr. Travers Jones,	Mr. Alexander Campbell,	Tellers,
Mr. Gould,	Mr. Morton,	Mr. Piddington,
Mr. Archibald Campbell,	Mr. Ewing,	Mr. Molesworth.
Mr. Russell Jones,	Mr. Whiddon,	
Mr. Rigg,	Mr. Pyers,	
Mr. McLean,	Mr. O'Sullivan,	
Mr. Lee,	Mr. Moore,	
Mr. Anderson,	Mr. Mackay,	
Mr. Black,	Mr. Henry Chapman,	

Noes, 20.

Mr. Smailes,
Mr. Hughes,
Mr. Watkins,
Mr. Sleath,
Mr. Schey,
Mr. Watson,
Mr. McGowen,
Mr. Nicholson,
Mr. Kirkpatrick,
Mr. Dick,
Mr. O'Reilly,
Mr. Wilks,
Mr. Ashton,
Mr. Thomas Brown,
Mr. Law,
Mr. Price,
Mr. Cann,
Mr. Fegan.
Tellers,
Mr. Edden,
Mr. Affleck.

Word stands.

No. 12.

## No. 12.

## SAME BILL.

*Same clause.*

Motion made (*Mr. Millen*), to leave out from line 5 the words "three farthings," and insert the words "two pence" instead thereof.

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

Committee divided.

## Ayes, 43.

Mr. Brunker,	Mr. Piddington,
Mr. Garrard,	Mr. Archibald Campbell,
Mr. Sydney Smith,	Mr. Alexander Campbell,
Mr. Gould,	Mr. Cruickshank,
Mr. Reid,	Mr. Rigg,
Mr. Perry,	Mr. Hogan,
Mr. Young,	Mr. Lee,
Mr. F. Clarke,	Mr. Anderson,
Sir George Dibbs,	Mr. Storey,
Mr. Russell Jones,	Mr. Robert Jones,
Mr. Moore,	Mr. See,
Mr. Travers Jones,	Mr. Molesworth,
Mr. Wall,	Mr. James Morgan,
Mr. Pyers,	Mr. Newman,
Mr. Kidd,	Mr. Cook,
Mr. Rawlinson,	Mr. Mackay,
Mr. Cameron,	Mr. McFarlane,
Mr. Stevenson,	Mr. Ewing.
Mr. FitzGerald,	
Mr. Gornly,	<i>Tellers,</i>
Mr. Millard,	Mr. Hawthorne,
Mr. Morton,	Mr. Macdonald.
Mr. Harris,	

## Noes, 26.

Mr. McGowen,	Mr. Bavister.
Mr. Hughes,	<i>Tellers,</i>
Mr. Cann,	Mr. Thomas Brown,
Mr. Sleath,	Mr. Watkins.
Mr. Smailes,	
Mr. Miller,	
Mr. Ferguson,	
Mr. Griffith,	
Mr. Wood,	
Mr. Price,	
Mr. Schey,	
Mr. O'Reilly,	
Mr. Dick,	
Dr. Hollis,	
Mr. Edden,	
Mr. Ashton,	
Mr. Affleck,	
Mr. Law,	
Mr. Black,	
Mr. E. M. Clark,	
Mr. Watson,	
Mr. Nicholson,	
Mr. Fegan,	

*Words stand.*

And the clause having been amended as indicated,—

## No. 13.

## SAME BILL.

*Same clause.*

Motion made (*Mr. Millen*), to leave out from line 8 the words "one shilling" with a view to insert the words "nine pence" instead thereof.

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

Committee divided.

## Ayes, 37.

Mr. Garrard,	Mr. See,
Mr. Sydney Smith,	Mr. Moore,
Mr. Brunker,	Mr. F. Clarke,
Mr. Molesworth,	Mr. Pyers,
Mr. Wall,	Mr. Russell Jones,
Mr. Perry,	Mr. Kidd,
Mr. Piddington,	Mr. Hogan,
Mr. Reid,	Mr. Alexander Campbell,
Mr. Young,	Mr. Gould,
Sir George Dibbs,	Mr. Millard,
Mr. Travers Jones,	Mr. Harris,
Mr. Ewing,	Mr. Hawthorne,
Mr. Rawlinson,	Mr. Cameron,
Mr. James Morgan,	Mr. Cook,
Mr. Robert Jones,	Mr. Frank Farnell.
Mr. Mackay,	<i>Tellers,</i>
Mr. Storey,	Mr. FitzGerald,
Mr. Anderson,	Mr. Morton.
Mr. Rigg,	
Mr. Archibald Campbell,	

## Noes, 31.

Mr. Sleath,	Dr. Hollis,
Mr. Smailes,	Mr. O'Reilly,
Mr. Thomas Brown,	Mr. Watkins,
Mr. Hughes,	Mr. Nicholson,
Mr. Macdonald,	Mr. Kirkpatrick,
Mr. Millen,	Mr. McFarlane,
Mr. Price,	Mr. Bavister,
Mr. Ferguson,	Mr. Newman,
Mr. McGowen,	Mr. Fegan.
Mr. Griffith,	<i>Tellers,</i>
Mr. Wood,	Mr. Cann,
Mr. Edden,	Mr. Wilks.
Mr. E. M. Clark,	
Mr. Ashton,	
Mr. Watson,	
Mr. Law,	
Mr. Schey,	
Mr. Affleck,	
Mr. Stevenson,	
Mr. Dick,	

*Words stand.*

And the clause having been amended as indicated,—

*Clause, as amended, agreed to.*

And postponed clause 20 having been negatived,—

## No. 14.

## SAME BILL.

Shire fund.

Postponed Clause 25. The ordinary revenue of every Shire shall consist of the moneys following,—

- (I) Rates (~~not being local rates~~).
- (II) Moneys received by the council under any grant, endowment, or appropriation by Act of Parliament not containing any provision to the contrary.
- (III) All other moneys which the council may receive under or in pursuance of this Act.

And all such moneys shall be carried to the account of a fund to be called the "Shire Fund."

Such

Such fund shall be applied by the council towards the payment of all expenses necessarily incurred in carrying this Act or the regulations thereunder into execution and in carrying out work hereunder, provided that as far as possible the general rate shall be expended in the Riding from which it was collected. Expenses to be paid.

As well as for the above objects, but subject to the provisions as to the ratepayers' vote, the Shire fund may be expended for such objects as the Governor may proclaim, including,— General purposes of fund, subject to ratepayers' vote.

- (a) Prevention of fire and flood.
- (b) Extermination of noxious plants and animals.
- (c) Erecting rabbit-proof boundary fences between two or more Shires.
- (d) Draining of swampy or low-lying land.
- (e) Grants to hospitals within the Shire.
- (f) Providing for public health and safety in case of floods and epidemic diseases.
- (g) And for such other objects as the Governor may from time to time proclaim. (*Read.*)

And the clause having been amended as indicated,—

Motion made (*Mr. Reid*), to insert in line 6 on this page, after the word "for" the words "such objects as the Governor may proclaim, including"

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

Committee divided.

Ayes, 34.

Mr. Brunker,	Mr. Fegan,
Mr. Gould,	Mr. Sydney Smith,
Mr. Mackay,	Mr. Robert Jones,
Mr. Garrard,	Mr. Kidd,
Mr. Cook,	Mr. Wall,
Mr. Law,	Mr. Anderson,
Mr. Macdonald,	Mr. Molesworth,
Mr. Young,	Mr. Price,
Mr. Reid,	Mr. Millard,
Mr. Wood,	Mr. Hawthorne,
Mr. Cameron,	Mr. Harris,
Mr. F. Clarke,	Mr. Stevenson,
Mr. Rawlinson,	Mr. Newman,
Mr. Morton,	Mr. Piddington.
Mr. Alexander Campbell,	<i>Tellers,</i>
Mr. Perry,	Mr. Archibald Campbell,
Mr. Affleck,	Mr. James Morgan.
Sir George Dibbs,	

Noes, 20.

Mr. Sleath,	<i>Tellers,</i>
Mr. Thomas Brown,	Mr. Wilks,
Mr. Hughes,	Mr. O'Reilly.
Mr. Smales,	
Mr. Cann,	
Mr. Millen,	
Mr. Watson,	
Mr. Griffith,	
Mr. McGowen,	
Dr. Hollis,	
Mr. Bavister,	
Mr. Ferguson,	
Mr. Schey,	
Mr. Dick,	
Mr. E. M. Clark,	
Mr. Edden,	
Mr. Watkins,	
Mr. Ashton.	

*Words inserted.*

And the clause having been further amended as indicated,—

*Clause, as amended, agreed to.*

And postponed clause 46 having been dealt with and postponed clause 49 read and partly dealt with,—

On motion of Mr. Reid, the Chairman left the Chair to report progress and ask leave to sit again on Wednesday next.

RICHD. A. ARNOLD,  
Clerk Assistant.



1894-5.

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

No. 19.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

WEDNESDAY, 17 APRIL, 1895.

No. 1.

## LOCAL GOVERNMENT BILL.

*Postponed Clause 49.*—"The" words "Provided that no such rate shall exceed one shilling in the pound on the assessed value of such ratable property calculated and determined as hereinbefore directed" contained in section one hundred and sixty-four and section one hundred and sixty-eight of the Principal Act are hereby repealed, and the following words are hereby inserted in lieu thereof: "Provided that when the ratable property is assessed at the unimproved capital value thereof, the general rate shall not exceed three farthings, or be less than one half-farthing in the pound sterling of such assessed value; but when the ratable property is assessed at the net annual value thereof the general rate shall not exceed one shilling and threepence, or be less than sixpence in the pound sterling of such assessed value: Provided further that the amount of any rate struck on any valuation shall not be less than *two shillings and sixpence.*" (*Further considered.*)

Repeals part of  
sec. 164 and sec.  
168 of the  
Principal Act.

Maximum and  
minimum  
general rates.

Question, on motion of (*Mr. Reid*), again proposed,—to insert before the first word of the clause "The" the words "So far as Municipal Districts constituted under this Act are concerned"

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

Committee divided.

Ayes, 17.

Mr. Lees,  
Mr. Gould,  
Mr. Cook,  
Mr. Sydney Smith,  
Mr. Molesworth,  
Mr. Garrard,  
Mr. Young,  
Mr. Reid,  
Dr. Graham,  
Mr. Millard,  
Mr. Archibald Campbell,  
Mr. Rigg,  
Mr. Frank Farnell,  
Mr. Lec,  
Mr. Alexander Campbell.

Tellers,

Mr. Piddington,  
Mr. Fowler.

Noes, 63.

Sir George Dibbs,  
Mr. See,  
Mr. Pyers,  
Dr. Ross,  
Mr. Travers Jones,  
Mr. O'Sullivan,  
Mr. Watkins,  
Mr. Wisc,  
Mr. Dick,  
Mr. McLean,  
Mr. Millen,  
Mr. Ashton,  
Mr. O'Reilly,  
Mr. Kidd,  
Mr. Rawlinson,  
Mr. Barnes,  
Mr. Mackay,  
Mr. Watson,  
Mr. Perry,  
Mr. Griffith,  
Mr. Shipway,  
Mr. H. H. Brown,

Mr. Waddell,  
Mr. Anderson,  
Mr. Ferguson,  
Mr. Thomas,  
Mr. Wood,  
Mr. Wilks,  
Mr. Law,  
Mr. E. M. Clark,  
Mr. Price,  
Mr. Hawthorne,  
Mr. Afleck,  
Mr. Stevenson,  
Mr. Kelly,  
Mr. Whiddon,  
Mr. Gardiner,  
Mr. Edden,  
Mr. Storey,  
Mr. Mahony,  
Mr. Martin,  
Mr. Fitzpatrick,  
Mr. William Morgan,  
Mr. Ellis,

Mr. Nicholson,  
Mr. Cameron,  
Mr. Newman,  
Mr. Tonkin,  
Mr. Schey,  
Mr. Sleath,  
Mr. Stephen,  
Mr. Smailes,  
Mr. Macdonald,  
Mr. Hughes,  
Mr. Gormly,  
Mr. McGowen,  
Mr. McFarlané,  
Mr. Hogan,  
Mr. Black,  
Mr. Fegan,  
Mr. Bavieter.

Tellers,

Mr. James Morgan,  
Mr. F. Clarke.

*Insertion of proposed words negatived.*

On motion of Mr. Reid the Chairman left the Chair to report progress and ask leave to sit again on Wednesday next.

THURSDAY, 18 APRIL, 1895.

No. 2.

## JERILDERIE TO BERRIGAN RAILWAY BILL.

*(Resolution.)*

Mr. Young moved, That the Committee agree to the following Resolution:—

*Resolved*,—That it is expedient to bring in a Bill to sanction the construction of a line of railway from Jerilderie to “Berrigan”; to amend the provisions of the Public Works Act of 1888, so far as they relate to the duty of the constructing authority to make and maintain fences along the said line of railway; to authorise the construction of the said line on certain public roads; to provide that such work shall not be carried out, unless the private land required for the construction of the line be conveyed by deed of gift from the owners to the Crown, save and except in the case of town allotments; and for other purposes.

Motion made (*Mr. Schey*), to insert after the word “Berrigan” the words “on the butty-gang principle, or in any other method, at the option of the Government, so that the works be carried out directly by the State, instead of being let by contract in the usual way”

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

Committee divided.

Ayes, 23.

Mr. Schey,  
Mr. Watkins,  
Mr. Rose,  
Mr. Mackay,  
Mr. Smailes,  
Mr. Macdonald,  
Mr. Griffith,  
Mr. McGowen,  
Mr. O'Sullivan,  
Mr. Sleath,  
Mr. Hughes,  
Mr. Thomas,  
Mr. Black,  
Dr. Hollis,  
Mr. Edden,  
Mr. Watson,  
Mr. Nicholson,  
Mr. Law,  
Mr. Wilks,  
Mr. Stevenson,  
Mr. Dick:

*Tellers,*

Mr. Ferguson,  
Mr. Gillies.

Noes, 53.

Mr. See,	Mr. William Morgan,
Mr. Willis,	Mr. Hayes,
Mr. Price,	Mr. Asleck,
Mr. James Morgan,	Mr. Ashton,
Mr. Sydney Smith,	Mr. Millen,
Mr. Reid,	Mr. Whiddon,
Mr. Fegan,	Mr. Morton,
Mr. Tonkin,	Mr. Millard,
Mr. Young,	Mr. Mahony,
Mr. Garrard,	Mr. Lee,
Mr. Gould,	Mr. Kidd,
Mr. Newman,	Mr. Gormly,
Sir George Dibbs,	Mr. Alexander Campbell,
Mr. Knox,	Mr. Harris,
Mr. Ewing,	Mr. Rigg,
Mr. Perry,	Mr. Joseph Abbott,
Mr. Kelly,	Mr. Lees,
Mr. Rawlinson,	Mr. Hogan,
Mr. F. Clarke,	Mr. Hogue,
Dr. Graham,	Mr. Moore,
Mr. Storey,	Mr. Gardiner,
Mr. McLean,	Mr. McFarlane,
Mr. H. H. Brown,	Mr. Frank Farnell.
Mr. Travers Jones,	<i>Tellers,</i>
Mr. Cook,	Mr. Hawthorne,
Mr. Cameron,	Mr. Molesworth.
Mr. Fowler,	
Mr. Stephen,	

*Insertion of proposed words negatived.*

No. 3.

## SAME RESOLUTION.

Motion made (*Mr. Rose*), to insert after the word “Berrigan;” the words “to provide for the manufacture in the Colony of all necessary plant and material required for the construction of the said railway;”

The Chairman ruled that the amendment was not relevant and could not be put.

Mr. Rose moved, That the Chairman leave the Chair to report a Point of Order, and ask leave to sit again, so soon as the Point of Order has been decided by the House—

The Point of Order is,—A resolution for leave to bring in a Bill sanctioning the construction of a railway from Jerilderie to Berrigan being under consideration, the Honorable Member for Argyle (*Mr. Rose*) moved an amendment to provide for the manufacture in the Colony of all necessary plant and material required for the construction of the said railway, which amendment the Chairman ruled out of order as not being relevant to the resolution,—and Question put,

Committee divided.

Ayes, 19.

Mr. Willis,  
Sir George Dibbs,  
Mr. See,  
Mr. Schey,  
Mr. Rose,  
Mr. F. Clarke,  
Mr. Rawlinson,  
Mr. Griffith,  
Mr. Moore,  
Mr. McGowen,  
Mr. O'Sullivan,  
Mr. Hughes,  
Mr. Perry,  
Mr. Watkins,  
Mr. Ferguson,  
Mr. Gillies,  
Mr. Nicholson.

*Tellers,*

Mr. Black,  
Mr. Millen.

Noes 42.

Mr. Frank Farnell,	Mr. Thomas,
Mr. William Morgan,	Mr. Lee,
Mr. Young,	Mr. Cook,
Mr. Sydney Smith,	Mr. Cameron,
Mr. Fegan,	Mr. Stevenson,
Mr. Garrard,	Mr. Stephen,
Mr. Reid,	Mr. Morton,
Mr. Lees,	Mr. Millard,
Mr. Gould,	Mr. Mahony,
Mr. Newman,	Mr. Whiddon,
Mr. Tonkin,	Mr. Law,
Mr. H. H. Brown,	Mr. Rigg,
Mr. Shipway,	Mr. Storey,
Mr. Wilks,	Mr. Harris,
Mr. Gormly,	Mr. Bavister,
Mr. Ewing,	Mr. Hogue,
Mr. Kelly,	Mr. Fowler,
Mr. O'Reilly,	Mr. Joseph Abbott.
Mr. Hawthorne,	
Mr. McLean,	<i>Tellers,</i>
Mr. Molesworth,	Mr. Ashton,
Mr. Afleck,	Mr. Gardiner.

*Negatived.*

And the resolution having been amended as indicated,—

*Resolution, as amended, agreed to.*

On motion of Mr. Young, the Chairman left the Chair to report that the Committee had come to a resolution.

RICHD. A. ARNOLD,  
Clerk Assistant.





1894-5.

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

No. 20.

WEEKLY REPORT OF DIVISIONS

IX

COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

TUESDAY, 23 APRIL, 1895.

No. 1.

COAL MINES REGULATION BILL (*Consideration of the Legislative Council's amendments, referred to in Message of 6th December, 1894—Recommittal*).

The amendments in clauses 5, 15, 27, and 49 having been dealt with,—

Clause 50. 47. The following general rules shall be observed, so far as is reasonably practicable, General rules.  
in every mine:—

*Rule 1.* An adequate amount of ventilation (~~not in any case less than one hundred and fifty cubic feet of pure air per minute for each man and each boy, and two hundred cubic feet for each horse employed in the mine~~) shall be constantly produced in every mine, and shall sweep undiminished along the airways and into each working place to dilute and render harmless noxious gases to such an extent that the working places of the shafts, levels, stables, and workings of the mine, and the travelling roads to and from those working places shall be in a fit state for working and passing therein. And no place shall be driven more than ~~twenty-five~~ **thirty-five** yards exclusive of the cut-through away from the current of the air without a cut-through being put through, and in single headings, or where gas is known to be generated, it shall be bratticed up to within three yards of the face of such working place. And no return airways shall be used as travelling roads. In the case of mines required by this Act to be under the control of a certificated manager, the quantity of air in the respective splits or currents shall at least once in every month be measured and entered in a book to be kept for the purpose at the mine.

Ventilation of mines.

\* \* \* \* \*

(Considered.)

Motion made (*Mr. Nicholson*),—That the Committee agree to the Legislative Council's amendment in line 10, leaving out the word "twenty-five" and inserting the word "**thirty-five**" instead thereof,—and Question put.

Committee divided.

Ayes, 38.

Mr. Copeland,	Mr. Harris,
Mr. Kidd,	Mr. Archibald Campbell,
Mr. Chanter,	Mr. Nicholson,
Mr. Carroll,	Mr. Schey,
Mr. Hughes,	Mr. Edden,
Mr. Sleath,	Mr. Price,
Mr. McGowen,	Mr. Law,
Mr. Watkins,	Mr. Gormly,
Mr. Smuiles,	Mr. Miller,
Mr. Collins,	Mr. Wood,
Mr. Ferguson,	Mr. Joseph Abbott,
Mr. Parkes,	Mr. Barnes,
Mr. Moore,	Mr. Rose,
Mr. Waddell,	Mr. Thomas Brown,
Mr. James Morgan,	Mr. Newman,
Mr. O'Sullivan,	Mr. F. Clarke.
Mr. Kelly,	<i>Tellers,</i>
Mr. Thomas,	Mr. Griffith,
Mr. Affleck,	Mr. Cann.
Mr. Stevenson,	

Noes, 30.

Mr. Brunker,	Mr. Black,
Mr. Sydney Smith,	Mr. Frank Farnell,
Dr. Ross,	Mr. Stephen,
Mr. Fegan,	Mr. Wilks,
Mr. Lee,	Mr. Bavister,
Mr. Dick,	Mr. Millard,
Mr. Reid,	Mr. Fowler,
Mr. Young,	Mr. William Morgan.
Mr. Garrard,	<i>Tellers,</i>
Mr. Whiddon,	Mr. Anderson,
Mr. Hassall,	Mr. Hogue.
Mr. Pyers,	
Mr. Shipway,	
Mr. Carruthers,	
Mr. Rigg,	
Mr. Tonkin,	
Mr. Molesworth,	
Mr. McLean,	
Mr. Cook,	
Mr. Millen,	

Amendment agreed to.

578—A

And

And the amendment in subsection (d) of Rule 12 in clause 50, and the amendments in clauses 51 and 76, having been dealt with,—

On motion of Mr. Sydney Smith, the Chairman left the Chair to report 2° that the Committee had agreed to some, disagreed to other, and amended the remaining amendments of the Legislative Council in clauses 5, 15, 27, 49, 50, 51, and 76 in this Bill.

WEDNESDAY, 24 APRIL, 1895.

No. 2.

LOCAL GOVERNMENT BILL.

Repeals part of sec. 164 and sec. 168 of the Principal Act.

Maximum and minimum general rates.

Postponed Clause 49. The words "Provided that no such rate shall exceed one shilling in the pound on the assessed value of such ratable property calculated and determined as herein-before directed" contained in section one hundred and sixty-four and section one hundred and sixty-eight of the Principal Act are hereby repealed, and the following words are hereby inserted in lieu thereof: "Provided that when the ratable property is assessed at the unimproved capital value thereof, the general rate shall not exceed three farthings, or be less than one-half farthing in the pound sterling of such assessed value; but when the ratable property is assessed at the net annual value thereof the general rate shall not exceed one shilling and threepence, or be less than sixpence in the pound sterling of such assessed value: Provided further that the amount of any rate struck on any valuation shall not be less than *two shillings and sixpence.*" (*Further considered.*)

Question put,—That the clause, as read, stand part of the Bill.

Committee divided.

Ayes, 9.

Dr. Ross,  
Mr. Rawlinson,  
Mr. Kidd,  
Mr. Crick,  
Mr. Perry,  
Mr. Miller,  
Mr. Stevenson.

*Tellers,*

Mr. Waddell,  
Mr. F. Clarke.

Noes, 65.

Mr. Garrard,  
Mr. Rose,  
Mr. Sec,  
Mr. Young,  
Mr. McLean,  
Mr. Ellis,  
Mr. Watkins,  
Mr. Sleath,  
Mr. Cann,  
Mr. Brunker,  
Mr. Whiddon,  
Mr. Nicholson,  
Mr. Kelly,  
Mr. Archibald Campbell,  
Mr. Tonkin,  
Mr. Hogue,  
Mr. FitzGerald,  
Mr. Pvers,  
Mr. Hassall,  
Mr. McFarlane,  
Mr. Thomas,  
Mr. Hughes,  
Mr. Haynes,

Mr. Thomas Brown,  
Mr. Kirkpatrick,  
Mr. Stephen,  
Mr. Cameron,  
Mr. Gornly,  
Mr. Smailes,  
Mr. Affleck,  
Mr. O'Reilly,  
Mr. Cook,  
Dr. Hollis,  
Mr. Dick,  
Mr. Newman,  
Mr. Gould,  
Mr. Fowler,  
Mr. Martin,  
Mr. Reid,  
Mr. Edden,  
Mr. Watson,  
Mr. Law,  
Mr. Wood,  
Mr. William Morgan,  
Mr. Joseph Abbott,  
Mr. Mahony,

Mr. Collins,  
Mr. Hawthorne,  
Mr. Rigg,  
Mr. Lee,  
Mr. Molesworth,  
Mr. Piddington,  
Mr. Moore,  
Mr. Frank Farnell,  
Mr. Schey,  
Mr. Ashton,  
Mr. Millon,  
Mr. Black,  
Mr. Bavister,  
Mr. Henry Chapman,  
Mr. Morton,  
Mr. Gillies,  
Mr. Chanter.

*Tellers,*

Mr. Griffith,  
Mr. Shipway.

Clause, as read, negatived.

And postponed clauses 50, 51, 52, the Schedule, and a new clause to follow clause 4 having been dealt with,—

No. 3.

SAME BILL.

Mr. Reid brought up a new clause to follow clause 5 just inserted.

The constitution of Councils.

- (I) Each Shire shall be governed by a "Council." The number of councillors for a Shire not subdivided shall be six. For any Shire subdivided the number shall be such number not exceeding fifteen, as will allow three councillors to each Riding.
- (II) All lawful acts of the Council shall be deemed to be acts of the Shire. No act of a Council otherwise legal shall be invalidated by reason of the same having been done, agreed to, or authorised by a Council less in number than is provided by this Act, if such Council was not, at the time, reduced below the prescribed quorum.
- (III) All proceedings and acts of the Council, or of any person acting as president, councillor, or auditor, shall, notwithstanding any defect in the election of such person, or any disqualification or incapacity on the part of such person, be as valid as if such person had been duly elected or qualified. (*Read.*)

Motion made (*Mr. Perry*), after the word "Council" in line 1, to insert the words "the president thereof shall be, by virtue of his office, a Justice of the Peace."

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

Committee

Committee divided.

Ayes, 22.

Mr. See,  
Mr. Rawlinson,  
Dr. Ross,  
Mr. Hassall,  
Mr. Levien,  
Mr. Kidd,  
Mr. Perry,  
Mr. Travers Jones,  
Mr. Rose,  
Mr. Waddell,  
Mr. Mackay,  
Mr. Chanter,  
Mr. James Morgan,  
Mr. Pyers,  
Mr. Nicholson,  
Mr. F. Clarke,  
Mr. Edden,  
Mr. Gillies,  
Mr. Kirkpatrick,  
Mr. Gornly.

Tellers,

Mr. McFarlane,  
Mr. Miller.

Noes, 56.

Mr. Carroll,  
Mr. Young,  
Mr. Gould,  
Mr. Moore,  
Mr. Reid,  
Mr. Watson,  
Mr. Thomas Brown,  
Mr. Thomas,  
Mr. Cann,  
Mr. Garrard,  
Mr. Anderson,  
Mr. Bruner,  
Mr. Newman,  
Mr. Morton,  
Mr. Martin,  
Mr. FitzGerald,  
Mr. O'Reilly,  
Mr. Griffith,  
Mr. McLean,  
Mr. Fowler,  
Dr. Graham,  
Mr. Cook,  
Mr. Watkins,  
Mr. Hughes,  
Mr. Smailes,  
Mr. William Morgan,  
Dr. Hollis,  
Mr. Dick,  
Mr. Stephen,

Mr. Law,  
Mr. Russell Jones,  
Mr. Stevenson,  
Mr. Henry Chapman,  
Mr. Wood,  
Mr. Cameron,  
Mr. Macdonald,  
Mr. Archibald Campbell,  
Mr. Mahony,  
Mr. Black,  
Mr. Wilks,  
Mr. Molesworth,  
Mr. Hawthorne,  
Mr. Shipway,  
Mr. Joseph Abbott,  
Mr. Whiddon,  
Mr. Rigg,  
Mr. Collins,  
Mr. Ellis,  
Mr. Millen,  
Mr. Lee,  
Mr. Ashton,  
Mr. Haynes,  
Mr. Schey,  
Mr. Millard.

Tellers,

Mr. Frank Farnell,  
Mr. Affleck.

*Insertion of proposed words negatived.**Clause, as read, agreed to.*

No. 4.

SAME BILL.

Mr. Reid brought up a new clause to follow the clause just inserted.

Every "male" person qualified to vote at any election of Shire officers shall be qualified to fill the position of either councillor or auditor, but no councillor shall be qualified to hold the office of auditor. (Read)

Qualification of  
Councillors and  
Auditors.

Motion made (*Mr. Griffith*), to leave out from line 1 the word "male"

Question put,—That the word proposed to be left out stand part of the clause.

Committee divided.

Ayes, 47.

Mr. Bruner,  
Mr. Rawlinson,  
Mr. Garrard,  
Mr. Cook,  
Mr. Gould,  
Mr. Reid,  
Mr. Levien,  
Mr. Molesworth,  
Mr. Waddell,  
Mr. Anderson,  
Mr. See,  
Mr. FitzGerald,  
Mr. Kidd,  
Mr. William Morgan,  
Mr. Frank Farnell,  
Mr. Hayes,  
Mr. Henry Chapman,  
Mr. Moore,  
Mr. Mahony,  
Mr. Lee,  
Mr. Travers Jones,  
Mr. Carroll,  
Mr. E. M. Clark,  
Mr. Whiddon,  
Mr. Archibald Campbell,

Mr. Harris,  
Mr. Collins,  
Mr. Wood,  
Mr. Rigg,  
Mr. F. Clarke,  
Mr. Law,  
Mr. Kirkpatrick,  
Mr. Fowler,  
Mr. Gornly,  
Mr. Newman,  
Mr. Tonkin,  
Mr. Affleck,  
Mr. Gillies,  
Mr. Morton,  
Mr. James Morgan,  
Mr. Stephen,  
Mr. Wise,  
Mr. Ellis,  
Mr. Cameron,  
Mr. McLean.

Tellers,

Mr. Price,  
Mr. Russell Jones.

Noes, 36.

Mr. Willis,  
Dr. Ross,  
Mr. Miller,  
Mr. Watkins,  
Mr. Thomas Brown,  
Mr. O'Sullivan,  
Mr. Hughes,  
Mr. Schey,  
Mr. Barnes,  
Mr. Pyers,  
Mr. Perry,  
Mr. Mackay,  
Mr. Griffith,  
Mr. Smailes,  
Mr. Gardiner,  
Mr. McFarlane,  
Mr. Thomas,  
Mr. Cann,  
Mr. Stevenson,  
Mr. Kelly,  
Mr. Nicholson,  
Mr. Edden,  
Mr. Macdonald,  
Mr. Black,  
Mr. Hawthorne,

Mr. Wilks,  
Mr. Dick,  
Mr. O'Reilly,  
Dr. Hollis,  
Mr. Shipway,  
Mr. Millen,  
Mr. Millard,  
Mr. Watson,  
Mr. Ashton.

Tellers,

Mr. Sleath,  
Mr. Ferguson.

*Word stands.**Clause, as read, agreed to.*

And the Committee having dealt with a new clause, to follow that just inserted, and stand as clause 8 of the Bill,—

No. 5.

SAME BILL.

Mr. Reid brought up a new clause, to follow the clause just inserted.

Every Shire officer who acts while disqualified, save in the case of unsoundness of mind, shall be liable to a penalty of "fifty" pounds. (Read.)

Motion  
Penalty for Shire  
officer acting  
when disquali-  
fied.

Motion made (*Mr. Miller*), to leave out from line 2 the word "fifty" and insert the word "twenty-five" instead thereof.

Question put,—That the word proposed to be left out stand part of the clause.

Committee divided.

Ayes, 56.

Mr. Hayes,	Mr. Stephen,	Mr. Watson,
Mr. Brunner,	Mr. Fowler,	Mr. Hughes,
Mr. Carruthers,	Mr. Cameron,	Mr. Wood,
Mr. Gould,	Mr. Morton,	Mr. Kelly,
Mr. Reid,	Mr. Thomas,	Mr. Schey,
Mr. Garrard,	Mr. Millard,	Mr. O'Reilly,
Mr. Molesworth,	Mr. McGowen,	Mr. Kirkpatrick,
Mr. Frank Farnell,	Mr. Griffith,	Mr. Dick,
Mr. Law,	Mr. Affleck,	Dr. Hollis,
Mr. Sleath,	Mr. Gillies,	Mr. Newman,
Mr. Thomas Brown,	Mr. McLean,	Mr. Ellis,
Mr. Cook,	Mr. Russell Jones,	Mr. Wilks,
Mr. William Morgan,	Mr. Rigg,	Mr. Stevenson,
Mr. Archibald Campbell,	Mr. Anderson,	Mr. Willis.
Mr. Ferguson,	Mr. Whiddon,	<i>Tellers,</i>
Mr. Moore,	Mr. E. M. Clark,	Mr. Macdonald,
Mr. Price,	Mr. Smailes,	Mr. Watkins.
Mr. Lee,	Mr. Gardiner,	
Mr. Henry Chapman,	Mr. Tonkin,	
Mr. Shipway,	Mr. Nicholson,	

Noes, 14.

Mr. Carroll,
Mr. F. Clarke,
Mr. Miller,
Mr. Waddell,
Mr. Mackay,
Mr. Pyers,
Mr. Kidd,
Mr. Rawlinson,
Mr. Edden,
Mr. Gormly,
Mr. Travers Jones,
Mr. Black.
<i>Tellers,</i>
Mr. Perry,
Dr. Ross.

*Word stands.*

*Clause, as read, agreed to.*

And the Committee having dealt with a new clause, to follow that just inserted, and stand as clause 10 of the Bill,—

No. 6.

SAME BILL.

Mr. Reid brought up a new clause, to follow the clause just inserted.

All councillors and auditors elected previous to the completion of the rate-book shall retire on the first day of January following such completion.

Thereafter, on the first day of January in each year, "one-third of" the councillors, or in case the Shire should be subdivided, one of the councillors for each Riding shall go out of office, the retiring councillors being those longest in office without re-election.

When two or more councillors have been elected at the same time the retiring councillor shall be the one who has obtained the least number of votes; but where the votes are equal, or when for any other reason the above principle for retirement cannot be carried out, then it shall be decided by lot which councillor shall retire.

Every councillor elected without opposition shall be deemed to have received the votes of all persons entitled at that time for the Shire or Riding for which he was elected. (*Read.*)

Motion made (*Mr. Watson*), to leave out from line 1 of the second paragraph the words "one-third of."

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

Committee divided.

Ayes, 50.

Mr. Brunner,	Mr. Lee,	Mr. E. M. Clark,
Mr. Cook,	Mr. Henry Chapman,	Mr. Gormly,
Mr. Mahony,	Mr. Shipway,	Mr. Ellis,
Mr. Gould,	Mr. Anderson,	Mr. Wilks,
Mr. Reid,	Mr. Fowler,	Mr. Edden,
Mr. Frank Farnell,	Mr. Miller,	Mr. Dick,
Mr. Russell Jones,	Mr. Nicholson,	Dr. Hollis,
Mr. Garrard,	Mr. Travers Jones,	Mr. O'Reilly,
Mr. Young,	Mr. McGowen,	Mr. Kirkpatrick,
Mr. Moore,	Mr. Affleck,	Mr. Schey,
Mr. Macdonald,	Mr. Gillies,	Mr. Bavister,
Mr. Cameron,	Mr. Rigg,	Mr. Newman.
Mr. Kidd,	Mr. Whiddon,	<i>Tellers,</i>
Mr. Mackay,	Mr. Carruthers,	Mr. Molesworth,
Mr. Rawlinson,	Mr. Ashton,	Mr. Morton.
Dr. Ross,	Mr. Tonkin,	
Mr. Ferguson,	Mr. Millen,	
Mr. Archibald Campbell,	Mr. Millard,	

Noes, 7.

Mr. Sleath,
Mr. Hughes,
Mr. Griffith,
Mr. Watson,
Mr. Thomas Brown.
<i>Tellers,</i>
Mr. Watkins,
Mr. Thomas.

*Words stand.*

*Clause, as read, agreed to.*

And the Committee having dealt with six new clauses to follow that just inserted, and to stand as clauses 12 to 17 of the Bill,—

No. 7.

No. 7.

## SAME BILL.

Mr. Reid brought up a new clause to follow the clause just inserted.

Every person, whether male or female, and being of the full age of twenty-one years, whose name appears in the Roll as the name of the occupier or owner of ratable property within the Shire, shall, subject to the provisions of this Act, be entitled to vote in respect of such property at any election, and each such person shall be entitled to the number of votes following—(that is to say)—one vote only at any such Election :—

- (i) If the general rates are under the sum of twenty-five shillings, he shall have one vote.
- (ii) Equal to twenty-five shillings and less than seventy-five shillings, he shall have two votes.
- (iii) Equal to seventy-five shillings and less than one hundred and fifty shillings, he shall have three votes.
- (iv) Equal to or exceeding one hundred and fifty shillings, he shall have four votes.

Every voter shall be entitled to vote as above for every Riding in which he shall have ratable property :

Provided that, if the rates have been paid by the occupier, he, and not the owner, shall be entitled to vote ; but, if the rates have been paid by the owner, he shall be entitled to the number of votes herein mentioned, and the occupier shall also be entitled to one vote :

Provided, lastly that no person shall be entitled to vote unless all rates due by him shall have been paid seven clear days before the date of nomination. (*Read.*)

Motion made (*Mr. Watson*), to leave out from lines 4 and 5 the words "the number of votes following (that is to say)" and to insert the words "one vote only at any such Election" instead thereof.

And the Committee continuing to sit after Midnight,—

THURSDAY, 25 APRIL, 1895, A.M.

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

Committee divided.

Ayes, 25.

Mr. Garrard,	Mr. Cook,
Mr. Brunker,	Mr. Cameron,
Mr. Russell Jones,	Mr. Molesworth,
Mr. Young,	Mr. Hogue,
Mr. Reid,	Mr. Millard,
Mr. Frank Farnell,	Mr. Miller.
Mr. Fowler,	<i>Tellers,</i>
Mr. Henry Chapman,	Mr. Shipway,
Mr. Whiddon,	Mr. Morton.
Mr. Anderson,	
Mr. Mahony,	
Mr. Rigg,	
Mr. Alexander Campbell,	
Mr. Kidd,	
Mr. Rawlinson,	
Mr. Gould,	
Mr. Mackay,	

Noes, 31.

Mr. Thomas Brown,	Mr. Gillies,
Mr. Macdonald,	Mr. Kirkpatrick,
Mr. Ashton,	Mr. Nicholson,
Mr. McGowen,	Mr. Eddon,
Mr. Moore,	Mr. Sebey,
Mr. Watson,	Mr. Watkins,
Dr. Hollis,	Mr. Gardiner,
Mr. Griffith,	Mr. Smailes,
Mr. Sleath,	Mr. Newman,
Mr. Dick,	Mr. Thomas,
Mr. Travers Jones,	Mr. Barister,
Mr. Asleck,	Mr. Tonkin.
Mr. Wood,	<i>Tellers,</i>
Mr. Millen,	Mr. Ferguson,
Mr. Wilke,	Mr. O'Reilly.
Mr. Law,	
Mr. Hughes,	

*Words omitted.*

And the words proposed to be inserted having been inserted.

On motion of Mr. Reid, the Chairman left the Chair to report progress, and ask leave to sit again To-morrow.

FRIDAY, 26 APRIL, 1895.

No. 8.

## EIGHT HOURS BILL.

(*Recommittal.*)

Clause 3. Subject to the provisions of this Act no workman shall, after the first day of January, one thousand eight hundred and ninety-six, work for an employer for more than eight hours in a day ; "and if any workman after that day does work for an employer for more than eight hours in a day, the workman and the employer for whom he works shall each be liable for the first offence to a penalty of not less than four shillings and not more than two pounds (to be recovered in a summary way before any Stipendiary or Police Magistrate or any two Justices of the Peace in Petty Sessions) or in default imprisonment not exceeding forty-eight hours, and for any subsequent offence to a penalty (to be recovered as aforesaid) of not less than two pounds and not more than five pounds or in default imprisonment not exceeding five days, and the employer shall be deemed to have committed a separate and distinct offence in respect of each workman who works for him for more than eight hours in a day." (*Read.*)

No workman to work for more than eight hours in a day.

Motion

Motion made (*Mr. Hogue*), to leave out from line 3 to the end of the clause the words "and if any workman after that day does work for an employer for more than eight hours in a day, the workman and the employer for whom he works shall each be liable for the first offence to a penalty of not less than four shillings and not more than two pounds (to be recovered in a summary way before any Stipendiary or Police Magistrate or any two Justices of the Peace in Petty Sessions) or in default imprisonment not exceeding forty-eight hours, and for any subsequent offence to a penalty (to be recovered as aforesaid) of not less than two pounds and not more than five pounds or in default imprisonment not exceeding five days, and the employer shall be deemed to have committed a separate and distinct offence in respect of each workman who works for him for more than eight hours in a day."

And it being a quarter before six o'clock, the Chairman, pursuant to the requirement of the Sessional Order, adopted on 3rd April, 1895, put the Question,—“That the Chairman do now leave the Chair, report progress, and ask leave to sit again on Tuesday next.”

Committee divided.

Ayes, 23.

Mr. Rawlinson,	Mr. Perry,
Mr. Gould,	Mr. Harris,
Mr. Piddington,	Mr. Rigg,
Mr. Gardiner,	Mr. Young,
Mr. Lyne,	Mr. Willis.
Mr. Hogue,	<i>Tellers,</i>
Mr. Mahony,	Mr. Miller,
Mr. Anderson,	Mr. O'Reilly.
Mr. William Morgan,	
Mr. Parkes,	
Mr. Gornly,	
Mr. McFarlane,	
Mr. Travers Jones,	
Mr. Lee,	
Mr. F. Clarke,	
Mr. Shipway,	

Noes, 29.

Mr. Sleath,	Mr. Bavister,
Mr. Fegan,	Mr. Watson,
Mr. Watkins,	Mr. Sydney Smith,
Mr. Cann,	Mr. Dick,
Mr. Schey,	Mr. Wilks,
Mr. McGowen,	Dr. Hollis,
Mr. Hughes,	Mr. Smailes,
Mr. Ferguson,	Mr. Hawthorne,
Mr. Thomas,	Mr. Law,
Mr. Garrard,	Mr. Kelly,
Mr. Cook,	Mr. Stevenson.
Mr. Edden,	<i>Tellers,</i>
Mr. Griffith,	Mr. Black,
Mr. Thomas Brown,	Mr. Stephen.
Mr. Macdonald,	
Mr. Reid,	

*Negatived.*

No. 9.

SAME BILL.

*Same clause.*

Motion made (*Mr. Schey*), That the Chairman leave the Chair, report progress, and ask leave to sit again on this day fortnight,—and Question put.

Committee divided.

Ayes, 35.

Mr. James Morgan,	Mr. Lees,	Mr. Griffith,
Mr. F. Clarke,	Mr. Mulhony,	Mr. Stevenson,
Mr. Schey,	Mr. O'Reilly,	Mr. Kelly,
Mr. Garrard,	Dr. Graham,	Mr. Cann,
Mr. Young,	Mr. Stephen,	Mr. Black,
Mr. Sleath,	Mr. Ashton,	Mr. Wilks,
Mr. Hogue,	Mr. Piddington,	Mr. McFarlane.
Mr. Price,	Mr. Moore,	<i>Tellers,</i>
Mr. Ferguson,	Mr. Anderson,	Mr. William Morgan,
Mr. Pyers,	Mr. Martin,	Mr. Bavister.
Mr. Rawlinson,	Mr. Thomas Brown,	
Mr. Travers Jones,	Mr. Hawthorne,	
Mr. Perry,	Mr. Macdonald,	

Noes, 10.

Mr. Thomas,
Mr. Watkins,
Mr. Edden,
Mr. Watson,
Mr. Law,
Mr. Hughes,
Dr. Hollis,
Mr. Dick.
<i>Tellers,</i>
Mr. McGowen,
Mr. Fegan.

*Agreed to.*

Chairman left the Chair accordingly.

RICHD. A. ARNOLD,  
Clerk Assistant.

1894-5.

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

No. 21.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

TUESDAY, 30 APRIL, 1895.

No. 1.

LOCAL GOVERNMENT BILL.

New clause to follow new clause 18.

Every person, whether male or female, and being of the full age of twenty-one years, whose name appears in the Roll as the name of the occupier or owner of ratable property within the Shire, shall, subject to the provisions of this Act, be entitled to vote in respect of such property at any election, and each such person shall be entitled to the number of votes following—(that is to say) **one vote only at any such Election** :—

- (I) If the general rates are under the sum of twenty-five shillings, he shall have one vote.
- (II) Equal to twenty-five shillings and less than seventy-five shillings, he shall have two votes.
- (III) Equal to seventy-five shillings and less than one hundred and fifty shillings, he shall have three votes.
- (IV) Equal to or exceeding one hundred and fifty shillings, he shall have four votes.

Every voter shall be entitled to vote as above for every Riding in which he shall have ratable property :

Provided that, if the rates have been paid by the occupier, he, and not the owner, shall be entitled to vote ; but, if the rates have been paid by the owner, he shall be entitled to the number of votes herein mentioned, and the occupier shall also be entitled to one vote :

Provided, lastly, that no person shall be entitled to vote unless all rates due by him shall have been paid seven clear days before the date of nomination. (*Further considered.*)

Motion made (*Mr. Watson*), to leave out sub-clauses (I-IV).

Question put,—That the words proposed to be left out stand part of the clause.  
Committee divided.

Ayes, 42.

Noes, 47.

Mr. Brunker,	Mr. Ellis,
Mr. Sydney Smith,	Mr. Cameron,
Mr. Garrard,	Mr. McLean,
Mr. Gould,	Mr. Mahony,
Mr. Carruthers,	Mr. Robert Jones,
Mr. Young,	Mr. Harris,
Mr. Lees,	Mr. Alexander Campbell,
Mr. Hogue,	Mr. Fowler,
Mr. Tonkin,	Mr. Gormly,
Mr. Anderson,	Mr. Joseph Abbott,
Mr. Knox,	Mr. Waddell,
Mr. Hayes,	Mr. Frank Farnell,
Mr. Mackay,	Mr. Reid,
Mr. Henry Chapman,	Mr. Newman,
Mr. Archibald Campbell,	Mr. Chanter.
Mr. Storey,	
Mr. Parkes,	<i>Tellers,</i>
Mr. Whiddon,	Mr. William Morgan,
Mr. Lee,	Mr. Morton.
Mr. Molesworth,	
Mr. Piddington,	
Mr. Collins,	
Mr. Haynes,	
Mr. Stephen,	
Mr. Rigg,	

Mr. Sec,	Mr. Smailes,
Mr. Wall,	Mr. Griffith,
Mr. Copeland,	Mr. Davis,
Mr. Levien,	Mr. Fitzpatrick,
Mr. O'Sullivan,	Mr. Rose,
Mr. Crick,	Mr. Moore,
Mr. Cann,	Mr. Watson,
Mr. Hughes,	Mr. Stevenson,
Mr. Thomas Brown,	Mr. Kelly,
Mr. Lyne,	Mr. Wood,
Mr. Thomas,	Mr. Ewing,
Mr. Wilkinson,	Dr. Hollis,
Mr. Schey,	Mr. Dick,
Mr. Ferguson,	Mr. Kidd,
Mr. Law,	Mr. Perry,
Mr. Price,	Mr. Edden,
Mr. Miller,	Mr. Kirkpatrick,
Mr. Barnes,	Mr. Sleath,
Mr. Travers Jones,	Mr. Gillies,
Mr. F. Clarke,	Mr. Black.
Mr. McFarlane,	<i>Tellers,</i>
Mr. Carroll,	
Dr. Ross,	Mr. McGowen,
Mr. Pyers,	Mr. Gardiner.
Mr. Willis,	

Words left out.

On motion of Mr. Reid the Chairman left the Chair.

WEDNESDAY, 1 MAY, 1895.

No. 2.

## MINING ON PRIVATE LANDS ACT AMENDMENT AND MINING ACT AMENDMENT BILL.

Clause 1 having been dealt with,—

Clause 2. Notwithstanding anything to the contrary contained in the Mining on Private Lands Act—

Privileges under authority to search.

- (a) The area of land which may be occupied and used for prospecting purposes under an authority to search shall in no case exceed the area of land prescribed in section twenty-six of the last-mentioned Act, having regard to the class of the deposit to be sought for, and shall not include any land exempt from leasing under section eleven of the said Act, and the boundaries of such area shall be defined by the warden.
- (b) An authority to search may be granted by the warden for any period not exceeding "twelve" months, and the period named in any authority may from time to time be extended by the warden "even beyond the" twelve months, if it shall be made to appear to the warden that the period or extended period named in the authority is insufficient to enable the holder to complete the prospecting of the land referred to in such "authority."
- (c) The holder of an authority shall have a right of ingress, egress, and regress into, over, and upon the property referred to in such authority, and the warden may define the limits within which such rights shall be exercised, and shall, where necessary, cause to be marked by blazed trees or pegs a right-of-way from any area or areas occupied under such authority to the nearest practicable road. And the holder of an authority may at any time during the currency of such authority mark out the whole or any portion of the land occupied under such authority, and apply to lease the same.
- (d) Before the holder of an authority may enter commence mining operations upon such private land the warden shall hold an inquiry on the land, of which due notice shall be given to the owner and occupier (if any) or their respective local agents, provided such agents are registered as such with the nearest mining registrar, as well as to the applicant, and shall thereupon assess the amount of money to be deposited by the holder of an authority towards covering the damage to the surface of such land likely to be caused by mining operations being conducted thereon; and the warden may make such stipulations and conditions with respect to such mining operations as shall appear to him necessary and expedient, and shall have power to enforce the same in all cases.
- (e) Any holder of an authority to search may construct any mine works or conduct any mining operations that may be necessary for thoroughly prospecting for any lead, lode, vein, or other auriferous or metalliferous deposit within the limits of the authority to search as defined by the warden, provided that before breaking the surface of such land he shall have deposited with the warden such a sum of money as shall in the opinion of the warden be sufficient to cover the cost of repairing any damage which may be done to the land by reason of the construction of such mine works or the conducting of such mining operations.
- (f) If prospecting operations under an authority be suspended for more than seven days without the written permission of the warden, such authority may be cancelled by the warden if in his opinion the holder of the authority is not bona-fide prospecting the land. If within one month after the cancellation of an authority any holder of a miner's right or mineral license apply for an authority to search on the piece of land referred to in such cancelled authority, and deposit the sum of money as aforesaid to cover the cost of repairing the damage, the warden may grant him an authority to search, and may refund to the person whose authority has been cancelled so much of the money deposited by him as is not in the opinion of the warden needed to repair damage done by abandoned works.
- (g) The ~~limit of time~~ period of twenty-eight days prescribed by sections nine and the period of one month as provided for in section thirteen of the Mining on Private Lands Act shall not apply to any holder of an authority to search who has deposited as aforesaid a sum of money to cover the cost of repairing damage to the land, but such holder may at any time apply, in terms of the said Act, to lease the land referred to in his authority.
- (h) If during the progress of his prospecting operations the holder of the authority finds it necessary to construct works not contemplated when the warden fixed the sum to be deposited, he shall notify the warden that he intends to construct other works, and the warden shall thereupon assess the additional damage, if any, and require the holder of the authority to make such further deposit as may in his opinion be necessary.
- (i) Any holder of an authority to search who has deposited the amount assessed to cover the cost of repairing the damage to the land may employ as many men as he requires to carry on the prospecting work, and shall employ as many men as shall, in the opinion of the warden, be necessary to carry on the prospecting works "efficiently." But in no case shall there be less than one man employed in respect to every ten acres, or fractional part of ten acres, held under such authority.
- (j) Any holder of an authority who has made the deposit as aforesaid, and has made application to lease the land, shall, in virtue of such authority, be at liberty to carry on mining operations upon the land until the lease shall have been granted or refused. (Read.)

And



And the clause having been amended as indicated,—

Motion made (*Mr. James Morgan*), to leave out from line 2 of sub-clause (b) the word "twelve" and insert the word "three" instead thereof.

Question put,—That the word proposed to be left out stand part of the clause.

Committee divided.

Ayes, 61.		Noes, 13.
Mr. Cook,	Mr. Mahony,	Mr. Crick,
Mr. Gould,	Mr. Molesworth,	Mr. Copeland,
Mr. Garrard,	Mr. Hughes,	Mr. Wall,
Mr. Black,	Mr. Newman,	Mr. Ferguson,
Mr. Sydney Smith,	Mr. Law,	Mr. Rawlinson,
Mr. Thomas,	Mr. Haynes,	Mr. Perry,
Mr. Travers Jones,	Mr. Smailes,	Mr. Kelly,
Mr. Millen,	Mr. Thomas Brown,	Dr. Hollis,
Mr. Storey,	Mr. Watson,	Mr. Dick,
Mr. Austin Chapman,	Mr. Watkins,	Mr. Collins,
Mr. Fegan,	Mr. Wilks,	Mr. Gormly.
Mr. Young,	Mr. Carroll,	<i>Tellers,</i>
Mr. Carruthers,	Mr. Afleck,	Mr. Ashton,
Mr. Archibald Campbell,	Mr. Shipway,	Mr. Macdonald.
Dr. Ross,	Mr. Fowler,	
Mr. Robert Jones,	Mr. Hawthorne,	
Mr. Lees,	Mr. Hogue,	
Mr. Moore,	Mr. Reid,	
Mr. Martin,	Mr. Cameron,	
Mr. Lee,	Mr. O'Reilly,	
Mr. Alexander Campbell,	Mr. Rigg,	
		Mr. McLean,
		Mr. Edden,
		Mr. Rose,
		Mr. Waddell,
		Mr. William Morgan,
		Mr. Harris,
		Mr. Gardiner,
		Mr. Mackay,
		Mr. Stephen,
		Mr. Wood,
		Mr. Russell Jones,
		Mr. Stevenson,
		Mr. Bavister,
		Mr. Kirkpatrick,
		Mr. Anderson,
		Mr. Chanter,
		Mr. Cann.
		<i>Tellers,</i>
		Mr. Tonkin,
		Mr. Piddington.

*Word stands.*

No. 3.

SAME BILL.

*Same clause.*

Motion made (*Mr. Rawlinson*), to leave out from line 3 of sub-clause (b) the words "oven beyond the" and insert the words "for a further period not exceeding" instead thereof.

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

Committee divided.

Ayes, 53.		Noes 21.
Mr. Hughes,	Mr. Young,	Mr. Willis,
Mr. Sydney Smith,	Mr. Wilks,	Mr. Copeland,
Mr. Travers Jones,	Mr. Afleck,	Mr. Macdonald,
Mr. Tonkin,	Mr. Miller,	Mr. Wall,
Mr. Carroll,	Mr. Cameron,	Mr. Price,
Mr. Austin Chapman,	Mr. Edden,	Mr. Ferguson,
Mr. Reid,	Mr. Thomas,	Mr. Sleath,
Mr. Gardiner,	Mr. Mahony,	Mr. Molesworth,
Mr. Rigg,	Mr. McLean,	Mr. Russell Jones,
Mr. Haynes,	Mr. Harris,	Mr. Fitzpatrick,
Mr. Henry Chapman,	Mr. Bavister,	Mr. Ashton,
Mr. Waddell,	Mr. O'Reilly,	Mr. Kelly,
Mr. Cook,	Mr. Hawthorne,	Mr. Rawlinson,
Mr. Gould,	Mr. Black,	Mr. Perry,
Mr. Garrard,	Mr. Mackay,	Mr. Rose,
Mr. Martin,	Mr. Wood,	Mr. Fyers,
Mr. Robert Jones,	Mr. Chanter,	Dr. Ross,
Mr. Storey,	Mr. Cann,	Mr. Gormly,
Mr. Moore,	Mr. Thomas Brown,	Mr. McGowen.
Mr. Archibald Campbell,	Mr. Watson,	<i>Tellers,</i>
Mr. Alexander Campbell,	Mr. Stevenson,	Mr. Millen,
Mr. Whiddon,	Mr. Shipway,	Mr. Schey.
Mr. Carruthers,	Mr. Fogau.	
Mr. Piddington,	<i>Tellers,</i>	
Mr. Stephen,	Mr. Frank Farnell,	
Mr. Anderson,	Mr. Newman,	
Mr. William Morgan,		
Mr. Smailes,		

*Words stand.*

No. 4.

SAME BILL.

*Same clause.*

Motion made (*Mr. Ashton*), to insert after the word "authority." at the end of sub-clause (b), the words "Provided that, after the expiration of twelve months from the granting of such authority, the holder shall pay quarterly in advance such amount of rent as the warden may assess, subject to appeal to the Minister."

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

Committee

Committee divided.

Ayes, 10.

Mr. Copeland,  
Mr. Fitzpatrick,  
Mr. Rawlinson,  
Mr. Perry,  
Mr. Kelly,  
Mr. Russell Jones,  
Mr. Molesworth,  
Mr. Gornly.

Tellers,

Mr. Wall,  
Mr. Ashton,

Mr. Reid,  
Mr. Fegan,  
Mr. Sydney Smith,  
Mr. Watkins,  
Mr. McGowen,  
Mr. Newman,  
Mr. Tonkin,  
Mr. Ferguson,  
Mr. Austin Chapman,  
Mr. Miller,  
Mr. Macdonald,  
Mr. Waddell,  
Dr. Ross,  
Mr. Pyers,  
Mr. Travers Jones,  
Mr. Price,  
Mr. Gardiner,  
Mr. Gould,  
Mr. Young,  
Mr. Sleath,  
Mr. Anderson,

Noes, 59.

Mr. Chanter,  
Mr. Piddington,  
Mr. Shipway,  
Mr. Millen,  
Mr. Carruthers,  
Mr. William Morgan,  
Mr. Wilks,  
Mr. Ravister,  
Mr. Robert Jones,  
Mr. Affleck,  
Mr. Whiddon,  
Mr. McLean,  
Mr. Archibald Campbell,  
Mr. Alexander Campbell,  
Mr. Wood,  
Mr. Mackay,  
Mr. Stephen,  
Mr. Storey,  
Mr. Carr,  
Mr. Harris,  
Mr. Mahony,  
Mr. Black,  
Mr. Smailes,  
Mr. Hawthorne,  
Mr. O'Reilly,  
Mr. Garrard,  
Mr. Edden,  
Mr. Henry Chapman,  
Mr. Rigg,  
Mr. Hughes,  
Mr. Stevenson,  
Mr. Thomas Brown,  
Mr. Cook,  
Mr. Cameron,  
Mr. Frank Farnell,  
Mr. Haynes.

Tellers,

Mr. Thomas,  
Mr. Moorc.

*Insertion of proposed words negatived.*

No. 5.

SAME BILL.

*Same clause.*

Motion made (*Mr. Wall*), to insert after the word "efficiently." at the end of sub-clause (2), the words "But in no case shall there be less than one man employed in respect to every ten acres or fractional part of ten acres held under such authority."

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

Committee divided.

Ayes, 28.

Mr. Cook,  
Mr. Reid,  
Mr. Sydney Smith,  
Mr. Copeland,  
Mr. Newman,  
Mr. Piddington,  
Mr. Rawlinson,  
Mr. Thomas,  
Mr. Wall,  
Mr. Frank Farnell,  
Mr. Willis,  
Mr. Cameron,  
Mr. Garrard,  
Mr. Travers Jones,  
Mr. Macdonald,  
Mr. Anderson,  
Mr. Young,  
Mr. William Morgan,  
Mr. Wilks,  
Mr. Alexander Campbell,  
Mr. Law,  
Mr. Shipway,  
Mr. Molesworth,  
Mr. Harris,  
Mr. Barnes,  
Mr. Stevenson.

Tellers,

Mr. Black,  
Mr. Henry Chapman.

Noes, 14.

Mr. Miller,  
Mr. Watson,  
Mr. Thomas Brown,  
Mr. Austin Chapman,  
Mr. Schey,  
Mr. Robert Jones,  
Mr. Affleck,  
Mr. Mackay,  
Mr. Wood,  
Mr. Smailes,  
Mr. Moore,  
Mr. Griffith.

Tellers,

Mr. Ferguson,  
Mr. Pyers.

*Words inserted.*

*Clause, as amended, agreed to.*

And clauses 3 and 4 having been dealt with,—

No. 6.

SAME BILL.

Compensation  
for land resumed.

Clause 4. When any private land shall be resumed as aforesaid, the Minister may direct the warden to assess the value of such land (exclusive of any increase in the value of such land by reason of the discovery of gold therein) and the improvements thereon, but the value so assessed of the land shall not exceed the market value of the land (~~prior to the discovery of gold therein~~) for other than mining purposes, reasonable allowance being made where necessary for severance; and if there be a tenant or rightful occupier of such land other than the owner, the compensation may be apportioned amongst them in proportion to their respective interests; and if the Minister or owner, tenant, or other rightful occupier be not satisfied with the sum assessed by the warden, he may proceed in the Supreme nearest District "Court," which shall be the Court of Appeal for the purposes of this Act, to recover any further sum to which he may deem himself entitled, but if the sum awarded by such Court do not exceed the sum assessed by the warden, the owner, tenant, or other rightful occupier, as the case may be, shall pay the cost of such proceedings. (*Read.*)

And the clause having been amended as indicated,—

Motion made (*Mr. Sydney Smith*), to insert after the word "Court" in line 10, the words "which shall be a Court of Appeal for the purposes of this Act 'without any limitation to the jurisdiction as to the amount.'"

And the Chairman having ruled the latter words of the amendment, namely "without any limitation to the jurisdiction as to the amount," out of order as being beyond the scope of the Bill.—

Question put,—That the words "which shall be a Court of Appeal for the purposes of this Act" proposed to be inserted be so inserted. Committee

Committee divided.

Ayes, 35.			Noes, 10.
Mr. Fegan,	Mr. Thomas Brown,	Mr. Mackay,	Dr. Hollis,
Mr. Sydney Smith,	Mr. Moore,	Mr. Robert Jones,	Mr. Copeland,
Mr. Travers Jones,	Mr. Miller,	Mr. Watkins,	Mr. Rawlinson,
Mr. Frank Farnell,	Mr. McGowen,	Mr. Kirkpatrick,	Mr. Dick,
Mr. Cameron,	Mr. Wood,	Mr. Gardiner,	Mr. Macdonald,
Mr. Reid,	Mr. Hughes,	Mr. Hawthorne,	Mr. Watson,
Mr. Garrard,	Mr. Bavister,	Mr. William Morgan,	Mr. Ashton,
Mr. Shipway,	Mr. Affleck,		Mr. Barnes.
Mr. Wall,	Mr. Law,	<i>Tellers,</i>	
Mr. Cook,	Mr. Anderson,	Mr. Cann,	<i>Tellers,</i>
Mr. Lee,	Mr. Henry Chapman,	Mr. Thomas.	Mr. Austin Chapman,
Mr. Alexander Campbell,	Mr. Schey,		Mr. Griffith.
Mr. Newman,	Mr. Sleath,		

*Words inserted.*

*Clause, as amended, agreed to.*

No. 7.

SAME BILL.

Clause 5. The Governor, in the name and on behalf of Her Majesty, shall have power to grant to any holder of a miner's right a lease for gold-mining purposes, or to any holder of a mineral license a lease for the purpose of mining for silver, lead, tin, copper, "iron," "diamonds," or antimony, of any private land which is enclosed and under cultivation within the meaning of section twelve of the Mining on Private Lands Act—

Power to grant leases of lands enclosed and under cultivation.

- (a) Any such lease shall be effectual below the surface only, and the Governor may fix the depth below the surface at which mining operations may be carried on, and the holder of any such lease shall within the area demised be authorised to construct mine works under such land, and to remove therefrom gold and silver, lead, tin, or antimony as the case may be, but he shall be liable to pay compensation to the owner for any damage which may be done to the surface by reason of such mine works. The amount of such compensation shall be determined in the manner prescribed in sections sixteen, seventeen, and twenty of the Mining on Private Lands Act.
- (b) The area of any such lease shall not exceed the extent prescribed in section twenty-six of the Principal Act for gold or minerals respectively. (*Read.*)

And the clause having been amended by the insertion in line 3 of the words "copper, iron,"

Motion made (*Mr. Moore*), to insert in line 3 after the word "iron" the word "diamonds,"

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

Committee divided.

Ayes, 31.			Noes, 9.
Mr. Gould,	Mr. Law,	Mr. Alexander Campbell,	Mr. Sleath,
Mr. Thomas,	Mr. Thomas Brown,	Mr. Lee,	Mr. Watkins,
Mr. Sydney Smith,	Mr. Affleck,	Mr. McGowen,	Mr. Austin Chapman,
Mr. Travers Jones,	Dr. Hollis,	Mr. Cook,	Mr. Schey,
Mr. Newman,	Mr. Bavister,	Mr. Hawthorne,	Mr. Hughes,
Mr. Frank Farnell,	Mr. Robert Jones,	Mr. William Morgan,	Mr. Miller,
Mr. Cameron,	Mr. Barnes,	Mr. Mackay,	Mr. E. M. Clark.
Mr. Reid,	Mr. Henry Chapman,		<i>Tellers,</i>
Mr. Garrard,	Mr. Rawlinson,	<i>Tellers,</i>	Mr. Watson,
Mr. Griffith,	Mr. Anderson,	Mr. Wood,	Mr. Cann.
Mr. Moore,	Mr. Shipway,	Mr. Gardiner.	

*Word inserted.*

And Mr. Sleath having moved to insert after the word just inserted, the word "coal,"—which amendment the Chairman ruled to be out of order, as being beyond the scope of the Bill,—

No. 8.

SAME BILL.

*Same Clause.*

Motion made (*Mr. Sleath*), That the Chairman leave the Chair to report the Point of Order and ask leave to sit again, so soon as the Point of Order has been decided by the House,—and Question put.

Committee divided.

Ayes, 8.		Noes, 31.	
Mr. Thomas,	Mr. Cook,	Mr. Anderson,	Mr. Bavister,
Mr. Hughes,	Mr. Miller,	Mr. Griffith,	Mr. Fegan,
Mr. Austin Chapman,	Mr. Cann,	Mr. Law,	Mr. Henry Chapman,
Mr. Schey,	Mr. Watkins,	Mr. Wood,	Mr. Robert Jones,
Mr. Sleath,	Mr. Sydney Smith,	Mr. Shipway,	Mr. E. M. Clark,
Mr. McGowen.	Mr. Newman,	Mr. Moore,	Mr. William Morgan,
<i>Tellers,</i>	Mr. Reid,	Mr. Garrard,	Mr. Hawthorne.
Mr. Thomas Brown,	Mr. Cameron,	Mr. Lees,	<i>Tellers,</i>
Mr. Watson.	Mr. Barnes,	Mr. Affleck,	Mr. Alexander Campbell,
	Mr. Travers Jones,	Mr. Frank Farnell,	Dr. Hollis.
	Mr. Gould,	Mr. Mackay,	

*Negatived.*

And Mr. Griffith having moved that the clause be further amended by inserting in line 4 after the word "diamonds," the words "rubies, sapphires, and other precious stones"

On motion of Mr. Sydney Smith, the Chairman left the Chair to report progress and ask leave to sit again To-morrow.

THURSDAY, 2 MAY, 1895.

No. 9.

## JERILDERIE TO BERRIGAN RAILWAY BILL.

Work  
sanctioned.

Clause 1. The carrying out of the said work (more particularly described in the Schedule to this Act) is hereby sanctioned; and the Secretary for Public Works, or the Member of the Executive Council for the time being performing the duties of the said Secretary, is hereby authorised to undertake and carry out the said work subject to the provisions of this Act, and for that purpose shall be, and shall have the powers and duties of, a Constructing Authority within the meaning of the Public Works Act of 1888:

Provided that the said work shall not be carried out unless the private lands required for the construction of the line (except town allotments) have "been" **contracted, by instrument in writing, to be conveyed by deed of gift or voluntary transfer or exchange** from the owners to the Crown. (*Read.*)

Motion made (*Mr. Young*), to insert in line 2 of the Proviso, after the word "been" the words "contracted, by instrument in writing, to be"

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

Committee divided.

Ayes, 43.

Mr. Brunker,	Dr. Graham,	Mr. McLean,
Mr. Cook,	Mr. Alexander Campbell,	Mr. Hogue,
Mr. Reid,	Mr. Stevenson,	Mr. Perry,
Mr. Young,	Sir Henry Parkes,	Mr. Newman,
Mr. Gould,	Mr. Ewing,	Mr. Ellis,
Mr. William Morgan,	Mr. Stephen,	Mr. Bavister,
Mr. Smaites,	Mr. Waddell,	Mr. Black,
Mr. Moore,	Mr. Fitzpatrick,	Mr. Law,
Mr. Watkins,	Mr. Pyers,	Mr. Hughes,
Mr. Frank Farnell,	Mr. Afleck,	Mr. Wilks,
Mr. Robert Jones,	Mr. Hayes,	Mr. Thomas Brown.
Mr. Storey,	Mr. Henry Chapman,	<i>Tellers,</i>
Mr. Rigg,	Mr. Harris,	
Mr. Carruthers,	Mr. Anderson,	Mr. Gormly,
Mr. Mahony,	Mr. Hawthorne,	Mr. Fegan.

Noes, 12.

Mr. Carroll,
Mr. Miller,
Mr. Austin Chapman,
Mr. Cann,
Mr. Shipway,
Mr. Macdonald,
Mr. Travers Jones,
Mr. Willis,
Mr. Hassall,
Mr. Kidd.

*Tellers,*

Mr. Parkes,
Mr. Ferguson.

*Words inserted.*

And the clause having been further amended as indicated.

*Clause, as amended, agreed to.*

And the remaining clauses, schedule, preamble, and title of the Bill having been dealt with,—

On motion of Mr. Young, the Chairman left the Chair to report the Bill, with amendments and an amended Title.

RICH'D. A. ARNOLD,

Clerk Assistant.

1894-5.

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

No. 22.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

TUESDAY, 7 MAY, 1895.

No. 1.

MINING ON PRIVATE LANDS ACT AMENDMENT AND MINING ACT AMENDMENT BILL:—

Clause 5 having been further considered and dealt with,—

Clause 6. The term "efficient mining" wherever it occurs in the Mining on Private Lands Act or the regulations thereunder shall mean— Meaning of efficient mining.

(a) For gold mining the regular employment of not less than one man to every "five" acres or less contained in the leasehold.

(b) For mining for minerals other than gold the employment of not less than one man to every twenty acres or less contained in the leasehold. (*Read.*)

And the clause having been amended as indicated,—

Motion made (*Mr. Affleck*), to omit from sub-section (a) the word "five" and insert the word "two" instead thereof.

Question put,—That the word proposed to be left out stand part of the clause.

Committee divided.

Ayes, 27.

Mr. Brunker,	Mr. Cook,
Mr. Garrard,	Mr. Copeland,
Mr. William Morgan,	Mr. Martin,
Mr. Sydney Smith,	Mr. Cameron,
Mr. Lee,	Mr. See,
Mr. Newman,	Mr. Bavister,
Mr. Young,	Mr. Wilks,
Mr. Collins,	Mr. Fowler,
Mr. Frank Farnell,	Mr. Reid,
Mr. Kidd,	Mr. Gormly.
Dr. Ross,	<i>Tellers,</i>
Mr. Gould,	Mr. McLean,
Mr. O'Reilly,	Mr. Molesworth.
Mr. Knox,	
Mr. Hogue,	

Noes, 25.

Mr. James Morgan,	Mr. Millard,
Mr. Austin Chapman,	Mr. Stevenson,
Mr. Wall,	Mr. Russell Jones,
Mr. Smailes,	Mr. Law,
Mr. Cann,	Mr. Affleck,
Mr. McGowen,	Mr. Watson,
Mr. Griffith,	Mr. Thomas,
Mr. Edden,	Mr. Moore.
Mr. Watkins,	<i>Tellers,</i>
Mr. Dick,	Mr. Ferguson,
Mr. Mackay,	Mr. Fegan.
Mr. Wood,	
Mr. Nicholson,	
Mr. Harris,	
Mr. Parkes,	

*Word stands.**Clause, as amended, agreed to.*

And clause 7 having been dealt with,—

No. 2.

SAME BILL.

Clause 8. A person who is not a natural-born or naturalised subject of Her Majesty shall not be entitled after the commencement of this Act to acquire any rights under this or the Mining on Private Lands Act. (*Read.*) Disqualification of aliens.

Question put,—That the clause, as read, stand part of the Bill.

627—A

Committee

Committee divided.

Ayes, 6.

Mr. Ferguson,  
Mr. Cann,  
Mr. McGowen,  
Mr. Watkins.

*Tellers,*

Mr. Edden,  
Mr. Watson.

Noes, 46.

Mr. Brunker,  
Mr. Wright,  
Mr. See,  
Mr. James Morgan,  
Mr. Copeland,  
Mr. Austin Chapman,  
Mr. Wall,  
Mr. Sydney Smith,  
Mr. Reid,  
Mr. Hogan,  
Mr. Moore,  
Mr. Kidd,  
Mr. Hayes,  
Dr. Ross,  
Mr. Rawlinson,  
Mr. Garrard,

Mr. Fowler,  
Mr. Hawthorne,  
Mr. Wood,  
Mr. Kelly,  
Mr. Newman,  
Mr. Martin,  
Mr. Young,  
Mr. Lee,  
Mr. Russell Jones,  
Mr. Cameron,  
Dr. Hollis,  
Mr. Storey,  
Mr. Nicholson,  
Mr. Millard,  
Mr. Griffith,  
Mr. William Morgan,

Mr. Harris,  
Mr. Afleck,  
Mr. McFarlane,  
Mr. Stevenson,  
Mr. Fegan,  
Mr. Smailes,  
Mr. Gormly,  
Mr. Hogue,  
Mr. Cook,  
Mr. Bavister,  
Mr. Shipway,  
Mr. Collins.

*Tellers,*

Mr. Frank Farnell,  
Mr. Mackay.

*Clause, as read, negatived.*

And the remaining clauses, a new clause, and the preamble of the Bill having been dealt with,—

On the motion of Mr. Sydney Smith the Chairman left the Chair to report the Bill, with amendments, to the House.

No. 3.

SAME BILL.

(*Recommitted.*)

Clause 2. Notwithstanding anything to the contrary contained in the Mining on Private Lands Act—

- (a) The area of land which may be occupied and used for prospecting purposes under an authority to search shall in no case exceed "the area of land prescribed in section twenty-six of the last-mentioned Act, having regard to the class of the deposit to be sought for," and shall not include any land exempt from leasing under section eleven of the said Act, and the boundaries of such area shall be defined by the warden.
- (b) An authority to search may be granted by the warden for any period not exceeding twelve months, and the period named in any authority may from time to time be extended by the warden even beyond the twelve months, if it shall be made to appear to the warden that the period or extended period named in the authority is insufficient to enable the holder to complete the prospecting of the land referred to in such authority.
- (c) The holder of an authority shall have a right of ingress, egress, and regress into, over, and upon the property referred to in such authority, and the warden may define the limits within which such rights shall be exercised, and shall, where necessary, cause to be marked by blazed trees or pegs a right-of-way from any area or areas occupied under such authority to the nearest practicable road. And the holder of an authority may at any time during the currency of such authority mark out the whole or any portion of the land occupied under such authority, and apply to lease the same.
- (d) Before the holder of an authority may commence mining operations upon such private land the warden shall hold an inquiry on the land, of which due notice shall be given to the owner and occupier (if any) or their respective local agents, provided such agents are registered as such with the nearest mining registrar, as well as to the applicant, and shall thereupon assess the amount of money to be deposited by the holder of an authority towards covering the damage to the surface of such land likely to be caused by mining operations being conducted thereon; and the warden may make such stipulations and conditions with respect to such mining operations as shall appear to him necessary and expedient, and shall have power to enforce the same in all cases.
- (e) Any holder of an authority to search may construct any mine works or conduct any mining operations that may be necessary for thoroughly prospecting for any lead, lode, vein, or other auriferous or metalliferous deposit within the limits of the authority to search as defined by the warden: Provided that before breaking the surface of such land he shall have deposited with the warden such a sum of money as shall in the opinion of the warden be sufficient to cover the cost of repairing any damage which may be done to the land by reason of the construction of such mine works or the conducting of such mining operations.
- (f) If prospecting operations under an authority be suspended without the written permission of the warden, such authority may be cancelled by the warden if in his opinion the holder of the authority is not *bonâ fide* prospecting the land. If within one month after the cancellation of an authority any holder of a miner's right or mineral license apply for an authority to search on the piece of land referred to in such cancelled authority, and deposit the sum of money as aforesaid to cover the cost of repairing the damage, the warden may grant him an authority to search, and may refund to the person whose authority has been cancelled so much of the money deposited by him as is not in the opinion of the warden needed to repair damage done by abandoned works.

(g)

- (g) The period of twenty-eight days prescribed by section nine and the period of one month as provided for in section thirteen of the Mining on Private Lands Act shall not apply to any holder of an authority to search who has deposited as aforesaid a sum of money to cover the cost of repairing damage to the land, but such holder may at any time apply, in terms of the said Act, to lease the land referred to in his authority.
- (h) If during the progress of his prospecting operations the holder of the authority finds it necessary to construct works not contemplated when the warden fixed the sum to be deposited, he shall notify the warden that he intends to construct other works, and the warden shall thereupon assess the additional damage, if any, and require the holder of the authority to make such further deposit as may in his opinion be necessary.
- (i) Any holder of an authority to search who has deposited the amount assessed to cover the cost of repairing the damage to the land may employ as many men as he requires to carry on the prospecting work, and shall employ as many men as shall, in the opinion of the warden, be necessary to carry on the prospecting works efficiently. But in no case shall there be less than one man employed in respect to every ten acres, or fractional part of ten acres, held under such authority.
- (j) Any holder of an authority who has made the deposit as aforesaid, and has made application to lease the land, shall, in virtue of such authority, be at liberty to carry on mining operations upon the land until the lease shall have been granted or refused. (*Read.*)

Motion made (*Mr. Watson*), to leave out from sub-clause (a) the words "the area of land prescribed in section twenty-six of the last-mentioned Act, having regard to the class of the deposit to be sought for," and insert "five acres in respect to auriferous lands, and forty acres in respect to mineral lands," instead thereof.

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

Committee divided.

Ayes, 45.

Mr. Brunker,	Mr. McLean,
Mr. Garrard,	Mr. Copeland,
Mr. Sydney Smith,	Mr. Harris,
Mr. Gould,	Mr. Wood,
Mr. Storey,	Mr. Black,
Mr. Wright,	Mr. Nicholson,
Mr. Young,	Mr. Kelly,
Mr. Travers Jones,	Mr. Affleck,
Mr. Newman,	Mr. Ellis,
Mr. Frank Farnell,	Mr. Millard,
Mr. Rawlinson,	Mr. Wilks,
Dr. Ross,	Mr. Russell Jones,
Mr. Millen,	Mr. See,
Mr. Mahony,	Mr. Cook,
Mr. Moore,	Mr. Molesworth,
Mr. Lee,	Mr. Chanter,
Mr. Parkes,	Mr. Gormly,
Mr. Whiddon,	Mr. Willis,
Mr. Carruthers,	Mr. Collins.
Mr. Henry Chapman,	<i>Tellers,</i>
Mr. Shipway,	Mr. Miller,
Mr. Lees,	Mr. Stevenson.
Mr. Fowler,	
Dr. Graham,	

Noes, 21.

Mr. Carroll,
Mr. Waddell,
Mr. Mackay,
Mr. Sleath,
Mr. Watkins,
Mr. Austin Chapman,
Mr. Watson,
Mr. Cann,
Mr. Thomas,
Mr. Law,
Mr. Dick,
Dr. Hollis,
Mr. Hawthorne,
Mr. Edden,
Mr. McGowen,
Mr. Haynes,
Mr. Smiles,
Mr. Gardiner,
Mr. Griffith.
<i>Tellers,</i>
Mr. Hughes,
Mr. Ferguson.

*Words stand.*

And the Clause having been amended as indicated.]

*Clause, as amended, agreed to.*

No. 4.

SAME BILL.

Clause 5. The Governor, in the name and on behalf of Her Majesty, shall have power to grant to any holder of a miner's right a lease for gold-mining purposes, or to any holder of a mineral license a lease for the purpose of mining for silver, lead, tin, copper, iron, diamonds, or "antimony," of any private land which is enclosed and under cultivation within the meaning of section twelve of the Mining on Private Lands Act—

Power to grant leases of lands enclosed and under cultivation.

- (a) Any such lease shall be effectual below the surface only, and the Governor may fix the depth below the surface at which mining operations may be carried on, and the holder of any such lease shall within the area demised be authorised to construct mine works under such land, and to remove therefrom gold and silver, lead, tin, or antimony as the case may be, but he shall be liable to pay compensation to the owner for any damage which may be done to the surface by reason of such mine works. The amount of such compensation shall be determined in the manner prescribed in sections sixteen, seventeen, and twenty of the Mining on Private Lands Act.
- (b) The area of any such lease shall not exceed the extent prescribed in section twenty-six of the ~~Principal~~ Mining on Private Lands Act for gold or minerals respectively. (*Read.*)

And

And the Clause having been amended as indicated,—

Motion made (*Mr Affleck*), to insert in line 4, after the word "antimony," the words "or any such substance as the Governor shall hereafter from time to time declare to be a mineral within the meaning of this Act by proclamation in the *Gazette*"

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

Committee divided.

Ayes, 13.

Mr. Cann,  
Mr. Smailes,  
Mr. Griffith,  
Mr. Watson,  
Mr. Thomas,  
Mr. McGowen,  
Mr. Gardiner,  
Mr. Hughes,  
Mr. Dick,  
Mr. Ferguson,  
Dr. Hollis.

*Tellers,*

Mr. Sleath,  
Mr. Affleck.

Mr. Brunker,  
Mr. See,  
Mr. Rawlinson,  
Mr. Reid,  
Mr. Sydney Smith,  
Mr. Copeland,  
Mr. Watkins,  
Mr. Miller,  
Mr. Austin Chapman,  
Mr. Gould,  
Mr. Garrard,  
Mr. Frank Farnell,  
Mr. Hawthorne,  
Mr. Fowler,  
Dr. Ross,  
Mr. Wright,  
Mr. Travers Jones,

Noes, 49.

Mr. Young,  
Mr. Lee,  
Mr. Whiddon,  
Mr. Cook,  
Mr. Stevenson,  
Mr. Wood,  
Mr. Kelly,  
Mr. Mackay,  
Mr. Nicholson,  
Mr. McLean,  
Mr. Parkes,  
Mr. Graham,  
Mr. Harris,  
Mr. Millard,  
Mr. Moore,  
Mr. Mahony,  
Mr. Wilks,

Mr. Newman,  
Mr. Shipway,  
Mr. Lees,  
Mr. Henry Chapman,  
Mr. Haynes,  
Mr. Black,  
Mr. Russell Jones,  
Mr. Gormly,  
Mr. Chanter,  
Mr. Molesworth,  
Mr. Millen,  
Mr. Waddell,  
Mr. Collins.

*Tellers,*

Mr. William Morgan,  
Mr. Ellis.

*Insertion of proposed words negatived.*

And the clause having been further amended as indicated,—

*Clause as amended agreed to.*

And clause 9 having been dealt with,—

On motion of Mr. Sydney Smith, the Chairman left the Chair to report the Bill with further amendments to the House.

WEDNESDAY, 8 MAY, 1895.

No. 5.

BREAD BILL.

Clauses 1 to 7 having been dealt with,—

Clause 8. It shall be lawful for any justice of the peace or inspector of weights and measures, and for any constable authorised by warrant under the hand of any justice of the peace, at any time to enter into any house, shop, stall, bakehouse, pastry-warehouse, outhouse, or place whatsoever belonging to or used by any baker or seller of bread, to search for, weigh, and try all the bread found therein; or to stop any cart or carriage, boat or vessel of any baker or seller of bread, and to weigh ~~not more than~~ three loaves of each denomination and size, and if a deficiency be found ~~thereupon~~, to require the driver to take the cart or carriage, boat or vessel to the owner's shop or bakehouse or the nearest police station, and to weigh and try the bread found therein; and if the driver fail to comply with such request he shall be liable to a penalty not exceeding *ten* pounds and not less than *five* pounds. (*Read.*)

And the clause having been amended as indicated,—

Question put,—That the clause, as amended, stand part of the Bill.

Committee divided.

Ayes, 16.

Mr. Brunker,  
Mr. Sydney Smith,  
Mr. Gould,  
Mr. Young,  
Mr. Carruthers,  
Mr. Garrard,  
Mr. Cook,  
Mr. Martin,  
Mr. Hogue,  
Mr. Frank Farnell,  
Mr. Ellis,  
Mr. Price,  
Mr. Haynes,  
Mr. Gardiner.  
*Tellers,*  
Mr. Stephen,  
Mr. Alexander Campbell.

Noes, 33.

Mr. Lyne,  
Mr. Travers Jones,  
Dr. Ross,  
Mr. O'Sullivan,  
Mr. F. Clarke,  
Mr. Kidd,  
Mr. Sleath,  
Mr. Cann,  
Mr. Hayes,  
Mr. Hughes,  
Mr. Wise,  
Mr. Barnes,  
Mr. McFurlane,  
Mr. Parkes,  
Mr. Kelly,  
Mr. Wright,  
Mr. Watson,  
Mr. Millen,  
Sir Henry Parkes,  
Mr. Collins,  
Mr. Lee,  
Mr. Law,  
Mr. Affleck,  
Mr. Black,  
Mr. Shipway,  
Mr. Gormly,  
Mr. Joseph Abbott,  
Mr. McLean,  
Mr. Rose,  
Mr. Wilks,  
Mr. Stevenson.  
*Tellers,*  
Mr. Storey,  
Mr. Austin Chapman.

*Clause, as amended, negatived.*

On motion of Mr. Gould, the Chairman left the Chair to report progress and ask leave to sit again To-morrow.

THURSDAY,

Bakers shops may be searched for bread short of weight.

Carts may be stopped and bread weighed.



THURSDAY, 9 MAY, 1895.

No. 6.  
VINE DISEASES BILL.

Clauses 1, 2, and 3 having been dealt with,—

Clause 4. The Governor may from time to time, by proclamation in the *Gazette*, do any of the following acts :— Powers of the Governor.

Prohibit the introduction into this Colony from any place outside the Colony of any vine or part thereof, or any grapes or any package containing, or which has contained or been in contact with grapes or vines, the introduction of which has been or may be prohibited.

Prohibit the removal from any place within this Colony to any other place in this Colony of any vine or part thereof, or any grapes, package, implement, matter, or thing likely to convey the disease.

Declare any parcel of land or any building a quarantine for the reception of any vines or parts of vines or grapes known or supposed to be diseased.

Quarantine any vineyard, or any building, land, or place whereon or whereon any diseased vine or part thereof or grapes may be or may have recently been, "or any vineyard within a radius" of not exceeding one quarter of a mile from any vineyard in which disease has been found. (*Read.*)

And the clause having been amended, as indicated,—

Motion made (*Mr. Parkes*), to leave out from the last paragraph of the clause the words "or any vineyard within a radius."

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

Committee divided.

Ayes, 45.

- Mr. Brunker,
- Mr. Cook,
- Mr. Carruthers,
- Mr. Gould,
- Mr. Sydney Smith,
- Mr. Garrard,
- Mr. Stephen,
- Mr. Young,
- Mr. Tonkin,
- Mr. Cameron,
- Mr. Lyne,
- Mr. Reid,
- Mr. See,
- Mr. Newman,
- Mr. Millen,
- Mr. James Morgan,

- Mr. Hayes,
- Mr. Millard,
- Mr. Robert Jones,
- Mr. Lee,
- Mr. Fegan,
- Mr. Carroll,
- Mr. Kelly,
- Mr. O'Sullivan,
- Mr. Watkins,
- Sir Henry Parkes,
- Mr. Joseph Abbott,
- Mr. Fitzpatrick,
- Mr. Affleck,
- Dr. Graham,
- Dr. Hollis,
- Mr. Kidd,

- Mr. Gormly,
- Mr. Black,
- Mr. Cann,
- Mr. Gardiner,
- Mr. Wilks,
- Mr. Nicholson,
- Mr. Hughes,
- Mr. Schey,
- Mr. Law,
- Mr. Barnes,
- Mr. Stevenson,
- Tellers,*
- Mr. McFarlane,
- Mr. Waddell.

Noes, 11.

- Mr. Miller,
- Dr. Ross,
- Mr. Austin Chapman,
- Mr. Perry,
- Mr. Frank Farnell,
- Mr. O'Reilly,
- Mr. Smailes,
- Mr. Watson,
- Mr. Ferguson.
- Tellers,*
- Mr. Parkes,
- Mr. Rose.

*Words stand.*

And the clause having been further amended, as indicated,—

*Clause, as amended, agreed to.*

Clauses 5 to 11 having been dealt with, and clause 12 partly considered,—

On motion of Mr. Sydney Smith, the Chairman left the chair to report progress, and ask leave to sit again on Tuesday next.

No. 7.

SUPPLY—ESTIMATES-IN-CHIEF FOR THE YEAR 1895-6 :—  
*Supplement to Schedule B.*

Mr. Reid moved That the Committee agree to the following resolution :—

(138.) Resolved,—That there be granted to Her Majesty for the year ending 30th June, 1896, a sum not exceeding £1,425, 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,—and Question put.

Committee divided.

Ayes, 73.

- Mr. Brunker,
- Mr. Cook,
- Mr. Sydney Smith,
- Mr. Gould,
- Mr. Reid,
- Mr. Young,
- Mr. Carruthers,
- Mr. Hogue,
- Mr. William Morgan,
- Sir George Dibbs,
- Mr. Haynes,
- Mr. Moore,
- Dr. Graham,
- Mr. Archibald Campbell,
- Mr. Lees,
- Mr. Lee,
- Mr. Storey,
- Mr. Fitzpatrick,
- Mr. Robert Jones,
- Mr. Molesworth,
- Mr. Thomas,
- Mr. Knox,
- Mr. Morton,
- Mr. Watkins,
- Mr. Henry Chapman,

- Mr. Alexander Campbell,
- Mr. Griffith,
- Mr. Harris,
- Mr. Millard,
- Mr. Hughes,
- Mr. Joseph Abbott,
- Mr. Bavister,
- Mr. Whiddon,
- Mr. Russell Jones,
- Mr. McLean,
- Mr. Mahony,
- Mr. Wilks,
- Sir Henry Parkes,
- Mr. Martin,
- Mr. Wise,
- Mr. Ellis,
- Mr. Cameron,
- Mr. Stephen,
- Mr. Anderson,
- Mr. E. M. Clark,
- Mr. Affleck,
- Mr. Lyne,
- Mr. Gormly,
- Mr. Parkes,
- Mr. Hayes,

- Mr. Black,
- Mr. Gardiner,
- Mr. Dick,
- Mr. O'Reilly,
- Dr. Hollis,
- Mr. Millen,
- Mr. Mackay,
- Mr. Law,
- Mr. Wall,
- Mr. Nicholson,
- Mr. Collins,
- Mr. McGowen,
- Mr. Wright,
- Mr. Tonkin,
- Mr. Fowler,
- Mr. Hawthorne,
- Mr. Kelly,
- Mr. Smailes,
- Mr. Ewing,
- Mr. Watson,
- Mr. Chanter.
- Tellers,*
- Mr. Frank Farnell,
- Mr. Fegan.

Noes, 22.

- Mr. Price,
- Mr. O'Sullivan,
- Mr. Levien,
- Mr. Willis,
- Mr. James Morgan,
- Mr. Travers Jones,
- Mr. Carroll,
- Mr. Austin Chapman,
- Mr. Rawlinson,
- Mr. Perry,
- Mr. McFarlane,
- Mr. Barnes,
- Mr. Crick,
- Mr. Waddell,
- Mr. Wood,
- Mr. Cann,
- Mr. Miller,
- Mr. Ferguson,
- Mr. Sleath,
- Mr. Stevenson.
- Tellers,*
- Mr. Edden,
- Mr. Schey.

*Resolution agreed to.*

On motion of Mr. Reid, the Chairman left the Chair to report progress and ask leave to sit again; and also to report that the Committee had come to a Resolution.

FRIDAY, 10 MAY, 1895.

No. 8.

## EIGHT HOURS BILL.

(Recommitted.)

No workman to  
work for more  
than eight hours  
in a day.

Clause 3. Subject to the provisions of this Act no workman shall, after the first day of January, one thousand eight hundred and ninety-six, work for an employer for more than eight hours in a "day"; and if any workman after that day does work for an employer for more than eight hours in a day, the workman and the employer for whom he works shall each be liable for the first offence to a penalty of not less than four shillings and not more than two pounds (to be recovered in a summary way before any Stipendiary or Police Magistrate or any two Justices of the Peace in Petty Sessions) or in default imprisonment not exceeding forty-eight hours, and for any subsequent offence to a penalty (to be recovered as aforesaid) of not less than two pounds and not more than five pounds or in default imprisonment not exceeding five days, and the employer shall be deemed to have committed a separate and distinct offence in respect of each workman who works for him for more than eight hours in a day. (*Further considered.*)

Question, on motion of Mr. Hogue, again proposed to leave out all words after the word "day" in line 3, to the end of the clause.

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

Committee divided.

Ayes, 23.

Mr. Cook,	Mr. Nicholson,
Mr. Edden,	Mr. Wood,
Mr. Robert Jones,	Mr. Rose,
Mr. Waddell,	Mr. Cann,
Mr. Schey,	Mr. Watson,
Mr. Fegan,	Mr. Ferguson,
Mr. O'Sullivan,	Mr. Thomas,
Mr. Wall,	Mr. Griffith.
Mr. McLean,	<i>Tellers,</i>
Mr. Kelly,	Mr. Watkins,
Mr. Sleath,	Mr. Smailes.
Mr. Wilks,	
Mr. Austin Chapman,	

*Words stand.*

Noes, 17.

Mr. Brunker,	Mr. Anderson,
Mr. Morton,	Dr. Hollis.
Mr. Young,	<i>Tellers,</i>
Mr. Gould,	Mr. O'Reilly,
Mr. Hogue,	Mr. Gardiner.
Mr. Reid,	
Mr. Mahony,	
Mr. Parkes,	
Mr. Cameron,	
Mr. Harris,	
Mr. Mackay,	
Mr. Stephen,	
Mr. Dick,	

No. 9.

## SAME BILL.

*Same clause.*

Question put,—That the clause, as read, stand part of the Bill.

Committee divided.

Ayes, 26.

Mr. Smailes,	Mr. Rose,
Mr. Watkins,	Mr. Wall,
Mr. Fegan,	Mr. Wood,
Mr. O'Sullivan,	Mr. Bavister,
Mr. Waddell,	Mr. Wilks,
Mr. Crick,	Mr. Sleath,
Mr. Robert Jones,	Mr. Austin Chapman,
Mr. Edden,	Mr. Nicholson,
Mr. Cook,	Mr. McLean,
Mr. Griffith,	Mr. Kelly.
Mr. Thomas,	<i>Tellers,</i>
Mr. Ferguson,	Mr. McGowen,
Mr. Watson,	Mr. Schey.
Mr. Cann,	

*Clause, as read, agreed to.*

Noes, 19.

Mr. Brunker,	Mr. Mahony,
Mr. Young,	Mr. Parkes.
Mr. Gould,	Mr. McFarlane.
Mr. Gardiner,	<i>Tellers,</i>
Mr. O'Reilly,	Mr. Hogue.
Mr. Reid,	Mr. Morton.
Mr. Mackay,	
Mr. Stephen,	
Mr. Dick,	
Mr. Anderson,	
Dr. Hollis,	
Mr. Alexander Campbell,	
Mr. Harris,	
Mr. Cameron,	

No. 10.

## SAME BILL.

Certain occupa-  
tions excepted

Clause 6. ~~Nothing in this Act shall be applicable to any person while~~ apply only where the workman is following or engaged in the occupation of:—

- (1) ~~A person engaged under the Acts relating to the Military, Naval, Volunteer, or Police Forces;~~
- (2) ~~Domestic servant;~~
- (3) ~~Shepherd;~~
- (4) ~~Stockman;~~
- (5) ~~Carrier;~~
- (6) ~~Dairyman;~~
- (7) ~~Drover;~~
- (8) ~~Agricultural labourer;~~
- (9) ~~Orchardist;~~
- (10) ~~Vignerons;~~
- (11) ~~Mailman;~~
- (12) ~~Station hand employed in mustering, branding, or drafting;~~
- (13) ~~Watchman.~~

Millwright.

Millwright.  
 Gunsmith.  
 Whitesmith.  
 Coppersmith.  
 Tinsmith.  
 Farrier.  
 Wheelwright.  
 Steelworker.  
 Ironworker.  
 Boilermaker.  
 Stovemaker.  
 Ovenmaker.  
 Iron-shipbuilder.  
 Shipwright (including riggers and makers  
 of sails, masts, blocks, and oars).  
 Machinist.  
 Galvaniser.  
 Ironmoulder (including pipe-makers and  
 core-makers).  
 Locksmith.  
 Bellhanger.  
 Brassmoulder.  
 Lead or antimony worker.  
 Wireworker.  
 Sheet metal-worker.  
 Engine fitter.  
 Engine turner.  
 Engine driver.  
 Stoker.  
 Coaltrimmer.  
 Fireman.  
 Mason of any kind (including stonedressers  
 and carvers, monumental masons and  
 scabblers).  
 Painter.  
 Japanner.  
 Carpenter.  
 Patternmaker.  
 Joiner.  
 Turner.  
 Cabinetmaker.  
 Upholsterer.  
 Cooper.  
 Window-blind-maker.  
 Paperhanger.  
 Glazier.  
 Plasterer.  
 Modeller.  
 Plumber.  
 Gasfitter.  
 Bricklayer.  
 Stevedore.  
 Lumper.  
 Wharf-labourer.  
 Storeman.  
 Warehouseman.  
 Slater.  
 Shingler.  
 Tiler.  
 Quarryman (including hammer and drill  
 men).  
 Drayman.  
 Carter.  
 Watchmaker.  
 Clockmaker.  
 Engraver.  
 Die-sinker.  
 Rubber stamp-maker.

Electroplater.  
 Typefounder.  
 Compositor.  
 Printer.  
 Stereotyper.  
 Lithographer.  
 Signwriter.  
 Ticket writer.  
 Barber.  
 Hairdresser.  
 Dyer.  
 Scourer.  
 Furrier.  
 Maker of musical, scientific, electrical, or  
 surgical instruments.  
 Maker of soap, candles, tallow, bonedust,  
 glue, and manures.  
 Maker of mats, rope, cordage, canvas,  
 tents, tarpaulin, and bags.  
 Maker of billiard tables, fishing tackle,  
 cricket and other sports implements  
 and parts thereof.  
 Maker of explosives, including fireworks  
 and cartridges.  
 Maker of implements, cutlery, tools, sew-  
 ing machines, meters and gauges,  
 scales, weights, and weighing  
 machines.  
 Maker of bicycles, perambulators, and  
 wheelchairs.  
 Maker of saddlery, harness, whips, bags,  
 portmanteau, and other leather goods.  
 Maker of toys, brushes, images, basket or  
 wicker-ware, paper bags and boxes,  
 picture frames, and artificial flowers.  
 Maker of chemicals, including soda, blue,  
 ink, manures, essences, essential oils,  
 and paints.  
 Maker of condiments, spices, and baking-  
 powders.  
 Maker of jams, preserves, lollies, and  
 sugar, including refiners.  
 Icemaker.  
 Limeburner.  
 Maker of plaster or cement.  
 Pottery maker.  
 Brick and tile maker.  
 Asphalt maker.  
 Asphalt layer.  
 Coke maker.  
 Charcoal maker.  
 Bedding maker.  
 Flockmaker.  
 Coach, carriage, cart, or waggon builder.  
 Boot or shoemaker.  
 Glass bottle-maker.  
 Tobacco worker (including makers of  
 cigars and cigarettes).  
 Employee in the manufacture of cloths,  
 tweeds, clothing (including under-  
 clothing and hosiery), hats or caps,  
 waterproof clothing, umbrellas or  
 parasols, corsets, stays, or materials  
 used therein.  
 Flourmiller.  
 Baker.  
 Pastry cook.  
 Grocer.

Buttermaker.

Buttermaker.  
 Cheesemaker.  
 Employee in a brewery or distillery  
 (including maltsters and bottlers).  
 Employee in a boiling-down establishment.  
 Employee in a sawmill (including makers  
 of packing cases, joinery, and  
 mouldings).  
 Employee in a lemonade or aerated water  
 factory.  
 Employee in kerosene oil or shale works.  
 Employee in gas or electric light or power  
 works.  
 Bookbinder.  
 French polisher.

Miner of any kind (including surfacemen  
 and other employees in and about mines  
 not otherwise specified).  
 Employee in smelting works.  
 Meat or fish curer.  
 Slaughterman.  
 Navy.  
 Excavator.  
 Street sweeper or scavenger.  
 Municipal labourer.  
 Shearer.  
 Wool-classer.  
 Wool-presser.  
 Seaman (while in port).

or of a labourer engaged in assisting any of the above-mentioned persons in their respective callings. (*Read.*)

And the clause having been amended as indicated,—

Question proposed (*Mr. Schey*),—That there be inserted, instead of the sub-clauses left out, the following words:—

“Millwright.”  
 “Gunsmith.”  
 Blacksmith.  
 “Whitesmith.”  
 Coppersmith.  
 Tinsmith.  
 “Farrier.”  
 “Wheelwright.”  
 Steelworker.  
 Ironworker.  
 Boilermaker.  
 Stovemaker.  
 Ovenmaker.  
 Iron-shipbuilder.  
 “Shipwright (including riggers and makers of  
 “sails, masts, blocks, and oars).”  
 Machinist.  
 Galvaniser.  
 Ironmoulder (including pipe-makers and core-  
 makers).  
 Locksmith.  
 Bellhanger.  
 Brassmoulder.  
 Lead or antimony worker.  
 Wireworker.  
 Sheet metal-worker.  
 Engine fitter.  
 Engine turner.  
 “Engine driver.”  
 Stoker.  
 Coaltrimmer.  
 Fireman.  
 Mason of any kind (including stone-dressers  
 and carvers, monumental masons, and  
 scabblers).  
 Painter.  
 Japanner.  
 Carpenter.  
 Patternmaker.  
 Joiner.  
 Turner.  
 Cabinetmaker.  
 Upholsterer.  
 Cooper.  
 Window-blind-maker.  
 Paperhanger.  
 Glazier.  
 Plasterer.  
 Modeller.  
 Plumber.  
 Gasfitter.  
 Bricklayer.  
 Stevedore.  
 Lumper.  
 Wharf-labourer.

“Storeman.”  
 Warehouseman.  
 Slater.  
 Shingler.  
 Tiler.  
 Quarryman (including hammer and drillmen).  
 Drayman.  
 “Carter.”  
 “Tanner.”  
 Carrier.  
 Fellmonger.  
 Woolwasher.  
 “Watchmaker.”  
 Clockmaker.  
 Engraver.  
 Diesinker.  
 Rubber stamp-maker.  
 Electroplater.  
 Typefounder.  
 Compositor.  
 Printer.  
 Stereotyper.  
 Lithographer.  
 Signwriter.  
 Ticket writer.  
 Barber.  
 Hairdresser.  
 Dyer.  
 Scourer.  
 Furrier.  
 Maker of musical, scientific, electrical, or surgi-  
 cal instruments.  
 Maker of soap, candles, tallow, bone-dust, glue,  
 and manures.  
 Maker of mats, rope, cordage, canvas, tents,  
 tarpaulin, and bags.  
 Maker of billiard-tables, fishing tackle, cricket  
 and other sports implements and parts  
 thereof.  
 Maker of explosives, including fireworks and  
 cartridges.  
 Maker of implements, cutlery, tools, sewing-  
 machines, meters and gauges, scales, weights,  
 and weighing-machines.  
 Maker of bicycles, perambulators, and wheel-  
 chairs.  
 Maker of saddlery, harness, whips, bags, port-  
 manteau, and other leather goods.  
 Maker of toys, brushes, images, basket or  
 wickerware, paper bags and boxes, picture-  
 frames, and artificial flowers.  
 Maker of chemicals, including soda, blue, ink,  
 manures, essences, essential oils, and paints.  
 Maker of condiments, spices, and baking-  
 powders.

Maker

Maker of jams, preserves, lollies, and sugar, including refiners.

Icemaker.

Limeburner.

Maker of plaster or cement.

Pottery maker.

Brick and tile maker.

Asphalt maker.

Asphalt layer.

Coke maker.

Charcoal maker.

Bedding maker.

Flock maker.

Coach, carriage, cart, or waggon builder

Boot or shoe maker.

Glass bottle maker.

Tobacco worker (including makers of cigars and cigarettes).

Employee in the manufacture of cloths, tweeds, clothing (including underclothing and hosiery), hats or caps, waterproof clothing, umbrellas or parasols, corsets, stays or materials used therein.

Flourmiller.

Baker.

Pastry cook.

Grocer.

Buttermaker.

Cheesemaker.

Employee in a brewery or distillery (including maltsters and bottlers).

Employee in a boiling-down establishment.

Employee in a saw-mill (including makers of packing cases, joinery, and mouldings).

Employee in a lemonade or aerated water factory.

Employee in kerosene oil or shale works.

Employee in gas or electric light or power works.

Bookbinder.

Frenchpolisher.

Miner of any kind (including surfacemen and other employees in and about mines not otherwise specified).

Employee in smelting works.

Meat or fish curer.

Slaughterman.

Navy.

Excavator.

Street sweeper or scavenger.

Municipal labourer.

Shearer.

Wool-classer.

Wool-presser.

Seaman (while in port).

or of a labourer engaged in assisting any of the above-mentioned persons in their respective callings."

Motion made (*Mr. Gardiner*), to leave out the word "Millwright" from the proposed amendment.

Question put,—That the word proposed to be left out stand part of the proposed amendment.

Committee divided.

Ayes, 29.

Mr. Fegan,	Mr. McGowen,
Mr. Schey,	Mr. Law,
Mr. Collins,	Mr. Bavister,
Mr. Sleath,	Mr. Austin Chapman,
Mr. Watkins,	Mr. Cann,
Mr. Carroll,	Mr. O'Sullivan,
Mr. Cook,	Mr. Griffith,
Mr. Crick,	Mr. Hawthorne,
Mr. Nicholson,	Mr. Watson,
Mr. Edden,	Mr. Wilks,
Mr. Ferguson,	Mr. E. M. Clark.
Mr. Wood,	<i>Tellers,</i>
Mr. Waddell,	Mr. Hughes,
Mr. Kelly,	Mr. Miller.
Mr. Rose,	
Mr. Thomas,	

Noes, 29.

Mr. Brunker,	Mr. Fowler,
Mr. Carruthers,	Mr. Cameron,
Mr. F. Clarke,	Mr. Lee,
Mr. Lees,	Mr. Price,
Mr. O'Reilly,	Mr. Robert Jones,
Mr. Hogue,	Mr. Millard,
Mr. Anderson,	Mr. Harris,
Mr. Hayes,	Mr. Mackay,
Mr. Parkes,	Mr. Gormly,
Mr. Moore,	Mr. Alexander Campbell,
Mr. Mahony,	Mr. Stevenson.
Mr. McFarlane,	<i>Tellers,</i>
Dr. Hollis,	Mr. Dick,
Mr. Reid,	Mr. Gardiner.
Mr. Stephen,	
Mr. Young,	

The numbers being equal, the temporary Chairman (*Mr. Frank Farnell*) gave his casting-vote with the *Ayes*, and declared the Question to be resolved in the *affirmative*.

*Word stands.*

No. 11.

SAME BILL.

*Same clause.*

Motion made (*Mr. McFarlane*), to leave out the word "Gunsmith" from the proposed amendment.

Question put,—That the word proposed to be left out stand part of the proposed amendment.

Committee divided.

Ayes, 33:

Mr. Garrard,	Mr. Thomas,
Mr. Sleath,	Mr. McGowen,
Mr. Schey,	Mr. E. M. Clark,
Mr. Collins,	Mr. Bavister,
Mr. Rose,	Mr. Law,
Mr. Smailes,	Mr. Austin Chapman,
Mr. Miller,	Mr. Cann,
Mr. Hughes,	Mr. O'Sullivan,
Mr. Carroll,	Mr. Hawthorne,
Mr. Willis,	Mr. Wilks,
Mr. Fegan,	Mr. Nicholson,
Mr. Cook,	Mr. Watson,
Mr. Crick,	Mr. Black.
Mr. Edden,	<i>Tellers,</i>
Mr. Ferguson,	Mr. Watkins,
Mr. Wood,	Mr. Griffith.
Mr. Waddell,	
Mr. Kelly,	

Noes, 28.

Mr. Moore,	Mr. Mackay,
Mr. Carruthers,	Mr. Gormly,
Mr. Brunker,	Mr. Parkes,
Mr. Lees,	Mr. Alexander Campbell,
Mr. Dick,	Mr. Hayes,
Mr. Hogue,	Mr. Stevenson,
Mr. Anderson,	Mr. Mahony,
Dr. Hollis,	Mr. McFarlane.
Mr. Reid,	<i>Tellers,</i>
Mr. Stephen,	Mr. F. Clarke,
Mr. Gardiner,	Mr. O'Reilly.
Mr. Fowler,	
Mr. Cameron,	
Mr. Young,	
Mr. Lee,	
Mr. Robert Jones,	
Mr. Millard,	
Mr. Harris,	

*Word stands.*

627—B

No. 12.

## No. 12.

## SAME BILL.

*Same clause.*

Motion made (*Mr. Wood*), to leave out the word "Blacksmith" from the proposed amendment.

Question put,—That the word proposed to be left out stand part of the proposed amendment.

Committee divided.

## Ayes, 28.

Mr. Fegan,	Mr. Thomas,
Mr. Cook,	Mr. Bavieter,
Mr. Edden,	Mr. E. M. Clark,
Mr. Black,	Mr. Law,
Mr. Carroll,	Mr. Hawthorne,
Mr. Watkins,	Mr. Wilks,
Mr. Hughes,	Mr. Watson,
Mr. Sleath,	Mr. Austin Chapman.
Mr. Ferguson,	<i>Tellers,</i>
Mr. Collins,	Mr. Rose,
Mr. Crick,	Mr. Schey.
Mr. Griffith,	
Mr. Miller,	
Mr. Cann,	
Mr. McGowen,	
Mr. Smailes,	
Mr. Waddell,	
Mr. Kelly,	

*Word left out.*

## Noes, 33.

Mr. Brunker,	Mr. Harris,
Mr. Travers Jones,	Mr. Gormly,
Mr. Lees,	Mr. Millard,
Mr. Dick,	Mr. Hogue,
Mr. O'Reilly,	Mr. Stevenson,
Mr. Carruthers,	Mr. Hayes,
Mr. Reid,	Mr. Stephen,
Mr. Anderson,	Mr. Alexander Campbell,
Mr. Wood,	Mr. McFarlane,
Sir Henry Parkes,	Mr. Moore,
Mr. Gardiner,	Mr. Mahony,
Mr. Whiddon,	Mr. Mackay,
Mr. Fowler,	Mr. Price.
Mr. Henry Chapman,	<i>Tellers,</i>
Mr. Lee,	Mr. F. Clarke,
Mr. Robert Jones,	Mr. Parke.
Mr. Cameron,	
Mr. Young,	

## No. 13.

## SAME BILL.

*Same clause.*

Motion made (*Mr. Stephen*), to leave out the word "Whitesmith" from the proposed amendment.

Question put,—That the word proposed to be left out stand part of the proposed amendment.

Committee divided.

## Ayes, 32.

Mr. Garrard,	Mr. Cann,
Mr. Fegan,	Mr. McGowen,
Mr. Schey,*	Mr. Kelly,
Mr. James Morgan,	Mr. Rose,
Mr. Watkins,	Mr. Black,
Mr. Griffith,	Mr. Smailes,
Mr. Hughes,	Mr. Watson,
Mr. Thomas,	Mr. Law,
Mr. Levien,	Mr. Henry Chapman,
Mr. Schey,*	Mr. Lyne,
Mr. Crick,	Mr. Bavieter,
Mr. Miller,	Mr. Wilks,
Mr. Cook,	Mr. Willis.
Mr. Sleath,	<i>Tellers,</i>
Mr. Ferguson,	Mr. O'Sullivan,
Mr. Edden,	Mr. Austin Chapman.
Mr. Waddell,	

\* So in Tellers' list.

*Word stands.*

## Noes, 28.

Mr. Brunker,	Mr. Harris,
Mr. Travers Jones,	Mr. Joseph Abbott,
Mr. F. Clarke,	Mr. Robert Jones,
Mr. Lees,	Mr. Whiddon,
Mr. O'Reilly,	Mr. Young,
Mr. Carruthers,	Mr. Lee,
Mr. Reid,	Mr. Mackay,
Mr. Anderson,	Mr. Price,
Mr. McFarlane,	Mr. Hogue.
Mr. Alexander Campbell,	<i>Tellers,</i>
Mr. Dick,	Mr. Gardiner,
Mr. Moore,	Mr. Fowler.
Mr. Stephen,	
Mr. Stevenson,	
Mr. Wood,	
Mr. Millard,	
Mr. Gormly,	

## No. 14.

## SAME BILL.

*Same Clause.*

Motion made (*Mr. Alexander Campbell*), to leave out the word "Farrier" from the proposed amendment.

Question put,—That the word proposed to be left out stand part of the proposed amendment.

Committee divided.

## Ayes, 25.

Mr. Smailes,	Mr. Kelly,
Mr. Schey,	Mr. Law,
Mr. James Morgan,	Mr. Wall,
Mr. Watkins,	Mr. Black,
Mr. Sleath,	Mr. Watson,
Mr. Ferguson,	Mr. Thomas,
Mr. Bavieter,	Mr. Austin Chapman,
Mr. Griffith,	Mr. O'Sullivan,
Mr. Miller,	Mr. Edden.
Mr. Fegan,	<i>Tellers,</i>
Mr. Garrard,	Mr. Rose,
Mr. Carroll,	Mr. Hughes.
Mr. Cann,	
Mr. McGowen,	

*Word stands.*

## Noes, 24.

Mr. Travers Jones,	Mr. Harris,
Mr. Moore,	Mr. Gormly,
Mr. Reid,	Mr. Wood,
Mr. Lees,	Mr. Stevenson,
Mr. Anderson,	Mr. Gardiner,
Sir Henry Parkes,	Mr. Alexander Campbell,
Mr. Stephen,	Mr. McFarlane,
Mr. Fowler,	Mr. Price.
Mr. Robert Jones,	<i>Tellers,</i>
Mr. Henry Chapman,	Mr. Willis,
Mr. Hogue,	Mr. F. Clarke.
Mr. Lee,	
Mr. Young,	
Mr. Millard,	

No. 15.

SAME BILL.

*Same Clause.*

Motion made (*Mr. Stephen*), to leave out the word "Wheelwright" from the proposed amendment.

Question put,—That the word proposed to be left out stand part of the proposed amendment.  
Committee divided.

Ayes, 24.

Mr. Smailes,	Mr. Garrard,
Mr. Rose,	Mr. Sleath,
Mr. Schey,	Mr. Black,
Mr. Watkins,	Mr. Carroll,
Mr. Austin Chapman,	Mr. Law,
Mr. Hughes,	Mr. Wall,
Mr. Ferguson,	Mr. Watson,
Mr. Kelly,	Mr. Bavister,
Mr. Edden,	Mr. Thomas.
Mr. Griffith,	<i>Tellers,</i>
Mr. Miller,	Mr. Cann,
Mr. Crick,	Mr. McGowen.
Mr. Fegan,	

Noes, 24.

Mr. Travers Jones,	Mr. Robert Jones,
Mr. F. Clarke,	Mr. Henry Chapman,
Mr. Reid,	Mr. Lee,
Mr. Lees,	Mr. Stevenson,
Mr. Stephen,	Mr. Mackay,
Mr. Anderson,	Mr. Wood,
Mr. Gardiner,	Mr. Harris,
Mr. Alexander Campbell,	Mr. Millard,
Mr. Dick,	Mr. Young.
Mr. Moore,	<i>Tellers,</i>
Sir Henry Parkes,	Dr. Graham,
Mr. Hogue,	Mr. McFarlane.
Mr. Fowler,	

The numbers being equal, the temporary Chairman (*Mr. Cameron*) gave his casting vote with the *Ayes* and declared the question to be resolved in the *affirmative*.

*Word stands.*

No. 16.

SAME BILL.

*Same Clause.*

Motion made (*Mr. Stephen*), to leave out the words "Shipwright (including riggers and makers of sails, masts, blocks, and oars)" from the proposed amendment.

Question put,—That the words proposed to be left out stand part of the proposed amendment.  
Committee divided.

Ayes, 24.

Mr. Smailes,	Mr. Kelly,
Mr. Rose,	Mr. Hawthorne,
Mr. Schey,	Mr. Griffith,
Mr. Watkins,	Mr. Bavister,
Mr. Fegan,	Mr. Henry Chapman,
Mr. Sleath,	Mr. Wall,
Mr. Carroll,	Mr. Law,
Mr. Miller,	Mr. Cann,
Mr. Crick,	Mr. McGowen.
Mr. Hughes,	<i>Tellers,</i>
Mr. Garrard,	Mr. Thomas,
Mr. Watson,	Mr. Ferguson.
Mr. Black,	

Noes, 19.

Mr. Travers Jones,	Sir Henry Parkes,
Mr. Reid,	Mr. Gardiner,
Mr. Gould,	Mr. Young,
Mr. Willis,	Mr. Fowler.
Mr. Stephen,	<i>Tellers,</i>
Mr. F. Clarke,	Mr. Anderson,
Mr. McFarlane,	Mr. Hogue.
Mr. Alexander Campbell,	
Mr. Dick,	
Mr. Lees,	
Mr. Moore,	
Mr. Stevenson,	
Mr. Harris,	

*Words stand.*

No. 17.

SAME BILL.

*Same clause.*

Motion made (*Mr. Stephen*), to leave out the word "Engine-driver" from the proposed amendment.

Question put,—That the word proposed to be left out stand part of the proposed amendment.

Committee divided.

Ayes, 26.

Mr. Carroll,	Mr. Kelly,
Mr. Willis,	Mr. Hawthorne,
Mr. Schey,	Mr. Griffith,
Mr. Fegan,	Mr. Wall,
Mr. Rose,	Mr. Cann,
Mr. Watkins,	Mr. Law,
Mr. Sleath,	Mr. Watson,
Mr. Bavister,	Mr. Thomas,
Mr. Miller,	Mr. Lyne,
Mr. Crick,	Mr. F. Clarke.
Mr. Hughes,	<i>Tellers,</i>
Mr. Garrard,	Mr. Smailes,
Mr. McGowen,	Mr. Ferguson.
Mr. Black,	

Noes, 15.

Mr. Reid,	<i>Tellers,</i>
Mr. Gould,	Mr. Travers Jones,
Mr. Young,	Mr. Stephen.
Mr. Hogue,	
Mr. Anderson,	
Sir Henry Parkes,	
Mr. McFarlane,	
Mr. Alexander Campbell,	
Mr. Mackay,	
Mr. Lees,	
Mr. Gardiner,	
Mr. Stevenson,	
Mr. Harris,	

*Word stands.*

No. 18.

No. 18.

SAME BILL.

*Same clause.*Motion made (*Mr. McFarlane*), to leave out the word "Storeman" from the proposed amendment

Question put,—That the word proposed to be left out stand part of the proposed amendment.

Committee divided.

Ayes, 23.

Mr. Carroll,	Mr. McGowen,
Mr. Wilks,	Mr. Watson,
Mr. Griffith,	Mr. Kelly,
Mr. Schey,	Mr. Hawthorne,
Mr. Sleath,	Mr. Bavister,
Mr. Watkins,	Mr. Cann,
Mr. Ferguson,	Mr. Law,
Mr. Smailes,	Mr. Rose.
Mr. James Morgan,	
Mr. Miller,	<i>Tellers,</i>
Mr. Crick,	Mr. Thomas,
Mr. Hughes,	Mr. Fegan.
Mr. Garrard,	

*Word stands.*

Noes, 19.

Mr. Reid,	Mr. Wood,
Mr. Gould,	Mr. Harris,
Mr. Young,	Mr. Lyne,
Mr. Hogue,	Mr. F. Clarke.
Mr. Stephen,	<i>Tellers,</i>
Mr. Anderson,	Mr. Dick,
Mr. Lees,	Mr. Gardiner.
Mr. Mackay,	
Mr. Alexander Campbell,	
Mr. McFarlane,	
Mr. Robert Jones,	
Mr. Travers Jones,	
Mr. Stevenson,	

No. 19.

SAME BILL.

*Same clause.*Motion made (*Mr. Stephen*), to leave out the word "Carter" from the proposed amendment.

Question put,—That the word proposed to be left out stand part of the proposed amendment.

Committee divided.

Ayes, 23.

Mr. Carroll,	Mr. Cann,
Mr. James Morgan,	Mr. Law,
Mr. Schey,	Mr. Black,
Mr. Rose,	Mr. Griffith,
Mr. Watkins,	Mr. F. Clarke,
Mr. Sleath,	Mr. Wilks,
Mr. Fegan,	Mr. Hawthorne,
Mr. Ferguson,	Mr. Kelly.
Mr. McGowen,	<i>Tellers,</i>
Mr. Garrard,	Mr. Miller,
Mr. Hughes,	Mr. Crick.
Mr. Bavister,	
Mr. Thomas,	

*Word stands.*

Noes, 21.

Mr. Gould,	Mr. Harris,
Mr. Young,	Mr. Moore,
Mr. Stephen,	Mr. Mahony,
Mr. Dick,	Mr. Wood,
Mr. Anderson,	Mr. Hogue,
Mr. Travers Jones,	Mr. Gardiner.
Mr. McFarlane,	<i>Tellers,</i>
Mr. Alexander Campbell,	Mr. Russell Jones,
Mr. Mackay,	Mr. Rawlinson.
Mr. Lees,	
Mr. Molesworth,	
Mr. Stevenson,	
Mr. McLean,	

No. 20.

SAME BILL.

*Same clause.*

It being a quarter before six o'clock, the Chairman, pursuant to the requirement of the Sessional Order, adopted on 3rd April, 1895, put the Question,—“That the Chairman do now leave the Chair, report progress, and ask leave to sit again on Tuesday next.”

Committee divided.

Ayes, 16.

Mr. Molesworth,
Mr. Gould,
Mr. Young,
Mr. Rawlinson,
Mr. Garrard,
Mr. McLean,
Mr. McFarlane,
Mr. Gardiner,
Mr. Mahony,
Mr. Hogue,
Mr. Harris,
Mr. Millard,
Mr. Fowler,
Mr. Wood.
<i>Tellers,</i>
Mr. Alexander Campbell,
Mr. Russell Jones.

*Negatived.*

Noes, 37.

Mr. James Morgan,	Mr. Lees,	<i>Tellers,</i>
Mr. Lyne,	Mr. Mackay,	
Mr. Cann,	Mr. Reid,	Dr. Hollis,
Mr. Watkins,	Mr. Henry Chapman,	Mr. Fegan.
Mr. Rose,	Mr. Sleath,	
Mr. Ferguson,	Mr. Moore,	
Mr. O'Sullivan,	Mr. Hughes,	
Mr. Crick,	Mr. Watson,	
Mr. Thomas,	Mr. Wall,	
Mr. Dick,	Mr. McGowen,	
Mr. Stephen,	Mr. Law,	
Mr. Carroll,	Mr. Stevenson,	
Mr. Griffith,	Mr. Wilks,	
Mr. Willis,	Mr. Whiddon,	
Mr. Travers Jones,	Mr. Hawthorne,	
Mr. Kelly,	Mr. Schey,	
Mr. Anderson,	Mr. Miller.	
Mr. Gormly,		

No. 21.



No. 21.

SAME BILL.

*Same clause.*

Motion made (*Mr. Stephen*), to leave out the words "Tanner, Currier, Fellmonger, Woolwasher" from the proposed amendment.

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

Ayes, 16.

Mr. McGowen,	Mr. Wall,
Mr. Rose,	Mr. Watkins,
Mr. Sleath,	Mr. Edden,
Mr. Hughes,	Mr. Austin Chapman.
Mr. Thomas,	<i>Tellers,</i>
Mr. Ferguson,	Mr. Watson,
Mr. Griffith,	Mr. Schey.
Mr. Kelly,	
Mr. Bavister,	
Mr. Cann,	

*Words left out.*

Noes, 17.

Mr. Lees,	Mr. Stevenson,
Mr. William Morgan,	Mr. Gormly,
Mr. Stephen,	Mr. Millard,
Mr. Anderson,	Mr. Hogue,
Mr. F. Clarke,	Sir Henry Parkes.
Mr. Rawlinson,	<i>Tellers,</i>
Mr. Travers Jones,	Dr. Hollis,
Mr. McFarlane,	Mr. Dick.
Mr. Alexander Campbell,	
Mr. Gardiner,	

No. 22.

SAME BILL.

*Same clause.*

Motion made (*Mr. Gardiner*), to leave out the remaining words "Watchmaker—callings" from the proposed amendment.

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

Committee divided.

Ayes, 23.

Mr. Carroll,	Mr. O'Sullivan,
Mr. Cann,	Mr. Edden,
Mr. Schey,	Mr. Watkins,
Mr. James Morgan,	Mr. Hawthorne,
Mr. Thomas,	Mr. Black,
Mr. Rose,	Mr. Law,
Mr. Smailes,	Mr. Bavister,
Mr. Ferguson,	Mr. Kelly.
Mr. Hughes,	<i>Tellers,</i>
Mr. Sleath,	Mr. Watson,
Mr. Willis,	Mr. McGowen.
Mr. Crick,	
Mr. Griffith,	

*Words stand.*

Noes, 21.

Mr. Gardiner,	Mr. McFarlane,
Mr. Dick,	Mr. Hogue,
Mr. Lees,	Mr. Mackay,
Dr. Hollis,	Mr. Stevenson,
Mr. William Morgan,	Mr. Gormly,
Mr. Stephen,	Mr. Wood.
Mr. Young,	<i>Tellers,</i>
Mr. Millard,	Mr. Mahony,
Mr. Moore,	Mr. Anderson.
Mr. F. Clarke,	
Mr. Rawlinson,	
Mr. Travers Jones,	
Mr. Alexander Campbell,	

No. 23.

SAME BILL.

*Same clause.*

Question put,—That the words (as amended) proposed to be inserted in the clause be so inserted.

Committee divided.

Ayes, 23.

Mr. Carroll,	Mr. Griffith,
Mr. Schey,	Mr. Law,
Mr. Cann,	Mr. Black,
Mr. McGowen,	Mr. Watson,
Mr. James Morgan,	Mr. Hawthorne,
Mr. Thomas,	Mr. Watkins,
Mr. Smailes,	Mr. Edden,
Mr. Rose,	Mr. O'Sullivan.
Mr. Ferguson,	<i>Tellers,</i>
Mr. Hughes,	Mr. Crick,
Mr. Sleath,	Mr. Willis.
Mr. Kelly,	
Mr. Bavister,	

*Words inserted.*

Noes, 20.

Mr. Dick,	Mr. Lees,
Mr. Mahony,	Mr. Millard,
Dr. Hollis,	Mr. Gardiner,
Mr. William Morgan,	Mr. Stevenson,
Mr. Stephen,	Mr. Gormly.
Mr. Young,	<i>Tellers,</i>
Mr. Anderson,	Mr. Mackay,
Mr. Moore,	Mr. Hogue.
Mr. F. Clarke,	
Mr. Rawlinson,	
Mr. Travers Jones,	
Mr. Alexander Campbell,	
Mr. McFarlane,	

No. 24.

SAME BILL.

*Same clause.*

Question put,—That the clause as amended stand part of the Bill.

Committee divided.

Ayes, 21.

Mr. Carroll,	Mr. Griffith,
Mr. Thomas,	Mr. Watkins,
Mr. James Morgan,	Mr. Kelly,
Mr. Rose,	Mr. Law,
Mr. Hughes,	Mr. Bavister,
Mr. Sleath,	Mr. Hawthorne,
Mr. Schey,	Mr. Edden.
Mr. Watson,	<i>Tellers,</i>
Mr. Crick,	Mr. Black,
Mr. O'Sullivan,	Mr. McGowen.
Mr. Ferguson,	
Mr. Cann,	

Noes, 19.

Mr. Reid,	Mr. Mackay,
Mr. Lees,	Mr. Stevenson,
Mr. Millard,	Mr. Gormly,
Mr. William Morgan,	Mr. Stephen,
Mr. Young,	Mr. Price.
Mr. Anderson,	<i>Tellers,</i>
Mr. Hogue,	Mr. Moore,
Mr. F. Clarke,	Mr. Mahony.
Mr. Rawlinson,	
Mr. Travers Jones,	
Mr. Alexander Campbell,	
Mr. McFarlane,	

*Clause, as amended, agreed to.*On motion of Mr. Schey, the temporary Chairman (*Mr. Cameron*) left the Chair, to report the Bill with further amendments to the House.

No. 25.

INTEREST ON CONDITIONAL PURCHASES BILL:—

No interest to be paid on conditional purchases or additional conditional purchases so long as the purchaser resides thereon.

Clause 1. After the commencement of this Act "no" interest shall accrue due or be become payable in respect of the balance due on a conditional purchase **other than those still subject to the provisions of the Land Act of 1861**, or an additional conditional purchase so long as the conditional purchaser continues to be resident on the conditional purchase or additional conditional purchase; or, in the case of an additional conditional purchase, so long as he is resident on the land in virtue of which the additional conditional purchase was made; or, where a conditional lease has been converted into an additional conditional purchase, on the land in virtue of which the conditional lease was obtained; but, except as hereinafter provided, when a conditional purchaser ceases so to reside, interest at four per centum per annum shall be payable in respect of the unpaid balance from the time at which he so ceases to reside. (*Read.*)

Motion made (*Mr. Watson*), to leave out from line 1 the word "no"

Question put,—That the word proposed to be left out stand part of the clause.

Committee divided.

Ayes, 28.

Mr. Rose,	Mr. Cann,
Mr. F. Clarke,	Mr. McGowen,
Mr. Austin Chapman,	Mr. Willie,
Mr. Rawlinson,	Mr. Edden,
Mr. Crick,	Mr. O'Sullivan,
Mr. Schey,	Mr. Wall,
Mr. Moore,	Mr. Watkins,
Mr. Mackay,	Mr. Griffith,
Mr. Alexander Campbell,	Mr. Ferguson,
Mr. Hughes,	Mr. Carroll,
Mr. McFarlane,	Mr. Kelly.
Mr. Stevenson,	<i>Tellers,</i>
Mr. Barnes,	Mr. Price,
Mr. Gormly,	Mr. James Morgan.
Mr. Wood,	

Noes, 11.

Mr. Henry Chapman,
Mr. Lees,
Mr. Mahony,
Mr. Sleath,
Mr. Young,
Mr. Stephen,
Mr. Watson,
Mr. Millard,
Mr. Black.
<i>Tellers,</i>
Mr. Wilks,
Mr. Fegan.

*Word stands.*

And the clause having been amended as indicated,—

*Clause, as amended, agreed to.*

And the remaining clauses of the Bill having been dealt with,—

On motion of Mr. Rose, the temporary Chairman (*Mr. Cameron*) left the Chair to report the Bill with amendments to the House.

RICHD. A. ARNOLD,  
Clerk Assistant.

1894-5.

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

No. 23.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE.

*(EXTRACTED FROM THE MINUTES.)*

TUESDAY, 14 MAY, 1895.

No. 1.

## VINE DISEASES BILL:—

Clause 12 having been further considered and dealt with, and clauses 13 to 15 dealt with,—

Clause 16. **Except with the sanction of the Minister**, no vines shall be planted, or be <sup>Replanting of</sup> permitted to grow either in any land from which any diseased vines have been removed, or <sup>vineyards.</sup> in any land within a radius ~~of one~~ **not exceeding a quarter of a mile** thereof for a period of four years after such removal, and any person who shall commit any breach of this section shall, on conviction thereof, pay a penalty not exceeding ~~one hundred~~ **sixty** pounds, or be imprisoned for any term not exceeding ~~six~~ **one** months; and all vines planted or growing in or on any such land within such period, shall, if the Minister so direct, be destroyed by an inspector, **and a record, which shall be open to inspection, shall be kept at each Lands Office, of every vineyard destroyed in that district.** *(Read.)*

And the clause having been amended as indicated in lines 1, 3, and 5,—

Question put,—That the blank created in line 5, by omitting the words “one hundred” be filled by the insertion of the word “twenty”

Committee divided.

Ayes, 32.

Mr. McFarlane,	Mr. Crick,
Mr. Slcath,	Mr. Henry Chapman,
Dr. Ross,	Mr. Travers Jones,
Mr. Perry,	Mr. Austin Chapman,
Mr. Gillies,	Mr. Stevenson,
Mr. Parkes,	Mr. Eddon,
Mr. William Morgan,	Mr. Hawthorne,
Mr. O'Reilly,	Mr. Price,
Mr. Cann,	Mr. Watson.
Sir Henry Parkes,	<i>Tellers,</i>
Mr. Muckay,	Mr. Waddell,
Mr. Russell Jones,	Mr. Carroll.
Mr. Lyne,	
Mr. O'Sullivan,	
Mr. Ewing,	
Mr. Ferguson,	
Mr. Kelly,	
Mr. Barnes,	
Mr. Chanter,	
Mr. Wood,	
Mr. Fowler,	

Noes, 39.

Mr. Brunner,	Mr. Hogue,
Mr. Cook,	Mr. Stephen,
Mr. Frank Farnell,	Mr. Affleck,
Mr. Kidd,	Mr. Wilks,
Mr. Smailes,	Mr. Harris,
Mr. Sydney Smith,	Mr. Millard,
Mr. Watkins,	Mr. Nicholson,
Mr. Garrard,	Mr. McLean,
Mr. Carruthers,	Mr. Cameron,
Mr. Storey,	Mr. Mahony,
Mr. McGowen,	Mr. Reid,
Mr. Miller,	Mr. Martin,
Mr. Hayes,	Mr. Black,
Mr. Macdonald,	Mr. Rigg,
Dr. Graham,	Mr. Bavister,
Mr. Archibald Campbell,	Mr. Piddington.
Mr. Shipway,	<i>Tellers,</i>
Mr. Law,	Mr. Dick,
Mr. Willis,	Mr. Gardiner.
Mr. Fegan,	
Mr. Thomas,	

*Insertion of proposed word negatived.*

No. 2.

SAME BILL.

*Same clause.*Motion made (*Mr. Waddell*), to fill the blank in line 5, by inserting the word "thirty"

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

Committee divided.

Ayes, 23.

Mr. Watson,  
Dr. Ross,  
Mr. Rowlinson,  
Mr. Waddell,  
Mr. Crick,  
Mr. Parkes,  
Mr. William Morgan,  
Mr. O'Reilly,  
Mr. Cann,  
Sir Henry Parkes,  
Mr. Carroll,  
Mr. Lyne,  
Mr. Mackay,  
Mr. Hawthorne,  
Mr. Fowler,  
Mr. Chanter  
Mr. Kelly,  
Mr. Russell Jones,  
Mr. Edden,  
Mr. Stevenson,  
Mr. Rose.

*Tellers,*

Mr. Perry,  
Mr. Gillies.

Noes, 46.

Mr. Brunker,	Mr. Dick,
Mr. Shipway,	Mr. Gormly,
Mr. Kidd,	Mr. McLean,
Mr. Frank Farnell,	Mr. Nicholson,
Mr. Sleath,	Mr. Harris,
Mr. Sydney Smith,	Mr. Cameron,
Mr. Hogue,	Mr. Bavister,
Mr. Miller,	Mr. Rigg,
Mr. Austin Chapman,	Mr. Ferguson,
Mr. Archibald Campbell,	Mr. Wood,
Mr. Cook,	Mr. Piddington,
Dr. Graham,	Mr. Law,
Mr. Barnes,	Mr. Hughes,
Mr. Macdonald,	Mr. Storey,
Mr. Carruthers,	Mr. Stephen,
Mr. Watkins,	Mr. Affleck,
Mr. Travers Jones,	Mr. Reid,
Mr. Whiddon,	Mr. Fegan,
Mr. Wilks,	Mr. Garrard,
Mr. Black,	Mr. Smailes.
Mr. Gardiner,	<i>Tellers,</i>
Mr. Hayes,	Mr. O'Sullivan,
Mr. Mahony,	Mr. McGowen.
Mr. Millard,	

*Insertion of proposed word negatived.*

And the word "fifty" having been inserted,—

No. 3.

SAME BILL.

*Same clause.*

Question put,—That the clause, as amended, stand part of the Bill.

Committee divided.

Ayes, 46.

Mr. Hogan,	Mr. Law,	Mr. Joseph Abbott,
Mr. Brunker,	Mr. Shipway,	Mr. Gormly,
Mr. Garrard,	Mr. Kidd,	Mr. Edden,
Mr. Gould,	Dr. Ross,	Mr. Nicholson,
Mr. Sydney Smith,	Mr. Archibald Campbell,	Mr. Harris,
Mr. Affleck,	Mr. Barnes,	Mr. McLean,
Mr. Young,	Mr. Hayes,	Mr. Stevenson,
Mr. Gillies,	Mr. O'Reilly,	Mr. Fowler,
Mr. Carruthers,	Mr. Mahony,	Mr. Cook,
Mr. McGowen,	Mr. Stephen,	Mr. Bavister,
Mr. Reid,	Mr. Knox,	Mr. Black,
Mr. Storey,	Mr. Gardiner,	Mr. Rose.
Mr. Smailes,	Mr. Watkins,	<i>Tellers,</i>
Mr. Cann,	Mr. Russell Jones,	Mr. Parkes,
Mr. Fegan,	Mr. Rigg,	Mr. Frank Farnell.
Mr. Wilks,	Mr. Hawthorne,	

Noes 8.

Mr. Sleath,  
Mr. Rawlinson,  
Mr. William Morgan,  
Mr. Waddell,  
Mr. Watson,  
Mr. Ferguson.  
*Tellers,*  
Mr. Miller,  
Mr. Perry.

*Clause, as amended, agreed to.*

And clauses 17 to 25, the Schedules, and postponed clauses 9 and 10 having been dealt with,—

No. 4.

SAME BILL.

Mr. Sydney Smith brought up a new clause to follow clause 8 of the Bill.

If within any vineyard any sign shall appear which may reasonably be suspected to be caused by disease, the owner, tenant, lessee, or person in charge thereof shall immediately notify the fact in writing to an inspector or district inspector, or to the Minister; and, in the event of his wilfully neglecting so to do, all claim by any person to any compensation under the provisions of the Act in respect of such vineyard shall be forfeited, and such owner, tenant, lessee, or person shall on conviction thereof pay a penalty not exceeding fifty pounds or be imprisoned for any term not exceeding one month. (*Read.*)

Appearance  
disease to be  
notified.

Question

Question put,—That the clause, as read, stand part of the Bill.  
Committee divided.

## Ayes, 31.

Mr. Brunker,	Mr. Alexander Campbell,
Mr. Sydney Smith,	Mr. McLean,
Mr. Gould,	Mr. Nicholson,
Mr. Garrard,	Mr. Millard,
Mr. Storey,	Mr. Chanter,
Mr. Whiddon,	Mr. Gornly,
Mr. Archibald Campbell,	Mr. Hogan,
Mr. Hayes,	Mr. FitzGerald,
Mr. Frank Farnell,	Mr. Stevenson,
Mr. O'Reilly,	Mr. Young.
Mr. E. M. Clark,	<i>Tellers,</i>
Dr. Graham,	Mr. Affleck,
Mr. Stephen,	Mr. Hogue.
Mr. Lee,	
Mr. Reid,	
Mr. Newman,	
Mr. Wilks,	
Mr. See,	
Sir George Dibbs,	

## Noes, 17.

Mr. Rawlinson,
Mr. McFarlane,
Dr. Ross,
Mr. Carroll,
Mr. Edden,
Mr. Watkins,
Mr. Ferguson,
Sir Henry Parkes,
Mr. Wood,
Mr. McGowen,
Mr. Schey,
Mr. Moore,
Mr. Millen,
Mr. Law,
Mr. Dick.
<i>Tellers,</i>
Mr. Smuiles,
Mr. Thomas.

*Clause, as read, agreed to.*

And the Title of the Bill having been dealt with,—

On motion of Mr. Sydney Smith the Chairman left the Chair to report the Bill with amendments and an amended Title.

## No. 5.

## MEDICAL BILL:—

All the clauses of the Bill having been dealt with,—

Mr. Affleck brought up a new clause to regulate the fees and travelling expenses chargeable by medical practitioners, which the Chairman ruled to be beyond the scope of the Bill.

Whereupon, motion made (*Mr. Affleck*), That the Chairman leave the Chair to report a Point of Order, and ask leave to sit again so soon as the Point of Order has been decided by the House,—and Question put.

Committee divided.

## Ayes, 9.

Mr. Schey,
Mr. Ferguson,
Mr. Edden,
Mr. McGowen,
Mr. Carr,
Mr. Gillies,
Mr. Watson.
<i>Tellers,</i>
Mr. Sleath,
Mr. Affleck.

## Noes, 33.

Mr. Cook,	Mr. Chanter,	Mr. Frank Farnell,
Mr. Archibald Campbell,	Mr. Wilks,	Mr. Young,
Mr. Joseph Abbott,	Mr. Carruthers,	Mr. Price,
Mr. Stephen,	Mr. Gould,	Mr. Mahony,
Mr. Storey,	Mr. Stevenson,	Mr. Garrard,
Mr. Cameron,	Mr. Griffith,	Mr. Watkins,
Dr. Graham,	Mr. Mackay,	Mr. Reid.
Mr. Nicholson,	Mr. Wood,	<i>Tellers,</i>
Mr. Carroll,	Mr. Fegan,	Mr. Knox,
Mr. Brunner,	Mr. Hogue,	Mr. Macdonald.
Mr. Sydney Smith,	Mr. Bavister,	
Mr. Miller,	Mr. Dick,	

*Negatived.*

And the Preamble of the Bill having been dealt with,—

On motion of Mr. Reid, the Chairman left the Chair to report the Bill with amendments to the House.

RICHD. A. ARNOLD,  
Clerk Assistant.



1894-5.

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

No. 24.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

THURSDAY, 30 MAY, 1895.

No. 1.

WAYS AND MEANS.

(Resolution—Financial Statement.)

Question,—That the Committee agree to the following Resolution (*Mr. Reid*):—

(6.) *Resolved*,—That, towards making good the supply granted to Her Majesty for the service of the year ending 30th June, 1896, there be granted out of the Consolidated Revenue Fund of New South Wales the sum of £1,425 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. (*Further considered*.)

And the Committee continuing to sit after Midnight,—

FRIDAY, 31 MAY, 1895, A.M.

Question put,—That the Committee agree to the Resolution as read.  
Committee divided.

Ayes, 56.

Mr. Brunker,	Mr. Affleck,
Mr. Robert Jones,	Mr. Lees,
Mr. Cook,	Mr. Fowler,
Mr. Fegan,	Mr. Anderson,
Mr. Kirkpatrick,	Mr. Cann,
Mr. Thomas,	Mr. Alexander Campbell,
Mr. Sydney Smith,	Mr. Thomson,
Mr. Reid,	Mr. Harris,
Mr. Frank Farnell,	Mr. Millard,
Mr. Russell Jones,	Mr. Joseph Abbott,
Mr. O'Reilly,	Mr. Watkins,
Mr. Stephen,	Mr. Edden,
Mr. Mahony,	Mr. Watson,
Mr. Henry Chapman,	Mr. Thomas Brown,
Mr. Hogue,	Mr. Bavister,
Mr. Cameron,	Mr. Gardiner,
Mr. Parkes,	Mr. Black,
Dr. Graham,	Mr. Hughes,
Mr. Garrard,	Mr. Wilks,
Mr. Lee,	Mr. Newman,
Mr. Griffith,	Mr. Macdonald,
Mr. E. M. Clark,	Mr. Rigg,
Mr. Sleath,	Dr. Hollis,
Mr. Collins,	Mr. Dick,
Mr. Haynes,	Mr. Moore.
Mr. Law,	
Mr. Ferguson,	<i>Tellers,</i>
Mr. Piddington,	Mr. Whiddon,
Mr. Smailes,	Mr. Hawthorne.

Noes, 25.

Mr. James Morgan,
Mr. McFarlane,
Sir George Dibbs,
Mr. Miller,
Mr. Wright,
Mr. Levien,
Mr. O'Sullivan,
Mr. Ewing,
Mr. Perry,
Mr. Copeland,
Mr. Piers,
Mr. Kelly,
Mr. Travers Jones,
Mr. Rawlinson,
Mr. Barnes,
Mr. Crick,
Mr. Stevenson,
Mr. Wood,
Mr. Gormly,
Mr. Hayes,
Mr. Price,
Mr. Schey,
Mr. Lyne.

*Tellers,*Mr. Wall,  
Mr. Willis.*Agreed to.*

On motion of Mr. Reid, the Chairman left the Chair to report progress and ask leave to sit again, and also that the Committee had come to a Resolution.

RICHD. A. ARNOLD,  
Clerk Assistant.





1894-5.

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

No. 25.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

TUESDAY, 4 JUNE, 1895.

No. 1.

WAYS AND MEANS.

(Customs Duties Resolution.)

Mr. Reid moved,—That the Committee agree to the following Resolution:—

(7.) *Resolved*,—That towards raising the Supply to be granted to Her Majesty there shall be charged, collected, and paid from and after the 1st July "next," upon the several articles, goods, wares, and merchandise imported into the Colony, enumerated in Schedule A hereto attached (including those in Bond), the duties of Customs specified against each respectively, in lieu of all duties heretofore chargeable thereon. And the duties upon all goods mentioned in Schedule A of the Customs Duties Act of 1892, which are not mentioned in the Schedule to this Resolution, and upon all goods which are by the said Act subject to ad valorem duties, shall continue to be levied, and collected as under the said Act until the 30th June, 1895, and no longer, except in the case of barley, beans, maize, oats, peas, wheat, flour, bran, pollard, sharps, hay, chaff, straw, potatoes, and onions, the respective duties upon which shall continue to be levied and collected until the 30th September, 1895, and no longer, and except in the case of butter (which shall, however, be collected at the rate of one penny per pound instead of twopence), cement, plaster, and hydraulic lime, cheese, bacon, and ham, chicory, dandelion and taraxicum, roasted, ground, or mixed with any other article, chocolate plain or mixed with any other article, chocolate creams, cornflour and maizena, cocoa prepared, paste, or mixed with any other article, coffee roasted, ground, or mixed with any other article, fish dried, frozen, or salt, iron galvanised, in bars, sheet, or corrugated, galvanised wire-netting, milk condensed or preserved, sporting powder, blasting powder, dynamite, and lithofracteur, shot, rice, salt, timber dressed and undressed, doors, sashes, and shutters, the respective duties on which shall be levied and collected as under the said Act until the 30th day of June, 1896, and no longer.

## SCHEDULE A.

*Permanent Tariff.*

Spirits—On all kinds of spirits and spirituous compounds imported, and not otherwise enumerated	... .. per proof gallon	s. d. 14 0
No allowance beyond 16·5 shall be made for the underproof of any spirit of a less strength than 16·5 underproof.		
Case Spirits—Contents of two, three, four, or five gallons shall be charged—		
Two gallons and under as two gallons.		
Over two gallons and not exceeding three as three gallons.		
Over three gallons and not exceeding four as four gallons.		
Over four gallons and not exceeding five as five gallons.		
Bitters, essences, fluid extracts, sarsaparilla, tinctures, medicines, infusions, and toilet preparations containing—		
Not more than 25 per cent. of proof spirit	... .. per gallon	3 6
Not more than 50 per cent. of proof spirit	... .. per gallon	7 0
Not more than 75 per cent. of proof spirit	... .. per gallon	10 6
If containing more than 75 per cent. of proof spirit	... .. per gallon	14 0
If containing spirit overproof to be charged as spirituous compounds	per proof gallon	14 0
Methylated Spirit	... .. per gallon	0 1
Perfumed spirits, perfumed waters, Florida water, and bay rum	... .. per liquid gallon	20 0

Wines—Sparkling—For six reputed quarts, or twelve reputed pints ... ..	10 0
Other kinds ... .. per gallon	5 0
Other kinds—For six reputed quarts, or twelve reputed pints ... ..	5 0
Beer, ale, porter, spruce, or other beer, cider, and perry—	
In wood or jar... .. per gallon	0 6
In bottle ... .. per gallon	0 9
For six reputed quarts, or twelve reputed pints ... .. per gallon	0 9
Tobacco—Delivered from ship's side or from a Customs Bond for home consumption—manufactured, unmanufactured, and snuff ... ..	per lb. 3 0
Unmanufactured, entered to be manufactured in the Colony. At the time of removal from a Customs Bond or from an importing ship to any licensed tobacco manufactory for manufacturing purposes only into tobacco, cigars, and cigarettes ... ..	per lb. 1 0
Sheepwash ... ..	per lb. 0 3
Cigars and Cigarettes (including wrappers in latter case) ... ..	per lb. 6 0
Opium, and any preparation thereof ... ..	per lb. 20 0

*Diminishing Duties.*

Candles per lb., or reputed package of that weight, and so in proportion for any such reputed weight, night lights, and stearine :—

From 1st July, 1895 ... ..	per lb.	s. d.
From 1st July, 1897 ... ..	per lb.	0 1
From 1st July, 1899 ... ..	.....	0 0½
Oil, Kerosene, naphtha, and gasoline ... ..	per gallon	Free.
From 1st July, 1896 ... ..	per gallon	0 6
From 1st July, 1897 ... ..	.....	0 3
Oils, except linseed (raw or boiled), fish and seal oils, black whale, cocoanut, sperm, palm, and essential oils ... ..	per gallon	Free.
From 1st July, 1896 ... ..	per gallon	0 6
From 1st July, 1897 ... ..	.....	0 3
	.....	Free.

Sugar—Refined.	Sugar—Raw, and Solid Glucose.	Molasses and Treacle—Glucose, Liquid and Syrup.	
per cwt.	per cwt.	per cwt.	
s. d.	s. d.	s. d.	
6 8	5 0	3 4	From 1st July, 1895.
5 4	4 0	2 8	From 1st July, 1897.
4 0	3 0	2 0	From 1st July, 1898.
2 8	2 0	1 4	From 1st July, 1899.
1 4	1 0	0 8	From 1st July, 1900.
Free.	Free.	Free.	From 1st July, 1901.

Biscuits ... ..	per lb.	0 1
From 1st July, 1898 ... ..	per lb.	0 0½
From 1st July, 1900 ... ..	.....	Free.
Confectionery (including cakes, comfits, liquorice, liquorice paste, lozenges of all kinds, cocoanut in sugar, sugar-candy, succades, and sweetmeats)... ..	per lb.	0 2
From 1st July, 1898 ... ..	per lb.	0 1
From 1st July, 1900 ... ..	.....	Free.
Fruits—Dried, candied, and prunes (exclusive of dates) ... ..	per lb.	0 2
From 1st July, 1898 ... ..	per lb.	0 1
From 1st July, 1900 ... ..	.....	Free.
Jams and Jellies—per lb. or reputed package of that weight, and so in proportion for any such reputed weight ... ..	per lb.	0 1
From 1st July, 1898 ... ..	per lb.	0 0½
From 1st July, 1900 ... ..	.....	Free.
Preserves and canned fruits, fruits boiled, peel drained or dry ... ..	per lb.	0 1
From 1st July, 1898 ... ..	per lb.	0 0½
From 1st July, 1900 ... ..	.....	Free.

(Read.)

Motion made (*Sir George Dibbs*), to leave out from line 2 the word "next" and insert the figures "1900" instead thereof,—and Question proposed,—

And the Committee continuing to sit after Midnight,—

WEDNESDAY,

WEDNESDAY, 5 JUNE, 1895, A.M.

Mr. Gardiner moved,—“That the Honorable Member for Argyle, Mr. Rose, be not further heard,”—and Question put.

Committee divided.

Ayes, 39.

Mr. Brunker,	Mr. Ferguson,
Mr. Garrard,	Mr. Black,
Mr. Young,	Mr. Wilks,
Mr. Fegan,	Mr. Anderson,
Mr. Sydney Smith,	Mr. Gillies,
Mr. Reid,	Mr. Davis,
Mr. Cameron,	Mr. Bavister,
Mr. William Morgan,	Mr. Newman,
Mr. Gould,	Mr. Ilughes,
Mr. Gardiner,	Mr. Ashton,
Mr. Carruthers,	Mr. O'Reilly,
Mr. Stephen,	Mr. Dick,
Mr. Robert Jones,	Mr. Harris,
Mr. Lee,	Mr. Storey,
Mr. McLean,	Mr. Cann,
Mr. Henry Chapman,	Mr. Cook.
Mr. Mahony,	<i>Tellers,</i>
Mr. Whiddon,	Mr. Frank Farnell,
Mr. Shipway,	Mr. Millard.
Mr. Hawthorne,	
Mr. Nicholson,	

Noes, 19.

Mr. Carroll,
Dr. Ross,
Mr. Copeland,
Mr. F. Clarke,
Mr. Rose,
Mr. Perry,
Mr. O'Sullivan,
Mr. Miller,
Mr. Mackay,
Mr. Kelly,
Mr. Pyers,
Mr. Kidd,
Mr. Wood,
Mr. Stevenson,
Mr. Edden,
Mr. Watkins,
Mr. Schey.
<i>Tellers,</i>
Mr. Sleath,
Mr. McFarlane.

*Agreed to.*

No. 2.

*Same Resolution.*

Mr. Gardiner moved,—“That the Honorable Member for Armidale, Mr. Copeland, be not further heard,”—and Question put.

Committee divided.

Ayes, 31.

Mr. Brunker,	Mr. Anderson,
Mr. Fegan,	Mr. McGowen,
Mr. Sydney Smith,	Mr. Macdonald,
Mr. Gould,	Mr. Willis,
Mr. Young,	Mr. Harris,
Mr. Affleck,	Mr. Nicholson,
Mr. William Morgan,	Mr. Lee,
Mr. Hawthorne,	Mr. Bavister,
Mr. Cook,	Mr. Cameron,
Mr. Robert Jones,	Mr. Stephen,
Mr. Gardiner,	Mr. McLean,
Mr. Shipway,	Mr. Millard.
Mr. Whiddon,	<i>Tellers,</i>
Mr. Carruthers,	Mr. O'Reilly,
Mr. Newman,	Mr. Frank Farnell.
Mr. Reid,	
Mr. Black,	

Noes, 20.

Mr. Miller,	Mr. Gillics.
Dr. Ross,	<i>Tellers,</i>
Mr. Pyers,	Mr. H. H. Brown,
Mr. F. Clarke,	Mr. Rose.
Mr. Kelly,	
Mr. Barnes,	
Mr. Perry,	
Mr. James Morgan,	
Mr. Carroll,	
Mr. Kidd,	
Sir George Dibbs,	
Mr. Copeland,	
Mr. Stevenson,	
Mr. Ewing,	
Mr. Alexander Campbell,	
Mr. Edden,	
Mr. Gormly,	

*Agreed to.*

No. 3.

*Same Resolution.*

Mr. Fegan moved,—“That the Honorable Member for Lismore, Mr. Ewing, be not further heard,”—and Question put.

Committee divided.

Ayes, 33.

Mr. Brunker,	Mr. Gardiner,
Mr. Anderson,	Mr. Stephen,
Mr. Fegan,	Mr. O'Reilly,
Mr. Gould,	Mr. Bavister,
Mr. Young,	Mr. Mahony,
Mr. Sydney Smith,	Mr. Lee,
Mr. Russell Jones,	Mr. McLean,
Mr. Cameron,	Mr. Nicholson,
Mr. Whiddon,	Mr. Ashton,
Mr. Cook,	Mr. Black,
Dr. Graham,	Mr. Millard,
Mr. Robert Jones,	Mr. Macdonald,
Mr. Shipway,	Mr. Newman.
Mr. Carruthers,	<i>Tellers,</i>
Mr. Haynes,	Mr. Frank Farnell,
Mr. William Morgan,	Mr. Affleck.
Mr. Reid,	
Mr. Wilks,	

Noes, 22.

Mr. Wright,	Mr. Alexander Campbell,
Mr. Carroll,	Mr. Gormly.
Mr. James Morgan,	<i>Tellers,</i>
Mr. Kidd,	Mr. McGowen,
Mr. Copeland,	Mr. Martin.
Mr. Rose,	
Sir George Dibbs,	
Mr. Chanter,	
Mr. Perry,	
Dr. Ross,	
Mr. Pyers,	
Mr. Kelly,	
Mr. Miller,	
Mr. F. Clarke,	
Mr. Mackay,	
Mr. Barnes,	
Mr. Wood,	
Mr. Ewing,	

*Agreed to.*

No. 4.

## No. 4.

*Same Resolution.*

Mr. Gardiner moved,—“That the Honorable Member for The Hastings and The Macleay, Mr. F. Clarke, be not further heard.”—and Question put.

Committee divided.

Ayes, 31.

Mr. Sydney Smith,	Mr. Newman,
Mr. Young,	Mr. Lee,
Mr. Gould,	Mr. McLean,
Mr. Reid,	Mr. Nicholson,
Mr. Mahony,	Mr. Cameron,
Mr. Cook,	Mr. Robert Jones,
Mr. Anderson,	Mr. Frank Farnell,
Mr. O'Reilly,	Mr. Fegan,
Mr. Russell Jones,	Mr. Whiddon,
Mr. Black,	Mr. Carruthers,
Mr. Millard,	Dr. Graham,
Mr. Affleck,	Mr. Gardiner.
Mr. Stephen,	
Mr. Harris,	<i>Tellers,</i>
Mr. Hawthorne,	Mr. Haynes,
Mr. Shipway,	Mr. Ashton.
Mr. William Morgan,	

Noes, 26.

Mr. Wright,	Mr. Mackay,
Dr. Ross,	Mr. Travers Jones,
Mr. James Morgan,	Mr. F. Clarke,
Mr. Rose,	Mr. Miller,
Sir George Dibbs,	Mr. Pyers,
Mr. Chanter,	Mr. Kelly,
Mr. Perry,	Mr. Carroll.
Mr. Schey,	<i>Tellers,</i>
Mr. McFarlane,	Mr. Price,
Mr. Copeland,	Mr. Wall.
Mr. McGowen,	
Mr. Law,	
Mr. Gornly,	
Mr. Alexander Campbell,	
Mr. Wood,	
Mr. Kidd,	
Mr. Barnes	

*Agreed to.*

## No. 5.

*Same Resolution.*

Mr. Gardiner moved,—“That the Honorable Member for Deniliquin, Mr. Chanter, be not further heard.”—and Question put.

Committee divided.

Ayes, 43.

Mr. Brunker,	Mr. Shipway,
Mr. Gould,	Mr. Fowler,
Mr. Sydney Smith,	Mr. Piddington,
Mr. Garrard,	Mr. Affleck,
Mr. Young,	Mr. Morton,
Mr. Anderson,	Mr. Millard,
Mr. Storey,	Mr. Carruthers,
Dr. Hollis,	Mr. Whiddon,
Mr. Cook,	Mr. Mahony,
Mr. Molesworth,	Mr. Newman,
Mr. Cameron,	Mr. Thomson,
Mr. McLean,	Mr. Lee,
Dr. Graham,	Mr. Harris,
Mr. Gardiner,	Mr. Law,
Mr. Haynes,	Mr. Black,
Mr. Robert Jones,	Mr. Hawthorne,
Mr. Reid,	Mr. Stephen,
Mr. Henry Chapman,	Mr. McGowen.
Mr. Nicholson,	
Mr. Wilks,	<i>Tellers,</i>
Mr. Russell Jones,	Mr. Knox,
Mr. Ashton,	Mr. Frank Farnell.
Mr. O'Reilly	

Noes, 28.

Mr. Carroll,	Mr. Wall,
Dr. Ross,	Mr. Price,
Mr. Wright,	Mr. Austin Chapman.
Sir George Dibbs,	<i>Tellers,</i>
Mr. James Morgan,	Mr. F. Clarke,
Mr. Rose,	Mr. Perry.
Mr. Chanter,	
Mr. Levien,	
Mr. O'Sullivan,	
Mr. FitzGerald,	
Mr. Pyers,	
Mr. Kelly,	
Mr. Kidd,	
Mr. Travers Jones,	
Mr. Miller,	
Mr. Mackay,	
Mr. Barnes,	
Mr. Wood,	
Mr. Fitzpatrick,	
Mr. Stevenson,	
Mr. Hassall,	
Mr. Gornly,	
Mr. Lyne,	

*Agreed to.*

## No. 6.

*Same Resolution.*

Mr. Nicholson moved,—That the Question be now put,—and Question put.

Committee divided.

Ayes, 44.

Mr. Brunker,	Mr. O'Reilly,
Mr. Gould,	Mr. Shipway,
Mr. Sydney Smith,	Mr. Fowler,
Mr. Garrard,	Mr. Piddington,
Mr. Young,	Mr. Affleck,
Mr. Anderson,	Mr. Morton,
Mr. Storey,	Mr. Millard,
Dr. Hollis,	Mr. William Morgan,
Mr. Cook,	Mr. Carruthers,
Mr. Molesworth,	Mr. Whiddon,
Mr. Cameron,	Mr. Mahony,
Mr. Macdonald,	Mr. Newman,
Mr. McLean,	Mr. Thomson,
Dr. Graham,	Mr. Lee,
Mr. Gardiner,	Mr. Harris,
Mr. Haynes,	Mr. Law,
Mr. Robert Jones,	Mr. Black,
Mr. Reid,	Mr. Hawthorne,
Mr. Henry Chapman,	Mr. Stephen.
Mr. Nicholson,	
Mr. Wilks,	<i>Tellers,</i>
Mr. Russell Jones,	Mr. Knox,
Mr. Ashton,	Mr. Frank Farnell.

Noes, 32.

Mr. Carroll,	Mr. Stevenson,
Dr. Ross,	Mr. Hassall,
Mr. Wright,	Mr. Wall,
Sir George Dibbs,	Mr. Price,
Mr. James Morgan,	Mr. Gillies,
Mr. Rose,	Mr. McGowen,
Mr. Chanter,	Mr. Gornly.
Mr. Levien,	<i>Tellers,</i>
Mr. Perry,	Mr. F. Clarke,
Mr. Schey,	Mr. O'Sullivan.
Mr. Lyne,	
Mr. Austin Chapman,	
Mr. FitzGerald,	
Mr. Pyers,	
Mr. Kelly,	
Mr. Kidd,	
Mr. Travers Jones,	
Mr. Miller,	
Mr. Mackay,	
Mr. Barnes,	
Mr. Wood,	
Mr. Fitzpatrick,	
Mr. Crick,	

And it appearing by the Tellers' Lists that the majority in favour of the motion consisted of “at least forty members.”—

*Agreed to.*

No. 7.

No. 7.

*Same Resolution.*

Question put,—That the word proposed to be left out stand part of the Resolution.  
Committee divided.

Ayes, 52.

Mr. Brunker,	Mr. Affleck,
Mr. Gould,	Mr. Morton,
Mr. Sydney Smith,	Mr. Millard,
Mr. Garrard,	Mr. William Morgan,
Mr. Young,	Mr. Carruthers,
Mr. Anderson,	Mr. Whiddon,
Mr. Storey,	Mr. Mahony,
Dr. Hollis,	Mr. Newman,
Mr. Cook,	Mr. Thomson,
Mr. Frank Farnell,	Mr. Lec,
Mr. Molesworth,	Mr. Harris,
Mr. Cameron,	Mr. Law,
Mr. Macdonald,	Mr. Black,
Mr. McLean,	Mr. Hawthorne,
Dr. Graham,	Mr. Stephen,
Mr. Gardiner,	Mr. Joseph Abbott,
Mr. Haynes,	Mr. Collins,
Mr. Robert Jones,	Mr. Bavister,
Mr. Reid,	Mr. Watson,
Mr. Henry Chapman,	Mr. Gillies,
Mr. Nicholson,	Mr. McGowen,
Mr. Knox,	Mr. Edden,
Mr. Wilks,	Mr. Watkins.
Mr. Russell Jones,	
Mr. Ashton,	<i>Tellers,</i>
Mr. O'Reilly,	Mr. Piddington,
Mr. Fowler,	Mr. Shipway.

Noes 32.

Mr. Carroll,	Mr. Gormly,
Dr. Ross,	Mr. Wall,
Mr. Wright,	Mr. Price.
Sir George Dibbs,	<i>Tellers,</i>
Mr. James Morgan,	Mr. Austin Chapman,
Mr. Rose,	Mr. Schey.
Mr. Chanter,	
Mr. O'Sullivan,	
Mr. F. Clarke,	
Mr. Levien,	
Mr. Perry,	
Mr. FitzGerald,	
Mr. Pyers,	
Mr. Kelly,	
Mr. Kidd,	
Mr. Travers Jones,	
Mr. Miller,	
Mr. Barnes,	
Mr. Mackay,	
Mr. Wood,	
Mr. Fitzpatrick,	
Mr. Crick,	
Mr. Stevenson,	
Mr. Alexander Campbell,	
Mr. Hassall,	
Mr. Lyne,	
Mr. Hogan,	

*Word stands.*

The Chairman proceeding to put the original Question, and having ruled that the closure applied to the original Question as well as to the amendment, Mr. Crick took exception to the decision,—

And, on motion of Mr. Crick, the Chairman left the Chair to report progress, and ask leave to sit again so soon as the Point of Order had been decided by the House.

Committee resumed,—the decision of the Chairman having been upheld.

No. 8.

*Same Resolution.*

Question put,—That the Committee agree to the Resolution, as read.  
Committee divided.

Ayes, 55.

Mr. Cook,	Mr. Piddington,
Mr. Brunker,	Mr. Affleck,
Mr. Black,	Mr. Nicholson,
Mr. Garrard,	Mr. Hawthorne,
Mr. Gould,	Mr. Whiddon,
Mr. Young,	Mr. William Morgan,
Mr. Storey,	Mr. Thomson,
Mr. Reid,	Mr. Henry Chapman,
Mr. Anderson,	Mr. Newman,
Mr. Sydney Smith,	Mr. Bavister,
Mr. Frank Farnell,	Mr. Law,
Mr. Wilks,	Mr. Watkins,
Mr. Martin,	Mr. Watson,
Mr. Robert Jones,	Mr. McGowen,
Mr. Haynes,	Mr. Griffith,
Mr. McLean,	Mr. Joseph Abbott,
Dr. Graham,	Mr. Collins,
Mr. Millard,	Mr. Gardiner,
Mr. Mahony,	Mr. Thomas Brown,
Mr. Cameron,	Mr. Macdonald,
Mr. Carruthers,	Mr. E. M. Clark,
Mr. Lees,	Mr. Gillies,
Mr. Fowler,	Mr. Edden,
Mr. Morton,	Mr. Shipway.
Mr. Russell Jones,	<i>Tellers,</i>
Mr. O'Reilly,	Mr. Molesworth,
Mr. Ashton,	Mr. Knox.
Dr. Hollis,	
Mr. Stephen,	

Noes, 36.

Dr. Ross,	Mr. Stevenson,
Mr. Levien,	Mr. Willis,
Mr. Sec,	Mr. Hassall,
Sir George Dibbs,	Mr. Mackay,
Mr. Wright,	Mr. Price.
Mr. Rose,	<i>Tellers,</i>
Mr. Wall,	Mr. Alexander Campbell,
Mr. Crick,	Mr. Gormly.
Mr. O'Sullivan,	
Mr. Chanter,	
Mr. Schey,	
Mr. Lyne,	
Mr. F. Clarke,	
Mr. Pyers,	
Mr. Fitzpatrick,	
Mr. Austin Chapman,	
Mr. Carroll,	
Mr. Perry,	
Mr. Rawlinson,	
Mr. McFarlane,	
Mr. Hogan,	
Mr. FitzGerald,	
Mr. James Morgan,	
Mr. Travers Jones,	
Mr. Miller,	
Mr. Kelly,	
Mr. Wood,	
Mr. Barnes,	
Mr. Kidd,	

*Agreed to.*

No. 9.

## WAYS AND MEANS.

*(Land Tax Resolution.)*

Mr. Reid moved,—That the Committee agree to the following Resolution:—

- (8.) *Resolved*,—That in aid of the Revenue of the Colony, and to provide for the annual supply to be granted to Her Majesty, there shall be charged, levied, and paid for every year commencing from the first day of July, 1895, upon and in respect of all lands within the Colony held in private ownership, including mortgages and other interests in such lands (with such exemptions, exceptions, deductions, adjustments, conditions, and qualifications as are prescribed in the Assessment Act of 1895), a tax of one penny for every pound sterling of the unimproved value of all individual holdings, and to impose an additional tax of twenty pounds for every hundred pounds of the land tax in the case of absentees. (*Read.*)

Question put,—That the Committee agree to the Resolution, as read.  
Committee divided.

Ayes, 50.

Mr. Brunker,	Mr. Cameron,
Mr. Gould,	Mr. McGowen,
Mr. Garrard,	Mr. Bavister,
Mr. Fegan,	Mr. Newman,
Mr. Reid,	Mr. Schey,
Mr. Young,	Mr. Joseph Abbott,
Mr. William Morgan,	Mr. Thomson,
Mr. Haynes,	Mr. Nicholson,
Mr. Lees,	Mr. Sleath,
Mr. Cook,	Mr. Ellis,
Mr. Whiddon,	Mr. Black,
Mr. Mahony,	Mr. Law,
Mr. Moore,	Mr. Gillics,
Dr. Graham,	Mr. Fowler,
Mr. Carruthers,	Mr. Millard,
Mr. McLean,	Mr. Ferguson,
Mr. Knox,	Mr. Thomas Brown,
Mr. Piddington,	Mr. Macdonald,
Mr. Shipway,	Mr. Ashton,
Mr. Martin,	Mr. O'Reilly,
Mr. Griffith,	Mr. Edden.
Mr. Cann,	
Mr. Hughes,	<i>Tellers,</i>
Mr. Watson,	Mr. Henry Chapman,
Mr. Watkins,	Mr. Austin Chapman.
Mr. Smiles,	
Mr. Affleck,	

Noes, 25.

Mr. Copeland,
Mr. McFarlane,
Mr. James Morgan,
Mr. See,
Mr. Crick,
Mr. Perry,
Mr. Chanter,
Sir George Dibbs,
Mr. Carroll,
Dr. Ross,
Mr. Pyers,
Mr. F. Clarke,
Mr. Barnes,
Mr. Travers Jones,
Mr. Rawlinson,
Mr. Alexander Campbell,
Mr. Ewing,
Mr. Wood,
Mr. Fitzpatrick,
Mr. Price,
Mr. Mackay,
Mr. Gornly.
Mr. H. H. Brown.
<i>Tellers,</i>
Mr. Stevenson,
Mr. Miller.

*Agreed to.*

No. 10.

WAYS AND MEANS.

(Income Tax Resolution.)

Mr. Reid moved,—That the Committee agree to the following Resolution:—

(9.) *Resolved*,—That in aid of the Revenue of the Colony and to provide for the annual supply to be granted to Her Majesty, there shall be charged, levied, and paid for every year commencing from the first day of July, 1895, upon and in respect of the annual income derived by or accruing to any person from any profession, trade, employment, or vocation, followed or carried on in New South Wales, or from any salary or allowance from any office or employment of profit in the Public Service of New South Wales, or from any pension or allowance payable from the Consolidated Revenue or the Civil Service Superannuation Account, or any other Public Account, and upon and in respect of income from pastoral lands of the Crown held under lease or license issued by or on behalf of the Crown, or arising or accruing to any person, wheresoever residing, from any kind of property (not being lands, mortgages, or leases held in New South Wales and subject to the payment of land tax), or from any other source of income whatsoever in New South Wales not previously specified (with such exemptions, exceptions, qualifications, adjustments, and deductions as are prescribed in the Assessment Act of 1895) for every twenty shillings of the annual value or amount thereof, a tax of (6d.) sixpence. (*Read*.)

Question put,—That the Committee agree to the Resolution, as read.  
Committee divided.

Ayes, 54.

Mr. Sydney Smith,	Mr. Watkins,
Mr. Brunker,	Mr. Affleck,
Mr. Garrard,	Mr. Frank Farnell,
Mr. Gould,	Mr. Cameron,
Mr. Fegan,	Mr. McGowen,
Mr. Reid,	Mr. Gillics,
Mr. Young,	Mr. Newman,
Mr. William Morgan,	Mr. Black,
Mr. Austin Chapman,	Mr. Thomson,
Mr. Sleath,	Mr. Nicholson,
Mr. Henry Chapman,	Mr. Joseph Abbott,
Mr. Russell Jones,	Mr. Edden,
Mr. Cook,	Mr. Ferguson,
Mr. Whiddon,	Mr. Law,
Mr. Mahony,	Mr. Smiles,
Mr. Moore,	Mr. Ashton,
Dr. Graham,	Mr. Macdonald,
Mr. Carruthers,	Mr. Schey,
Mr. McLean,	Mr. Millard,
Mr. Knox,	Mr. Fowler,
Mr. Piddington,	Mr. Dick,
Mr. Shipway,	Mr. Willis,
Mr. Martin,	Mr. Stevenson,
Mr. Alexander Campbell,	Mr. O'Reilly.
Mr. Griffith,	<i>Tellers,</i>
Mr. Cann,	Mr. Haynes,
Mr. Hughes,	Mr. Lees.
Mr. Watson,	

Noes, 23.

Mr. Copeland,
Mr. McFarlane,
Mr. James Morgan,
Mr. See,
Mr. Crick,
Mr. Perry,
Mr. Levien,
Mr. Chanter,
Sir George Dibbs,
Mr. Carroll,
Dr. Ross,
Mr. Pyers,
Mr. F. Clarke,
Mr. Barnes,
Mr. Travers Jones,
Mr. Rawlinson,
Mr. Ewing,
Mr. Fitzpatrick,
Mr. Mackay,
Mr. Price,
Mr. Thomas Brown.
<i>Tellers,</i>
Mr. H. H. Brown,
Mr. Miller.

*Agreed to.*

On motion of Mr. Reid, the Chairman left the Chair to report progress and ask leave to sit again, and also to report that the Committee had come to certain Resolutions.

RICHD. A. ARNOLD,  
Clerk Assistant.

1894-5.

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

No. 26.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

THURSDAY, 13 JUNE, 1895.

No. 1.

CUSTOMS DUTIES BILL.

Clause 1 having been dealt with,—

Clause 2. The import duties mentioned in Schedule A hereto annexed shall be levied and collected upon the importation of all goods therein mentioned, and upon all such goods in bond, which duties shall be in lieu of all duties heretofore chargeable thereon. (Read.)

Motion made (Mr. Copeland), to add to the clause the words,—“And as well upon the following articles on which there shall continue to be charged, collected, and paid, on and after the date aforementioned, the several duties now imposed by the ‘Customs Duties Act of 1892,’ and which shall form Schedule B hereto annexed, namely:—Arrowroot, baking-powder, starch and starch-powder, self-raising flour, cornflour, maizena, oatmeal, ground rice and semolina, eggs, milk (condensed or preserved), butter and lard, butterine and oleo-margarine, cheese, bacon and ham (either cured, partially cured, or green), fresh fruit (except bananas and pine-apples), fruit in pulp, dried and canned fruits, preserves, jams, jellies, honey, biscuits, confectionery, aerated waters, cordials and syrups, vinegar, sugar (refined or raw), molasses and treacle, glucose liquid and syrup and glucose solid, timber (rough and dressed), doors and sashes, furniture, paints and colours (dry and ground in oil), kalsomine, glue and size, varnish (with or without spirit), kerosene, cement, rope, cordage, fishing-lines and twine, except for reapers and binders, paper and paper-bags, advertising matter, candles, soap, stearine, wax, wheat, maize, oats, barley, beans, peas (dried and split), flour, bran, pollard and sharps, hay, chaff and straw, potatoes, onions and fresh vegetables, iron-work, castings, galvanised iron and manufactures, sheet-lead, lead pipes and shot, woollen manufactures, wearing apparel, boots and shoes, leather, saddles and harness, agricultural implements, baskets, brushes, brooms, glassware and empty bottles, coke, tinware, and wrought-marble.”

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

Ayes, 34.

Noes, 63.

- |                    |                     |
|--------------------|---------------------|
| Mr. Carroll,       | <i>Tellers,</i>     |
| Mr. Copeland,      | Mr. Levien,         |
| Mr. Hogan,         | Mr. Austin Chapman. |
| Mr. James Morgan,  |                     |
| Mr. Waddell,       |                     |
| Mr. Chanter,       |                     |
| Mr. See,           |                     |
| Mr. Rose,          |                     |
| Mr. Ewing,         |                     |
| Mr. Kidd,          |                     |
| Mr. Hayes,         |                     |
| Dr. Ross,          |                     |
| Mr. McFarlane,     |                     |
| Mr. Travers Jones, |                     |
| Mr. F. Clarke,     |                     |
| Sir George Dibbs,  |                     |
| Mr. Rawlinson,     |                     |
| Mr. Miller,        |                     |
| Mr. Lync,          |                     |
| Mr. Price,         |                     |
| Mr. Muckay,        |                     |
| Mr. H. H. Brown,   |                     |
| Mr. Crick,         |                     |
| Mr. Perry,         |                     |
| Mr. O'Sullivan,    |                     |
| Mr. Fitzpatrick,   |                     |
| Mr. Stevenson,     |                     |
| Mr. Wood,          |                     |
| Mr. Gormly,        |                     |
| Mr. Barnes,        |                     |
| Mr. Kelly,         |                     |
| Mr. Schey.         |                     |

- |                    |                     |
|--------------------|---------------------|
| Mr. Brunker,       | Mr. Cann,           |
| Mr. Garrard,       | Mr. Affleck,        |
| Mr. Sydney Smith,  | Mr. Collins,        |
| Mr. Reid,          | Mr. Bavister,       |
| Mr. Newman,        | Dr. Graham,         |
| Mr. Gould,         | Mr. McGowen,        |
| Mr. Young,         | Mr. Thomas Brown,   |
| Mr. Cameron,       | Mr. Law,            |
| Mr. Hogue,         | Mr. Nicholson,      |
| Mr. Griffith,      | Mr. Edden,          |
| Mr. Frank Farnell, | Mr. Watkins,        |
| Mr. Lees,          | Mr. Morton,         |
| Mr. Dick,          | Mr. Wilks,          |
| Mr. Whiddon,       | Mr. William Morgan, |
| Mr. Mahouy,        | Mr. Macdonald,      |
| Mr. Parkes,        | Mr. Gardiner,       |
| Mr. Molesworth,    | Mr. E. M. Clark,    |
| Mr. Shipway,       | Mr. Rigg,           |
| Mr. Henry Chapman, | Mr. McLean,         |
| Mr. Stephen,       | Mr. Anderson,       |
| Mr. Cook,          | Mr. Joseph Abbott,  |
| Mr. Ferguson,      | Mr. Lee,            |
| Mr. Hughes,        | Mr. Fowler,         |
| Mr. Watson,        | Mr. Millard,        |
| Mr. Thomson,       | Mr. Piddington,     |
| Mr. Moore,         | Mr. Hawthorne,      |
| Mr. O'Reilly,      | Mr. Black,          |
| Mr. Russell Jones, | Mr. Fogan.          |
| Mr. Storey,        | <i>Tellers,</i>     |
| Mr. Ashton,        | Mr. Smailes,        |
| Mr. Wise,          | Dr. Hollis.         |
| Mr. Millen,        |                     |
| Mr. Haynes.        |                     |

Addition of proposed words negatived.

## No. 2.

## SAME BILL.

*Same clause.*

Motion made (*Mr. Copland*), to add to the clause the words,—“And all articles enumerated “in Schedule A of the “Customs Duties Act of 1892,” as subject to fifteen per centum “*ad valorem* duties, shall continue to be subject to the said duties, and shall form Schedule “B hereto annexed.”

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

Committee divided.

## Ayes, 34.

Mr. Carroll,	Mr. Miller,
Dr. Ross,	Mr. Gormaly,
Mr. James Morgan,	Mr. Morton.
Mr. Copeland,	<i>Tellers,</i>
Mr. Hogan,	Mr. F. Clarke,
Mr. See,	Mr. Ewing.
Mr. H. H. Brown,	
Mr. Crick,	
Mr. Price,	
Mr. Rose,	
Mr. Alexander Campbell,	
Mr. Rawlinson,	
Mr. Travers Jones,	
Mr. Barnes,	
Mr. McFarlane,	
Sir George Dibbs,	
Mr. Lyne,	
Mr. Chanter,	
Mr. Mackay,	
Mr. O'Sullivan,	
Mr. Kelly,	
Mr. Perry,	
Mr. Kidd,	
Mr. Fitzpatrick,	
Mr. Stevenson,	
Mr. Schey,	
Mr. Wood,	
Mr. Hayes,	
Mr. Austin Chapman,	

## Noes, 55.

Mr. Brunker,	Mr. Law,
Mr. Sydney Smith,	Mr. Millen,
Mr. Gould,	Mr. McGowen,
Mr. Wilks,	Mr. Ashton,
Mr. Russell Jones,	Dr. Graham,
Mr. Garrard,	Mr. Thomson,
Mr. Young,	Mr. Smailes,
Dr. Hollis,	Mr. Haynes,
Mr. Hughes,	Mr. Nicholson,
Mr. Griffith,	Mr. Martin,
Mr. Henry Chapman,	Mr. Macdonald,
Mr. Shipway,	Mr. Gardiner,
Mr. Black,	Mr. Anderson,
Mr. Frank Farnell,	Mr. Cann,
Mr. Newman,	Mr. O'Reilly,
Mr. Lees,	Mr. McLean,
Mr. Storey,	Mr. Asleck,
Mr. Fowler,	Mr. Cook,
Mr. Rigg,	Mr. Millard,
Mr. Molesworth,	Mr. Reid,
Mr. Cameron,	Mr. Dick,
Mr. Whiddon,	Mr. Hawthorne,
Mr. Bavister,	Mr. Hogue,
Mr. Moore,	Mr. Piddington.
Mr. Wise,	<i>Tellers,</i>
Mr. Mahony,	Mr. William Morgan,
Mr. Robert Jones,	Mr. Fegan.
Mr. E. M. Clark,	
Mr. Thomas Brown,	

*Addition of proposed words negatived.*

*Clause, as read, agreed to.*

And clauses 3 and 4 having been dealt with,—

## No. 3.

## SAME BILL.

Special provision  
with regard to  
certain goods.

Clause 5. The duties authorised to be levied and collected by the “Customs Duties Act of 1892” upon barley, beans, maize, oats, peas, wheat, flour, bran, pollard, sharps, hay, chaff, straw, onions, and potatoes respectively, shall continue to be levied and collected under the said Act until and inclusive of the thirtieth day of September, in the year one thousand eight hundred and ninety-five, and no longer. The duties authorised to be levied and collected under the said Act upon butter (which shall “however” be levied at the rate of one penny per pound only), cement, plaster and hydraulic lime, cheese, bacon, and ham, chicory, dandelion and taraxicum, roasted, ground, or mixed with any other article, chocolate plain or mixed with any other article, chocolate creams, cornflour and “maizena,” cocoa prepared, paste, or mixed with any other article, coffee roasted, ground, or mixed with any other article (**except coffee essence**), fish dried, ~~frozen~~, preserved, or salt, iron galvanised, in bars, sheet, or corrugated, galvanised wire netting, milk condensed or preserved, sporting powder, ~~blasting powder, dynamite, and lithofracteur~~, shot, rice, “salt,” timber dressed and undressed, doors, sashes, and shutters, respectively, shall continue to be levied and collected under the said Act until and inclusive of the thirtieth day of June, in the year one thousand eight hundred and ninety-six. And for the purpose of levying, collecting, and enforcing payment of all duties mentioned in this section, the provisions of the said Act of 1892 shall be applied, notwithstanding anything contained in the second section of this Act. (*Read.*)

And the Committee continuing to sit after Midnight,—

FRIDAY, 14 JUNE, 1895, A.M.

Motion made (*Mr. Morton*) to insert in line 6, after the word “however” the words “from the date last mentioned”

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

Committee



Committee divided.

Ayes, 27.  
 Mr. Carroll,  
 Dr. Ross,  
 Mr. James Morgan,  
 Mr. Kidd,  
 Mr. Copeland,  
 Mr. Crick,  
 Mr. Price,  
 Mr. Hogan,  
 Mr. Schey,  
 Mr. See,  
 Mr. F. Clarke,  
 Mr. Rawlinson,  
 Mr. Travers Jones,  
 Mr. McFarlane,  
 Mr. Barnes,  
 Mr. Austin Chapman,  
 Mr. Stevenson,  
 Mr. Fitzpatrick,  
 Mr. Perry,  
 Mr. Ewing,  
 Mr. Wood,  
 Mr. Mackay,  
 Mr. Millard,  
 Mr. Morton,  
 Mr. Gormly.  
 Tellers,  
 Mr. Kelly,  
 Mr. Miller.

Noes, 55.  
 Mr. Brunker,  
 Mr. Cameron,  
 Mr. Black,  
 Mr. Macdonald,  
 Mr. Young,  
 Mr. Sydney Smith,  
 Mr. Frank Farnell,  
 Mr. Garrard,  
 Mr. Smailes,  
 Mr. Hughes,  
 Mr. Griffith,  
 Mr. McGowen,  
 Mr. Henry Chapman,  
 Mr. Lees,  
 Mr. Martin,  
 Dr. Graham,  
 Mr. Watkins,  
 Mr. Newman,  
 Mr. Rigg,  
 Mr. Whiddon,  
 Mr. Molesworth,  
 Mr. Storey,  
 Dr. Hollis,  
 Mr. Reid,  
 Mr. Wise,  
 Mr. Fegan,  
 Mr. Dick,  
 Mr. William Morgan,  
 Mr. Robert Jones,  
 Mr. E. M. Clark,  
 Mr. Ashton,  
 Mr. Affleck,  
 Mr. Moore,  
 Mr. Thomas Brown,  
 Mr. Law,  
 Mr. Gould,  
 Mr. Gardiner,  
 Mr. Mahony,  
 Mr. Nicholson,  
 Mr. Anderson,  
 Mr. Alexander Campbell,  
 Mr. McLean,  
 Mr. Wilks,  
 Mr. Fowler,  
 Mr. Russell Jones,  
 Mr. Watson,  
 Mr. Cook,  
 Mr. Bavister,  
 Mr. O'Reilly,  
 Mr. Haynes,  
 Mr. Hawthorne,  
 Mr. Hogue,  
 Mr. Piddington.  
 Tellers,  
 Mr. Millen,  
 Mr. Shipway.

*Insertion of proposed words negatived.*

No. 4.

SAME BILL.

*Same clause.*

Motion made (*Mr. Perry*), to insert in line 9, after the word "maizena" the word "arrowroot"

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

Committee divided.

Ayes, 25.  
 Mr. Carroll,  
 Mr. O'Sullivan,  
 Dr. Ross,  
 Mr. Hogan,  
 Mr. Copeland,  
 Mr. See,  
 Mr. Rawlinson,  
 Mr. Kelly,  
 Mr. F. Clarke,  
 Mr. Barnes,  
 Sir George Dibbs,  
 Mr. Perry,  
 Mr. Fitzpatrick,  
 Mr. Schey,  
 Mr. Chanter,  
 Mr. Crick,  
 Mr. Price,  
 Mr. Travers Jones,  
 Mr. Hayes,  
 Mr. Gormly,  
 Mr. Wood,  
 Mr. Ewing,  
 Mr. Stevenson.  
 Tellers,  
 Mr. Austin Chapman,  
 Mr. James Morgan.

Noes, 45.  
 Mr. Brunker,  
 Mr. Black,  
 Mr. Sydney Smith,  
 Mr. Young,  
 Mr. Gould,  
 Mr. Reid,  
 Mr. Garrard,  
 Mr. Newman,  
 Mr. Henry Chapman,  
 Mr. William Morgan,  
 Mr. McLean,  
 Mr. Anderson,  
 Mr. Lees,  
 Mr. Hughes,  
 Mr. Cameron,  
 Mr. Rigg,  
 Mr. Millen,  
 Mr. Thomas Brown,  
 Mr. Ashton,  
 Mr. Hogue,  
 Mr. E. M. Clark,  
 Mr. Law,  
 Mr. Fegan,  
 Mr. Affleck,  
 Mr. O'Reilly,  
 Mr. Wilks,  
 Mr. Whiddon,  
 Mr. Martin,  
 Mr. Alexander Campbell,  
 Mr. Storey,  
 Mr. Mahony,  
 Dr. Graham,  
 Mr. Millard,  
 Mr. Wise,  
 Mr. Shipway,  
 Mr. Morton,  
 Mr. Robert Jones,  
 Mr. Cook,  
 Mr. Bavister,  
 Mr. Fowler,  
 Dr. Hollis,  
 Mr. Dick,  
 Mr. Russell Jones.  
 Tellers,  
 Mr. Watkins,  
 Mr. Haynes.

*Insertion of proposed word negatived.*

And the clause having been amended as indicated,—

No. 5.

SAME BILL.

*Same clause.*

Motion made (*Mr. Wise*), to leave out from line 13, the word "salt,"

Question put,—That the word proposed to be left out stand part of the clause.

Committee

Committee divided.

Ayes, 50.

Mr. Garrard,	Mr. Rigg,
Mr. Brunker,	Mr. McGowen,
Mr. Frank Farnell,	Mr. Watkins,
Mr. Young,	Mr. Smalles,
Mr. Reid,	Mr. Nicholson,
Mr. Haynes,	Mr. Baviater,
Mr. Sydney Smith,	Mr. Newman,
Mr. Hawthorne,	Mr. McLean,
Mr. Dick,	Mr. Mahony,
Dr. Hollis,	Mr. E. M. Clark,
Mr. O'Reilly,	Mr. Storey,
Mr. Hogue,	Mr. Fowler,
Mr. Piddington,	Mr. Shipway,
Mr. William Morgan,	Mr. Wilks,
Dr. Graham,	Mr. Cook,
Mr. Cameron,	Mr. Millard,
Mr. Anderson,	Mr. Watson,
Mr. Henry Chapman,	Mr. Law,
Mr. Gardiner,	Mr. Robert Jones,
Mr. Whiddon,	Mr. Hughes,
Mr. Molesworth,	Mr. Russell Jones,
Mr. Gould,	Mr. Fegan.
Mr. Morton,	
Mr. Ewing,	<i>Tellers,</i>
Mr. Chanter,	Mr. Perry,
Mr. See,	Mr. Martin.

Noes, 28.

Mr. Mackay,	<i>Tellers,</i>
Mr. Travers Jones,	Mr. Affleck,
Mr. Carroll,	Mr. Ashton.
Mr. Barnes,	
Mr. Rawlinson,	
Mr. Gormly,	
Mr. Griffith,	
Mr. Hogan,	
Mr. McFarlane,	
Mr. Hayes,	
Mr. Kidd,	
Mr. Kelly,	
Mr. Austin Chapman,	
Mr. F. Clarke,	
Mr. Wise,	
Mr. Price,	
Mr. Moore,	
Mr. Alexander Campbell,	
Mr. Stevenson,	
Mr. Crick,	
Mr. Schey,	
Mr. Lyne,	
Mr. Wood,	
Mr. Fitzpatrick,	
Mr. Millen,	
Mr. Thomas Brown.	

*Word stands.*

No. 6.

SAME BILL.

*Same clause.*

Mr. Price proposing to move "That the Chairman do now leave the Chair, report progress, and ask leave to sit again,"—

The Chairman refused, under Standing Order No. 330, to receive the motion.

Whereupon motion made (*Mr. Price*), That the Chairman leave the Chair to report a Point of Order, and ask leave to sit again so soon as the Point of Order had been decided by the House.

Committee divided.

Ayes, 17.

Mr. Carroll,
Mr. Rawlinson,
Mr. Chanter,
Mr. Travers Jones,
Mr. McFarlane,
Mr. Perry,
Mr. Lyne,
Mr. Schey,
Mr. Kelly,
Mr. Ewing,
Mr. Fitzpatrick,
Mr. F. Clarke,
Mr. Miller,
Mr. Stevenson,
Mr. Gormly.
<i>Tellers,</i>
Mr. Austin Chapman,
Mr. Price.

Noes, 53.

Mr. Brunker,	Dr. Hollis,	Mr. Rigg,
Mr. Gould,	Mr. Fegan,	Mr. E. M. Clark,
Mr. Sydney Smith,	Mr. Dick,	Mr. Haynes,
Dr. Graham,	Mr. Gardiner,	Mr. Baviater,
Mr. Young,	Mr. Wood,	Mr. Fowler,
Mr. Reid,	Mr. Ashton,	Mr. Watkins,
Mr. Garrard,	Mr. Millen,	Mr. Law,
Mr. Frank Farnell,	Mr. Thomas Brown,	Mr. Hawthorne,
Mr. Shipway,	Mr. Morton,	Mr. Robert Jones,
Mr. Henry Chapman,	Mr. Affleck,	Mr. Watson,
Mr. Piddington,	Mr. Moore,	Mr. Hughes,
Mr. Molesworth,	Mr. Alexander Campbell,	Mr. Cook,
Mr. Cameron,	Mr. Newman,	Mr. Russell Jones.
Mr. William Morgan,	Mr. Nicholson,	<i>Tellers,</i>
Mr. Whiddon,	Mr. Wilks,	Mr. Macdonald,
Mr. Storey,	Mr. McLean,	Mr. O'Reilly.
Mr. Anderson,	Mr. Mahony,	
Mr. Griffith,	Mr. Millard,	
Mr. McGowen,	Mr. Martin,	

*Negatived.**Clause, as amended, agreed to.*

And the remaining clauses and a new clause having been dealt with,—

No. 7.

SAME BILL.

## SCHEDULE A.

*Permanent Tariff.*

Spirits—On all kinds of spirits and spirituous compounds imported, and not otherwise enumerated . . . . . s. d.  
 . . . . . per proof gallon "14" 0

No allowance beyond 16·5 shall be made for the underproof of any spirit of a less strength than 16·5 underproof.

Case Spirits—Contents of two, three, four, or five gallons shall be charged—

Two gallons and under as two gallons.

Over two gallons and not exceeding three as three gallons.

Over three gallons and not exceeding four as four gallons.

Over four gallons and not exceeding five as five gallons.

Bitters,

Bitters, essences, fluid extracts, sarsaparilla, tinctures, medicines, infusions, and toilet preparations containing—		s.	d.
Not more than 25 per cent. of proof spirit	per gallon	3	6
Not more than 50 per cent. of proof spirit	per gallon	7	0
Not more than 75 per cent. of proof spirit	per gallon	10	6
If containing more than 75 per cent. of proof spirit...	per gallon	14	0
If containing spirit overproof to be charged as spirituous compounds	per proof gallon	14	0
Methylated spirit	per gallon	0	1
Perfumed spirits, perfumed waters, Florida water, and bay rum...	per liquid gallon	20	0
Wines—Sparkling—For six reputed quarts, or twelve reputed pints	.....	10	0
Other kinds	per gallon	5	0
Other kinds—For six reputed quarts, or twelve reputed pints	.....	5	0
Beer, ale, porter, spruce, or other beer, cider, and perry—			
In wood or jar...	per gallon	0	6
In bottle	per gallon	0	9
For six reputed quarts, or twelve reputed pints	per gallon	0	9
Tobacco—Delivered from ship's side or from a Customs Bond for home consumption—manufactured, unmanufactured, and snuff	per lb.	3	0
Unmanufactured, entered to be manufactured in the Colony. At the time of removal from a Customs Bond or from an importing ship to any licensed tobacco manufactory for manufacturing purposes only into tobacco, cigars, and cigarettes	per lb.	1	0
Sheepwash	per lb.	0	3
Cigars and Cigarettes (including wrappers in latter case)	per lb.	6	0
Opium, and any preparation thereof	per lb.	20	0

*Diminishing Duties.*

Candles per lb., or reputed package of that weight, and so in proportion for any such reputed weight, night lights, and stearine:—

		s.	d.
From 1st July, 1895	per lb.	0	1
From 1st July, 1897	per lb.	0	0½
From 1st July, 1899	.....	Free.	
Oil, Korosene, naphtha, and gasoline	per gallon	0	6
From 1st July, 1896	per gallon	0	3
From 1st July, 1897	.....	Free.	
Oils, except linseed oil (raw or boiled), fish and seal oils, black whale, cocoanut, sperm, palm, and essential oils	per gallon	0	6
From 1st July, 1896	per gallon	0	3
From 1st July, 1897	.....	Free.	

Sugar—Refined.	Sugar—Raw, and Solid Glucose.	Molasses and Treacle—Glucose, Liquid and Syrup.	
per cwt.	per cwt.	per cwt.	
s. d.	s. d.	s. d.	
6 8	5 0	3 4	From 1st July, 1895.
5 4	4 0	2 8	From 1st July, 1897.
" 4 0	3 0	2 0	From 1st July, 1898.
" 2 8	2 0	1 4	From 1st July, 1899.
" 1 4	1 0	0 8	From 1st July, 1900.
" Free.	Free.	Free.	From 1st July, 1901."

Biscuits	per lb.	s.	d.
From 1st July, 1898	per lb.	0	1
From 1st July, 1900	.....	Free.	
Confectionery (including cakes, comfits, liquorice, liquorice paste, lozenges of all kinds, cocoanut in sugar, sugar-candy, succades, and sweetmeats)...	per lb.	0	2
" From 1st July, 1898	per lb.	0	1"
From 1st July, 1900	.....	Free.	
Fruits—Dried, candied, and prunes (exclusive of dates)	per lb.	0	2
From 1st July, 1898	per lb.	0	1
From 1st July, 1900	.....	Free.	
Jams and Jellies—per lb. or reputed package of that weight, and so in proportion for any such reputed weight	per lb.	0	1
" From 1st July, 1898	per lb.	0	0½"
From 1st July, 1900	.....	Free.	
Preserves and canned fruits, fruits boiled, peel drained, or dry	per lb.	0	1
From 1st July, 1898	per lb.	0	0½"
From 1st July, 1900	.....	Free.	

(Read.)

Motion made (*Mr. Wise*), to leave out from line 4 the figures "14" and insert the figures "12" instead thereof.

Question put,—That the figures proposed to be left out stand part of the Schedule.

Committee

Committee divided.

Ayes, 51.		Noes 17.	
Mr. William Morgan,	Mr. Gardiner,	Mr. Hawthorne,	Mr. Carroll,
Mr. Bruner,	Mr. Anderson,	Mr. Ewing,	Mr. James Morgan,
Mr. E. M. Clark,	Mr. Young,	Mr. Cann,	Mr. Chanter,
Mr. Frank Farnell,	Mr. Morton,	Mr. Storey,	Mr. Kelly,
Mr. Garrard,	Mr. Robert Jones,	Mr. Cook,	Mr. Perry,
Mr. Smailes,	Dr. Hollis,	Mr. Rigg,	Mr. Hayes,
Mr. Reid,	Mr. Ashton,	Mr. Wood,	Mr. Schey,
Mr. Sydney Smith,	Mr. Law,	Mr. Newman,	Mr. Wise,
Dr. Graham,	Mr. Martin,	Mr. Watson,	Mr. Travers Jones,
Mr. Afleck,	Mr. McGowen,	Mr. O'Reilly,	Mr. Barnes,
Mr. Shipway,	Mr. Moore,	Mr. Hughes,	Mr. Rawlinson,
Mr. Russell Jones,	Mr. Henry Chapman,		Mr. Austin Chapman,
Mr. Hogue,	Mr. Mahony,	<i>Tellers,</i>	Mr. Griffith,
Mr. Gould,	Mr. Fowler,	Mr. Dick,	Mr. Stevenson,
Mr. Cameron,	Mr. Millard,	Mr. Fegan.	Mr. Price.
Mr. Piddington,	Mr. Alexander Campbell,		<i>Tellers,</i>
Mr. McLean,	Mr. Bavister,		Mr. Millen,
Mr. Wilks,	Mr. Nicholson,		Mr. Fitzpatrick.
Mr. Whiddon,	Mr. Molesworth,		

*Figures stand.*

No. 8.

SAME BILL.

*Same Schedule.*

Motion made (*Mr. Perry*), to leave out the last four lines under the heading of Sugar, "4s. Od.—1901."

Question put,—That the words and figures proposed to be left out stand part of the Schedule. Committee divided.

Ayes, 49.		Noes, 17.	
Mr. Bruner,	Mr. Henry Chapman,	Mr. Carroll,	
Mr. E. M. Clark,	Mr. Mahony,	Mr. Hayes,	
Mr. Reid,	Mr. Fowler,	Mr. Kelly,	
Mr. Garrard,	Mr. Cook,	Mr. Schey,	
Mr. Smailes,	Mr. Storey,	Mr. Fitzpatrick,	
Mr. Young,	Mr. Bavister,	Mr. Miller,	
Mr. Sydney Smith,	Mr. Nicholson,	Mr. McFarlane,	
Dr. Graham,	Mr. Hawthorne,	Mr. Barnes,	
Mr. Afleck,	Mr. Rigg,	Mr. Travers Jones,	
Mr. Anderson,	Mr. Watson,	Mr. Rawlinson,	
Mr. McLean,	Mr. Cann,	Mr. Austin Chapman,	
Mr. Russell Jones,	Mr. Watkins,	Mr. Price,	
Mr. Hogue,	Mr. Thomas Brown,	Mr. Stevenson,	
Mr. Cameron,	Mr. Millen,	Mr. Alexander Campbell,	
Mr. Gould,	Mr. Hughes,	Mr. Ewing.	
Mr. Piddington,	Mr. Newman,	<i>Tellers,</i>	
Mr. Shipway,	Mr. McGowen,	Mr. Perry,	
Mr. Frank Farnell,	Mr. O'Reilly,	Mr. Wood.	
Mr. Robert Jones,	Mr. Dick,		
Mr. Griffith,	Dr. Hollis,		
Mr. Gardiner,	Mr. Fegan.		
Mr. Wilks,	<i>Tellers,</i>		
Mr. Law,	Mr. Whiddon,		
Mr. Martin,	Mr. Millard.		
Mr. Wise,			
Mr. William Morgan,			

*Words and figures stand.*

No. 9.

SAME BILL.

*Same Schedule.*

Motion made (*Mr. Schey*), to leave out from under the heading of Confectionery the line "From 1st July, 1898—per lb. Os. 1d."

Question put,—That the words and figures proposed to be left out stand part of the Schedule. Committee divided.

Ayes, 44.		Noes, 17.	
Mr. Bruner,	Mr. Martin,	Mr. Carroll,	
Mr. E. M. Clark,	Mr. Rigg,	Mr. Fitzpatrick,	
Mr. Reid,	Mr. Hawthorne,	Mr. James Morgan,	
Mr. Garrard,	Mr. Nicholson,	Mr. Kelly,	
Mr. Smailes,	Mr. Storey,	Mr. Schey,	
Mr. Young,	Mr. Cook,	Mr. Wood,	
Mr. Sydney Smith,	Mr. Fowler,	Mr. Miller,	
Mr. Fegan,	Mr. Mahony,	Mr. Rawlinson,	
Mr. Afleck,	Mr. Henry Chapman,	Mr. Barnes,	
Mr. Anderson,	Mr. William Morgan,	Mr. Travers Jones,	
Mr. Whiddon,	Mr. Bavister,	Mr. Austin Chapman,	
Mr. Molesworth,	Mr. McGowen,	Mr. Price,	
Mr. McLean,	Mr. Watson,	Mr. Stevenson,	
Mr. Russell Jones,	Mr. Cann,	Mr. Archibald Campbell,	
Mr. Hogue,	Mr. Watkins,	Mr. Ewing.	
Mr. Cameron,	Mr. Thomas Brown,	<i>Tellers,</i>	
Mr. Gould,	Mr. Newman,	Mr. McFarlane,	
Mr. Piddington,	Mr. Millen,	Mr. Perry.	
Dr. Graham,	Mr. Millard.		
Mr. Frank Farnell,	<i>Tellers,</i>		
Mr. Robert Jones,	Mr. Griffith,		
Mr. Wilks,	Mr. Gardiner.		
Mr. Law,			

*Words and figures stand.*

No. 10.

No. 10.

SAME BILL.

*Same Schedule.*

Motion made (*Mr. Schey*), to leave out from under the head of Jams and Jellies the line "From 1st July, 1898, per lb. Os. 0½d."

Question put,—That the words and figures proposed to be left out stand part of the Schedule.  
Committee divided.

Ayes, 47.

Mr. Shipway,	Mr. Law,
Mr. Brunker,	Mr. Hawthorne,
Mr. E. M. Clark,	Mr. Martin,
Mr. Reid,	Mr. Bavister,
Mr. Garrard,	Mr. William Morgan,
Mr. Smailes,	Mr. Henry Chapman,
Mr. Young,	Mr. Fowler,
Mr. Fegan,	Mr. Cook,
Mr. Sydney Smith,	Mr. Storey,
Mr. Affleck,	Mr. Nicholson,
Mr. Moore,	Mr. Millard,
Mr. Cameron,	Mr. Rigg,
Dr. Graham,	Mr. McGowen,
Mr. Piddington,	Mr. Watson,
Mr. Gould,	Mr. Cann,
Mr. Hogue,	Mr. Watkins,
Mr. Russell Jones,	Mr. Thomas Brown,
Mr. McLean,	Mr. Millen,
Mr. Molesworth,	Mr. Hughes,
Mr. Whiddon,	Mr. Newman.
Mr. Anderson,	
Mr. Robert Jones,	<i>Tellers,</i>
Mr. Dick,	Mr. Frank Farnell,
Mr. Gardiner,	Mr. Mahony.
Mr. Wilks,	

Noes, 16.

Mr. Carroll,  
Mr. F. Clarke,  
Mr. James Morgan,  
Mr. Kelly,  
Mr. Schey,  
Mr. Wood,  
Mr. Perry,  
Mr. McFarlane,  
Mr. Miller,  
Mr. Mackay,  
Mr. Barnes,  
Mr. Travers Jones,  
Mr. Ewing,  
Mr. Price.

*Tellers,*  
Mr. Fitzpatrick,  
Mr. Stevenson.

*Words and figures stand.*

*Schedule, as read, agreed to.*

On motion of Mr. Reid, the Chairman left the Chair to report the Bill, with amendments, to the House.

RICHD. A. ARNOLD,  
Clerk Assistant.



1894-5.

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

No. 27.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

TUESDAY, 18 JUNE, 1895.

No. 1.

## LAND TAX BILL.

Clause 1. From and after the first day of July, one thousand eight hundred and ninety-five, there shall be annually assessed, levied, and paid under the provisions, and subject to the <sup>Grant of Land Tax.</sup> exemptions enacted in "the Assessment Act of 1895," and in the manner therein prescribed, a land tax of one penny in the pound of the unimproved value of all lauds, mortgages, and other taxable interests in the said Act specified. (*Read.*)

Motion made (*Mr. Copland*), to leave out from line 3 the words "the Assessment Act of 1895," and insert "any Act for that purpose" instead thereof.

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

Committee divided.

Ayes, 49.

Mr. Brunker,	Mr. Robert Jones,	Mr. Law,
Mr. Gould,	Mr. Anderson,	Mr. Bavister,
Mr. Garrard,	Mr. Sleath,	Mr. Cook,
Mr. Sydney Smith,	Mr. Rigg,	Mr. Ellis,
Mr. Thomas,	Mr. Fegan,	Mr. Wilks,
Mr. Reid,	Mr. Thomas Brown,	Mr. Dick,
Mr. Russell Jones,	Mr. Hughes,	Dr. Hollis,
Mr. Carruthers,	Mr. Affleck,	Mr. Gardiner,
Mr. Smailes,	Mr. Griffith,	Mr. Edden,
Mr. Young,	Mr. Watson,	Mr. Newman,
Mr. Frank Farnell,	Mr. McGowen,	Mr. Black,
Mr. Molesworth,	Mr. Shipway,	Mr. Schey,
Mr. Mahony,	Mr. Ferguson,	Mr. Morton.
Mr. Parkes,	Mr. Harris,	
Mr. Whiddon,	Mr. Hawthorne,	<i>Tellers,</i>
Mr. Henry Chapman,	Mr. Millard,	Mr. Watkins,
Mr. William Morgan,	Mr. McLean,	Mr. Cann.

Noes, 14.

Mr. Mackay,
Dr. Ross,
Sir George Dibbs,
Mr. Copland,
Mr. Kidd,
Mr. Levien,
Mr. O'Sullivan,
Mr. Perry,
Mr. F. Clarke,
Mr. Travers Jones,
Mr. Barnes,
Mr. Alexander Campbell.

*Tellers,*

Mr. Rose,
Mr. McFarlane.

*Words stand.*

*Clause, as read, agreed to.*

And clause 2 having been dealt with,—

On motion of Mr. Reid, the Chairman left the Chair to report the Bill without amendment to the House.

FRIDAY, 21 JUNE, 1895.

No. 2.

## PORT HACKING NET-FISHING ENABLING BILL.

Clause 1. The portion of Port Hacking to the eastward of the part commonly termed "the Spit," is hereby declared to be and shall be open to net-fishing from the first day of December in each year to the thirty-first day of May next following, inclusive of both days, subject only to such provisions of the Fisheries Act, 1881, and any Act amending the same, and to such proclamations, notifications, and regulations made thereunder as are not inconsistent with this Act. (*Read.*)

Portion to eastward of Spit open to net-fishing.

Question

Question put,—That the clause as read stand part of the Bill.  
Committee divided.

## Ayes, 21.

Mr. Frank Farnell,	Mr. Molesworth,
Mr. Sydney Smith,	Mr. McLean,
Mr. Robert Jones,	Mr. Hogue,
Mr. Russell Jones,	Mr. Carroll,
Mr. Reid,	Mr. Pyers,
Mr. Hughes,	Mr. Mahony,
Mr. McGowen,	Mr. Wilks.
Mr. James Morgan,	
Mr. Waddell,	<i>Tellers,</i>
Mr. Millen,	Mr. Stephen,
Mr. Cook,	Mr. Schey.
Mr. Rigg,	

## Noes, 19.

Mr. Travers Jones,	Mr. Perry,
Mr. O'Sullivan,	Mr. Mackay,
Mr. McFarlane,	Mr. Cameron,
Mr. F. Clarke,	Mr. Lyne,
Mr. Kelly,	Mr. Haynes.
Mr. Sleath,	<i>Tellers,</i>
Mr. Crick,	Mr. Stevenson,
Mr. Moore,	Mr. Watson.
Mr. Hayes,	
Mr. Gormly,	
Mr. Griffith,	
Mr. Price,	

*Clause, as read, agreed to.*

And the remaining clauses of the Bill having been dealt with,—

On motion of Mr. Stephen, the Chairman left the Chair to report the Bill without amendment to the House.

RICHD. A. ARNOLD,  
Clerk Assistant.

[3d.]



1894-5.

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

No. 28.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE.

(EXTRACTED FROM THE MINUTES.)

WEDNESDAY, 26 JUNE, 1895.

No. 1.

## PARLIAMENTARY ELECTORATES AND ELECTIONS ACT AMENDMENT BILL.

Clauses 1 to 9 having been dealt with,—

Clause 10. Instead of publishing the List mentioned in section forty-four, sub-section (v) of the Principal Act as therein provided, the Registrar shall, by advertisement in a newspaper published or circulating in the District, give notice that a copy of such List is posted outside each Post Office and Court House of the District, and may be inspected at the office of the Registrar; and the Act fifty-eighth Victoria number one is hereby repealed. (Read.)

Lists of names objected to not to be published.  
Repeal of Act 58 Vic. No. 1.

Question put,—That the clause, as read, stand part of the Bill.

Committee divided.

Ayes, 57.

Mr. Garrard,	Mr. William Morgan,
Mr. Cook,	Mr. Kidd,
Mr. Brunker,	Mr. Nicholson,
Sir George Dibbs,	Mr. Mahony,
Mr. Gould,	Mr. Harris,
Mr. Lees,	Mr. Henry Chapman,
Mr. Frank Farnell,	Mr. Hawthorne,
Mr. Young,	Mr. Fowler,
Mr. See,	Mr. Shipway,
Mr. Hogan,	Mr. Hassall,
Mr. Cameron,	Mr. Barnes,
Mr. Afleck,	Mr. Collins,
Dr. Graham,	Mr. Millard,
Mr. Mackay,	Mr. Ewing,
Dr. Ross,	Mr. Stevenson,
Mr. Stephen,	Mr. McFarlane,
Mr. Robert Jones,	Mr. Wilks,
Mr. Hogue,	Mr. Reid,
Mr. Parkes,	Mr. Rigg,
Mr. Russell Jones,	Mr. Wood,
Mr. Martin,	Mr. O'Reilly,
Mr. Whiddon,	Mr. Newman,
Mr. Alexander Campbell,	Mr. Schey,
Mr. Sydney Smith,	Mr. Bavister,
Mr. Pyers,	Mr. Kelly.
Mr. Ashton,	
Dr. Hollis,	<i>Tellers,</i>
Mr. Storey,	Mr. Piddington,
Mr. Chanter,	Mr. Molesworth.
Mr. Wright,	

Noes, 22.

Mr. Crick,
Mr. Thomas,
Mr. Travers Jones,
Mr. Gornly,
Mr. Macdonald,
Mr. Levin,
Mr. Cann,
Mr. Griffith,
Mr. Watkins,
Mr. Smailes,
Mr. Dick,
Mr. Fegan,
Mr. Moore,
Mr. Ellis,
Mr. Thomas Brown,
Mr. Watson,
Mr. Edden,
Mr. Sleath,
Mr. McGowen,
Mr. Lee.

*Tellers,*Mr. Law,  
Mr. Hughes.

Clause, as read, agreed to.

And Clause 11 having been negatived,—

No. 2.

## SAME BILL.

Clause 12. Every Polling shall commence on the day appointed for the same at eight o'clock in the forenoon, and shall, unless lawfully adjourned, finally close at eight seven o'clock in the afternoon of the same day; and section seventy-nine of the Principal Act is hereby repealed, except in so far as it relates to places other than the principal polling-place, which shall be settled by the officer charged with the administration of this Act; at all places except the said principal polling-place, section seventy-nine of the Principal Act shall apply. (Read.)

Hours of Polling: Section 79 of the Principal Act repealed.

And the clause having been amended by leaving out from line 2 the word "eight"  
Motion made (*Mr. Brunker*), to fill the blank created in line 2 by the insertion of the word  
"seven"

Question put, That the word proposed to be inserted be so inserted.  
Committee divided.

Ayes, 45.

Mr. Brunker,	Dr. Hollis,
Mr. Cook,	Mr. McGowen,
Mr. Reid,	Mr. William Morgan,
Mr. Garrard,	Mr. Wood,
Mr. Storey,	Mr. Fegan,
Mr. Watkins,	Mr. Whiddon,
Mr. Macdonald,	Mr. Hawthorne,
Mr. Young,	Mr. Nicholson,
Mr. Ferguson,	Mr. Schey,
Mr. Affleck,	Mr. Griffith,
Mr. Cann,	Mr. Stephen,
Mr. Sydney Smith,	Mr. Perry,
Mr. Mahony,	Mr. Edden,
Mr. Robert Jones,	Mr. Bavier,
Mr. Thomas,	Mr. Stevenson,
Dr. Graham,	Mr. Law,
Mr. Alexander Campbell,	Mr. Sleath,
Mr. Smailes,	Mr. Newman,
Mr. Mackay,	Mr. Thomas Brown.
Mr. Moore,	
Mr. Molesworth,	<i>Tellers,</i>
Mr. Hughes,	Mr. O'Reilly,
Mr. Watson,	Mr. Dick.
Mr. Ashton,	

*Word inserted.*

No. 3.

SAME BILL.

*Same clause.*

Motion made (*Mr. Crick*), to add to the clause the following words, "except in so far as it relates to places other than the principal polling-place which shall be settled by the officer charged with the administration of this Act; at all places except the said principal polling-place section seventy-nine of the Principal Act shall apply."

Question put, That the words proposed to be added be so added.  
Committee divided.

Ayes, 31.

Mr. Chanter,	Mr. Wood,
Sir George Dibbs,	Mr. Millard,
Mr. Affleck,	Mr. Fowler,
Mr. Shipway,	Mr. Barnes,
Mr. Crick,	Mr. Nicholson,
Mr. William Morgan,	Mr. Russell Jones,
Mr. Dick,	Mr. Stevenson,
Mr. Pycers,	Mr. O'Reilly,
Mr. Kelly,	Mr. Ashton,
Mr. Lee,	Dr. Hollis,
Mr. Hogue,	Mr. Mackay,
Mr. Piddington,	Mr. Gormly.
Mr. Mahony,	
Mr. Moore,	<i>Tellers,</i>
Mr. Alexander Campbell,	Dr. Ross.
Mr. Whiddon,	Mr. F. Clarke.
Mr. Cameron,	

*Words added.*

No. 4.

SAME BILL.

*Same clause.*

Question put,—That the clause, as amended, stand part of the Bill,—  
Committee divided.

Ayes, 46.

Mr. Brunker,	Mr. Frank Farnell,	Mr. McGowen,
Mr. Sydney Smith,	Mr. Whiddon,	Mr. Watkins,
Mr. Fegan,	Mr. Alexander Campbell,	Mr. Dick,
Mr. Garrard,	Mr. Wood,	Mr. Thomas,
Mr. Cook,	Mr. Millard,	Mr. Mackay,
Mr. Reid,	Mr. Fowler,	Mr. Bavier,
Mr. Young,	Mr. Nicholson,	Mr. Stevenson,
Mr. Smailes,	Mr. Law,	Mr. Ashton,
Mr. Sleath,	Mr. Russell Jones,	Mr. Edden,
Mr. Affleck,	Mr. Molesworth,	Mr. Wilks,
Mr. Macdonald,	Mr. Watson,	Mr. Newman,
Mr. Griffith,	Mr. Cann,	Mr. O'Reilly,
Mr. Schey,	Mr. Thomas Brown,	
Mr. Ferguson,	Mr. Stephen,	<i>Tellers,</i>
Mr. Mahony,	Mr. Hughes,	Mr. William Morgan,
Mr. Robert Jones,	Mr. Hogue,	Mr. Shipway.

*Clause, as amended, agreed to.*

And the remaining clauses and schedule of the Bill having been dealt with,—

On motion of Mr. Brunker, the Chairman left the chair to report the Bill with amendments to the House.

Noes, 29.

Mr. Carroll,	Mr. Fowler,
Dr. Ross,	Mr. Rigg,
Mr. F. Clarke,	Mr. Harris.
Mr. See,	<i>Tellers,</i>
Sir George Dibbs,	Mr. Lee,
Mr. Levien,	Mr. Hogue.
Mr. Chanter,	
Mr. Piddington,	
Mr. Hogan,	
Mr. Frank Farnell,	
Mr. O'Sullivan,	
Mr. Copeland,	
Mr. Barnes,	
Mr. Travers Jones,	
Mr. Kelly,	
Mr. McFarlane,	
Mr. Perry,	
Mr. Shipway,	
Mr. Crick,	
Mr. Pycers,	
Mr. Cameron,	
Mr. Russell Jones,	
Mr. Gormly,	
Mr. Millard,	

Noes, 28.

Mr. Brunker,	Mr. Watson,
Mr. Garrard,	Mr. Thomas,
Mr. Sydney Smith,	Mr. Thomas Brown,
Mr. Young,	Mr. Griffith,
Mr. Reid,	Mr. Watkins,
Mr. Sleath,	Mr. Cann,
Mr. Cook,	Mr. Frank Farnell,
Mr. Robert Jones,	Mr. McGowen,
Mr. Hughes,	Mr. Edden.
Mr. Fegan,	<i>Tellers,</i>
Mr. Stephen,	Mr. Smailes,
Mr. Schey,	Mr. Ferguson.
Mr. Newman,	
Mr. Bavier,	
Mr. Molesworth,	
Mr. Law,	
Mr. Wilks,	

THURSDAY,

THURSDAY, 27 JUNE, 1895.

No. 5.

## SUPPLY—LOAN ESTIMATES.

*Permanent and Reproductive Works and Repayments of Loans.*

Question put,—That there be granted to Her Majesty for the services of the year 1895–6, to be raised by Loan, the sum of £75,000, under the head of Chief Secretary—Miscellaneous Services,—

Committee divided.

Ayes, 55.		Noes, 15.	
Mr. Cook,	Mr. Molesworth,	Mr. Lee,	Mr. Wright,
Mr. Brunner,	Mr. Griffith,	Mr. Stevenson,	Mr. Chanter,
Mr. Gould,	Mr. Hughes,	Mr. Mackay,	Mr. Travers Jones,
Mr. Smailes,	Mr. Wilks,	Mr. McGowen,	Mr. See,
Mr. Garrard,	Mr. Waddell,	Mr. Bavier,	Mr. Crick,
Mr. Moore,	Mr. Thomas Brown,	Mr. Millard,	Mr. Copeland,
Mr. Carruthers,	Mr. Willis,	Mr. Macdonald,	Mr. Carroll,
Mr. Young,	Mr. Fegan,	Mr. Dick,	Mr. Barnes,
Mr. Reid,	Mr. Law,	Mr. Cann,	Mr. Affleck,
*Mr. Watson,	Mr. Haynes,	*Mr. Watson,	Mr. Wood,
Mr. Miller,	Mr. Alexander Campbell,	Mr. Collins,	Mr. Pyers,
Mr. Frank Farnell,	Mr. O'Sullivan,	Mr. Newman,	Mr. Ashton,
Mr. Henry Chapman,	Mr. Gillies,	Mr. Schey.	Mr. Gormly.
Dr. Graham,	Mr. Fitzpatrick,		
Mr. Rigg,	Mr. Joseph Abbott,	<i>Tellers,</i>	
Mr. Robert Jones,	Mr. Harris,	Mr. Parkes,	Mr. F. Clarke,
Mr. Storey,	Mr. Gardiner,	Mr. Fowler.	Mr. Rose.
Mr. Edden,	Mr. Anderson,		
Mr. Mahony,	Mr. William Morgan,		
Mr. Sleath,	Mr. Archibald Campbell,		

\* So in Tellers' List.

*Estimate agreed to.*

No. 6.

## SAME ESTIMATES.

Question proposed,—That there be granted to Her Majesty for the services of the year 1895–6, to be raised by Loan, the sum of £100,000, under the head of Secretary for Lands—to promote settlement under the Crown Lands Act of 1895.

Motion made (*Mr. Copeland*), to reduce the Estimate by the sum of £99,999,—and Question put. Committee divided.

Ayes, 13.		Noes, 44.	
Mr. Hogan,	Mr. Brunner,	Mr. Fegan,	Mr. William Morgan,
Sir George Dibbs,	Mr. Gould,	Mr. Haynes,	Mr. Bavier,
Mr. Copeland,	Mr. Carruthers,	Mr. Cook,	Mr. Newman,
Mr. See,	Mr. Fitzpatrick,	Mr. Henry Chapman,	Mr. Edden,
Mr. Carroll,	Mr. Sydney Smith,	Mr. Cann,	Mr. Griffith,
Mr. Barnes,	Mr. Garrard,	Mr. Ferguson,	Mr. Rigg,
Mr. Travers Jones,	Mr. Dick,	Mr. Gilies,	Mr. Hawthorne,
Mr. Alexander Campbell,	Mr. Anderson,	Mr. Watkins,	Mr. Schey,
Mr. McFarlane,	Mr. Young,	Mr. Wilks,	Mr. Frank Farnell,
Mr. Wood,	Mr. Hogue,	Mr. Hughes,	Mr. Willis.
Mr. Affleck.	Mr. Parkes,	Mr. Law,	
<i>Tellers,</i>	Mr. Shipway,	Mr. Smailes,	<i>Tellers,</i>
Mr. Rose,	Mr. Reid,	Mr. Sleath,	Mr. Storey,
Mr. Crick.	Mr. Morton,	Mr. Watson,	Dr. Hollis.
	Mr. Whiddon,	Mr. Thomas Brown,	
	Mr. Mahony,	Mr. McGowen,	

*Reduction negatived.**Estimate (£100,000) agreed to.*

No. 7.

## SAME ESTIMATES.

Question proposed,—That there be granted to Her Majesty for the services of the year 1895–6, to be raised by Loan, a sum not exceeding £567,325, under the head of Railway Construction Branch.

Motion made (*Mr. Young*), that the item "Cobar to Broken Hill (towards) Railway, £250,000," be omitted,—and Question put.

Committee divided.

Ayes, 33.		Noes, 20.	
Mr. Garrard,	Mr. Reid,	Mr. Crick,	<i>Tellers,</i>
Mr. Gould,	Mr. See,	Mr. Watson,	Mr. Sleath,
Mr. Brunner,	Mr. Rigg,	Mr. Fitzpatrick,	Mr. Ferguson.
Mr. Carruthers,	Mr. Schey,	Mr. Watkins,	
Mr. Young,	Mr. Mahony,	Mr. Fegan,	
Mr. Sydney Smith,	Mr. Newman,	Mr. Edden,	
Mr. Haynes,	Mr. Barnes,	Mr. Thomas Brown,	
Mr. Carroll,	Mr. Rose,	Mr. Smailes,	
Mr. Hogue,	Mr. Bavier,	Mr. Hawthorne,	
Mr. Shipway,	Mr. Wood,	Mr. Hughes,	
Mr. Henry Chapman,	Mr. Dick,	Mr. Cann,	
Mr. Travers Jones,	Mr. Frank Farnell,	Mr. McGowen,	
Mr. F. Clarke,	Mr. Cook.	Mr. Anderson,	
Mr. Storey,	<i>Tellers,</i>	Mr. Law,	
Mr. Morton,	Dr. Hollis,	Mr. Wilks,	
Mr. William Morgan,	Mr. Parkes.	Mr. Gillies,	
Mr. Ashton,		Mr. Griffith,	
Mr. Alexander Campbell,		Mr. Whiddon.	

*Item omitted.**Reduced Estimate (£317,325) agreed to.*

No. 8.

No. 8.

## SAME ESTIMATES.

Question proposed,—That there be granted to Her Majesty, for the services of the year 1895-6, to be raised by Loan, a sum not exceeding £79,000, under the head of Government Architect.

Motion made (*Mr. Sleath*), that the item "Art Gallery Additions, &c., £12,000," be omitted.

Committee divided.

## Ayes, 12.

Mr. Carroll,  
Mr. Fegan,  
Mr. F. Clarke,  
Mr. Copeland,  
Mr. Travers Jones,  
Sir George Dibbs,  
Mr. Sleath,  
Mr. Barnes,  
Mr. Watson,  
Mr. William Morgan.

*Tellers,*

Mr. Edden,  
Mr. Watkins.

## Noes, 30.

Mr. Brunker,	Mr. Cook,
Mr. Wilks,	Mr. Sydney Smith,
Mr. Ferguson,	Mr. Henry Chapman,
Mr. Young,	Mr. Whiddon,
Mr. Gould,	Mr. Mahony,
Mr. Garrard,	Mr. Thomas Brown,
Mr. Reid,	Mr. McGowen,
Mr. Shipway,	Dr. Hollis,
Mr. Hogue,	Mr. Dick,
Mr. Rigg,	Mr. Frank Farnell,
Mr. Fitzpatrick,	Mr. Hughes,
Mr. Parkes,	Mr. Willis.
Mr. Law,	<i>Tellers,</i>
Mr. Gillies,	Mr. Bavister,
Mr. Anderson,	Mr. Hawthorne.
Mr. Smailes,	

*Omission of item negatived.*

*Estimate (£79,000) agreed to.*

And the remaining Estimates having been dealt with,—

On motion of Mr. Reid, the Chairman left the Chair to report progress and ask leave to sit again; and also to report that the Committee had come to certain resolutions.

RICHD. A. ARNOLD,  
Clerk Assistant.

1894-5.

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

No. 1.

REGISTER OF PUBLIC BILLS ORIGINATED IN THE ASSEMBLY DURING THE SESSION OF 1894-5.

Short Title.	By whom initiated.	Originated in Committee of the Whole.	Message from Governor recommending provision for.	Ordered.	Presented and read 1 <sup>st</sup> .	Negative on Motion for 2 <sup>d</sup> .	Read 2 <sup>d</sup> and Committee.	Reported.	Recommitted.	Reported 2 <sup>d</sup> .	Report adopted.	Read 3 <sup>d</sup> and passed.	Sent to Council for concurrence.	Agreed to by Council without Amendment.	Agreed to by Council with Amendments.	Council's Amendments agreed to.	Council's amendments agreed to, disagreed to, and amended.	Council insists and does not insist upon the amendments and agrees to amendments withdrawn.	Order of the Day discharged and Bill withdrawn.	Bill dropped or laid aside.	Assent.	Number of Act.	Remarks.		
Abattoir Road Act Amendment.	Mr. Young			1895. 11 June	1894. 1894. 29 Aug. 20 Aug.		1894. 1894. 11 Sept. 11 Sept.						1894. 1894. 13 Sept. 13 Sept.									58 Vic.	Bill not brought in. Not returned by Legislative Council.		
Agreements Validating Act Repeal.	Mr. Willis		1894. 7 Nov.	20 Dec. 20 Dec. A.M.			1894. 1894. 20 Dec. 20 Dec. A.M.						20 Dec. 20 Dec. A.M.								1895. 26 Feb.		Standing Orders suspended 18 December, 1894. Council on Resolutions of Ways and Means Committee appointed to inspect Journals of Legislative Council, 21 December, 1894. Folder added to Legislative Council's Message re-forming Bill.		
Appropriation	Mr. Reid																						Standing Orders suspended 20 December, 1894. Stopped by prorogation		
Annulment Water Supply Works Act Amendment.	Mr. Young	20 Dec.	19 Dec.	20 Dec.	20 Dec.		1895. 6 Mar. 6 Mar.	1895. 6 Mar. 6 Mar.					1895. 1895. 7 Mar. 7 Mar. A.M.								21 Mar.	15	Standing Orders suspended 20 December, 1894. Stopped by prorogation		
Attorneys Admission	Mr. Crick			11 Oct. 1895. 12 June	1895. 1895. 16 Oct. 13 June																		do	Bill not brought in. Stopped by prorogation.	
Attorneys Costs Act of 1877 Amendment.	Mr. A. Chapman			2 May 20 June																			do	Bill not brought in. Stopped by prorogation.	
Audit Act Amendment.	Mr. Reid	1895. 6 June																						do	Bill not brought in. Stopped by prorogation.
Bread	Mr. Gould	2 May 20 June		2 May 20 June	3 May 20 June		8 May																	do	Bill not brought in. Stopped by prorogation.
Campbelltown Reservoir Acts Repeal.	Mr. Carruthers			1894. 19 Sept.																				do	Bill not brought in. Stopped by prorogation.
Capital Punishment Restriction	Mr. Haynes			20 Aug. 6 Sept.	6 Sept.																			do	Bill not brought in. Stopped by prorogation.
Carrriages Regulation Act Amendment.	Mr. Affleck			9 Oct. 25 Sept.	9 Oct. 25 Sept.																			do	Bill not brought in. Stopped by prorogation.
Do do (No. 2)	Mr. Affleck	1894. 9 Oct.		9 Oct.	9 Oct.																			do	Bill not brought in. Stopped by prorogation.
Cattle Slaughtering Law Amendment.	Mr. Affleck	25 Sept.		25 Sept.	25 Sept.		1894. 1894. 6 Nov. 14 Nov.														1894. 1894. 4 Dec.			do	Bill not brought in. Stopped by prorogation.
Centennial Park Reservoir Construction.	Mr. Young	20 Dec.	11 Dec. 10 Dec.	20 Dec. 18 June	20 Dec. 18 June		20 Dec. 20 Dec.						20 Dec. 20 Dec.									1895. 26 Feb.	12	do	Bill not brought in. Stopped by prorogation.
Chinese Restriction and Regulation Act Amendment.	Mr. Crick			1895. 18 June	1895. 18 June																			do	Bill not brought in. Stopped by prorogation.
Church of England Property Act of 1889 Further Amendment.	Mr. Knox			1894. 20 Dec.	1894. 20 Dec.																			do	Bill not brought in. Stopped by prorogation.





No. 1—REGISTER OF PUBLIC BILLS—continued.

Short Titles.	By whom initiated.	Originated in Committee of the Whole.	Message from Governor recommending provision for.	Ordered.	Presented and read 1 <sup>o</sup> .	Negatived on motion for 2 <sup>o</sup> .	Read 2 <sup>o</sup> and committed.	Reported.	Recommitted.	Reported 2 <sup>o</sup> .	Report adopted.	Read 3 <sup>o</sup> and passed.	Sent to Council for concurrence.	Agreed to by Council without Amendment.	Agreed to by Council with Amendments.	Council's Amendments agreed to.	Council's Amendments agreed to, disagreed to, and amended.	Council holds and does not insist upon its amendments and agrees to Assembly's amendments.	Order of the Day discharged and Bill withdrawn.	Bill dropped or laid aside.	Assent.	Number of Assent.	Remarks.
Mining on Private Lands Act Amendment.	Mr. S. Smith.	1895, 0 Mar.	1894, 27 Nov.	1895, 6 Mar.	1895, 4 April	1895, 23 April	1895, 7 May	1895, 7 May	1895, 7 May	1895, 7 May	1895, 7 May	1895, 8 May	1895, 8 May	1895, 8 May	1895, 8 May	1895, 8 May	1895, 8 May	1895, 8 May	1895, 8 May	1895, 8 May	1895, 8 May	1895, 8 May	Bill not brought in.
Mining on Private Lands Act Amendment and Mining Act Amendment.	Mr. S. Smith.	1894, 4 April	1895, 3 April	1894, 4 April	1895, 4 April	1894, 23 Oct.	1895, 7 May	1895, 7 May	1895, 7 May	1895, 7 May	1895, 7 May	1895, 8 May	1895, 8 May	1895, 8 May	1895, 8 May	1895, 8 May	1895, 8 May	1895, 8 May	1895, 8 May	1895, 8 May	1895, 8 May	1895, 8 May	Not returned by Legislative Council.
Municipal Council of Sydney Electric Lighting Bill.	Mr. Fegan.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 23 Oct.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	Stopped by prorogation.
Municipal Loans Validation.	Mr. Lees.	1895, 17 Oct.	1895, 25 April	1895, 17 Oct.	1895, 25 April	1895, 17 Oct.	1895, 25 April	1895, 25 April	1895, 25 April	1895, 25 April	1895, 25 April	1895, 25 April	1895, 25 April	1895, 25 April	1895, 25 April	1895, 25 April	1895, 25 April	1895, 25 April	1895, 25 April	1895, 25 April	1895, 25 April	1895, 25 April	Not returned by Legislative Council.
Municipalities Act of 1887 Amendment.	Mr. Brunker.	1894, 1 Nov.	1895, 1 Nov.	1894, 1 Nov.	1895, 1 Nov.	1894, 1 Nov.	1895, 1 Nov.	1895, 1 Nov.	1895, 1 Nov.	1895, 1 Nov.	1895, 1 Nov.	1895, 1 Nov.	1895, 1 Nov.	1895, 1 Nov.	1895, 1 Nov.	1895, 1 Nov.	1895, 1 Nov.	1895, 1 Nov.	1895, 1 Nov.	1895, 1 Nov.	1895, 1 Nov.	1895, 1 Nov.	Not returned by Legislative Council.
Municipalities Act of 1887 Amendment (No. 2).	Mr. Brunker.	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	1895, 4 June	Standing Orders suspended, 6 June, 1895.
Narrabri to Moree Railway.	Mr. Young.	1894, 6 Dec.	1894, 20 Sept.	1894, 6 Dec.	1894, 20 Sept.	1894, 6 Dec.	1894, 20 Sept.	1894, 20 Sept.	1894, 20 Sept.	1894, 20 Sept.	1894, 20 Sept.	1894, 20 Sept.	1894, 20 Sept.	1894, 20 Sept.	1894, 20 Sept.	1894, 20 Sept.	1894, 20 Sept.	1894, 20 Sept.	1894, 20 Sept.	1894, 20 Sept.	1894, 20 Sept.	1894, 20 Sept.	Speaker called attention to nature of amendment made by Legislative Council, 4 April, 1895. Stopped by prorogation.
Native Flora Protection.	Mr. F. Farnell.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	1894, 23 Oct.	Not returned by Legislative Council.
Navigation Acts Amendment.	Mr. Reid.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	1894, 30 Aug.	Bill not brought in.
Net-fishing and Set Line-fishing in Port Jackson Prohibition.	Mr. Shipway.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	1894, 20 Mar.	Standing Orders suspended 26 June, 1895. Speaker called attention to nature of amendments made by Legislative Council, and Bill laid aside, 4 July, 1894.
Net-fishing in Port Jackson Prohibition Act Amendment.	Mr. F. Farnell.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	1895, 4 Sept.	Bill not brought in.
Newcastle Harbour Improvements.	Mr. Young.	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	1895, 27 June	Standing Orders suspended 26 June, 1895. * Assent not reported. Stopped by prorogation.
Newcastle Pasturage Acts Amendment.	Mr. Carruthers.	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	Pro forma Bill.
Ordinance Lands Transfer.	Mr. Reid.	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	1894, 20 June	Standing Orders suspended 26 June, 1895. * Assent not reported. Stopped by prorogation.
Parkes to Comtobolin Railway.	Mr. Young.	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	Not returned by Legislative Council.
Parliamentary Elections (Candidates Deposits).	Mr. Crick.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	1895, 13 Dec.	Declared to be a case of urgent and pressing necessity for Bill to pass through all stages this day, and Standing Orders suspended, without notice, 27 September, 1894.
Parliamentary Elections and Elections Act Amendment.	Mr. Brunker.	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	1894, 25 June	Standing Orders suspended 12 Dec., 1894.
Parliamentary Elections and Elections Act of 1893 Further Amending.	Mr. Reid.	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	1894, 27 June	Stopped by prorogation.
Parliamentary Representatives Allowance Act Amendment.	Mr. Davister.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	1894, 12 Dec.	Standing Orders suspended, 12 Dec., 1894.
Pastures and Stock Protection Acts Amendment.	Mr. S. Smith.	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	1895, 9 May	Bill not brought in.
Port Hacking Net-fishing Enabling.	Mr. Stephen.	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	1894, 9 April	do
Postage Acts Amendment Acts 1893, Partial Repeal.	Sir G. D'Almeida.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	1894, 14 Mar.	Short Title amended by Legislative Council.
Quarantine Law Amendment (changed from Quarantine Amendment).	Mr. Reid.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	1894, 5 Sept.	Stopped by prorogation.
Randwick Cemetery.	Mr. Gould.	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	1894, 4 April	Bill not brought in.
Reduction of Cost of Litigation.	Mr. Willis.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	1894, 4 Sept.	Bill not brought in.

\* Bill presented, and motion for 1<sup>o</sup> reading negatived, 11 October, 1894.



No. 1—REGISTER OF PUBLIC BILLS—continued.

Short Titles.	By whom initiated.	Originated in Committee of the Whole.	Message from Governor recommending provision for.	Ordered.	Presented and read 1 <sup>st</sup> .	Negatived on motion for 2 <sup>d</sup> .	Read 2 <sup>d</sup> and committed.	Reported.	Recommitted.	Reported 2 <sup>d</sup> .	Report adopted.	Read 3 <sup>d</sup> and passed.	Sent to Council for concurrence.	Agreed to by Council without Amendments.	Agreed to by Council with Amendments.	Council's Amendments agreed to.	Council's Amendments agreed to, disagreed to, and amended.	Final vote upon its amendments and agrees to amendments.	Order of the Day discharged and Bill withdrawn.	Bill dropped or laid aside.	Assent.	Number of Act.	Remarks.
Registration of Brands Act ment.	Mr. S. Smith	1895. 10 Apl.	1895. 10 Apl.	1895. 2 May	1895. 7 May	1895. 7 May	1895. 7 May	1895. 8 May	1895. 8 May	1895. 8 May	1895. 8 May	1895. 8 May	1895. 8 May	1895. 8 May	1895. 8 May	1895. 8 May	1895. 8 May	1895. 8 May	1895. 8 May	1895. 8 May	1895. 8 May	63 Vic. 16.	Not returned by Legislative Council. Declared to be a case of urgent and pressing necessity that Bill be passed through all its stages on this day, and Standing Orders suspended, without notice, 20th March, 1895. Bill not brought in.
Reserves Declaratory	Mr. Carruthers	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	1895. 20 Mar.	11	Stopped by prorogation.
Roads	Mr. Carruthers	1894. 11 June	1894. 11 June	1894. 11 June	1894. 11 June	1894. 11 June	1894. 11 June	1894. 11 June	1894. 11 June	1894. 11 June	1894. 11 June	1894. 11 June	1894. 11 June	1894. 11 June	1894. 11 June	1894. 11 June	1894. 11 June	1894. 11 June	1894. 11 June	1894. 11 June	1894. 11 June	11	Not returned by Legislative Council.
Standard Time	Mr. Carruthers	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	1894. 11 Dec.	11	Stopped by prorogation.
Sunday Laws Amendment	Mr. Willis	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	1895. 29 Aug.	11	Not returned by Legislative Council.
Totalizator	Mr. Willis	1895. 6 June	1895. 6 June	1895. 6 June	1895. 6 June	1895. 6 June	1895. 6 June	1895. 6 June	1895. 6 June	1895. 6 June	1895. 6 June	1895. 6 June	1895. 6 June	1895. 6 June	1895. 6 June	1895. 6 June	1895. 6 June	1895. 6 June	1895. 6 June	1895. 6 June	1895. 6 June	11	Stopped by prorogation.
Trade Disputes Conciliation and Arbitration Act, 1892, Amend.	Mr. Garrard	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	1894. 26 Mar.	11	Not returned by Legislative Council.
Truck	Mr. Fegan	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	1894. 9 Oct.	11	Stopped by prorogation.
Usury Limitation	Mr. McFarlane	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	1895. 12 Mar.	11	Not returned by Legislative Council.
Vine Diseases	Mr. S. Smith	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	1894. 10 Apl.	11	Not returned by Legislative Council.
Width of Tires	Mr. Young	1894. 6 June	1894. 6 June	1894. 6 June	1894. 6 June	1894. 6 June	1894. 6 June	1894. 6 June	1894. 6 June	1894. 6 June	1894. 6 June	1894. 6 June	1894. 6 June	1894. 6 June	1894. 6 June	1894. 6 June	1894. 6 June	1894. 6 June	1894. 6 June	1894. 6 June	1894. 6 June	11	Not returned by Legislative Council.
Workmen Combination Laws Declaration.	Mr. Black	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	1894. 18 Sep.	11	Stopped by prorogation.

No. 2.—REGISTER OF PRIVATE BILLS INTRODUCED OR RE-INTRODUCED UPON PETITION TO THE ASSEMBLY DURING THE SESSION OF 1894-5.

Short Titles.	By whom and when Petition presented.	Ordered.	Presented and read 1 <sup>st</sup> .	Referred to Select Committee.	Reported by Select Committee.	Report adopted.	Read 3 <sup>d</sup> passed, and sent to Council for concurrence.	Agreed to by Council without Amendment.	Agreed to by Council with Amendments.	Bill dropped or laid aside.	Assent.	Remarks.
Co-operative Colliery Tramway	Mr. Frank Farnell	1895. 11 June	1895. 12 June	1895. 12 June	1895. 12 June	1895. 12 June	1895. 12 June	1895. 12 June	1895. 12 June	1895. 12 June	1895. 12 June	Stopped by prorogation.
Cootamundra Racecourse	Mr. Barnes	1894. 24 Oct.	1894. 25 Oct.	1894. 30 Oct.	1894. 6 Nov.	1894. 6 Nov.	1894. 6 Nov.	1894. 6 Nov.	1894. 6 Nov.	1894. 6 Nov.	1894. 6 Nov.	do
Holt's Wingallo Estate	Mr. Bavister	1894. 7 Nov.	1894. 8 Nov.	1894. 13 Nov.	1894. 13 Nov.	1894. 13 Nov.	1894. 13 Nov.	1894. 13 Nov.	1894. 13 Nov.	1894. 13 Nov.	1894. 13 Nov.	do
Nopeau Cottage Hospital	Mr. Lees	1895. 7 Nov.	1895. 8 Nov.	1895. 18 Nov.	1895. 18 Nov.	1895. 18 Nov.	1895. 18 Nov.	1895. 18 Nov.	1895. 18 Nov.	1895. 18 Nov.	1895. 18 Nov.	* Assent not reported.
Presbyterian Church Property Management Amendment.	Mr. Storey	1894. 20 Nov.	1894. 21 Nov.	1894. 22 Nov.	1894. 23 Nov.	1894. 23 Nov.	1894. 23 Nov.	1894. 23 Nov.	1894. 23 Nov.	1894. 23 Nov.	1894. 23 Nov.	1895. 26 Feb.



1894-5.

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

REGISTER OF ADDRESSES AND ORDERS FOR PAPERS DURING THE SESSION 1894-5.

NO. OF ADDRESS OR ORDER.	WHEN PASSED.		ON WHOSE MOTION.	PAPERS APPLIED FOR.		RETURN TO ADDRESS OR ORDER.	REGISTER NUMBER.	IF TO BE PRINTED.	
	VOTERS.			By Address.	By Order.			Date of Order.	When given to Clerk of Printing Branch.
	No.	Date.							
25	26	1894. 25 October 1895.	5	Mr. Slattery	Adulterated Liquors now on recently in bond. do do	1894. 31 October 1895.	94/635 94/689	1894. 31 October 1895.	1894. 1 November 2 November 1895.
42	64	21 March 1894.	6	Mr. James Morgan					
24	27	24 October 1895.	4	Mr. Rose					
72	109	2 July 1894.	4	Mr. Schey	Adulterated Spirits		95/104	27 March	28 March.
30	33	7 November 1894.	9	Mr. Cann	Advances made to Mr. Forester Manton		94/678		
13	22	11 October 1895.	5	Mr. Shipway	Applications for Gold Leases at Mount Gray, parish of Bombah.				
46	82	1 May	4	Mr. Sleath	Application of Alcein Lawler for Conditional Purchase in parish of Cooney, county of Harden.				
58	97	4 June 1894.	8	Mr. Molesworth	Application of John Watson for Gold Lease, Aitelong Harbour.				
31	34	8 November	11	Mr. Waddell	Application to Resume Land at Mount Drysdale		94/721		
14	23	16 October	3	Mr. Hogue	Appointment of Mr. Arthur Galton to continue the publi- cation of the History of New South Wales (in part)				
11	17	2 1895.	4	Mr. Cameron	Architects Employed by Government				
68	105	21 June	5	Mr. McGowen	Assembly Bills not passed by Council		94/735	5 December	6 December
63	102	18 1894.	8	Dr. Ross	Cancellation of Annual Lease, Boree-Cabonne, Molong		94/398	17 October 1895.	18 October 1895.
32	34	8 November 1895.	12	Mr. James Morgan	Cancellation of Contract of Daniel Hayes, of Dubbo		95/311	25 June	26 June.
7	68	29 March 1894.	4	Mr. Fegan	Case of Law and Williams—Robbery and assault at Murrumbidgee		95/15	13 March	14 March.
20	23	16 October 1895.	9	Mr. Rose	Civil Service Superannuation Act				
71	109	2 July	3	Mr. Schey	Coal Contracts for the Railway Service				
73	106	2 1895.	5	"	Contracts with the Department of Public Works for certain Iron Goods.		94/691	20 November	21 November
56	97	4 June	6	Mr. Moore	Cape's Creek Preferential Occupation License				



REGISTER OF ADDRESSES AND ORDERS FOR PAPERS DURING THE SESSION 1894-5—continued.

No. of ADDRESS OR ORDER.	WHEN PASSED.		ON WHOSE MOTION.	PAPERS APPLIED FOR.		RETURN TO ADDRESS OR ORDER.	REGISTER NUMBER.	IF TO BE PRINTED.	
	VOTES.			By Address.	By Order.			Date of Order.	When given to Clerk of Printing Branch.
	No.	Date.							
55	95	1895. 29 May	3	Mr. Afferck	Police Magistrates acting as Mining Wardens	1895. 27 June	95/324	1895. 27 June	1895. 28 June.
54	89	14 "	5	Mr. Bavister	Public Works Department				
45	79	25 April	5	Mr. Fegan	Publicans who are Magistrates of the Colony				
62	101	13 June	4	Dr. Grahaem	Prison Diet				3 July
5	6	1894. 5 September	12	Mr. Schey	Railway Free Passes	1894. 20 December	94/784	1894. 20 December	1894. 21 December
44	78	1895. 24 April	4	Mr. Cameron	"	1895. 29 May	95/230	1895. 29 May	1895. 30 May.
6	11	1894. 18 September	3	Mr. Piddington	Railway from Walcha Road to Walcha	1894. 25 September	94/540	1894. 25 September	1894. 26 September
22	24	17 October	4	Mr. Hassall	Re-establishment of District Courts and Courts of Quarter Sessions at Warialda.	1895. 26 February	95/703	1895. 26 February	1895. 27 February
35	49	18 December	11	Mr. Fegan	Removal of Constable Eastbrook from the Police Force.				
15	23	16 October	4	Mr. Shipway	Resignations of Officers from the Military Forces.				
59	99	11 June	14	Mr. Robert Jones	Resident Engineers, Public Works Department.				
53	89	14 May	4	Mr. McCourt	Rev. W. B. Clarke's Geological Survey of New South Wales.				
61	100	12 June	6	Mr. Chanter	Road between Coobool Island and Swan Hill.				
34	49	1894. 18 December	10	Mr. Schey	Bookwood Municipal Council	6 March 1894.	95/61	1894. 6 December	1894. 7 December.
21	24	17 October	3	Mr. Shipway	Salaries and Allowances paid to Officers of New South Wales Permanent Military Forces.				
2	5	4 September	11	Mr. Chanter	Senior Sergeant Vaughan				
2	6	5 "	7	Mr. Haynes	Shooting of the man Considine at Broken Hill.				
18	23	16 October	7	Mr. Nicholson	Site for Boat-shed at Como				
36	49	18 December	12	Mr. Austin Chapman.	Solicitors employed for Prosecutions under certain Acts				
69	107	26 June	2	Mr. Thomas Brown	Stock Department				
66	108	19 "	4	Mr. Kelly	Sugar Industry				
37	53	26 February	9	Mr. Copeland	The Civil Service				
70	107	26 June	3	Mr. E. M. Clark	The Gore, Artarmon, and Nichols Estates, North Shore				
16	23	1894. 16 October	5	Mr. Shipway	Vacancies for Officers in the Second Infantry Regiment				
64	102	1895. 18 June	9	Mr. Copeland	Vacancies in the Civil Service				
57	97	4 "	7	Mr. Joseph Abbott	Vessels carrying Coal to Ports beyond Australia or New Zealand.				
23	27	1894. 24 October	3	Mr. Nicholson	Wollongong Harbour				

REGISTER OF ADDRESSES AND ORDERS FOR PAPERS DURING FORMER SESSIONS, 1894-5.

No. OF ADDRESS OR ORDER.	WHEN PASSED.		ON WHOSE MOTION.		PAPERS APPLIED FOR.		RETURN TO ADDRESS OR ORDER.	REGISTER NUMBER.	IF TO BE PRINTED.	
	VOTES.				By Address.	By Order.			Date of Order.	When given to Clerk of Printing Branch.
	No.	Date.	No.	Entry.						
104	103	17 March 1892.	5	Mr. Garrard.....		Convictions under the Licensing Act .....	1895. 23 April ...	95/152	1895. 23 April ...	1895. 24 April.
24	42	26 April 1894.	3	Mr. E. M. Clark ...		Government Wharf at Haycs-street, Neutral Bay.....	1894. 28 August...	94/423	1894. 28 August...	1894. 29 August.
25	43	1 May .....	3	Mr. Hoyle .....		Mr. James Farr, late Clerk of Works, Government Architect's Department. { The Civil Service .....	4 September	94/488	.....	.....
31	48	10 " .....	2	Mr. Reid .....		{ (*In Substitution) .....	18 " 12 December	94/520 94/756	18 September 12 December	19 September 12 December

\* Withdrawn, and order for printing rescinded 20th December, 1894.

REGISTER OF ADDRESSES (NOT BEING FOR PAPERS) TO THE GOVERNOR, DURING THE SESSION OF 1894-5.

SUBJECT OF ADDRESS.	ORIGINATED IN THE ASSEMBLY.			WHEN PASSED OR AGREED TO.			WHEN AND HOW PRESENTED.			WHEN AND HOW ANSWERED.			REMARKS.	
	VOTES.			VOTES.			VOTES.			VOTES.				
	No.	Date.	Entry.	No.	Date.	Entry.	No.	Date.	Entry.	No.	Date.	Entry.		By whom and how.
The Governor's Opening Speech.....	2	1894. 28 Aug.....	11	Mr. Moore .....	2	1894. 28 Aug.....	11	1894. 29 Aug....	3	1894. 29 Aug....	1	1894. 29 Aug....	1	His Excel- lency the Governor.
Influx of Asiatic and other Coloured Races .....	23	16 Oct. ...	14	Mr. Waddell .....	23	16 Oct. ...	14	.....	.....	.....	.....	.....	.....	.....
Australasian Federation .....	35	13 Nov....	8	Sir Henry Parkes.	35	13 Nov....	8	.....	.....	.....	.....	.....	.....	.....
Definition of "Efficient Mining," under Mining on Private Lands Act.	4	27 " .....	3	Mr. Tonkin.....	41	27 " .....	3	.....	.....	.....	.....	.....	.....	.....
Address of Condolence to Lady Duff.....	62	1895. 19 March.	2	Mr. Reid .....	62	1895. 19 Mar....	2	1895. 26 Mar....	65	1895. 26 Mar....	1	1895. 26 Mar....	1	Lady Duff.
Agent-General of the Colony .....	68	29 " .....	7	Mr. Waddell .....	68	29 " .....	7	.....	.....	.....	.....	.....	.....	.....

Legislative Assembly Office,  
Sydney, 5th July, 1895.

[3d.]

Sydney : Charles Potter, Government Printer.—1895.

F. W. WEBB,  
Clerk of the Legislative Assembly.

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

STANDING AND SELECT COMMITTEES APPOINTED DURING THE SESSION OF 1894-5.

No. of COMMITTEE.	DESIGNATION OF COMMITTEE.	WHEN AND HOW APPOINTED.	MEMBERS.	CHAIRMAN.	No. of MEETINGS.		No. of WITNESSES EXAMINED.	WHEN REPORTED.
					Called.	Held.		
1	The Governor's Opening Speech .....	28 August, 1894. Votes No. 2. Entry 11 (On motion of Mr. Moore.)	{ Mr. Moore, Dr. Graham, Mr. Lee, Mr. McCourt, Mr. Parkes, Mr. Molesworth, Mr. Speaker, Mr. Reid, Sir George Dibbs, Sir Henry Parkes, Mr. McMillan, Mr. Speaker, Mr. Reid, Sir Henry Parkes, Mr. Molesworth, Mr. Lyne, Mr. Reid, Mr. Waddell, Mr. Parkes, Mr. McCourt, Mr. Frank Farnell, Mr. James Morgan,	Mr. Moore .....	1	1	None .....	28 August, 1894.
2	Standing Orders <sup>1</sup> .....	29 August, 1894. Votes No. 3. Entry 20 (On motion of Mr. Reid.)	{ Mr. Lee, Mr. Ewing, Mr. Young, Mr. Orick, Mr. Lee, Mr. Ashton, Mr. Slattery,* Mr. O'Sullivan, Mr. Black, Mr. Levison, Mr. McGowen, Mr. Austin Chapman, Mr. Gardiner, Mr. Piddington, †	.....	None .....	None .....	.....	.....
3	Library <sup>2</sup> .....	29 August, 1894. Votes No. 3. Entry 21 (On motion of Mr. Reid.)	{ Mr. Lee, Mr. Ashton, Mr. Slattery,* Mr. O'Sullivan, Mr. Black, Mr. Levison, Mr. McGowen, Mr. Austin Chapman, Mr. Gardiner, Mr. Piddington, †	.....	3	2	.....	.....
4	Refreshment <sup>3</sup> .....	29 August, 1894. Votes No. 3. Entry 22 (On motion of Mr. Reid.)	{ Mr. Lee, Mr. Ashton, Mr. Slattery,* Mr. O'Sullivan, Mr. Black, Mr. Levison, Mr. McGowen, Mr. Austin Chapman, Mr. Gardiner, Mr. Piddington, †	Mr. Frank Farnell.	1	1	None .....	.....

\* Resigned seat, 1 January, 1895.

† Resigned seat, 4 February, 1895.

‡ Added, 25 February, 1896.

<sup>1</sup> Confers on subjects of mutual concernment with a similar Committee appointed by the Legislative Council.  
<sup>2</sup> and <sup>3</sup> These Committees act in conjunction with similar Committees appointed by the Legislative Council

STANDING AND SELECT COMMITTEES APPOINTED DURING THE SESSION OF 1894-5—continued.

No. of COMMITTEE.	DESIGNATION OF COMMITTEE.	WHEN AND HOW APPOINTED.	MEMBERS.	CHAIRMAN.	NO. OF MEETINGS.		NO. OF WITNESSES EXAMINED.	WHEN REPORTED.
					Called.	Held.		
5	Elections and Qualifications .....	7 August, 1894. Votes No. 1. Entry 11 (By Mr. Speaker, warrant taking effect 4 September, 1894.)	{ Mr. Bavier, Mr. Chick, Mr. Gormly, Mr. Hayes, Mr. McMillan,* Mr. Lees,† Mr. Morton,† Mr. Parkes, Mr. Wise, Mr. Wright, Mr. Lee-§	Mr. Hayes .....	27	25	83	25 September, 1894 (Tucker v. Fitzpatrick—Robertson). 2 October, 1894 (McElhone v. Chapman. — Sydney, Fitzroy Division). 25 October, 1894 (Loughname v. Green—Greenfell). 1 November, 1894 (McDonnell v. Willis—The Parson). 15 November, 1894 (Kelly v. Willard—The Tweed); (Jace v. Fitzpatrick—The Murrumbidgee); (O'Connor v. Black—Sydney, Gopsa Division).
6	Selection made by James Connolly, at Tamworth.	4 September, 1894. Votes No. 5. Entry 22 (On motion of Mr. Leuen.)	{ Mr. Carruthers, Mr. Hassall, Mr. Wall, Mr. Davis, Mr. Frank Farnell, Mr. Fegan, Mr. McCourt,   Mr. Cameron, Mr. Leuen.	.....	None.	None.	None.	.....
7	Cootamundra Racecourse Bill .....	30 October, 1894. Votes No. 29. Entry 4 (On motion of Mr. Barnes.)	{ Mr. Barnes, Mr. Carruthers, Mr. Carroll, Mr. Frank Farnell, Mr. Fitzpatrick, Mr. Gillies, Mr. Travers Jones, Mr. Lee, Mr. O'Sullivan, Mr. Watson.	Mr. Barnes .....	1	1	3	6 November, 1894.
8	Nepean Cottage Hospital Bill .....	13 November, 1894. Votes No. 35. Entry 2 (On motion of Mr. Lees.)	{ Mr. Lees, Mr. Carruthers, Mr. Martin, Mr. Frank Farnell, Mr. Barnes, Mr. Hawthorne, Mr. Lee.	Mr. Lees .....	1	1	4	24 April, 1895.
9	Holt's Wingello Estate Bill .....	13 November, 1894. Votes No. 35. Entry 3 (On motion of Mr. Bavier.)	{ Mr. Bavier, Mr. Carruthers, Dr. Hollis, Mr. Russell Jones, Mr. Fegan, Mr. Cann, Mr. Rose, Mr. Kidd, Mr. Waddell, Mr. Hassall.	Mr. Bavier .....	1	1	3	6 December, 1894.
10	Presbyterian Church Property Management Amendment Bill.	22 November, 1894. Votes No. 40. Entry 2 (On motion of Mr. Storey.)	{ Mr. Storey, Mr. Carruthers, Mr. Alleck, Mr. Cameron, Mr. Hogue, Mr. Frank Farnell, Mr. O'Sullivan, Mr. Waddell, Mr. McGowen.	Mr. Storey .....	1	1	2	28 November, 1894.

\* Resigned, 26 September, 1894. † Appointed, 6 November, 1894. ‡ Resigned, 30 October, 1894; and Mr. Speaker's warrant appointing Mr. Notesworth, disapproved, 1 November, 1894. § Appointed, 20 September, 1894. || Resigned seat, 4 February, 1895.



STANDING AND SELECT COMMITTEES APPOINTED DURING THE SESSION OF 1894-5—continued.

No. of Committee.	Designation of Committee.	When and how appointed.	Members.	Chairman.	No. of Meetings.		No. of Witnesses Examined.	When Reported.
					Called.	Held.		
11	Shoaling at the mouth of North Creek, near Ballina.*	27 November, 1894. Votes No. 41. Entry 6 (On motion of Mr. Perry)	{ Mr. Perry, Mr. Young, Mr. O'Sullivan, Mr. Ewing, Mr. Austin Chapman, Mr. O'Sullivan, Mr. Cann, Mr. Price, Mr. Tonkin, Mr. Edden, Mr. Newman, Mr. Sydney Smith, Mr. Wall, Mr. Miller. Mr. James Morgan, Mr. Piddington, Mr. F. Clarke, Mr. O'Sullivan, Mr. Wall, Mr. Lees, Mr. Cann. Mr. Dick, Mr. Lync, Mr. Frank Farnell, Mr. O'Sullivan, Mr. Gillies, Mr. Ellis, Mr. Watkins, Mr. Levien. Sir Henry Parkes, Mr. Brunker, Mr. Cameron, Mr. McGowen, Mr. Slattery, Mr. Young, Mr. Reid. Mr. Reid, Mr. Brunker, Sir Henry Parkes, Mr. Sec. Mr. Travers Jones, Mr. P. Clarke, Mr. Carruthers, Mr. Barnes, Mr. O'Sullivan, Mr. Anderson. Mr. Gormly,	Mr. Perry	9	6	5	12 March, 1895.
12	Amendment of the Mining Lawst ...	27 November, 1894. Votes No. 41. Entry 7 (On motion of Mr. Austin Chapman)	{ Mr. Austin Chapman, Mr. O'Sullivan, Mr. Cann, Mr. Price, Mr. Tonkin, Mr. Edden, Mr. Newman, Mr. Sydney Smith, Mr. Wall, Mr. Miller. Mr. James Morgan, Mr. Piddington, Mr. F. Clarke, Mr. O'Sullivan, Mr. Wall, Mr. Lees, Mr. Cann. Mr. Dick, Mr. Lync, Mr. Frank Farnell, Mr. O'Sullivan, Mr. Gillies, Mr. Ellis, Mr. Watkins, Mr. Levien. Sir Henry Parkes, Mr. Brunker, Mr. Cameron, Mr. McGowen, Mr. Slattery, Mr. Young, Mr. Reid. Mr. Reid, Mr. Brunker, Sir Henry Parkes, Mr. Sec. Mr. Travers Jones, Mr. P. Clarke, Mr. Carruthers, Mr. Barnes, Mr. O'Sullivan, Mr. Anderson. Mr. Gormly,	Mr. Austin Chapman	10	6	3	.....
13	Resumption of Land, Woolloomooloo Bay †	29 November, 1894. Votes No. 43. Entry 4 (On motion of Mr. James Morgan)	{ Mr. James Morgan, Mr. Piddington, Mr. F. Clarke, Mr. O'Sullivan, Mr. Wall, Mr. Lees, Mr. Cann. Mr. Dick, Mr. Lync, Mr. Frank Farnell, Mr. O'Sullivan, Mr. Gillies, Mr. Ellis, Mr. Watkins, Mr. Levien. Sir Henry Parkes, Mr. Brunker, Mr. Cameron, Mr. McGowen, Mr. Slattery, Mr. Young, Mr. Reid. Mr. Reid, Mr. Brunker, Sir Henry Parkes, Mr. Sec. Mr. Travers Jones, Mr. P. Clarke, Mr. Carruthers, Mr. Barnes, Mr. O'Sullivan, Mr. Anderson. Mr. Gormly,	Mr. James Morgan	16	14	15	27 February, 1895.
14	Inner District Water Supply and Sewerage Works. §	11 December, 1894. Votes No. 47. Entry 7 (On motion of Mr. Dick.)	{ Mr. Dick, Mr. Lync, Mr. Frank Farnell, Mr. O'Sullivan, Mr. Gillies, Mr. Ellis, Mr. Watkins, Mr. Levien. Sir Henry Parkes, Mr. Brunker, Mr. Cameron, Mr. McGowen, Mr. Slattery, Mr. Young, Mr. Reid. Mr. Reid, Mr. Brunker, Sir Henry Parkes, Mr. Sec. Mr. Travers Jones, Mr. P. Clarke, Mr. Carruthers, Mr. Barnes, Mr. O'Sullivan, Mr. Anderson. Mr. Gormly,	Mr. Dick	21	14	5	20 June, 1895. (Progress of Evidence.)
15	Appropriation Bill ..... Search Committee.	21 December, 1894. Votes No. 52. Entry 2 (On motion of Mr. Reid.)	{ Mr. Brunker, Mr. Cameron, Mr. McGowen, Mr. Slattery, Mr. Young, Mr. Reid. Mr. Reid, Mr. Brunker, Sir Henry Parkes, Mr. Sec. Mr. Travers Jones, Mr. P. Clarke, Mr. Carruthers, Mr. Barnes, Mr. O'Sullivan, Mr. Anderson. Mr. Gormly,	Mr. Reid	1	1	.....	21 December, 1894.
16	Address of Condolence to Lady Duff	19 March, 1895. Votes No. 62. Entry 2 (On motion of Mr. Reid.)	{ Mr. Reid, Mr. Brunker, Sir Henry Parkes, Mr. Sec. Mr. Travers Jones, Mr. P. Clarke, Mr. Carruthers, Mr. Barnes, Mr. O'Sullivan, Mr. Anderson. Mr. Gormly,	Mr. Reid	1	1	None	19 March, 1895.
17	Conditional Purchase made by George Vincent, in the District of Gundagai	19 April, 1895. Votes No. 76. Entry 8. (On motion of Mr. Travers Jones.)	{ Mr. Travers Jones, Mr. P. Clarke, Mr. Carruthers, Mr. Barnes, Mr. O'Sullivan, Mr. Anderson. Mr. Gormly,	Mr. Travers Jones	6	6	7	30 May, 1895.

\* Leave given to sit during adjournment. † Leave given to make visits of inspection, and to sit during adjournment of the House from week to week. ‡ Leave given to report evidence from time to time; also to sit during sitting of the House. § Leave given to sit during sitting of the House, also to sit during adjournment. ¶ Resigned, 10th December, 1894.

Legislative Assembly Office,  
 Sydney, 5 July, 1895.

F. W. WEBB,  
 Clerk of the Legislative Assembly.

Sydney: Charles Potter, Government Printer.—1895.

[3d.]



1894.  
(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

RIGHTS AND POWERS OF LEGISLATIVE COUNCIL  
WITH RESPECT TO MONEY BILLS.

(JOINT CASE SUBMITTED BY LEGISLATIVE COUNCIL AND ASSEMBLY OF QUEENSLAND IN 1885  
RESPECTING, AND DECISION OF PRIVY COUNCIL THEREON.)

*Ordered by the Legislative Assembly to be printed, 11 November, 1894.*

No. 1.

Extract from Journals of the Legislative Council, 1885, vol. 1, p. 129—Votes and  
Proceedings, Legislative Assembly, 1885, vol. 1, p. 406, of Queensland.

ADDRESS.

MOST GRACIOUS SOVEREIGN,—

We, your Majesty's loyal and dutiful subjects, the Members of the Legislative Council and Legislative Assembly of Queensland in Parliament assembled, humbly approach Your Majesty with a renewed assurance of our affection and loyalty towards Your Majesty's Person and Government.

Questions have arisen between the Legislative Council and Legislative Assembly with respect to the relative rights and powers of the two Houses, which questions we are desirous of submitting for the opinion of Your Majesty's Most Honorable Privy Council.

We have caused a case to be prepared setting forth the questions which have so arisen, and which we desire to be so submitted, in the words following:—

CASE.

1. The Constitution Act of Queensland, 31 Victoria No. 38, contains the following provisions:—

Section 1. "There shall be within the said Colony of Queensland a Legislative Council and a Legislative Assembly.

Section 2. "Within the said Colony of Queensland Her Majesty shall have power by and with the advice and consent of the said Council and Assembly to make laws for the peace welfare and good government of the Colony in all cases whatsoever Provided that all Bills for appropriating any part of the public revenue for imposing any new rate tax or impost subject always to the limitations hereinafter provided shall originate in the Legislative Assembly of the said Colony.

Section 18. "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 said Consolidated Revenue Fund or of any other tax or impost to any purpose which shall not first have been recommended by a Message of the Governor to the said Legislative Assembly during the session in which such vote resolution or Bill shall be passed."

2. Sections 1 and 2 are re-enactments of sections 1 and 2 of the Order in Council of 6th June, 1859, providing for the Constitution of the Colony of Queensland.

Section 18 is a re-enactment of section 55 of the Act of New South Wales, 17 Victoria No. 31, contained in the First Schedule to the Imperial Act, 18 and 19 Victoria, c. 54.

3. The Members of the Legislative Council are nominated by the Governor for life, subject to certain contingencies. The Members of the Legislative Assembly are elected by the several constituencies into which the Colony is divided.

4. During the Sessions of 1884 and 1885 "A Bill to provide for the Payment of the Expenses incurred by Members of the Legislative Assembly in attending Parliament" was passed by the Legislative Assembly, and on each occasion rejected by the Legislative Council. No limit was proposed to the duration of this Bill.

5. In the Estimates of Expenditure for the year 1885-6, which were laid before the Legislative Assembly in the Session of 1885, after the rejection of this Bill for the second time by the Legislative Council, there was included under the heading of "The Legislative Assembly's Establishment" an item of £7,000 for "Expenses of Members," to be payable for the year 1885-6 under conditions precisely similar to those defined by the Bill which had been so rejected by the Legislative Council.

6.

6. The Estimates are not formally presented to the Legislative Council, but are accessible to Members.

7. The Annual Appropriation Bill having been sent by the Legislative Assembly to the Legislative Council for their concurrence, containing an item of £10,585 for "The Legislative Assembly's Establishment," which sum, in fact, included the item of £7,000 for "Expenses of Members," the Legislative Council on the 11th November, 1885, amended the Bill by reducing the sum proposed to be appropriated for "The Legislative Assembly's Establishment" from £10,585 to £3,585, and making the necessary consequential amendments in the words and figures denoting the total amount of appropriation, and returned the Bill so amended to the Legislative Assembly. There was nothing on the face of the Bill to indicate the special purpose for which any part of the sum of £10,585 was to be appropriated, except that it was for the Legislative Assembly's Establishment.

8. On the 12th November the Legislative Assembly returned the Bill to the Legislative Council with the following Message:—

"The Legislative Assembly having had under their consideration the Amendments of the Legislative Council in the Appropriation Bill No. 2—

"*Disagree* to the said Amendments for the following reasons, to which they invite the most careful consideration of the Legislative Council:—

"It has been generally admitted that in British Colonies in which there are two branches of the Legislature the legislative functions of the Upper House correspond with those of the House of Lords, while the Lower House exercises the right and powers of the House of Commons. This analogy is recognised in the Standing Orders of both Houses of the Parliament of Queensland, and in the form of Preamble adopted in Bills of Supply, and has hitherto been invariably acted upon.

"For centuries the House of Lords has not attempted to exercise its powers of amending a Bill for appropriating the Public Revenue, it being accepted as an axiom of Constitutional Government that the right of taxation and of controlling the expenditure of public money rests entirely with the Representative House—or, as it is sometimes expressed, that there can be no taxation without representation.

"The attention of the Legislative Council is invited to the opinion given in 1872 by the Attorney-General and Solicitor-General of England (Sir J. D. Coleridge and Sir G. Jessel) when the question of the right of the Legislative Council of New Zealand to amend a Money Bill was formally submitted to them by the Legislature of that Colony. The Constitution Act of New Zealand (15 and 16 Victoria, c. 72) provides that Money Bills must be recommended by the Governor to the House of Representatives, but does not formally deny to the Legislative Council (which is nominated by the Crown) the right to amend such Bills. The Law Officers were nevertheless of opinion that the Council were not constitutionally justified in amending a Money Bill, and they stated that this conclusion did not depend upon, and was not affected by the circumstance that by an Act of Parliament the two Houses of the Legislature had conferred upon themselves the privileges of the House of Commons so far as they were consistent with the Constitution Act of the Colony.

"The Legislative Assembly believe that no instance can be found in the history of Constitutional Government in which a nominated Council have attempted to amend an Appropriation Bill. Questions have often arisen whether a particular Bill which it was proposed to amend properly fell within the category of Money Bills. But the very fact of such a question having arisen shows that the principle for which the Legislative Assembly are now contending has been taken as admitted.

"The Legislative Assembly maintain, and have always maintained, that (in the words of the Resolution of the House of Commons of 3rd July, 1678), all aids and supplies to Her Majesty in Parliament are the sole gift of this House, and that it is their undoubted and sole right to direct, limit and appoint, in Bills of Aid and Supply, the ends, purposes, considerations, conditions, limitations, and qualifications of such grants which ought not to be changed or altered by the Legislative Council.

"For these reasons it is manifestly impossible for the Legislative Assembly to agree to the Amendments of the Legislative Council in this Bill. The ordinary course to adopt under these circumstances would be to lay the Bill aside. The Legislative Assembly have, however, refrained from taking this extreme course at present, in the belief that the Legislative Council, not having exercised their undoubted power to reject the Bill altogether, do not desire to cause the serious injury to the Public Service and to the welfare of the Colony which would inevitably result from a refusal to sanction the necessary expenditure for carrying on the government of the Colony, and in the confident hope that under the circumstances the Legislative Council will not insist on their Amendments."

9. On the same day the Legislative Council again returned the Bill to the Legislative Assembly with the following Message:—

"The Legislative Council having had under consideration the Message of the Legislative Assembly, of this day's date, relative to the Amendments made by the Legislative Council in the Appropriation Bill of 1885-6, No. 2, beg now to intimate that they *insist* on their Amendments in the said Bill:—

"*Because* the Council neither arrogate to themselves the position of being a reflex of the House of Lords, nor recognise the Legislative Assembly as holding the same relative position to the House of Commons.

"The Joint Standing Orders only apply to matters of form connected with the internal management of the two Houses, and do not affect Constitutional questions:

"*Because* it does not appear that occasion has arisen to require that the House of Lords should exercise its powers of amending a Bill for appropriating the Public Revenue, and, therefore, the present case is not analogous; the right is admitted, though it may not have been exercised.

"*Because*

" Because the case of the Legislature of New Zealand is dissimilar to that now under consideration, inasmuch as the Constitution Act of New Zealand differs materially from that of Queensland, and the question submitted did not arise under the Constitution Act, but on the interpretation of a Parliamentary Privileges Act. If no instance can be found in the history of Constitutional Government in which a nominated Council has attempted to amend an Appropriation Bill, it is because no similar case has ever arisen.

" Because in the amendment of all Bills the Constitution Act of 1867 confers on the Legislative Council powers co-ordinate with those of the Legislative Assembly, and the annexing of any clause to a Bill of Supply, the matter of which is foreign to, and different from, the matter of said Bill of Supply, is unparliamentary and tends to the destruction of Constitutional Government, and the item which includes the Payment of Members' expenses is of the nature of a 'Tack.'

" For the foregoing reasons the Council *insist* on their amendments, leaving the matter in the hands of the Legislative Assembly."

10. On the 13th of November the Legislative Assembly, by Message, proposed the appointment of a Joint Select Committee of both Houses "to consider the present condition of Public Business, in consequence of no Supplies having been granted to Her Majesty for the service of the current Financial Year." Such Committee was appointed on the same day, and on the 17th of November brought up their Report, recommending, amongst other things,—

"That for the purpose of obtaining an opinion as to the relative rights and powers of both Houses with respect to Money Bills a Case be prepared, and that a Joint Address of both Houses be presented to Her Majesty praying Her Majesty to be graciously pleased to refer such Case for the opinion of Her Majesty's Most Honorable Privy Council."

11. That the following Acts and Documents are to be deemed to form part of this Case:—

- (1.) The Imperial Act, 18 and 19 Victoria, c. 54.
- (2.) The Order in Council of 6th June, 1859.
- (3.) The Constitution Act of 1867 (Queensland).
- (4.) The Standing Orders of both Houses.
- (5.) A Copy of the Members Expenses Bill of 1884.
- (6.) A Copy of the Members Expenses Bill of 1885.
- (7.) The Estimates of Expenditure for 1885-6, "Executive and Legislative Departments."
- (8.) The Appropriation Bill of 1885-6, No. 2.
- (9.) Extracts from the Journals of the Legislative Council relating to the Appropriation Bill.
- (10.) Extracts from the Votes and Proceedings of the Legislative Assembly relating to the same matter.

The questions submitted for consideration are:—

1. Whether the Constitution Act of 1867 confers on the Legislative Council powers co-ordinate with those of the Legislative Assembly in the amendment of all Bills, including Money Bills.
2. Whether the claims of the Legislative Assembly, as set forth in their Message of 12th November, are well founded.

We humbly pray that Your Majesty will be graciously pleased to refer the said case for the opinion and report of Your Majesty's Most Honorable Privy Council.

## No. 2.

### The Colonial Secretary to His Excellency the Governor.

Sir,

Brisbane, 26 November, 1885.

With reference to the Joint Address to Her Majesty, lately agreed to by the Legislative Council and Legislative Assembly of this Colony, submitting a case on which they desire to obtain the opinion of Her Majesty's Privy Council, I have the honor to offer the following observations for Your Excellency's consideration.

2. Your Excellency will doubtless have observed that the questions submitted (and in particular the second question) are rather as to the constitutional rights and powers of the two Houses of the Legislature, than technical questions as to the construction of the statute law. So far at least as the Legislative Assembly are concerned, I think I am right in saying that the literal interpretation of the words of the Constitution Act is regarded as a matter of small importance, as compared with the larger question whether, on a true construction of the written and unwritten Constitution of the Colony, the two Houses of the Legislature should be regarded as holding and discharging relatively to one another positions and functions analogous to those of the House of Lords and House of Commons.

3. For the assistance of Her Majesty's Government, and in compliance with a promise made by myself to the Joint Committee by which the Joint Address was framed, I enclose copies of the official reports of the debates in both Houses on the question, which will indicate the line of argument adopted by both Houses respectively.

4. I am not aware of any instance in which a similar case has been submitted for the opinion of the Privy Council. The only analogous case that I have been able to discover is that of the case submitted in 1872 by both Houses of the Legislature of New Zealand for the opinion of the Imperial Crown Law Officers. Some reluctance, however, existed in this Colony to submit this matter as one purely of law for the opinion of the Law Officers. I am sure that very great satisfaction will be felt by both Houses of the Legislature if Her Majesty should think fit in this instance to refer the matter to the Privy Council, as prayed by the Joint Address. And I conceive, also, that such a reference would not involve any departure in principle from ancient theory and practice as to the functions of the Council although those functions may not in recent times have been exercised under circumstances precisely, analogous. But even if the proposed reference is considered to be not supported by ancient theory or precedent, I venture to suggest that the establishment of such a precedent would not be disadvantageous.



## No. 6.

## The Agent-General to The Colonial Secretary.

Sir,

London, 26 February, 1886.

I have the honor to acknowledge the receipt of letter of 28th November, with the accompanying copy of a letter addressed by you to His Excellency the Governor with reference to the Joint Address to Her Majesty, lately agreed to by the Legislative Council and Legislative Assembly of the Colony, submitting a case on which they desired to obtain the opinion of Her Majesty's Council, and to inform you that I at once saw Sir Robert Herbert on the subject, and embodied the result of my interview in the following telegram:—

"Colonial Office informs me that change of Ministry will suspend action as to Addresses "Queensland Parliament."

On Monday last I again saw Sir Robert Herbert on the same subject, when he informed me that the Lord President of the Council was in consultation with the Lord Chancellor, the result of which he would inform me of so soon as it was communicated to the Office. At the interview he unofficially stated to me that he believed the case would be considered either by the Privy Council or the Judicial Committee.

I will at once advise you of any action intended to be taken.

I have, &amp;c.,

JAMES F. GARRICK.

## No. 7.

## Telegram from The Agent-General to The Colonial Secretary.

London, 7 April, 1886.

JUDICIAL Committee Privy Council gave decision upon Addresses of Houses of Parliament to-day favourable to the contention of the Assembly. Details later.

JAMES F. GARRICK.

## No. 8.

## Telegram from The Agent-General to The Colonial Secretary.

London, 9 April, 1886.

JUDICIAL Committee of Privy Council reported that the first question should be answered in the negative and the second answered in the affirmative. The Lord Chancellor, Lord Blackburn, and Sir Richard Couch were among the Committee.

JAMES F. GARRICK.

## No. 9.

## The Agent-General to The Colonial Secretary.

Sir,

London, 9 April, 1886.

In continuation of my letter of the 26th February last, I have the honor to inform you that the Queen referred the Petition to the Legislative Council and Legislative Assembly of Queensland to the Judicial Committee of the Privy Council.

The members of the Committee did not require to hear counsel in the matter. On the 7th their report was made upon the Petition, and on that day I sent you the following telegram:—

"Judicial Committee Privy Council gave decision Addresses to-day favourable contention "Assembly. Details later."

To day I received a letter from the Colonial Office, with a copy of the Order in Council, approving the Report of the Judicial Committee, and sent you the following telegram:—

"Judicial Committee of Privy Council reported first question should be answered in the "negative; second should be answered in the affirmative. Lord Chancellor, Lord Blackburn, and "Sir Richard Couch among Committee."

A copy of the letter with the Order are enclosed.

The members of the Judicial Committee were—Lord President (Spencer), Lord Chancellor, Duke of Richmond, Lord Aberdeen, Lord Hobhouse, Lord Blackburn, Sir Richard Couch.

I have, &amp;c.,

JAMES F. GARRICK.

[Enclosure in No. 9.]

Sir,

Downing-street, 8 April, 1885.

I am directed by Earl Granville to transmit to you a copy of an Order of Her Majesty in Council approving a report from the Judicial Committee of the Privy Council on a Petition from the Legislative Council and Legislative Assembly of Queensland concerning questions which had arisen between those two bodies with regard to their relative rights and powers.

The Agent-General.

I have, &amp;c.,

JOHN BRAMSTON.

[Sub.]

[Sub-Enclosure to Enclosure in No. 9.]

At the Court at Windsor Castle, the 3rd day of April, 1886.

PRESENT:

The Queen's Most Excellent Majesty;  
 Lord President, | Lord Chamberlain,  
 Mr. Stansfeld.

WHEREAS there was this day read at the Board a Report from the Judicial Committee of the Privy Council, dated the 27th of March last past, in the words following, viz. :—

“Your Majesty having been pleased by Your Order in Council of the 8th March instant to refer unto this Committee a humble Petition from the Legislative Council and the Legislative Assembly of the Colony of Queensland concerning questions which have arisen between those two bodies with regard to their relative rights and powers, together with certain documents on the subject, and to direct that this Committee should consider the same and report their opinion thereupon to Your Majesty at the Board. The Lords of the Committee, in obedience to Your Majesty's said Order of Reference, have taken the said Petition into consideration, and in answer to the two questions submitted to their Lordships by the said Petitioners, namely :

- “1. Whether the Constitution Act of 1867 confers on the Legislative Council powers co-ordinate with those of the Legislative Assembly in the amendment of all Bills including Money Bills?
- “2. Whether the claims of the Legislative Assembly, as set forth in their Message of 12th November, 1885, are well founded?

“Their Lordships agree humbly to report to Your Majesty as their opinion that the first of these questions should be answered in the negative and the second in the affirmative.”

Her Majesty having taken the said Report into consideration was pleased, by and with the advice of Her Privy Council, to approve thereof. Whereof the Governor, Lieutenant-Governor, or Commander-in-Chief of the Colony of Queensland for the time being and all other persons whom it may concern are to take notice and govern themselves accordingly.

C. L. PEEL.

#### No. 10.

The Chief Secretary to The Agent-General.

Sir,

Brisbane, 10 April, 1886.

I have the honor to acknowledge the receipt of your letter of the 26th of February last, informing me of the action taken by you upon receipt of my letter of the 28th November last with reference to the Joint Address to Her Majesty agreed to by the Legislative Council and Legislative Assembly, submitting a case for the opinion of Her Majesty's Council.

I have, &c.,  
 S. W. GRIFFITH.

#### No. 11.

Earl Granville to His Excellency The Governor.

Sir,

Downing-street, 13 April, 1886.

I have the honor to acquaint you, for the information of your Government, that in accordance with the request made in your despatch No. 89, of the 26th of November last, the petition to the Queen in Council from the Legislative Council and the Legislative Assembly of Queensland, respecting questions which had arisen between these bodies in regard to their relative rights and powers, was referred, together with the papers relating to the subject which you forwarded, to the Judicial Committee of the Privy Council.

I now enclose for communication to your Government copies of two letters from the Council Office, with the Order in Council approving their Lordships' report.

I have, &c.,  
 GRANVILLE.

[Enclosure 1 in No. 11.]

Sir,

Whitehall, 3 April, 1886.

I am directed by the Lord President of the Council to acquaint you, for the information of Earl Granville, that the Lords of the Judicial Committee have proceeded, in obedience to Her Majesty's Order of Reference of the 8th March, to consider the Petition addressed to Her Majesty in Council by the Legislative Council and the Legislative Assembly of Queensland, which was transmitted to this office, with a letter from the Right Hon. Sir Frederick Stanley, on the 3rd February last past.

The Lords of the Committee present on the occasion were the Lord President, the Lord High Chancellor, His Grace the Duke of Richmond and Gordon, Lord Aberdeen, Lord Blackburn, Lord Hobhouse, and Sir Richard Couch, and their lordships having considered the Petition and the two questions therein raised, viz. :—

1. Whether the Constitution Act of 1867 confers on the Legislative Council powers co-ordinate with those of the Legislative Assembly in the amendment of all Bills, including Money Bills;
2. Whether the claims of the Legislative Assembly, as set forth in their Message of the 12th November, are well founded,

agreed humbly to report to Her Majesty that the first of these questions should be answered in the negative, and the second question in the affirmative.

The



The report of the Judicial Committee has been approved by Her Majesty in Council to-day. Copies of the Order in Council approving of the same will shortly be forwarded to you for transmission to Queensland.  
The Colonial Office.

I have, &c.,  
HARRY REEVE.

[Enclosure 2 in No. 11.]

Sir,

Whitehall, 7 April, 1886.

I am directed by the Lord President of the Council to transmit to you herewith, in original, Her Majesty's Order in Council of the 3rd instant,\* approving the report of the Lords of the Judicial Committee of the Privy Council on the petition of the Legislative Council and Legislative Assembly of Queensland, in order that the original document, under seal, may be transmitted to the Governor of that colony, and I also transmit three other copies, not under seal, for the information of the Secretary of State for the Colonies, to be used as his Lordship may think fit.

I have, &c.,  
HARRY REEVE.

The Colonial Office.

No. 12.

The Secretary to The Agent-General to The Under Colonial Secretary.

Sir,

London, 22 April, 1886.

With reference to Mr. Garrick's letter of the 9th instant,† respecting the joint address to Her Majesty in Council from the Legislative Council and Legislative Assembly of Queensland, I have the honor, by direction, to hand you herewith, for the information of the Colonial Secretary, a copy of a letter, with its enclosure, from the Colonial Office, transmitting a copy of a letter from the office of the Privy Council respecting the report of the Lords of the Judicial Committee upon the petition.

I have, &c.,  
CHAS. S. DICKEN.

[Enclosure in No. 12.]

Sir,

Downing-street, 14 April, 1886.

With reference to the letter from this department of the 8th instant, I am directed by Earl Granville to transmit to you a copy of a letter from the Council Office‡ respecting the report of the Lords of the Judicial Committee upon the petition to the Queen in Council from the Legislative Council and Legislative Assembly of Queensland.

A copy of the same letter has been forwarded to the Governor of Queensland.

I have, &c.,  
JOHN BRAMSTON.

The Agent-General.

\* See Sub-Enclosure to Enclosure in No. 9. † See No. 9.  
‡ See Enclosure 1 in No. 11.



1894-5.

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

**MEMBERS OF THE LEGISLATIVE COUNCIL.**

(RETURN RESPECTING.)

*Ordered by the Legislative Assembly to be printed, 25 June, 1895.*

RETURN to an *Order* made by the Honorable the Legislative Assembly of New South Wales, dated 21st June, 1895, That there be laid upon the Table of this House,—

“ A Return giving the names of the present Honorable Members of the  
“ Legislative Council who have held seats in the Legislative Assembly.”

(Mr. McGowen.)

LIST of MEMBERS of the LEGISLATIVE COUNCIL who have held seats in the LEGISLATIVE ASSEMBLY.

Bowker, The Honorable Richard Ryther Steer,	M.D., &c.	Lucas, The Honorable John.	Macintosh, "	John.
Brown, "	Alexander.	Moore, "	Mort, "	Charles.
Campbell, "	William Robert.	Moses, "	Pigott, "	Henry.
Charles, "	Samuel.	Renwick, "	Pilcher, "	Henry.
Combes, "	Edward, C.M.G.	Roberts, "	Roberts, "	William Hilson.
Cox, "	George Henry.	Ryrie, "	Shepherd, "	Charles Edward, Q.C.
Creed, "	John Mildred, M.R.C.S.	Smith, "	Stephenson, "	Sir Arthur, Kt., &c.
Dalton, "	Thomas.	Stewart, "	Suttor, "	Charles James, C.M.G.
Dangar, "	Henry Carey.	Tarrant, "	Thornton, "	Richard Hutchinson.
Davies, "	John, C.M.G.	Trickett, "	Trickett, "	Alexander.
Day, "	George.	Walker, "	Walker, "	Patrick Lindesay Crawford.
De Salis, "	Leopold Fane.	Want, "	Watson, "	Robert Burdett, C.M.G.
Goodechap, "	Charles Augustus.	Webb, "	White, "	Septimus Alfred.
Greville, "	Edward.	William Henry.		John.
Heydon, "	Louis Francis.	Harman John,		William Henry.
Hill, "	Richard.	F.R.C.S., &c.		George.
Hoskins, "	James.	George.		William Joseph.
Humphery, "	Frederick Thomas.	William.		William.
Hyam, "	Solomon Herbert.	John Henry, Q.C.		James.
Jacob, "	Archibald Hamilton.	Edmund.		Edmund.
Jennings, "	Sir Patrick Alfred,	Robert Hoddle Driberg.		
	K.C.M.G., &c.			
Kerr, "	Andrew Taylor.			
Lackey, "	Sir John, K.C.M.G.			
Lloyd, "	George Alfred.			
Long, "	William Alexander.			



1894-5.

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

## APPOINTMENTS TO THE LEGISLATIVE COUNCIL.

(RETURN RESPECTING APPOINTMENTS TO THE LEGISLATIVE COUNCIL DURING THE TERMS OF OFFICE OF SIR HENRY PARKES AND SIR GEORGE DIBBS.)

*Ordered by the Legislative Assembly to be printed, 25 June, 1895.*

[Laid upon the Table of this House in accordance with promise made in answer to Question No. 12 of the 20th June, 1895.]

### Question.

(12.) APPOINTMENTS TO THE LEGISLATIVE COUNCIL:—MR. O'REILLY *asked* THE COLONIAL SECRETARY,—How many of the Members of the present Legislative Council were appointed during the term of office of Sir George Dibbs and Sir Henry Parkes respectively?

### Answer.

MEMBERS of the present Legislative Council appointed during the terms of office of Sir Henry Parkes.

Name.	Date of Appointment.	Name.	Date of Appointment.
Bowker, The Honorable Richard Ryther Steer, M.D.	30 December, 1887.	Renwick, The Honorable Sir Arthur, Knt.	30 December, 1887.
Campbell, The Honorable William Robert.	15 April, 1890.	Roberts, The Honorable Charles James, C.M.G.	15 April, 1890.
Combes, The Honorable Edward, C.M.G.	24 March, 1891.	Roberts, The Honorable Richard Hutchinson.	29 December, 1881.
Davies, The Honorable John, C.M.G....	30 December, 1887.	Salomons, The Honorable Sir Julian, Q.C.	7 March, 1887.
De Salis, The Honorable Leopold Fane	14 July, 1874.	Shepherd, The Honorable Patrick L. C.	30 December, 1887.
Hill, The Honorable Richard .....	10 December, 1880	Smith, The Honorable Robert Burdett, C.M.G.	22 October, 1889.
Humphery, The Honorable Frederick Thomas.	30 December, 1887.	Stephen, The Honorable Septimus Alfred.	15 February, 1887.
Jennings, The Honorable Sir P. A., K.C.M.G.	15 April, 1890.	Stewart, The Honorable John .....	7 October, 1879.
Kerr, The Honorable Andrew Taylor...	30 December, 1887.	Suttor, The Honorable William Henry	10 December, 1880.
King, The Honorable Philip Gidley ...	10 December, 1880.	Tarrant, The Honorable Harman John	15 April, 1890.
Lee, The Honorable George .....	29 December, 1881.	Trickett, The Honorable William Joseph.	30 December, 1887.
Lloyd, The Honorable George Alfred...	15 February, 1887.	Vickery, The Honorable Ebenezer ...	15 February, 1887.
Lucas, The Honorable John .....	10 December, 1880.	Walker, The Honorable William .....	30 December, 1887.
Macintosh, The Honorable John .....	29 December, 1881.	Watson, The Honorable James .....	15 February, 1887.
Moore, The Honorable Charles .....	10 December, 1880.	Webb, The Honorable Edmund .....	29 December, 1881.
Mort, The Honorable Henry .....	29 December, 1881.	White, The Honorable R. H. D. ....	30 December, 1887.
Norton, The Honorable James, LL.D.	7 October, 1879.		
O'Connor, The Honorable Richard Edward.	30 December, 1887.		
Pigott, The Honorable William Hilson	15 February, 1887.		
Pilcher, The Honorable Charles Edward, Q.C.	24 March, 1891.		

MEMBERS of the present Legislative Council appointed during the terms of office of Sir George Dibbs.

Name.	Date of Appointment.	Name.	Date of Appointment.
Brown, The Honorable Alexander .....	30 April, 1892.	Kater, The Honorable Henry Edward	22 February, 1889.
Dalton, The Honorable Thomas .....	30 April, 1892.	Laidley, The Honorable William .....	22 February, 1889.
Day, The Honorable George .....	22 February, 1889.	MacLaurin, The Honorable Henry Norman, M.D., &c.	22 February, 1889.
Goodchap, The Honorable Charles Augustus.	30 April, 1892.	Ryrie, The Honorable Alexander .....	30 April, 1892.
Greville, The Honorable Edward .....	30 April, 1892.	Smith, The Honorable Thomas Hawkins.	30 April, 1892.
Heydon, The Honorable Charles Gilbert	15 December, 1883.	Toohey, The Honorable John Thomas	30 April, 1892.
Heydon, The Honorable Louis Francis	22 February, 1889.		
Hoskins, The Honorable James .....	22 February, 1889.		
Hyam, The Honorable Solomon Herbert	30 April, 1892.		



1894-5.

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

ASSEMBLY BILLS NOT PASSED BY COUNCIL.  
(RETURN RESPECTING.)

*Ordered by the Legislative Assembly to be printed, 25 June, 1895.*

RETURN to an *Order* made by the Honorable the Legislative Assembly of New South Wales, dated 21st June, 1895, That there be laid upon the Table of this House,—

“ A Return giving the names of all Bills that have passed the Legislative Assembly during the 14th, 15th, and 16th Parliaments, and have been rejected or otherwise disposed of but not passed by the Legislative Council.”

(Mr. McGowen.)

BILLS initiated and passed in the LEGISLATIVE ASSEMBLY which have not been passed in the LEGISLATIVE COUNCIL.

Name of Bill.	Rejected.	Otherwise disposed of.
<b>14TH PARLIAMENT.</b>		
SESSION, 1889.		
Bills of Sale Law Amendment.....	.....	Lapsed on division for want of a quorum, on motion for 2nd reading.
City of Redfern Naming .....	.....	Lapsed on division for want of a quorum, on motion for 2nd reading that day six months.
Divorce Extension .....	.....	Interrupted by Prorogation.
Ministerial Election .....	.....	Dropped, 1 October, 1889; no quorum, 2nd reading.
Mortgages Act Amendment .....	.....	Interrupted by Prorogation.
Offenders Probation .....	.....	Interrupted by Prorogation.
Parliamentary Representatives Allowance .....	.....	Laid aside in Assembly, 25 July, 1889, owing to nature of Council's amendments.
Redhead Coal Mine Railway Act Amending.....	.....	Interrupted by Prorogation.
Wentworth Irrigation .....	.....	Interrupted by Prorogation.
<b>SECOND SESSION, 1889.—NIL.</b>		
SESSION, 1890.		
Board of Water Supply and Sewerage Offices Erection.....	.....	Laid aside, 3 September, 1890, in Assembly, owing to nature of Council's amendments.
Byron Bay Breakwater .....	.....	2nd reading postponed, 15 October, 1890, to that day six months.
Coal Mines Regulation .....	.....	Progress report, 19 December, 1890.
Employers Liability Act Amendment.....	.....	Interrupted by Prorogation.
Goulburn to Crookwell Railway .....	2nd reading rejected, 6 Aug., 1890.	.....
Granting of Probate of Wills and Letters of Administration Facilitation.....	.....	Interrupted by Prorogation.
Marrickville to Burwood Road Railway.....	.....	Laid aside in Assembly, 8 October, 1890, owing to nature of Council's amendments.
Mortgages Act Amendment .....	.....	Bill dropped, 21 August, 1890; Chairman made no report; 2nd reading.
Party Processions Act Repeal .....	.....	Lapsed on division for want of a quorum, on motion for 2nd reading, 26 June, 1890.

Name of Bill.	Rejected.	Otherwise disposed of.
SESSION 1891.—Nil.		
15TH PARLIAMENT.		
SESSION, 1891-2.		
Broken Hill Water Supply Act Amendment.....	.....	Interrupted by Prorogation.
Early Closing .....	2nd reading rejected, 30 March, 1892.	.....
Eight Hours .....	.....	Interrupted by Prorogation.
Electoral Reform .....	2nd reading rejected, 16 Feb., 1892.	.....
Employers Liability Act Amendment.....	.....	Referred to Select Committee, 11 February, 1892.
Land Boilers Inspection .....	.....	Referred to Select Committee, 23 March, 1892.
Law Practitioners .....	2nd reading rejected, 1 March, 1892.	.....
Metropolitan Municipalities Cattle and Sheep Driving.	.....	Interrupted by Prorogation.
Mortgages Act Amendment .....	2nd reading rejected, 15 March, 1892.	.....
Municipalities Act of 1867 Amendment.....	.....	Interrupted by Prorogation.
Parliamentary Business.....	.....	Motion for 2nd reading by leave withdrawn, 17 Dec., 1891.
Reduction of cost of Litigation .....	2nd reading rejected, 4 Feb., 1892.	.....
Workmen's Combination Laws Declaration .....	2nd reading rejected, 1 Oct., 1891.	.....
SESSION, 1892-3.		
Agreements Validating Act Repeal.....	2nd reading rejected, 2 March, 1893.	.....
Apprentices .....	.....	Lapsed by Prorogation.
Australasian Mining Exchange .....	.....	Order of Day discharged and Bill withdrawn.
Australasian Rights Purchase .....	.....	Lapsed by Prorogation.
Coal Mines Regulation .....	.....	Lapsed by Prorogation.
Dog Act Further Amendment .....	2nd reading rejected, 9 March, 1893.	.....
Eight Hours .....	2nd reading rejected, 13 April, 1893. Bill of last Session.	.....
Illegitimacy Disability Removal .....	.....	Lapsed by Prorogation.
Imprisonment for Debt Abolition .....	2nd reading rejected, 16 Feb., 1893.	.....
Income Tax.....	2nd reading rejected, 19 April, 1893.	.....
Income Tax Assessment .....	.....	Order for 2nd reading discharged. Bill withdrawn 25 April, 1893.
Land Boilers Inspection .....	.....	Lapsed through Prorogation. Bill of last Session.
Law Practitioners .....	.....	Lapsed through Prorogation. Bill of last Session.
Marine Board Reconstruction .....	2nd reading rejected, 4 May, 1893.	.....
Metropolitan Municipalities Cattle and Sheep Driving.	.....	Order for further consideration in Comitée discharged and Bill withdrawn, 2 March, 1893. Bill of last Session.
Mining on Private Lands.....	2nd reading rejected, 21 March, 1893.	.....
Mortgages Act Amendment .....	2nd reading rejected, 23 March, 1893.	.....
Municipalities Act of 1867 Amendment .....	.....	Dropped in Committee of the Whole, 9 February, 1893, Chairman making no report. Bill of last Session.
Party Processions Act Repeal .....	2nd reading rejected, 6 April, 1893.	.....
Reduction of Cost of Litigation .....	2nd reading rejected, 1 Dec., 1892.	.....
Wages Attachment Abolition .....	.....	Lapsed by Prorogation.
SESSION, 1893.		
Agreements Validating Act Repeal.....	.....	Lapsed by Prorogation.
Apprentices.....	.....	Lapsed by Prorogation. Bill of last Session.
Coal Mines Regulation .....	.....	Lapsed by Prorogation. Bill of last Session.
Crown Lands Purchases and Leases Validation.....	.....	Lapsed by Prorogation.
Law Practitioners .....	.....	Lapsed by Prorogation. Bill of last Session.
Law Vacations Abolition .....	.....	Lapsed by Prorogation.
Metropolitan Water and Sewerage Act Extension...	.....	Lapsed by Prorogation.
Mining on Private Lands .....	.....	Lapsed by Prorogation.
Municipalities Act of 1867 Amendment.....	.....	Lapsed by Prorogation.
Real Property Act Further Amendment.....	.....	Lapsed by Prorogation.
Reduction of Cost of Litigation .....	.....	Lapsed by Prorogation.
Stamp Duties Act Further Amendment.....	.....	Lapsed by Prorogation.
SESSION, 1894.		
Agreements Validating Act Repeal.....	2nd reading rejected, 8 March, 1894. Bill of previous Session.	.....
Agricultural Holdings .....	.....	Lapsed by Prorogation.
Attorneys Admission.....	.....	Lapsed by Prorogation.
Coal Mines Regulation .....	.....	Message received from Assembly, 22 February, 1894. Bill of previous Session.



Name of Bill.	Rejected.	Otherwise disposed of.
<i>SESSION, 1894—continued.</i>		
Distress for Rent Abolition .....	.....	Lapsed by Prorogation.
Glen Innes to Inverell Railway .....	2nd reading rejected, 7 June, 1894.	.....
Hospitals Act Further Amendment .....	.....	Lapsed by Prorogation.
Land Boilers Inspection .....	.....	Motion that Bill be considered in Committee this day six months carried, 18 April, 1894. Bill of last Session.
Law Vacations Abolition .....	.....	Dropped, 17 April, 1894, no motion being made for 2nd reading. Bill of last Session.
Municipal Gas Act Amendment .....	.....	Dropped, 8 June, 1894. Committee made no report.
Municipalities Act of 1867 Amendment.....	.....	Dropped, 17 April, 1894, no motion being made for 2nd reading. Bill of previous Session.
Navigation Act Further Amendment .....	.....	Lapsed by Prorogation.
Public Vehicles Regulation Act Further Amendment	.....	Lapsed by Prorogation.
Reduction of Cost of Litigation .....	.....	Dropped, 17 April, 1894, no motion being made for 2nd reading. Bill of last Session.
Sydney Corporation Act Amendment.....	2nd reading rejected, 29 March, 1894.	.....
Truck .....	.....	Lapsed by Prorogation.
Use of Camels Regulation .....	.....	Lapsed by Prorogation.
<b>16TH PARLIAMENT.</b>		
<i>SESSION, 1894-5.</i>		
Agreements Validating Act Repeal .....	.....	Dropped, 18 October, 1894, no motion being made for 2nd reading.
Governor's Salary Reduction .....	.....	2nd reading postponed, 18 April, 1895, to that day six months.
Labour Settlements Act Further Amendment .....	.....	Laid aside in Assembly, 14 November, 1894, owing to nature of Council's amendments.
Land and Income Tax Assessment .....	.....	2nd reading postponed, 20 June, 1895, to that day six months.
Navigation Acts Amendment .....	.....	2nd reading postponed, 19 September, 1894, to that day six months, and not replaced on Paper, 20 March, 1895.
Trades Disputes Conciliation and Arbitration Act of 1892 Amendment.	2nd reading rejected, 17 April, 1895.	.....



1894-5.

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

## LEGISLATIVE COUNCIL.

(REFORM FOR CONSTITUTION OF.)

*Ordered by the Legislative Assembly to be printed, 4 July, 1895.*

RESOLUTIONS for the Reform of the Constitution which the Government propose to submit at the next General Election for the approval of the Electors of New South Wales.

## CONSTITUTION OF THE LEGISLATIVE COUNCIL.

1. Life tenure of existing Members of the Legislative Council to be abolished, but existing Members to be eligible for re-appointment.
2. Members of the Legislative Council to be appointed by the Governor as before, but for a term of five years only, and to be eligible for re-appointment.
3. The number of Legislative Councillors to be fixed at sixty.
4. Any number in excess of 60 at the passing of the Act to be reduced to that number, the number compelled to retire to consist of those existing Members having the least number of attendances during the Parliament of 1894-5.
5. One fifth of the remaining 60 shall also retire when the Act is passed, in the order of their seniority of appointment; in cases of equal seniority the Members having the least number of attendances to retire; and one fifth of the said number of sixty shall retire in the same way, on the 31st December, in the same and in every subsequent year.
6. Vacancies to be filled within one month, and Councillors appointed to fill extraordinary vacancies to serve the balance of term in each case; being eligible also for re-appointment.

## POWERS OF THE COUNCIL AND ASSEMBLY OVER BILLS.

7. All Appropriation and Supply Bills to be the sole gift of the Legislative Assembly, and to be neither amended nor rejected by the Legislative Council. Any such Bill, if not returned within one month by the Council may, upon resolution of the Assembly, be presented by the Speaker for the Royal Assent, and when assented to shall become law.

8. All Bills imposing, increasing, reducing, varying, or dealing with taxation, or regulating the collection of taxes, and all Bills authorising the construction of Public Works, or authorising the raising of Loans upon the security of the Consolidated Revenue Fund of the Colony, may be amended but not rejected by the Legislative Council; and after the return to the Assembly of any such Bill, the Assembly, if any such amendments have been made, may finally determine the nature and scope of any

any such Bill, which, when so dealt with, may be presented for the Royal Assent, and shall become law upon such assent being given. If any such Bill be not returned to the Legislative Assembly within one month, it may upon resolution of that House be presented by the Speaker for the Royal Assent, and when assented to shall become law.

9. If any Bill other than those hereinbefore specified shall be transmitted to the Legislative Council by the Legislative Assembly in one Session, and again in the following Session, and no agreement respecting such Bill shall have been arrived at between the two Houses, a resolution may be moved in the Assembly declaring that such Bill in the shape finally agreed upon by the Assembly in the second Session shall be referred to the electors for their decision; and if such resolution be carried by a majority of the Members of the Assembly, being not less than one-half of the total number of Members on the Roll, the Bill shall be so referred at any time during the next Parliamentary prorogation or dissolution, as the case may be. All Bills waiting such decision shall be put to the vote of the electors at the same time, on the question whether the Bill shall become law or not; and if a majority of the votes recorded are in the affirmative, the Bill shall be presented by the Speaker of the Legislative Assembly for the Royal Assent, and upon being assented to, shall become law; and if a majority of the votes recorded be in the negative, the Bill shall lapse, and shall not be again submitted to the electors for a period of three years. Provided that if there be less than one hundred thousand votes recorded upon any question referred to the electors the decision shall be deemed to be in the negative.

1894.

(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

## POINT OF ORDER.

(CORRESPONDENCE WITH THE CLERK OF THE HOUSE OF COMMONS.)

*Ordered by the Legislative Assembly to be printed, 12 September, 1894.*

The Honorable The Speaker to The Clerk of the House of Commons.

Dear Sir,

The Speaker's Room, Legislative Assembly, Sydney, 29 June, 1894.

On the 16th May last a ruling was given by me in our Legislative Assembly which has been taken by some Honorable Members as initiating a new practice, and the correctness of which has been privately questioned by one or two Members of the House, whose standing makes their opinion worthy of grave consideration; I should, therefore, though hesitating to again encroach upon your time, be glad if you would give your opinion upon the ruling given.

The Point of Order submitted from the Committee of the Whole was whether it was regular to consider an amendment or new clause which, though fairly covered by the title, was not relevant to the provisions of the Bill itself as brought in and read a second time. The Chairman of Committees had ruled the new clause out of order, and I, for the reasons which you will see fully stated in the Parliamentary Debates sent herewith, sustained his decision.

By even post I forward copies of (1) Parliamentary Electorates and Elections Act of 1893 Further Amendment Bill (No. 2), during the consideration of which, in Committee of the Whole, the Point of Order was taken; (2) the original Act sought to be amended; (3) the Votes and Proceedings; and (4) No. 31 Parliamentary Debates, containing a report of the proceedings and speeches made upon the occasion; which will enable you, if desired, to obtain fuller particulars of the circumstances.

Believe me,

Dear Sir,

Yours faithfully,

J. P. ABBOTT,

Speaker.

The Clerk of the House of Commons to The Honorable The Speaker.

Dear Mr. Speaker,

House of Commons, 7 August, 1894.

The only reply that I can make to your letter of the 29th June is to felicitate you on the clear, concise, and able decision you gave on Mr. Haynes' proposed amendment to the Parliamentary Electorates Act Amendment Bill.

You stated conclusively that the relevancy of an amendment to a Bill must be tested not by the title of the Bill but by its subject matter; indeed it was to establish this principle that the House of Commons passed our Standing Order No. 34.

And unquestionably, according to the rulings delivered from the Chair which stands behind me, a clause to establish a letter-vote is wholly outside the scope of a Bill restricted to the registration of electors.

Believe me, to be,

Yours very faithfully,

REGINALD F. D. PALGRAVE.



1894.

(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

## POINT OF ORDER.

(CORRESPONDENCE WITH THE CLERK OF THE HOUSE OF COMMONS AS TO PROCEDURE IN COMMITTEE OF THE WHOLE ON THE APPROPRIATION BILL)

*Ordered by the Legislative Assembly to be printed, 18th December, 1894.*

THE following correspondence has taken place relating to a point of order of some importance which arose on 29th March, 1894, a.m., in Committee of the Whole on the Appropriation Bill. On that occasion Mr. Speaker suggested, although not agreeing with the practice in force in previous Sessions, that the Committee should adhere to it, pending further consideration. As will be seen, Sir Reginald Palgrave is clearly opposed to that practice:—

“ Dear Sir, The Speaker's Room, Legislative Assembly, Sydney, 26 April, 1894.

“ Your unvarying courtesy encourages me again to ask for your opinion upon a question of order which has arisen in our Assembly, and referring to which the rules quoted in the tenth edition of ‘ May,’ page 562, lay down a practice quite new to our procedure, the Appropriation Bill having hitherto been treated in the same way as any other Bill—that is, as open to amendment in any part proposed for the consideration of the Committee of the Whole. I should feel obliged if you would say whether it is the practice of the House of Commons to allow amendments to be moved in any part of the Appropriation or Consolidated Fund Bills. I am sending by even post copies of our ‘ Votes and Proceedings, No. 29,’ recording the Point of Order reported for my decision from the Committee of the Whole, and the Appropriation Bill of 1894, which you will see differs in form from the Appropriation Bill for the United Kingdom.

“ Believe me, dear sir, yours faithfully,

“ Sir Reginald F. D. Palgrave, K.C.B.,

“ Clerk of the House of Commons.

“ J. P. ABBOTT,

“ Speaker.”

“ Sir, House of Commons, 6 June, 1894.

“ Surely I ought to be ready to do what I can to solve a difficulty that has arisen on that tenth edition. The passage on p. 562, touching procedure in Committee on an Appropriation Bill, is based on rulings made between 1884 and 1888. The result of those rulings is, not that no amendment can be moved to the Bill, but that Members cannot in the Committee thereon raise the same kind of debate as that which arises in Committee of Supply, or move a reduction of a grant; because the sole object of the Bill is to authorise the Treasury to issue the grants voted by the House, and to secure that the Treasury duly appropriates the grants to the purposes for which they were voted. Undoubtedly your Appropriation Bill differs in form from ours; but it seems to me that the object is precisely the same. I need hardly assure you that if I can afford any help that is of use to you in the arduous duties which you perform, it would be to me a true pleasure.

“ Believe me to be, yours very sincerely,

“ REGINALD F. D. PALGRAVE.

“ The Hon. the Speaker of the Legislative Assembly, Sydney.”





1894.  
(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

PARLIAMENTARY REPORTING STAFF.

(MEMORANDUM FROM PRINCIPAL SHORTHAND-WRITER AS TO THE OVERWORKED STATE OF.)

*Ordered by the Legislative Assembly to be printed, 21 December, 1894.*

Memorandum for the information of the Honorable the Speaker of the Legislative Assembly.

I AM constrained to invite the attention of Mr. Speaker to the overworked condition of the Shorthand Staff. Ever since this Parliament met the Staff have, at times under circumstances of agonising effort, striven to do the enormous amount of additional work devolved upon them by the earlier hour of meeting of the Assembly, and the protracted hours to which it has sat.

Last week, for example, I was able to obtain only two hours' sleep on which to do three days and nights' almost continuous work, and when the House rose at the end of the week I had still two days' work to catch up. One of the reporters, to whom I was obliged to allow a few hours' rest, had hardly got to bed and to sleep before he was discovered to be in a fit as the result of the tension of twenty-four hours' continuous labour. The typewriter also has been worked to the last point of endurance, having more than once tumbled on the floor as the result of falling asleep at his work. There is not a member of the Staff whose health is not seriously impaired by overwork and want of sleep.

The new practice of having committees sitting at the same time as the Houses is another aggravation of the difficulty; in point of fact, it is equivalent to having to report three or four Houses, when the Staff, as organised, is not more than strong enough to report one.

If the state of work which has existed for the last few weeks is to continue to the end of the Parliament, and it seems to be expected that Parliament must sit for twelve months, at least ten additional shorthand-writers and a staff of typewriters will be required to do the work as it has hitherto been done.

Under the circumstances in which I am placed, I have had no option but to withdraw the shorthand-writers from the committees, being under the impression that Mr. Speaker would regard their inquiries as of subsidiary importance to the business of the House itself, and as being capable of being postponed, while that of the House must go on.

Every hour of note-taking represents from four to eight hours' work in transcription; and in the present condition of the Staff the transcription must be suspended to prevent absolute breakdown. Although opportunity of sleep was afforded last night, yet, following upon thirty-six hours' continuous work such as ours, refreshing sleep, and indeed I might almost say the power to sleep at all, is for a time rendered impossible.

21st December, 1894.

CHAS. ROBINSON,  
Principal Shorthand-writer.



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LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

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**PARLIAMENTARY REPORTING STAFF.**

MINUTE BY MR. SPEAKER AND REPORT BY PRINCIPAL SHORTHAND-WRITER RESPECTING.

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*Ordered by the Legislative Assembly to be printed, 4 June, 1895.*


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**Minute by The Speaker.**

I DEEM it to be my duty to bring under the notice of Honorable Members the effect of the continuous lengthy sittings of the House upon the *Hansard* Staff, and the impossibility of that staff (with its present strength) to continue the full reports of the Parliamentary debates. I do so not for the purpose of in any way criticising or interfering with the rights of each Honorable Member to debate every matter at such length as he may desire, but for the purpose of inviting the House to take steps to increase the strength of the staff.

The staff at present consists of ten shorthand-writers, which includes the principal shorthand-writer, who is wholly responsible for the work (a duty large enough without doing any of the gallery work). This staff has to furnish reporters for all the Select Committees of the House, for the reports of the debates of both Houses, for the Parliamentary Standing Committee on Public Works, and for the sectional committees of that body. This House begins its sittings at 3.30 p.m. on Tuesday, Wednesday, and Thursday, and at 2 p.m. on Friday, there being no limit to the duration of its sittings. The House of Commons, with 671 members, sits on Monday, Tuesday, Thursday, and Friday at 3 p.m., and continues to sit until 1 a.m. unless previously adjourned, when the Speaker adjourns the House without question put, except in certain exempted cases. The House also sits at 12 noon on Wednesdays for private business, and continues to sit up till 6 o'clock, when the Speaker adjourns the House without question. I mention these facts to show what the strength of the reporting staff is in that House with such limited time for debates. The *Times* newspaper now supplies the report to Messrs. Waterlow, the printers and publishers of the English *Hansard*, and its staff consists of no less than thirteen reporters for that work alone. The average strength of the staff of the other London newspapers is eight, but these papers only report the proceedings of the House at about half the length of the *Times*. The *Times* reporters, with some few exceptions, report each for a quarter of an hour, and then get three hours within which to transcribe that quarter of an hour's work. If the debates of this House are to be as full in the future as in the past, the present staff must be relieved of all its duties beyond that of reporting the debates, or the staff must be increased by at least five additional reporters, at a cost of £2,190. It will be for Honorable Members to settle whether this expenditure shall be necessary or not; but some thing must be done to relieve the staff of the too severe strain put upon it.

J. P. ABBOTT,  
Speaker.

31st May, 1895.

P.S.—Since writing the above I have received the accompanying report from Mr. C. Robinson, the chief of the staff.—J.P.A., 31/5/95.

**Report by The Principal Shorthand-writer.**

I DESIRE to invite the attention of the Honorable the Speaker of the Legislative Assembly to the difficulty which arises to prevent the prompt publication of the debates, and which may, by the enlargement of committees' requirements, lead to the work falling very seriously into arrear.

The estimate for the shorthand-writing services of Parliament was reduced in 1893 by £450, because at that time the Public Works Committee had fallen into abeyance. It has since been revived, but the estimate has not been proportionately increased.

The Assembly meets one hour earlier, and by the amendment of its procedure in regard to "objections," &c., has added fully two hours work per diem to each member of the staff; and Friday has also been taken as an additional sitting day.

There are sixteen reporters employed to produce *Hansard's Debates*, and there is an entirely separate staff for reporting the evidence of committees in the Lords and Commons.

The

The great journals of Australia, such as the *Sydney Morning Herald* and the *Melbourne Argus*, have in the galleries as large a staff as is ever available for the production of the official report, and on important occasions can call up a reserve to reinforce them. That cannot be done in the case of the official staff.

The *Sydney Morning Herald's* report of the debates in both Houses for this session (7 August 1894, to 22 May, 1895, inclusive) is equal to 1,473 pages of the official record (that is allowing one column of the newspaper type to be equal to two and three-quarter pages of the official type). The pages of the official report for the same period number 6,441 pages.

Allowing the number of official reporters available to be as large as the number actually on duty for the *Sydney Morning Herald* (say six for both Houses)—and that is not always the case—on the basis of that comparison, the official staff would require to be reinforced by the appointment of twenty additional shorthand-writers. The newspaper reports, however, have to be published on the following morning, and the official reporters have the help of typewriters during the earlier part of the night. My object is not to make any disparaging comparison, but simply, by inviting attention to the volumes of evidence and the debates, to show that the staff are not chargeable with what is popularly known as "the government stroke." They have, also, a large amount of work to do in the preparation of indices, checking of divisions, clauses of bills, &c. It has often happened, and I fear is likely to happen more frequently, that after the reporters have spent twenty-four hours in continuous attendance upon the Assembly, they will, even if the Assembly rises, be required to begin a new day at the Council.

In addition to the Select Committees already appointed, notice has been given for the appointment of twenty-one others. It is, therefore, not likely that there will be any diminution of duty in that direction.

I do not feel that I am at liberty to suggest any abridgment of the reports at a time when the debates in Parliament so directly concern every large interest of the community; but assuming curtailment to be deemed expedient, I should be glad if I may be instructed on the subject. The only alternative seems to be some enlargement of the staff.

CHAS. ROBINSON,  
Principal Shorthand-writer.

1894.  
(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

PARLIAMENTARY TRAINS AND TRAMS.

(RETURN SHOWING COST OF, DURING THE LAST PARLIAMENT.)

*Ordered by the Legislative Assembly to be printed, 2 October, 1894.*

[Laid upon the Table of the House in answer to Question No. 6 of 18th September, 1894.]

Question.

6. PARLIAMENTARY TRAMS AND TRAINS:—MR. HOGUE ASKED THE COLONIAL TREASURER:—What was the total cost to the country of running special Parliamentary trains and trams during the late Parliament, distinguishing the amount for each Session separately?

Answer.

RETURN showing the cost of Trams and Trains run for the convenience of Members of Parliament when returning home after the ordinary Railway and Tramway service had stopped.

SPECIAL TRAINS.

Cost.	£	s.	d.
14th July, 1891, to 1st April, 1892 ... ..	52	16	0
30th August, 1892, to 12th June, 1893 ... ..	1,029	0	0
17th January, 1894, to 8th June, 1894 ... ..	345	0	0
Total ... ..	£1,426	16	0

The above charges are calculated at the ordinary minimum rates charged for special trains when hired to the public.

SPECIAL TRAMS.

Actual cost to Department.	£	s.	d.
14th July, 1891, to 1st April, 1892 ... ..	659	12	7
30th August, 1892, to 12th June, 1893 ... ..	815	5	3
26th September, 1893, to 8th December, 1893 ... ..	4	15	1
17th January, 1894, to 8th June, 1894 ... ..	235	2	9
Total ... ..	£1,714	15	8

Cost at the ordinary rate charged to the public for special trams.

	£	s.	d.
14th July, 1891, to 1st April, 1892 ... ..	1,977	0	0
30th August, 1892, to 12th June, 1893 ... ..	2,750	17	7
26th September, 1893, to 8th December, 1893 ... ..	7	4	0
17th January, 1894, to 8th June, 1894 ... ..	705	0	0
Total ... ..	£5,440	1	7



1894-5.

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LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

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PARLIAMENTARY ELECTORATES AND ELECTIONS ACT  
AMENDMENT BILL.

(MESSAGE No. 73.)

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*Ordered by the Legislative Assembly to be printed, 25 June, 1895.*

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FREDK. M. DARLEY,  
*Lieutenant-Governor.*

*Message No. 73.*

In accordance with the provisions contained in the 54th section of the Constitution Act, the Lieutenant-Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Parliamentary Electorates and Elections Act of 1893, and to repeal the Act 58 Victoria No. 1.

*Government House,*  
*Sydney, 25th June, 1895.*

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1894.  
(SECOND SESSION.)

NEW SOUTH WALES.

PARLIAMENTARY ELECTORATES AND ELECTIONS ACT OF 1893.  
(AMENDED REGULATIONS.)

Presented to Parliament, pursuant to Act 56 Vic. No. 38, sec. 141.

Chief Secretary's Office,  
Sydney, 29th June, 1894.

His Excellency the Governor, with the advice of the Executive Council, has been pleased to make the subjoined Amended Regulations in accordance with the provisions of the "Parliamentary Electorates and Elections Act of 1893."

GEORGE R. DIBBS.

- 1. Electors' Rights shall be delivered or transmitted under the provisions of section 30, between the 26th February and the 9th July, 1894, inclusive.
- 2. Any person whose name is on the General Roll, who shall not receive an Elector's Right before the 30th June, 1894, may appear before the Registrar of the District to which such Roll relates, on any day between the 1st and the 9th July, 1894, inclusive, and on making a declaration in the terms of Form 12, hereto appended, and complying with the conditions and requirements of section 31 of the Act, shall be entitled to receive from such Registrar a duplicate Elector's Right as provided by the said section.
- 3. Regulations 1 and 2, gazetted 4th June, 1894, are hereby repealed.

FORM XII.

Statutory Declaration by Elector.

I (G.H.), of (state residence), do solemnly and sincerely declare that I am the person whose name is entered on the General Roll for the Division of the Electoral District of as (G.H.), and against which the number is prefixed, and that before the day of 1894, I received no Elector's Right; and I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of an Act made and passed in the ninth year of the reign of Her present Majesty, intituled "An Act for the more effectual abolition of Oaths and Affirmations taken and made in various Departments of the Government of New South Wales, and to substitute Declarations in lieu thereof, and for the suppression of voluntary extra-judicial Oaths and Affidavits."

(Signature of declarant.)

Made before me, at , this day of 189 ,—

(A Justice of the Peace, Commissioner of the Supreme Court for taking Affidavits, or Notary Public.)

Chief Secretary's Office,  
Sydney, 10th July, 1894.

His Excellency the Governor, with the advice of the Executive Council, has been pleased to make the subjoined Amended Regulations, under the provisions of the "Parliamentary Electorates and Elections Act of 1893."

GEORGE R. DIBBS.

- 1. Electors' Rights shall be delivered or transmitted under the provisions of section 30, between the 26th February and the 31st July, 1894, inclusive.
- 2. Any person whose name is on the General Roll, who shall not received an Elector's Right before the 9th July, 1894, may appear before the Registrar of the District to which such Roll relates, on any day between the 10th and 31st July, 1894, inclusive, and on making a declaration in the terms of Form 12, hereto appended, and complying with the conditions and requirements of section 31 of the Act, shall be entitled to receive from such Registrar a duplicate Elector's Right as provided by the said section.
- 3. Regulations 1 and 2, of the Regulations gazetted 29th June last, are hereby repealed.

FORM XII.

Statutory Declaration by Elector.

I (G.H.), of (state residence), do solemnly and sincerely declare that I am the person whose name is entered on the General Roll for the Division of the Electoral District of as (G.H.), and against which the number is prefixed, and that before the day of 1894, I received no Elector's Right; and I make this solemn declaration, conscientiously believing the same to be true, and by virtue of the provisions of an Act made and passed in the ninth year of the reign of Her present Majesty, intituled "An Act for the more effectual abolition of Oaths and Affirmations taken and made in various Departments of the Government of New South Wales, and to substitute Declarations in lieu thereof, and for the suppression of voluntary extra-judicial Oaths and Affidavits."

(Signature of declarant.)

Made before me, at , this day of 189 ,—

(A Justice of the Peace, Commissioner of the Supreme Court for taking Affidavits, or Notary Public.)



1894.

(SECOND SESSION.)

## NEW SOUTH WALES.

PARLIAMENTARY ELECTORATES AND ELECTIONS ACT OF 1893.  
(AMENDED REGULATIONS.)

Presented to Parliament, pursuant to Act 56 Vic. No. 38, sec. 141.

Chief Secretary's Office,  
Sydney, 5th October, 1894.

His Excellency the Governor, with the advice of the Executive Council, has been pleased to make the subjoined Amended Regulations in accordance with the provisions of the "Parliamentary Electorates and Elections Act of 1893," extending the time of the delivery of Rights.

JAMES N. BRUNKER.

1. Electors' Rights shall be delivered or transmitted under the provisions of section 30, between the 26th February and the 10th October, 1894, inclusive.

2. Any person whose name is on the General Roll, who shall not have received an Elector's Right before the 30th September, 1894, may appear before the Registrar of the District to which such Roll relates, on any day between the 1st and 10th October, 1894, inclusive, and on making a declaration in the terms of Form 12, hereto appended, and complying with the conditions and requirements of section 31 of the Act, shall be entitled to receive from such Registrar a duplicate Elector's Right as provided by the said section.

3. Regulations 1 and 2, gazetted 10th August, 1894, are hereby repealed.

## FORM XII.

*Statutory Declaration by Elector.*

I (G.H.), of (*state residence*), do solemnly and sincerely declare that I am the person whose name is entered on the General Roll for the Division of the Electoral District of as (G.H.), and against which the number is prefixed, and that before the day of , 1894, I received no Elector's Right, and I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of an Act made and passed in the ninth year of the reign of Her present Majesty, intituled "An Act for the more effectual abolition of Oaths and Affirmations taken and made in various Departments of the Government of New South Wales, and to substitute Declarations in lieu thereof, and for the suppression of voluntary and extra-judicial Oaths and Affidavits."

(*Signature of declarant.*)

Made before me, at , this day of , 1894,—

(A Justice of the Peace, Commissioner of the Supreme Court for taking Affidavits, or Notary Public.)



1894.

(SECOND SESSION.)

---

NEW SOUTH WALES.

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PARLIAMENTARY ELECTORATES AND ELECTIONS ACT  
OF 1893 FURTHER AMENDMENT ACT OF 1894.  
(REGULATION.)

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Presented to Parliament, pursuant to Act 56 Vic. No. 38, sec. 141.

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Chief Secretary's Office, Sydney, 29 June, 1894.

HIS Excellency the Governor, with the advice of the Executive Council, has been pleased to make the subjoined Regulation, in accordance with the provisions of the "Parliamentary Electorates and Elections Act of 1893 Further Amendment Act of 1894."

GEORGE R. DIBBS.

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COPIES of Additional Rolls complete shall be furnished under the "Parliamentary Electorates and Elections Act of 1893 Further Amendment Act of 1894," on payment for each copy of the sum of sixpence.

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1894.  
(SECOND SESSION.)

NEW SOUTH WALES.

PARLIAMENTARY ELECTORATES AND ELECTIONS ACT OF 1893,  
AND THE ACTS AMENDING THE SAME.  
(AMENDED REGULATIONS.)

Presented to Parliament, pursuant to Act 56 Vic. No. 38, sec. 141.

Chief Secretary's Office,  
Sydney, 16th July, 1894.

His Excellency the Governor, with the advice of the Executive Council, has been pleased to make the subjoined Amended Regulations under the provisions of the "Parliamentary Electorates and Elections Act of 1893," and the Acts amending the same.

GEORGE R. DIBBS.

AMENDED Regulations under the Parliamentary Electorates and Elections Act of 1893 and the Acts amending the same.

1. Regulation 12 of the Regulations gazetted on the 19th October, 1893, is hereby repealed.

2. Ballot-papers for the various Electoral Districts shall be punctured under section 84 (1) of the Act with an instrument in the form of a stamp, so constructed as to mark in punctures upon the ballot-paper the marks respectively set out in the Schedule hereto; and this Regulation shall be read with all previous existing Regulations under the Act.

Electorate.	Symbol.
ALBURY .....	M
ALMA .....	F
ANNANDALE .....	S
ARGYLE .....	J
ARMIDALE .....	L
ASHBURNHAM .....	X
ASHFIELD .....	I
BALLINA .....	C
BALMAIN (NORTH) .....	U
BALMAIN (SOUTH) .....	N
BARWON, THE .....	A
BATHURST .....	K
BEGA .....	R
BINGARA .....	P
BOOROWA .....	U
BOTANY .....	T
BOURKE .....	S
BOWRAL .....	H
BRAIDWOOD .....	D
BROKEN HILL .....	X
BURWOOD .....	C
CAMDEN .....	X
CANTERBURY .....	J
CLARENCE, THE .....	X
COBAR .....	W
CONDOUBLIN .....	Z
COONAMBLE .....	B
COWRA .....	S
DARLINGTON .....	L
DENILIQUIN .....	W
DUBBO .....	G
DURHAM .....	U

Electorate.	Symbol.
EDEN-BOMBALA .....	G
GLEBE .....	R
GLLEN INNES .....	Z
GLOUCESTER .....	F
GOULBURN .....	E
GRAFTON .....	J
GRANVILLE .....	B
GRENFELL .....	I
GUNDAGAI .....	A
GUNNEDAH .....	K
HARTLEY .....	L
HASTINGS, THE, and MACLEAY, THE .....	S
HAWKESBURY, THE .....	W
HAY .....	J
HUME, THE .....	R
ILLAWARRA .....	D
INVERELL .....	O
KAHIBAH .....	W
KIAMA .....	A
LACHLAN, THE .....	O
LEIGHHARDT .....	A
LISMORE .....	Y
MACQUARIE .....	Y
MAITLAND (EAST) .....	R
MAITLAND (WEST) .....	J
MANARO .....	X
MANNING, THE .....	N
MARRICKVILLE .....	Y
MOLONG .....	P
MOREE .....	E
MORUYA .....	U
MUDGEE .....	O
MURRAY, THE .....	H
MURRUMBIDGEE, THE .....	T
NARRABRI .....	V
NEPEAN, THE .....	G
NEWCASTLE (EAST) .....	X
NEWCASTLE (WEST) .....	M
NEWTOWN—CAMPERDOWN DIVISION .....	E
NEWTOWN—ERSKINE DIVISION .....	V
NEWTOWN—ST. PETERS DIVISION .....	Q
NORTHUMBERLAND .....	B
ORANGE .....	F
PADDINGTON .....	I
PARRAMATTA .....	C

Electorate.	Symbol.
PETERSHAM .....	H
QUEANBEYAN .....	Q
QUIRINDI .....	Y
RALEIGH .....	D
RANDWICK .....	O
REDFERN .....	Z
RICHMOND, THE .....	M
ROBERTSON .....	I
RYDE .....	P
RYLSTONE .....	T
SHERBROOKE .....	R
SHOALHAVEN, THE .....	Z
SINGLETON .....	M
ST. GEORGE .....	W
ST. LEONARDS .....	Q
STURT .....	Q
SYDNEY—BELMORE DIVISION .....	J
SYDNEY—BLIGH DIVISION .....	B
SYDNEY—COOK DIVISION .....	P
SYDNEY—DENISON DIVISION .....	M
SYDNEY—FITZROY DIVISION .....	H
SYDNEY—FLINDERS DIVISION .....	K
SYDNEY—GIPPS DIVISION .....	F
SYDNEY—KING DIVISION .....	T
SYDNEY—LANG DIVISION .....	D
SYDNEY—PHILLIP DIVISION .....	U
SYDNEY—PYRMONT DIVISION .....	D
TAMWORTH .....	T
TENTERFIELD .....	K
TUMUT .....	N
TWEED, THE .....	Q
URALLA-WALCHA .....	H
WAGGA WAGGA .....	C
WALLSEND .....	V
WARATAH .....	A
WARRINGAH .....	E
WATERLOO .....	G
WAVERLEY .....	S
WELLINGTON .....	V
WENTWORTH .....	L
WEST MACQUARIE .....	N
WICKHAM .....	G
WILCANNIA .....	E
WILLOUGHBY .....	C
WOOLLAHRA .....	Z
WORONORA .....	K
YASS .....	C
YOUNG .....	F

Chief Secretary's Office,  
Sydney, 10th August, 1894.

His Excellency the Governor, with the advice of the Executive Council, has been pleased to make the subjoined Amended Regulations in accordance with the provisions of the "Parliamentary Electorates and Elections Act of 1893" and the Acts amending the same, prescribing the Puncturing Instruments to be used at the forthcoming Ministerial Elections.

JAMES N. BRUNKER.

AMENDED REGULATIONS under the "Parliamentary Electorates and Elections Act of 1893" and the Acts amending the same.

1. Ballot-papers for the Electoral Districts hereinafter mentioned shall be punctured under section 84 (1) of the Act with an instrument in the form of a stamp so constructed as to mark

in punctures upon the ballot-paper the marks respectively set out in the Schedule hereto; and this Regulation shall be read with all previous existing Regulations under the Act.

2. Regulation 2 of the Regulations gazetted on the 16th July, 1894, is hereby repealed.

SCHEDULE.

Electorate.	Symbol.
BATHURST .....	L
HARTLEY .....	K
THE MANNING .....	O
SINGLETON .....	H
SYDNEY—KING DIVISION .....	D

Chief Secretary's Office,  
Sydney, 10th August, 1894.

His Excellency the Governor, with the advice of the Executive Council, has been pleased to make the subjoined Amended Regulations, in accordance with the provisions of the "Parliamentary Electorates and Elections Act of 1893," extending the time of the delivery of Rights.

JAMES N. BRUNKER.

1. Electors' Rights shall be delivered or transmitted under the provisions of section 30, between the 26th February and the 30th September, 1894, inclusive.

2. Any person whose name is on the General Roll, who shall not have received an Elector's Right before the 31st July, 1894, may appear before the Registrar of the District to which such Roll relates, on any day between the 1st August and 30th September, 1894, inclusive, and on making a declaration in the terms of Form 12, hereto appended, and complying with the conditions and requirements of section 31 of the Act, shall be entitled to receive from such Registrar a duplicate Elector's Right as provided by the said section.

3. Regulations 1 and 2, gazetted 10th July, 1894, are hereby repealed.

FORM XII.

*Statutory Declaration by Elector.*

I (G.H.), of (state residence), do solemnly and sincerely declare that I am the person whose name is entered on the General Roll for the Division of the Electoral District of as (G.H.), and against which the number is prefixed, and that before the day of , 1894, I received no Elector's Right; and I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of an Act made and passed in the ninth year of the reign of Her present Majesty, intituled "An Act for the more effectual abolition of Oaths and Affirmations taken and made in various Departments of the Government of New South Wales, and to substitute Declarations in lieu thereof, and for the suppression of voluntary and extra-judicial Oaths and Affidavits."

(Signature of declarant.)

Made before me, at , this day of , 1894—

(A Justice of the Peace, Commissioner of the Supreme Court for taking Affidavits, or Notary Public.)



1894.

(SECOND SESSION.)

NEW SOUTH WALES.

PARLIAMENTARY ELECTORATES AND ELECTIONS ACT OF 1893,  
AND PARLIAMENTARY ELECTORATES AND ELECTIONS ACT  
OF 1893 FURTHER AMENDMENT ACT OF 1894.  
(REGULATIONS.)

Presented to Parliament, pursuant to Act 56 Vic. No. 38, sec. 141.

Chief Secretary's Office,

Sydney, 8th June, 1894.

His Excellency the Governor, with the advice of the Executive Council, has been pleased to make the subjoined Regulations under the "Parliamentary Electorates and Elections Act of 1893" and the "Parliamentary Electorates and Elections Act of 1893 Further Amendment Act of 1894."

GEORGE R. DIBBS.

(1.) The Book to be kept under section 82 (11) shall be signed by the Chief Electoral Officer and contain the following particulars:—

The number of Elector's Right, Electoral District and Division, signature or distinguishing mark, place of residence, and occupation of such person.

(2.) The Chief Electoral Officer shall sign or affix or cause to be affixed a fac-simile of his signature to each Elector's Right issued under Section 1 of the Parliamentary Electorates and Elections Act of 1893 Further Amendment Act of 1894, and it shall not be necessary for any Registrar to sign any such Elector's Right; and the Form contained in Schedule "A" of the Parliamentary Electorates and Elections Act of 1893 is hereby amended in respect of the aforesaid Electors' Rights issued under the said Section 1, by the insertion of the words "Chief Electoral Officer" in place of the word "Registrar," both on the butt and the Elector's Right.



1894.

(SECOND SESSION.)

—  
LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

—  
ELECTION PETITION—TUCKER *v.* FITZGERALD—ROBERTSON.  
—

REPORT FROM THE COMMITTEE

OF

ELECTIONS AND QUALIFICATIONS;

TOGETHER WITH THE

PROCEEDINGS OF THE COMMITTEE

AND

MINUTES OF EVIDENCE.

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ORDERED BY THE LEGISLATIVE ASSEMBLY TO BE PRINTED,  
25 *September*, 1894.

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SYDNEY: CHARLES POTTER, GOVERNMENT PRINTER.

—  
1894.

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1894.  
(SECOND SESSION.)

EXTRACTS FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

ELECTION PETITION—TUCKER *v.* FITZGERALD—ROBERTSON.

VOTES No. 1. TUESDAY, 7 AUGUST, 1894.

11. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—Mr. Speaker, pursuant to the requirements of the Parliamentary Electorates and Elections Act of 1893, 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 Parliamentary Electorates and Elections Act of 1893, I do hereby appoint—

“Thomas Bavister, Esquire,  
“William Patrick Crick, Esquire,  
“James Gormly, Esquire,  
“James Hayes, Esquire,  
“William McMillan, Esquire,

“Philip Henry Morton, Esquire,  
“Varney Parkes, Esquire,  
“Bernhard Ringrose Wise, Esquire,  
“Francis Augustus Wright, 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 August, in the year of our Lord one thousand eight hundred and  
“ninety-four.

“J. P. ABBOTT,  
“Speaker.”

VOTES No. 5. TUESDAY, 4 SEPTEMBER, 1894.

3. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

(1.) *Maturity of Warrant reported.*—Mr. Speaker reported that his Warrant, appointing the Committee of Elections and Qualifications for the present Session, laid upon the Table on Tuesday, 7th August, 1894, 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 125th section of the Parliamentary Electorates and Elections Act of 1893.

(2.) *Members Sworn.*—Thomas Bavister, Esquire, James Gormly, Esquire, James Hayes, Esquire, William McMillan, Esquire, Philip Henry Morton, Esquire, Varney Parkes, Esquire, Bernhard Ringrose Wise, Esquire, and Francis Augustus Wright, Esquire, came to the Table and were sworn by the Clerk as Members of the Committee.

(3.) *Appointment of First Meeting of Committee.*—Pursuant to the requirement of the 125th section of the Parliamentary Electorates and Elections Act of 1893, Mr. Speaker appointed the first meeting of the Committee of Elections and Qualifications, to take place at half-past Eleven o'clock a.m., on Thursday next, the 6th instant, in Committee Room No. 1.

10. ELECTION PETITION (*Robertson*):—Mr. Brunker, *by command*, laid upon the Table an Election Petition, which had been addressed to His Excellency the Governor, from Edwin Tucker, of Orange, in the Colony of New South Wales, Baptist Minister, alleging that at the General Election held in the present year Petitioner was a candidate for the Electoral District of Robertson; that the Returning Officer declared R. G. D. FitzGerald to be duly elected; that the ballot-papers or votes have been incorrectly counted, and that a proper count of the same would show a majority of votes in Petitioner's favour; that certain votes in favour of Petitioner were improperly declared to be informal; that certain persons not legally qualified to vote were permitted to record votes at the booths at Muswellbrook and Murrurundi; that the Returning Officer at Scone, contrary to law, delivered to one voter more than one ballot-paper; that during the prescribed hours for voting the doors of the polling-place at Gundy were not open, whereby one or more intending voters were prevented from recording their votes at that polling-place; and praying for a recount of the votes recorded at the election for the said Electorate, and that on the grounds appearing in this Petition it may be declared the said R. G. D. FitzGerald was not duly elected to be a Member of the said Legislative Assembly, and that Petitioner was duly elected as a Member of the said Legislative Assembly, or that the said election of a Member for the said Electoral District of Robertson may be declared to have been wholly void.
- Ordered, on motion of Mr. Brunker, that the Petition be referred to the Committee of Elections and Qualifications.

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VOTES NO. 6. WEDNESDAY, 5 SEPTEMBER, 1894.

16. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—William Patrick Crick, Esquire, came to the Table and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.

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VOTES NO. 14. TUESDAY, 25 SEPTEMBER, 1894.

2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS—(*Election Petition—Tucker v. FitzGerald—Robertson*):—Mr. Hayes, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Committee of Elections and Qualifications, to whom was referred, on 4th September, 1894, the Petition of Edwin Tucker in reference to the election and return of Robert George Dundas FitzGerald, as Member for the Electoral District of Robertson.

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

“The Committee of Elections and Qualifications, duly appointed on 7th August, 1894, to whom was referred on 4th September, 1894, a Petition from Edwin Tucker, of Orange, in the Colony of New South Wales, Baptist Minister, alleging that at the General Election held in the present year, Petitioner was a candidate for the Electoral District of Robertson; that the Returning Officer declared R. G. D. FitzGerald to be duly elected; that the ballot-papers or votes have been incorrectly counted, and that a proper count of the same would show a majority of votes in Petitioner's favour; that certain votes in favour of Petitioner were improperly declared to be informal; that certain persons not legally qualified to vote were permitted to record votes at the booths at Muswellbrook and Murrurundi; that the Returning Officer at Scone, contrary to law, delivered to one voter more than one ballot-paper; that during the prescribed hours for voting the doors of the polling-place at Gundy were not open, whereby one or more intending voters were prevented from recording their votes at that polling-place; and praying for a recount of the votes recorded at the election for the said Electorate, and that on the grounds appearing in this Petition it may be declared the said R. G. D. FitzGerald was not duly elected to be a Member of the said Legislative Assembly, and that Petitioner was duly elected as a Member of the said Legislative Assembly, or that the said election of a Member for the said Electoral District of Robertson may be declared to have been wholly void, have determined and do hereby declare—

- “1. That Robert George Dundas FitzGerald, Esquire, the sitting Member has been duly elected as Member for the Electoral District of Robertson.
- “2. That the Petition of Edwin Tucker, Esquire, is not frivolous nor vexatious.
- “3. That the sum of £20 be awarded to the sitting Member towards his costs and expenses, such amount to be paid by the Petitioner to the sitting Member.

“No. 1 Committee Room,  
“Legislative Assembly,  
“20th September, 1894.”

“J. HAYES,  
“Chairman.

Ordered, on motion of Mr. Hayes, that the Report and Minutes of Proceedings and Evidence be printed.

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1894.

(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

**ELECTION PETITION—TUCKER *v.* FITZGERALD—ROBERTSON.**

REPORT FROM THE COMMITTEE  
OF  
**ELECTIONS AND QUALIFICATIONS.**

THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS, duly appointed on 7th August, 1894, to whom was referred on 4th September, 1894, a Petition from Edwin Tucker, of Orange, in the Colony of New South Wales, Baptist Minister, alleging that at the General Election, held in the present year, Petitioner was a candidate for the Electoral District of Robertson; that the Returning Officer declared R. G. D. FitzGerald to be duly elected; that the ballot-papers or votes have been incorrectly counted, and that a proper count of the same would show a majority of votes in Petitioner's favour; that certain votes in favour of Petitioner were improperly declared to be informal; that certain persons not legally qualified to vote were permitted to record votes at the booths at Muswellbrook and Murrurundi; that the Returning Officer at Scone, contrary to law, delivered to one voter more than one ballot-paper; that during the prescribed hours for voting the doors of the polling-place at Gundy were not open, whereby one or more intending voters were prevented from recording their votes at that polling-place; and praying for a recount of the votes recorded at the election for the said Electorate, and that on the grounds appearing in this Petition it may be declared the said R. G. D. FitzGerald was not duly elected to be a Member of the said Legislative Assembly, and that Petitioner was duly elected as a Member of the said Legislative Assembly, or that the said election of a Member for the said Electoral District of Robertson may be declared to have been wholly void, have determined and do hereby declare:—

1. That Robert George Dundas FitzGerald, Esquire, the sitting Member, has been duly elected as Member for the Electoral District of Robertson.
2. That the Petition of Edwin Tucker, Esquire, is not frivolous nor vexatious.
3. That the sum of £20 be awarded to the sitting Member towards his costs and expenses, such amount to be paid by the Petitioner to the sitting Member.

J. HAYES,  
Chairman.

No. 1 Committee Room, Legislative Assembly,  
20th September, 1894.

1894.  
(SECOND SESSION.)

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MINUTES OF THE PROCEEDINGS OF THE COMMITTEE OF ELECTIONS AND  
QUALIFICATIONS.

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*In the matter of the Election Petition which had been addressed to His Excellency the Governor, from Edwin Tucker, of Orange, in the Colony of New South Wales, Baptist Minister, alleging that at the General Election held in the present year, Petitioner was a candidate for the Electoral District of Robertson; that the Returning Officer declared R. G. D. FitzGerald to be duly elected; that the ballot-papers or votes have been incorrectly counted, and that a proper count of the same would show a majority of votes in Petitioner's favour; that certain votes in favour of Petitioner were improperly declared to be informal; that certain persons not legally qualified to vote were permitted to record votes at the booths at Muswellbrook and Murrurundi; that the Returning Officer at Scone, contrary to law, delivered to one voter more than one ballot-paper; that during the prescribed hours for voting the doors of the polling-place at Gundy were not open, whereby one or more intending voters were prevented from recording their votes at that polling-place; and praying for a recount of the votes recorded at the election for the said Electorate, and that on the grounds appearing in this Petition it may be declared the said R. G. D. FitzGerald was not duly elected to be a Member of the said Legislative Assembly, and that Petitioner was duly elected as a Member of the said Legislative Assembly, or that the said Election of a Member for the said Electoral District of Robertson may be declared to have been wholly void.*

THURSDAY, 6 SEPTEMBER, 1894.

MEMBERS PRESENT:—

Mr. Parkes,		Mr. Hayes,
Mr. Bavister,		Mr. Morton,
Mr. Gormly,		Mr. McMillan,
	Mr. Crick.	

In attendance,—  
The Second Clerk Assistant.

1. On motion of Mr. Crick, Mr. Hayes called to the Chair.
2. The Clerk, by direction of the Chairman, read the extracts from the Votes and Proceedings referring to the appointment of the Committee. [*Vide Extracts, page 3.*]
3. Committee deliberated, and decided to proceed with the Petition "Tucker v. FitzGerald—Robertson."
4. The Clerk, by direction of the Chairman, read the extract from the Votes and Proceedings by which the Petition of Edwin Tucker, Esquire, was referred to the Committee. [*Vide Extracts, page 4.*]
5. The Clerk then, by direction of the Chairman, read the Petition of Edwin Tucker, Esquire, to which the bank deposit receipt was attached, as follows:—

To His Excellency the Right Honorable Sir ROBERT WILLIAM DUFF, a Member of Her Majesty's Privy Council, Knight Grand Cross Saint Michael and Saint George, Governor of the Colony of New South Wales.

The humble Petition of Edwin Tucker, of Orange, in the Colony of New South Wales, Baptist Minister,—

SHOWETH:—

1. That at the General Election held in the present year, your Petitioner, together with R G D FitzGerald and Michael Hickey, were candidates for the Electoral District of Robertson.
2. That on the eighteenth day of July last past, the Returning Officer for the said Electorate declared that the following were the votes recorded for the various candidates:—For the said R G D FitzGerald, nine hundred and three votes; for your Petitioner, nine hundred votes; and for the said Michael Hickey, a certain small number of votes; and declared the said R G D FitzGerald to be duly elected Member for the said Electorate of Robertson.
3. That your Petitioner is informed and believes that the ballot-papers or votes have been incorrectly counted, and that a proper count of the same would show a majority of votes in his favour.
4. That your Petitioner is informed and believes that certain votes in favour of your Petitioner were improperly declared to be informal.
5. That your Petitioner is informed and believes certain persons not legally qualified to vote were permitted to record votes at the booths at Muswellbrook and Murrurundi.
6. That your Petitioner is informed and believes the Returning Officer at Scone, contrary to the law, delivered to one voter more than one ballot-paper.
7. That your Petitioner is informed and believes that during the prescribed hours for voting the doors of the polling-place at Gundy were not open, whereby one or more intending voters were prevented from recording their votes at the said polling-place at Gundy.
8. And for the foregoing reasons your Petitioner complains that the said R G D FitzGerald has been unduly elected as Member for the Electoral District of Robertson, to serve in the Legislative Assembly of New South Wales.



9. That your Petitioner has paid into the Head Office of the Commercial Banking Company of Sydney (Limited), one of the Banks regulated by law, the sum of fifty pounds, to the credit of the Honorable the Speaker of the Legislative Assembly, in relation to this Petition, and annexed hereto is the bank deposit receipt for the said sum.

Your Petitioner prays as follows:—

- (1.) That Your Excellency may direct a recount of the votes recorded at the Election for the said Electorate to be taken.
- (2.) That on the grounds appearing in this Petition it may be declared the said R. G. D. FitzGerald was not duly elected to be a Member of the said Legislative Assembly, and that your Petitioner was duly elected as a Member of the said Legislative Assembly, or that the said election of a Member for the said Electoral District of Robertson may be declared to have been wholly void.

And your Petitioner, as in duty bound, will ever pray, &c.

Dated this first day of September, in the year of Our Lord one thousand eight hundred and ninety-four.

EDWIN TUCKER.

Head Office, 1 September, 1894.

Paid to the credit of the Speaker, for the time being, of the Legislative Assembly of N. S. Wales, with the Commercial Banking Company of Sydney (Limited), the sum of Fifty Pounds,  
Teller,—A. E. SMITH.

Duplicate,  
£50.

By EDWIN TUCKER.

6. Committee deliberated, and ordered that summonses, as applied for, be sent to the parties, and that the hearing be adjourned to Tuesday next at half-past eleven.
7. Committee adjourned until Tuesday next at half-past eleven o'clock.

R. W. ROBERTSON,  
Second Clerk Assistant.

TUESDAY, 11 SEPTEMBER, 1894.

MEMBERS PRESENT:—

Mr. Hayes in the Chair.

Mr. Gormly,		Mr. Wright,
Mr. Morton,		Mr. Bavister,
	Mr. Crick.	

In attendance,—

The Second Clerk Assistant.

1. The Clerk, by direction of the Chairman, read the minutes of the previous meeting, which were confirmed.
2. The Clerk submitted letter from the Honorable the Speaker, enclosing certified copy of a letter which had been received from Robert George Dundas FitzGerald, the sitting Member for Robertson, giving notice of his intention to defend his Seat, which he read as follows:—

“The Speaker’s Room, Legislative Assembly, Sydney, 10 September, 1894.

“To the Committee of Elections and Qualifications.

“Gentlemen,

“I have the honor to transmit to you herewith a copy of a letter which has been received by me from Robert George Dundas FitzGerald, Esquire, the sitting Member for Robertson, giving notice of his intention to defend his return, against which a Petition is now under your consideration.

“I have, &c.,

“J. P. ABBOTT,

“Speaker.”

Sir,

In accordance with the 133rd clause of the Parliamentary Electorates and Elections Act of 1893, I have the honor to inform you that it is my intention to defend my Seat as Member for the Electoral District of Robertson, before the Committee of Elections and Qualifications, to whom was referred a Petition from Edwin Tucker, touching the validity of my election and return as Member for the said Electoral District.

I have, &c.,

R. GEO. D. FITZGERALD.

The Honorable the Speaker, Legislative Assembly.  
A true copy.—J. P. ABBOTT, Speaker.

3. Committee deliberated as to course of procedure.
4. Parties called in.

*Present:—*Edwin Tucker, Esquire (*Petitioner*).

W. E. Hawkins, Esquire (*Solicitor for Petitioner*).

Robert George Dundas FitzGerald, Esquire (*the sitting Member*).

Henry E. Cohen, Esquire (*Counsel for sitting Member*).

5. Frederick William Webb, Esquire, C.M.G., Clerk of the Legislative Assembly, called in, sworn, and examined.  
Witness produced the Writ of Election, certifying to the return of Robert George Dundas FitzGerald as Member for Robertson.  
Witness also produced parcels containing the ballot-papers, &c., received from the Returning Officer for Robertson.  
Witness withdrew.
6. Edwin Tucker, Esquire (*the Petitioner*), sworn, and examined.
7. Mr. Francis Mantova (*Scrutineer for Mr. Tucker at Scone*) called in, sworn, and examined.  
Witness withdrew.
8. Mr. Charles Sykes (*Deputy Returning Officer at Aberdeen*) called in, sworn, and examined.  
Witness withdrew.
9. Room cleared and Committee deliberated in reference to the scrutiny of the ballot-papers.  
Committee adjourned to To-morrow at half-past one o'clock.

R. W. ROBERTSON,  
Second Clerk Assistant.

WEDNESDAY,

WEDNESDAY, 12 SEPTEMBER, 1894.

MEMBERS PRESENT:—

Mr. Hayes in the Chair.

Mr. Gormly,	Mr. Bavister,
Mr. Wright,	Mr. Morton,
Mr. Parkes,	Mr. McMillan,
Mr. Wise,	Mr. Crick.

In attendance,—

The Second Clerk Assistant.

1. The Clerk, by direction of the Chairman, read the minutes of the previous meeting, which were confirmed.
2. Committee deliberated further as to scrutiny of ballot-papers.
3. Mr. Wise moved,—“That where a Petition asks for a recount of votes, it shall not be granted without *prima facie* evidence is given in support of the application.”  
Question put and passed.
4. Committee adjourned to Wednesday next at half-past Eleven o'clock.

R. W. ROBERTSON,  
Second Clerk Assistant.

WEDNESDAY, 19 SEPTEMBER, 1894.

MEMBERS PRESENT:—

Mr. Hayes in the Chair.

Mr. Gormly,	Mr. Wright,
Mr. Morton,	Mr. Bavister,
	Mr. Crick.

In attendance,—

The Second Clerk Assistant.

1. The Clerk, by direction of the Chairman, read the minutes of the previous meeting, which were confirmed.
2. Parties called.  
*Present* :—Edwin Tucker, Esquire (*Petitioner*).  
W. E. Hawkins, Esquire (*Solicitor for Petitioner*).  
Robert George Dundas FitzGerald, Esquire (*the sitting Member*).  
Henry E. Cohen, Esquire (*Counsel for sitting Member*).
3. Mr. Frank Lowe (*Scrutiner for Mr. Tucker at Muswellbrook*) called in, sworn, and examined.  
Witness withdrew.
4. Mr. Francis Mantova, re-called and further examined.  
Witness withdrew.
5. Mr. John Alexander Wiseman called in, sworn, and examined.  
Witness withdrew.
6. Mr. Andrew Teys (*Scrutiner for Mr. Tucker at Murrurundi*) called in, sworn, and examined.
7. Mr. Francis Mantova re-called and further examined.  
Witness withdrew.
8. Mr. Hawkins and Mr. Cohen addressed the Committee, and Mr. Hawkins replied.
9. Room cleared and Committee deliberated and decided that the evidence did not support the allegations made in the Petition, in regard to certain irregularities during the election.
10. Mr. Gormly moved,—“That a recount of the ballot-papers be allowed.”  
Question put.  
Committee divided.

Ayes.	Noes.
Mr. Hayes,	Mr. Crick.
Mr. Gormly,	
Mr. Parkes,	
Mr. Bavister,	
Mr. Wright.	

And so it was resolved in the affirmative.

11. The Committee proceeded to the scrutiny of the ballot-papers.  
Committee adjourned to To-morrow at half-past Six o'clock.

R. W. ROBERTSON,  
Second Clerk Assistant.

THURSDAY, 20 SEPTEMBER, 1894.

MEMBERS PRESENT:—

Mr. Hayes in the Chair.

Mr. Wise,	Mr. Bavister,
Mr. Parkes,	Mr. Gormly,
Mr. Wright,	Mr. Morton,
	Mr. Crick.

In attendance,—

The Second Clerk Assistant.

1. The Clerk, by direction of the Chairman, read the minutes of the previous meeting, which were confirmed.
2. Mr. Morton moved,—“That if the surname on a ballot-paper be struck through, notwithstanding that the Christian names have not been struck through, the Paper shall be considered a formal vote.”  
Question put and passed.

3. Committee resumed the scrutiny of the ballot-papers.
4. Committee deliberated, and the scrutiny being concluded, the Chairman read the result as follows:—  
For Mr. FitzGerald, 901 votes.  
For Mr. Hickey, 138 votes.  
For Mr. Tucker, 900 votes.  
Informal, 48.
5. Committee deliberated as to their Report.  
Mr. Gormly moved,—“That Robert George Dundas FitzGerald, Esquire, the sitting Member, has  
“been duly elected, as Member for the Electoral District of Robertson.”  
Question put and passed.
6. Mr. Bavister moved,—“That the Petition of Edwin Tucker, Esquire, is not frivolous nor vexatious.”  
Question put and passed.
7. Mr. Crick moved,—“That the sum of £20 be awarded to the sitting Member towards his costs and  
“expenses, such amount to be paid by the Petitioner to the sitting Member.”  
Question put and passed.
8. Resolved,—That the conclusions at which the Committee have arrived be embodied in a Report, and  
presented to the House.  
Committee adjourned to Tuesday next, at Twelve o'clock.

R. W. ROBERTSON,  
*Second Clerk Assistant.*

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COMMITTEE  
OF  
ELECTIONS AND QUALIFICATIONS.

ELECTION PETITION—TUCKER v. FITZGERALD—ROBERTSON.

TUESDAY, 11 SEPTEMBER, 1894.

Present:—

Mr. Hayes,	Mr. Morton,
Mr. Wright,	Mr. Bavister,
Mr. Gormly,	Mr. Crick.

James Hayes, Esq., in the Chair.

Mr. Cohen, counsel for Mr. FitzGerald.  
Mr. Hawkins, solicitor, for Mr. Tucker.

Frederick William Webb, Esq., C.M.G., called in, sworn, and examined:—

- F. W. Webb,** Esq., C.M.G., 11 Sept., 1894. 1. *Chairman.*] You are the Clerk of the Legislative Assembly? Yes.  
2. Do you produce the writ returned for Robertson? I produce the writ issued by His Excellency the Governor on the 29th day of June, 1894, and returned to him in due course by the Returning Officer, certifying that Robert George Dundas FitzGerald was duly chosen a Member to serve in the Legislative Assembly of New South Wales for the electoral district of Robertson.  
3. Do you produce the ballot-papers sent in by the Returning Officer? I produce four parcels containing the ballot-papers as transmitted to me by the Returning Officer for the electoral district of Robertson, certified to by him, and noted by me in the usual way as having been received from him.

Mr. Edwin Tucker called in, sworn, and examined:—

- Mr. E. Tucker,** 11 Sept., 1894. 4. *Mr. Hawkins.*] You were a candidate at the recent general election for the electoral district of Robertson? I was.  
5. You have presented a petition against the return of Mr. R. G. D. FitzGerald? Yes.  
6. That is your petition? Yes, and my signature.  
7. The grounds set out therein are the grounds upon which you contend that Mr. FitzGerald was improperly elected? Yes.

Mr. Francis Mantova called in, sworn, and examined:—

- Mr. F. Mantova,** 11 Sept., 1894. 8. *Mr. Hawkins.*] You were scrutineer for Mr. Tucker at Scone? Yes.  
9. Did you notice amongst the voting-papers any which were declared to be informal, but which you think were improperly declared so? Yes, I think I noticed two—two that I remember distinctly.  
10. Can you explain in what the alleged informality consisted? Yes; the ballot-papers were marked "FitzGerald, Robert George Dundas; Hickey, Michael."  
11. There was another name? Yes; "Tucker, Edwin." "Robert George Dundas" was scratched out; "Michael" was scratched out, and "Tucker, Edwin" was left intact.  
12. That refers to how many votes? As far as I remember, there were two; but not thinking that any proceedings would take place, I only took passing notice.  
13. How many votes were declared to be informal at Scone? Fourteen.  
14. By whom were the votes counted? By the Returning Officer, Edward Solomons.  
15. Do you mean the presiding officer? Yes.  
16. *Mr. Morton.*] The presiding officer was the Returning Officer of the district? Yes.  
17. *Mr. Hawkins.*] No one checked his count? No.  
18. *Chairman.*] Did not the poll-clerk check with him? Mr. Solomons, the Returning Officer, would examine the ballot-paper, and would say "FitzGerald," and put it into a heap; or "Tucker," and put it in another heap; and the same with informals or papers marked "Hickey." All that I examined were the votes declared to be informal.  
19. You had a right to see all the votes? Well, I did not see them.  
20. You were not prevented by the Returning Officer from seeing them? No; but I did not think I had that right.  
21. *Mr. Hawkins.*] You only know of two votes improperly declared to be informal at Scone? Yes, so far as I remember.  
22. Have you any reason to believe that there were other informal votes? There may have been. There were fourteen informal votes altogether, but those two I noticed particularly.  
23. *Mr. Wright.*] Was any other scrutineer present? No. I was scrutineer for Mr. Tucker, and there was another scrutineer for Mr. Hickey, but not in that booth. There were only two.  
24. *Mr. Cohen.*] There was no scrutineer for Mr. FitzGerald? No.

Mr.

Mr. Charles Sykes called in, sworn, and examined:—

25. *Mr. Hawkins.*] You were the Deputy Returning Officer at Aberdeen? Yes.
26. In your capacity as Deputy Returning Officer how many votes did you declare to be informal? Three.
27. Can you explain in what the informality of those three votes consisted? Yes; I think I can in two cases, but I would not be sure about the third.
28. Will you explain to the Committee why you declared those two votes to be informal? Well, in one case the whole of the candidates' names were scratched out, and the name of Mr. Tucker put in blue pencil over them.
29. Will you explain the other instances? In another paper at Mr. FitzGerald's name there was just a simple cross put over it, and Mr. Hickey's name had another cross over it.
30. Leaving Mr. Tucker's name intact? There was nothing at Mr. Tucker's name. The third informality I am not sure about. If I recollect aright, I think there was a cross put on one side and on the other of all three of the names, but I am not quite sure.
31. *Mr. Cohen.*] Do you remember whether, when these papers were examined, the scrutineers were referred to as to whether they were satisfied that the votes should be declared informal? Yes; I asked the scrutineers if they were perfectly satisfied with what was done.
32. You referred to the scrutineers as to whether they were satisfied that those two votes should be declared informal? I asked the scrutineers if they were satisfied with the whole of the proceedings—the count and everything. I put it to them, "Gentlemen, are you perfectly satisfied with this count and everything," and they said that they were perfectly satisfied.
33. Did the scrutineers take part in the count? The scrutineers, as I called the names out, took a count somehow—I do not know how—and when it was all done, they all tallied—their numbers and the number of votes recorded. The informal votes were laid aside and they looked at them.
34. *Mr. Crick.*] The work was not done hurriedly—plenty of time was taken? Nothing was done hurriedly. Everything was done in proper order, and the poll was not declared until everything was sealed up.
35. *Mr. Wright.*] Did your poll-clerk see the ballot-papers as you took them out of the ballot-box? The whole of the poll-clerks and the scrutineers. They sat round a smaller table than this, and I think all saw them.
36. *Mr. Cohen.*] Was each of the candidates represented by a scrutineer? Mr. FitzGerald and Mr. Tucker were.

Mr. C. Sykes.  
11 Sept., 1894.

WEDNESDAY, 19 SEPTEMBER, 1894.

Present:—

Mr. Bavister,		Mr. Hayes,
Mr. Crick,		Mr. Morton,
Mr. Gormly,		Mr. Parkes,
	Mr. Wright.	
	James Hayes, Esq., in the Chair.	

Mr. Cohen, counsel, attended on behalf of Mr. R. G. D. FitzGerald.  
Mr. Hawkins, solicitor, attended on behalf of Mr. Edwin Tucker.

Mr. Frank Lowe called in, sworn, and examined:—

37. *Mr. Hawkins.*] You were a scrutineer for Mr. Tucker at Muswellbrook? Yes.
38. How many votes, so far as you remember, were declared to be informal at Muswellbrook? I think there were five.
39. Were any of those five, in your opinion, wrongly declared to be informal? There was only one.
40. Will you explain in what the alleged informality consisted? A gentleman who went to vote drew the pencil through Mr. FitzGerald's name and through Mr. Hickey's name, and in drawing the pencil back a faint mark was made on the top of Mr. Tucker's name.
41. *Mr. Wright.*] Not through his name? No; just on the top.
42. *Mr. V. Parkes.*] Did the pencil touch the name? No; it was just as he drew his pencil back.
43. *Mr. Crick.*] He did not touch Tucker's name at all? No.
44. *Mr. Hawkins.*] That vote you consider to have been wrongly declared informal? Yes; that was the only one.
45. *Mr. Cohen.*] Are you quite certain that the pencil mark did not touch Tucker's name? Yes; I could swear to that. A faint mark was left just above the top of Mr. Tucker's name.
46. Were you present when the count took place? Yes.
47. Who was present besides you? There was Mr. Clendenning, Mr. Luscombe, Mr. Lyons, Mr. Flemming, Mr. Weedman, and myself.
48. Who was the Presiding Officer? Mr. Clendenning at the booth where I was.
49. Are you quite certain that this vote was put aside amongst the informal votes? Yes.
50. Was attention called to it at the time? Mr. Clendenning showed the paper and said, "There is a mark on the top; I will count this as informal," so Mr. Weedman said, "Very well."
51. Who was Mr. Weedman? He was scrutineer in the No. 2 booth.
52. For whom? For Mr. Tucker.
53. I want to ask you again, are you quite certain that the line did not touch or go through Mr. Tucker's name? Yes, I could see it—it was just a faint mark with a blue pencil.
54. Was not objection taken to the vote being reckoned an informal one? No.
55. When you say that the pencil mark was just on the top of Mr. Tucker's name, do you mean to say positively that it did not go through either the capital "T" in Tucker or the capital "E" in Edwin? Yes; that is what I mean.
56. *Mr. V. Parkes.*] It just touched the capitals? Yes.
57. *Mr. Cohen.*] You are quite sure that it did not go right through the middle of the capitals? No.

Mr. F. Lowe.  
19 Sept., 1894.

[Witness illustrated on paper the direction of the pencil mark.]

- Mr. F. Lowe. 58. *Mr. Crick.*] Lines were drawn through two of the names, and there was also a third line? Yes.  
 59. Was it a distinct line or a sort of back mark? Just a back mark.  
 19 Sept., 1894. 60. *Mr. V. Parkes.*] It was a connected return line? Yes; made as he was drawing his pencil back.  
 61. *Mr. Crick.*] You were there for Mr. Tucker? Yes; I was scrutineer for him.  
 62. And Mr. Weedman was too? Yes.  
 63. You both agreed to this vote being counted as informal? Yes.  
 64. Why? It was my first time as scrutineer, and I did not know quite what to do, so I left it to Mr. Weedman to decide. He was older than I was.  
 65. Has he been scrutineer before? Yes.  
 66. The ballot-paper was shown to him by the Presiding Officer? Yes.  
 67. And all present agreed that it was an informal vote? Yes.  
 68. When did you come to the conclusion that it was not an informal vote? Mr. Weedman said that it ought not to have been counted as an informal vote, because of this faint mark.  
 69. When was that? In the polling booth.  
 70. Did you say anything to the Presiding Officer about it? No.  
 71. Did Mr. Weedman? Mr. Weedman said to Mr. Glendenning that it ought to be counted as a formal vote, but Mr. Glendenning said "No."  
 72. Was this after the papers were sealed up? No; it was when we were counting them.  
 73. But I thought you said that you all agreed that it was an informal vote. I asked you first of all if all present agreed that it was an informal vote when the Presiding Officer showed it to you? When he took it out of the ballot-box?  
 74. Yes? No, only myself and Mr. Weedman.  
 75. Did you at the time say to the Presiding Officer that it was an informal vote? No.  
 76. Did Mr. Weedman? No.  
 77. The Presiding Officer said that it was an informal vote, and you did not object, neither did Mr. Weedman? Mr. Weedman said to him that he reckoned that it ought to be counted as a formal vote.  
 78. *Mr. Wright.*] Did not you as scrutineer know that you had the power to object to any proceedings on the part of the Returning Officer if you thought that they were wrong? Yes, I read the rules; but I did not want to object to anything, because I could trust the gentlemen at the table.  
 79. May I ask what you thought you were there for, if it was not to protect the interests of the gentleman you were representing? I did not think there was anything carried on at the booth.  
 80. You were perfectly satisfied with the proceedings? Yes; I was perfectly satisfied with the gentlemen sitting at the table.  
 81. *Mr. Morton.*] Still you think something did go wrong; you think the Returning Officer counted as informal what was a correct vote? Yes.

Mr. Francis Mantova recalled and further examined:—

- Mr. F. Mantova. 82. *Mr. Hawkins.*] You gave evidence before the Committee on the 11th instant? Yes.  
 19 Sept., 1894. 83. You then stated that two votes out of fourteen which were declared to be informal were, in your opinion, wrongly declared to be so? Yes; as far as I remember there were two.  
 84. Can you remember any others which, in your opinion, were wrongly declared to be informal? Well, there was one; but I would not like to swear to it. Although I fancy it was marked properly on the face, the elector put his initials on the back.  
 85. Initials of some kind were put on the back of the paper? Yes.  
 86. That vote was declared to be informal? Yes.  
 87. Though upon the face of it it appeared to be regular? Yes.  
 88. Is that the only one that you remember? I only took a passing notice, as I explained before.  
 89. *Mr. Cohen.*] I do not see what you mean by saying that there was one vote you would not like to swear to? Well, I only took a passing notice, if you understand, of this vote. I just looked over the informal votes, and seeing this marked on the face properly, as I thought, I turned it over, and there were initials above the Presiding Officer's initials.  
 90. On the back of the paper? Yes.  
 91. Have you a clear recollection of what was on the face of it? No, I cannot say who the vote was recorded for.  
 92. *Mr. Morton.*] The Returning Officer put the paper aside as informal, because there were initials on the back? Yes. He said, "I will decide that presently," and when all the votes were counted he looked at the back again and said, "I will declare that informal." I think it came about in this way: The Presiding Officer in No. 2 booth would say to the electors, "Fold your papers so that I can see the puncture mark and the initials," and the voter evidently thought the Presiding Officer told him to put his initials on the paper.  
 93. You cannot say for whom that vote was given? No; I would not like to swear.  
 94. *Mr. Crick.*] Why did you not give this evidence last time you were here? The question was not asked me, I think, and it was brought to my mind since.  
 95. By whom? By Mr. Tucker, to speak truly.  
 96. *Mr. Hawkins.*] You had mentioned the matter to me before coming here on the last occasion? I do not think I mentioned it to you.

Mr. John Alexander Wiseman called in, sworn, and examined:—

- Mr. J. A. Wiseman. 97. *Mr. Hawkins.*] You hold an elector's right for the district of Robertson? Yes.  
 19 Sept., 1894. 98. Did you attend at one of the polling booths in that electorate to record your vote? I did.  
 99. In which polling booth did you attend? At Gundy.  
 100. At what time of the day? I think about 10 o'clock; but I am not sure—between 9 and 10.  
 101. Did you find the door of the polling booth open to receive electors? No.  
 102. You are sure of that? Positive.  
 103. Can you give us any idea how long the door was open during the day? I cannot, for, as soon as I recorded my vote—I was not well—I went home.

104. *Mr. Cohen.*] You say that when you got to the polling booth you found the door closed. Was there a notice on it? There was.
105. What did that notice say? It was something to this effect, "Push the door," or, "Shove the door," meaning that you could get entrance in that way.
106. Was this the front or the back door of the booth? I do not think there is a back door.
107. There is only one door? I think so; I did not see any other.
108. How did you get in;—did you turn the latch? I am not sure whether I turned the latch or shoved the door.
109. You had not any difficulty in opening the door? Not the slightest.
110. You went in and recorded your vote? Yes.
111. And then went home again? Yes.
112. It was a very windy day? It was a very wild, windy, cold day.
113. I suppose if the door had been left open there would have been great danger, considering the windy nature of the day, of the papers inside being blown away or scattered about? I could not say, as I do not remember which way the wind was blowing.
114. *Mr. Crick.*] How long were you there from the time you arrived until you went away? Perhaps ten minutes from the time I got off my horse until I got on again. The door is about 10 yards from the street.
115. And instead of the door being wide open, you had to turn the latch or push it? Yes; there was no difficulty in getting in at all.

Mr. J. A. Wiseman.  
19 Sept., 1894.

Mr. Andrew Teys called in, sworn, and examined:—

116. *Mr. Hawkins.*] You were a scrutineer, I understand, for Mr. Tucker, at Murrurundi? I was.
117. Did you notice a voter named Daniel Harkin, junior, go to record his vote there? I did.
118. Was Harkin residing within the electoral district of Robertson at that time? No, he was not; he was living in another electorate.
119. What electorate was he residing in? At Narrabri; in what is called the Gwydir electorate, I think.
120. How long had he been residing out of the electorate? He was away a full nine months.
121. *Mr. Cohen.*] Had you seen him there? I did not see him there; he never resided in the electorate.
122. *Chairman.*] You know that of your own knowledge? I know that of my own knowledge.
123. Did you see the elector's right which he handed in? I saw him hand in a paper. He demanded a ballot-paper, and he got one.
124. He had to produce his elector's right to the Returning Officer before he got a paper? Yes.
125. Where did you see the elector's right? I did not examine it.
126. Did you at the time make any objection to his voting? I told the Presiding Officer that I wanted to challenge that vote. He said, "Oh, his name is on the electoral roll, you cannot do that." I said, "Well, I will take a note of it."
127. Did you tell the Returning Officer that you knew of your own knowledge that he was not an elector on the roll? His name was on the roll; but I thought he did not possess the qualification of residence.
128. *Mr. Morton.*] Was he asked by the Returning Officer to make a sworn declaration according to the Act? No, he was not.
129. What was his occupation? He was a billiard-marker.
130. *Mr. Hawkins.*] You say that of your own knowledge Harkin was not a resident of the electorate of Robertson? He was not a resident.
131. Do you know that? I know that personally.
132. Do you know an elector named Robert Newell? Yes.
133. Did he record a vote? Yes.
134. Is he a resident of the electoral district of Robertson? No, he is not; he had been away for five months.
135. Where had he been to? He went to Narrabri. He is a fireman on the railway.
136. He went into the electorate then for the purpose of recording his vote? He got the time given to him to come from Narrabri to record his vote.
137. To your knowledge he had not been residing within the electorate for five months previously? Yes; he had been away for five months previously. I am positive of that.
138. Do you know an elector named Reuben Sims, junior? Yes, well.
139. Did he record his vote? Yes.
140. *Mr. Crick.*] At Murrurundi? Yes.
141. *Mr. Hawkins.*] Does he, of your own knowledge, reside in the electoral district of Robertson? No, he does not; he has not done so for some time past.
142. What do you mean by "some time past"? It is almost twelve months ago to my knowledge.
143. In what district does he reside? He resides in the Quirindi electorate.
144. What is his occupation there? He is a grazier.
145. Do you know an elector named Edward McGarrigal? Yes.
146. Is he a resident of the electoral district of Robertson? No, he is not; he has been away since the latter part of April. He went away in April.
147. Where is he residing now? At Werris Creek. He is railway shunter.
148. Where do his people live? At Werris Creek.
149. He resides with his people at Werris Creek? I would not say he is residing with them there now, but he was before he came down to Murrurundi.
150. Did the electors whose names I have mentioned record their votes? Yes. Would you allow me to make one alteration. I spoke of Mr. Harkin awhile ago; but although I saw him produce his elector's right to the Presiding Officer, and he recorded his vote, it was in another number of the booth, though in the same court-house.
151. *Mr. Cohen.*] The names of the voters that have been mentioned are on the roll, are they not? Yes.
152. Daniel Harkin, junior, is upon the roll as having his residence at Murrurundi? Yes.
153. The next man is Robert Newell. He is down for residence at Harrington. That is in the Robertson electorate? Yes.

Mr. A. Teys.  
19 Sept., 1894.

- Mr. A. Teys. 154. Edward McGarrigal is also down on the roll as a resident of Harrington? Yes; that place is in the Murrurundi district.
- 19 Sept., 1894. 155. Reuben Sims, junior, is down as having his residence at Murrurundi? Yes, as a shopman there, but he is a grazier now.
156. With regard to Harkin, is he not a shearer? He is shearing now.
157. He follows the occupation of a shearer, does he not? He was a labourer.
158. At this time of the year? At this time of the year he is a shearer.
159. When you say that he was residing in Narrabri, do you mean he was away there for the purpose of shearing? No; he went there as billiard marker. In the slack time he took the position of billiard marker at one of the hotels.
160. In order to wait for the shearing time to come on? Yes; no doubt.
161. Is it not a fact that his principal residence is at Murrurundi? He does not live at Murrurundi.
162. Do you say that he never lived there? Not to my knowledge.
163. Did not his father keep an hotel there? His father kept an hotel there; but that is two years ago.
164. Where is his father living now? At Doughboy Hollow. Ardglan is the name of the railway station now. It is on the border of the Quirindi electorate.
165. Mr. Crick.] But in the Robertson electorate? No; in the Quirindi electorate.
166. I come to the next man, Robert Newell. You say that he is a fireman on the railway? Yes.
167. I think that he is down on the roll as residing at Harrington, which is part of the Murrurundi district? Yes.
168. You say he came from Narrabri to vote? Yes.
169. Do you know what he was at Narrabri for? He was removed from Murrurundi, and sent to Narrabri permanently.
170. You say that he had been away about five months previously? About five months.
171. Now about Reuben Sims; does not his father live in Murrurundi, and carry on business there? Yes.
172. He has carried on business there for a great many years? Yes; a good many years.
173. Is it not a fact that Reuben Sims resides with his father? No; he does not.
174. How do you know that;—is he not constantly seen there? No; Braefield is the name of his place. It is about 8 miles from Murrurundi, and about 6 miles from the border of the electorate.
175. Then there is McGarrigal. You say that he is a railway shunter at Werris Creek? Yes; he is put down on the electoral roll as porter at Murrurundi.
176. He was living in Murrurundi when the roll was taken? I suppose he was.
177. Chairman.] Did these people vote at the booth at which you were acting as scrutineer? All but the one.
178. Did you, as scrutineer, ask the Returning Officer to put the questions to them provided for by the Act? I said to him that I wished to challenge the name, and he said, "Oh, they are on the electoral roll, you cannot do that." He said, "They can vote."
179. Did you ask him in each particular case? I told him that there were two or three I was going to challenge.
180. Did you actually challenge them;—did you ask the Returning Officer to put the questions to them provided for by the Act? This was the first time I had held the position of scrutineer, and I really did not know.
181. Mr. V. Parkes.] As a matter of fact, you did not challenge them? I did not challenge them.
182. Chairman.] You had the Act before you, and you know that you had certain powers, one of them being that of demanding the Returning Officer to put certain questions to persons whom you thought were not entitled to vote. Did you exercise this power? I did not challenge them.
183. Mr. Crick.] Did you know you had that power? I knew there was a power; but I did not read the Act.
184. You knew you had the power? I knew I could challenge the votes.
185. Mr. Wright.] Did you tell the Returning Officer in general terms that you doubted the right of these men to vote? Of course. Harkin was at another table.
186. But leaving him out? Yes.
187. You told the Returning Officer that you thought those men were not qualified? Yes; that they had not the qualification of residence.
188. What objection did he make? Oh, he said the names were on the rolls. That, as it were, put me off, because, of course, I was new to the work.
189. Mr. Crick.] Did you report these matters to Mr. Tucker? Yes, I sent the names to him direct, before the declaration of the Poll.
190. Chairman.] Did you speak to the Returning Officer about it before they voted, or afterwards? At the time they were voting. At the time one of them was voting I mentioned it.
191. Mr. Crick.] Which one? McGarrigal was one.
192. Chairman.] Did you do the same with either of the others? Not at the time they were voting; but afterwards.
193. After they recorded their votes—is that what you mean? There were two I spoke about beforehand. I looked the roll over, and made inquiries beforehand. I heard that there had been a lot of removals, and I thought it was my duty to examine the roll, and look up matters.
194. You did not press the objection at all? I did not press it.
195. Mr. V. Parkes.] Because the Presiding Officer seemed to think that it was sufficient qualification for the name to be on the roll? Yes.
196. Mr. Wright.] I suppose that, as a matter of fact, you looked upon him as an authority? Yes, knowing the man so long. He is a particular friend of mine.
197. Mr. Gormly.] Did you, when each of these persons came to ask for the ballot-paper, demand from the Returning Officer that the questions provided by the Act should be asked? I did not demand it. I said I would take notes of the names, and deal with the matter afterwards.



Mr. Francis Mantova recalled and further examined:—

198. *Mr. Hawkins.*] Did you notice more than one ballot-paper being delivered to a voter? Yes; in one case.

**Mr. F.  
Mantova.**

199. Will you explain to the members of the Committee exactly what occurred? Yes; an elector named James Davis came in under the influence of liquor, and demanded and received a ballot-paper. He went in to record his vote, and in a few minutes he came back and said he had spoiled that paper, and wanted another one. The Presiding Officer asked him for the paper back, and he would not give it to him at first, but he eventually did, and the Presiding Officer gave him another one in place of it. He then went back and recorded his vote, and put it into the box.

19 Sept., 1894

200. *Mr. Cohen.*] He said he had spoilt the first paper? He said "I voted for the wrong man." Those were the words he used. The Presiding Officer wrote on the back of the first paper "cancelled."

201. *Mr. Crick.*] The man only voted once? Yes; I asked the Returning Officer whether it was correct to give a second paper, and he said it was discretionary with him whether he gave one or twenty.

202. *Mr. Cohen.*] Where were you? I was at No. 1 booth at Scone.

203. *Mr. Hawkins.*] Was the door of your polling booth open during the day of the election?—

[*Mr. Cohen objected to the question. Objection upheld.*]



1894.

(SECOND SESSION.)

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LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

---

ELECTION PETITION.—McELHONE *v.* CHAPMAN—SYDNEY, FITZROY  
DIVISION.

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REPORT FROM THE COMMITTEE

OF

ELECTIONS AND QUALIFICATIONS ;

TOGETHER WITH THE

PROCEEDINGS OF THE COMMITTEE

AND

MINUTES OF EVIDENCE.

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ORDERED BY THE LEGISLATIVE ASSEMBLY TO BE PRINTED,  
2 October, 1894.

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SYDNEY: CHARLES POTTER, GOVERNMENT PRINTER.

1894.

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1894.

(SECOND SESSION.)

EXTRACTS FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

ELECTION PETITION—McELHONE v. CHAPMAN—SYDNEY-FITZROY DIVISION.

VOTES No. 1. TUESDAY, 7 AUGUST, 1894.

11. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—Mr. Speaker, pursuant to the requirements of the Parliamentary Electorates and Elections Act of 1893, 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 Parliamentary Electorates and Elections Act of 1893, I do hereby appoint—

“Thomas Bavister, Esquire,  
“William Patrick Crick, Esquire,  
“James Gornly, Esquire,  
“James Hayes, Esquire,  
“William McMillan, Esquire,

“Philip Henry Morton, Esquire,  
“Varney Parkes, Esquire,  
“Bernhard Ringrose Wise, Esquire,  
“Francis Augustus Wright, 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 August, in the year of our Lord one thousand eight hundred  
“and ninety-four.

“J. P. ABBOTT,  
“Speaker.”

VOTES No. 2. TUESDAY, 28 AUGUST, 1894.

7. ELECTION PETITION (*Sydney—Fitzroy Division*):—Mr. Brunker, *by command*, laid upon the Table an Election Petition, which had been addressed to His Excellency the Governor, from John McElhone, alleging that at the last General Election of Members to serve in the Legislative Assembly, Petitioner was one of the candidates duly nominated for the Electoral District of Sydney—Fitzroy Division; that the Petitioner was and is duly qualified to be elected; that the Returning Officer declared Henry Chapman to be duly elected, and endorsed his name on the Writ; that the said Henry Chapman directly and indirectly has, at the said election, been guilty of the offence of treating and bribery and other unlawful conduct; and praying that the Petition may be dealt with according to law, and that the return of the said Henry Chapman as a Member of the said Legislative Assembly for the Electoral District of Sydney—Fitzroy Division, may be declared null and void for the reasons aforesaid; that it may be declared and determined that the said Henry Chapman has been guilty, at the said election, of the offence of treating and bribery and other unlawful conduct, and that for the reasons aforesaid, the said Henry Chapman was not lawfully elected, and is not such Member for the said Electoral District; that it may be declared and determined that the Petitioner was duly elected, and is entitled to take his seat accordingly in the said Assembly; that the said Henry Chapman be ordered and directed to pay Petitioner's costs of and incidental to this Petition, and that such further or other order and determination may be made in the premises as may be just.  
Ordered to lie upon the Table.

VOTES No. 5. TUESDAY, 4 SEPTEMBER, 1894.

3. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—  
(1.) *Maturity of Warrant reported*:—Mr. Speaker reported that his Warrant, appointing the Committee of Elections and Qualifications for the present Session laid upon the Table on Tuesday, 7th August, 1894, 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 125th section of the Parliamentary Electorates and Elections Act of 1893.

(2.)

- (2.) *Members sworn*:—Thomas Bavister, Esquire, James Gormly, Esquire, James Hayos, Esquire, William McMillan, Esquire, Philip Henry Morton, Esquire, Varney Parkes, Esquire, Bernhard Ringrose Wise, Esquire, and Francis Augustus Wright, Esquire, came to the Table and were sworn by the Clerk as Members of the Committee.
- (3.) *Appointment of First Meeting of Committee*:—Pursuant to the requirement of the 125th section of the Parliamentary Electorates and Elections Act of 1893, Mr. Speaker appointed the first meeting of the Committee of Elections and Qualifications, to take place at half-past Eleven o'clock a.m., on Thursday next, the 6th instant, in Committee Room No. 1.
4. *ELECTION PETITIONS*:—Mr. Bruncker moved, That the following Election Petitions, laid upon the Table of this House on Tuesday, 28th August, 1894, be referred to the Committee of Elections and Qualifications:—
- \* \* \* \* \*
- (3.) From John McElhone, with reference to the election and return of Henry Chapman as Member for the Electoral District of Sydney—Fitzroy Division.  
Question put and passed.

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VOTES NO. 6. WEDNESDAY, 5 SEPTEMBER, 1894.

16. *COMMITTEE OF ELECTIONS AND QUALIFICATIONS*:—William Patrick Crick, Esquire, came to the Table and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.

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VOTES NO. 15. WEDNESDAY, 26 SEPTEMBER, 1894.

15. *COMMITTEE OF ELECTIONS AND QUALIFICATIONS*:—
- (1.) Mr. Speaker informed the House that he had received a letter from William McMillan, Esquire, resigning his seat as a Member of the Committee of Elections and Qualifications.
- (2.) Mr. Speaker, then, pursuant to the requirement of the Parliamentary Electorates and Elections Act of 1893, laid upon the Table his Warrant appointing Charles Alfred Lee, Esquire, to be a Member of the Committee of Elections and Qualifications for the present Session, of which the following is a copy:—
- “*By the Honorable the Speaker of the Legislative Assembly of New South Wales.*
- “PURSUANT to the power in that behalf vested in me, as Speaker of the Legislative Assembly of New South Wales, by the Parliamentary Electorates and Elections Act of 1893, I do hereby appoint Charles Alfred Lee, Esquire, being a Member of the said Assembly, to be a Member of the Committee of Elections and Qualifications in the said Act referred to, during the present Session of the Assembly aforesaid, in room of William McMillan, Esquire, resigned.
- “Given under my hand, at the Legislative Assembly Chamber, Macquarie-street, Sydney, this twenty-sixth day of September, in the year of our Lord one thousand eight hundred and ninety-four.
- “J. P. ABBOTT,  
“Speaker.”

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VOTES NO. 17. TUESDAY, 2 OCTOBER, 1894.

8. *COMMITTEE OF ELECTIONS AND QUALIFICATIONS*—(*Election Petition—McElhone v. Chapman—Sydney—Fitzroy Division*):—Mr. Hayes, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Committee of Elections and Qualifications, to whom was referred, on 4th September, the Petition of John McElhone in reference to the election and return of Henry Chapman as Member for the Electoral District of Sydney—Fitzroy Division.
- And the said Report was read at length by the Clerk, by direction of Mr. Speaker, as follows:—
- “The Committee of Elections and Qualifications, duly appointed on 7th August, 1894, to whom was referred, on 4th September, 1894, a Petition from John McElhone, Esquire, against the return of Henry Chapman, Esquire, as Member for the Electoral District of Sydney—Fitzroy Division,—have agreed to the following Report:—
- “That the Petitioner, John McElhone, Esquire, having withdrawn his opposition to the return of Henry Chapman, Esquire, as Member for the Electoral District of Sydney—Fitzroy Division, your Committee determine and report that Henry Chapman, Esquire, was duly elected as Member for such Electoral District.
- “That the sum of £25 be awarded to the sitting Member towards his costs and expenses, such amount to be paid by the Petitioner to the sitting Member.
- “No. 1 Committee Room,  
“Legislative Assembly,  
“2nd October, 1894.”
- “J. HAYES,  
“Chairman.”

Ordered, on motion of Mr. Hayes, that the Report and Minutes of Proceedings and evidence be printed.

1894.  
(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

---

ELECTION PETITION—McELHONE *v.* CHAPMAN—SYDNEY,  
FITZROY DIVISION.

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REPORT FROM THE COMMITTEE  
OF  
ELECTIONS AND QUALIFICATIONS.

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THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS, duly appointed on 7th August, 1894, to whom was referred, on 4th September, 1894, a Petition from John McElhone, Esquire, against the return of Henry Chapman, Esquire, as Member for the Electoral District of Sydney, Fitzroy Division,—have agreed to the following Report:—

That the Petitioner, John McElhone, Esquire, having withdrawn his opposition to the return of Henry Chapman, Esquire, as Member for the Electoral District of Sydney, Fitzroy Division, your Committee determine and report, that Henry Chapman, Esquire, was duly elected as Member for such Electoral District.

That the sum of £25 be awarded to the sitting Member, towards his costs and expenses, such amount to be paid by the Petitioner to the sitting Member.

J. HAYES,  
Chairman.

*No. 1 Committee Room,  
Legislative Assembly,  
2nd October, 1894.*

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1894.  
(SECOND SESSION.)

MINUTES OF PROCEEDINGS OF THE COMMITTEE OF ELECTIONS AND  
QUALIFICATIONS.

*In the matter of the Election Petition, which had been addressed to His Excellency the Governor, from John McElhone, of Sydney, in the Colony of New South Wales, alleging that for the reasons therein stated, the Election of Henry Chapman was an undue Election.*

THURSDAY, 27 SEPTEMBER, 1894.

MEMBERS PRESENT:—

Mr. Bavister,		Mr. Parkes,
Mr. Crick,	Mr. Hayes in the Chair.	Mr. Gormly,
	Mr. Wise.	

In attendance,—

The Second Clerk Assistant.

1. By direction of the Chairman, the Clerk read the Minutes of the previous meeting which were confirmed.
2. The Clerk read the extract from the Votes and Proceedings, referring the Petition of John McElhone to the Committee. [See Extract, page 4.]
3. The Clerk also read extract from Votes and Proceedings in reference to resignation of Wm. McMillan, Esq., as a member of the Committee, and the issue of a warrant, appointing C. A. Lee, Esq., a Member in his place. [See Extract, page 4.]
4. Whereupon the Clerk, by direction of the Chairman, read the Petition of John McElhone, Esquire, to which a bank deposit receipt was attached, as follows:—

To His Excellency The Right Honourable Sir ROBERT WILLIAM DUFF, a Member of Her Majesty's Most Honourable Privy Council, a Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief of the Colony of New South Wales and its Dependencies.

The humble Petition of John McElhone, of Potts' Point, Sydney, in the Colony of New South Wales, Esquire.

SHOWETH—

1. That at the last General Election of Members to serve in the Legislative Assembly of the said Colony of New South Wales, Henry Chapman, Henry Cox Cato, Charles John E. Forsberg, Harry Foran, William F. Morrison, Robert Roberts, and your Petitioner were severally candidates to be elected as Members of the said Assembly for the Electoral District of Sydney—Fitzroy Division.
2. That before the said Election your Petitioner was duly nominated for election as a Member of the said Legislative Assembly for the above-named Division of the said Electoral District, in accordance with the provisions of the Parliamentary Electorates and Elections Act of 1893 (56 Victoria No. 38).
3. That before and at the time of the said nomination, and from thence, your Petitioner was and is a person duly qualified by law to be elected a Member of the said Legislative Assembly.
4. That one polling-place and no more was duly appointed at which a poll was to be taken at the said election, and a poll was accordingly held at that place on the seventeenth day of July last past.
5. That one Frederick Penny was the Returning Officer appointed for the said Division of the said Electoral District for the purpose of taking such poll.
6. That the said Returning Officer, on the day of the declaration of the poll for the said Division of the said Electoral District, notified and announced the numbers of votes polled for the respective candidates to be as follows, namely:—For the said Henry Chapman, six hundred and sixty-six votes; for your Petitioner, four hundred and twenty-two votes; for the said Henry Cox Cato, three hundred and fifty-five votes; for the said William F. Morrison, one hundred and eighty votes; for the said Harry Foran, thirty-two votes; for the said Charles John E. Forsberg, seventeen votes; for the said Robert Roberts, thirteen votes; and thereupon declared the said Henry Chapman to be duly elected as a member of the said Assembly for the said Division of the said Electoral District, and the said Returning Officer afterwards indorsed on the Writ for the said election the name of the said Henry Chapman as the person so elected, and returned the said Writ to His Excellency Sir Robert William Duff, then Governor of the said Colony.
7. That the said Henry Chapman has since that date taken his seat in the Legislative Assembly as Member for the said Division.
8. That the said Henry Chapman did directly by himself give certain moneys to Henry Barker and others, electors of the said Division of the said Electoral District, in order to induce him and them to vote for the said Henry Chapman at such election.
9. That the said Henry Chapman did give such moneys to the said Henry Barker and other persons in order to induce him and them to procure or endeavour to procure the return of the said Henry Chapman to serve as a Member of the Legislative Assembly, and the votes of electors at the said election.
10. That the said Henry Chapman directly and indirectly, by himself and other persons, did promise to procure employment for certain electors, namely, Bartholomew Healy, Bartholomew Maroney, Patrick O'Neill, and other persons in order to induce such electors to vote for him at the said election.
11. That the said Henry Chapman, at the said election, did corruptly, by himself and with other persons, namely, Thomas Keary, of William-street, in the said Electoral District, publican, and others, before the said election, directly and indirectly give and provide, and cause to be given and provided, drink, entertainment, and provisions to Thomas Cantrill and many other persons in order to ensure and forward his election, and for the purpose of corruptly influencing such person and other persons to give their votes at such election for the said Henry Chapman.
12. That the said Henry Chapman, at the said election, did corruptly, by himself and by and with other persons, and by other ways and means on his behalf, during the said election, at and during the time of the said election, directly and indirectly provide and cause to be provided, and was accessory to the giving and providing, meat, drink, entertainment, or provisions to various persons, being electors and others, whilst at such election, and whilst engaged in coming to and returning from such election, in order to ensure and forward his election, and for the purpose of corruptly influencing such persons and other persons to give their votes at such election for him, and on account of such persons having voted or being about to vote at such election for him.
13. That the said Henry Chapman, at the said election, did corruptly, by himself and by the said Thomas Keary and other persons, during the said election, directly and indirectly provide and was accessory in providing carriage hire or conveyance for voters whilst engaged in coming to and returning from such election, in order to ensure and forward his election, and for the purpose of corruptly influencing such persons to give their votes at such election.



14. That your Petitioner, pursuant to the provisions of the Parliamentary Electorates and Election Act of 1893, has caused the sum of fifty pounds to be paid into the Bank of New South Wales, to the credit of the Speaker of the Legislative Assembly, in relation to this Petition, and the bank deposit receipt for such payment is hereto annexed.

Your Petitioner therefore humbly prays that this Petition may be dealt with according to law, and that the return of the said Henry Chapman as a Member of the said Legislative Assembly for the said Division of the said Electoral District may be declared null and void for the reasons aforesaid; that it may be declared and determined that the said Henry Chapman has at the said election been guilty of the offence of treating and bribery and other unlawful conduct; that for the reasons aforesaid it may be declared that the said Henry Chapman was not lawfully elected and is not such Member of the said Legislative Assembly for the said Division of the said Electoral District; that it may be declared and determined that your Petitioner was duly elected at the said election to serve as and be a Member of the said Legislative Assembly for the said Division of the said Electoral District, and is entitled to take his seat accordingly in the said Assembly; that the said Henry Chapman may be ordered and directed to pay your Petitioner's costs of and incidental to this Petition; and that such further or other order and determination may be made in the premises as may be just.

And your Petitioner will ever pray.  
Sydney, the twenty-third day of August, A.D. 1894.

(Sd.) JOHN McELHONE.

In the matter of the Petition of John McElhone against the return of Henry Chapman, Esquire, as a Member of the Legislative Assembly for the Electoral District of Sydney—Fitzroy Division.

RECEIVED from John McElhone the sum of fifty pounds, to be placed to the credit of the Speaker of the Legislative Assembly of New South Wales, in relation to his Petition against the return of Henry Chapman, Esquire, as a Member of the Legislative Assembly, and in pursuance of the "Parliamentary Electorates and Elections Act of 1893."

Dated the twenty-third day of August, 1894.

Receipt  
Stamp.

For the Bank of New South Wales,  
(Sd.) T. H. IVEY,  
Manager.

Sydney, 23rd August, 1894.

Paid into the Bank of New South Wales the sum of Fifty Pounds, to be placed to the credit of Sir Joseph Abbott, Speaker of the Legislative Assembly of New South Wales, by the hands of John McElhone.

Bank of New South Wales,  
Duplicate,  
23 August, 94. £50.

Govt.  
Sydney.  
(Sd.) H. E. SEALE.

5. The Clerk then submitted letters from the Honorable the Speaker, enclosing certified copy of a letter he had received from Henry Chapman, Esq., the sitting Member, giving notice of his intention to defend his seat, which he read as follows:—

"The Speaker's Room, Legislative Assembly, Sydney, 25 September, 1894.

"To the Committee of Elections and Qualifications.

"Gentlemen,—

"I have the honor to transmit to you herewith a copy of a letter which has been received by me from Henry Chapman, Esquire, the sitting Member for Sydney, Fitzroy Division, giving notice of his intention to defend his return, against which a Petition is now under your consideration.

"I have, &c.,

"J. P. ABBOTT,  
"Speaker."

[Enclosure.]

Sir,

"Rockton," 113, Victoria-street, Darlinghurst, Sydney, 21 September, 1894.

In accordance with the 133rd section of the Parliamentary Electorates and Elections Act of 1893, I have the honor to inform you that it is my intention to defend my seat as Member for the Electoral District of Sydney, Fitzroy Division, before the Committee of Elections and Qualifications, to whom was referred a Petition from John McElhone, touching the validity of my election and return as Member for the said Electoral District.

The Honorable the Speaker, Legislative Assembly.  
A true copy.—J. P. ABBOTT, Speaker.

I have, &c.,  
HENRY CHAPMAN.

6. Parties called in.  
*Present*:—John McElhone, Esquire (*Petitioner*).  
Bruce Smith, Esquire (*Counsel for Petitioner*).  
Henry Chapman, Esquire (*the sitting Member*).  
Henry E. Cohen, Esquire (*Counsel for sitting Member*).
7. Frederick William Webb, Esquire, C.M.G., Clerk of the Legislative Assembly, called in, sworn, and examined.  
Witness produced Writ of Election, certifying to the return of Henry Chapman, Esquire, as Member for Sydney—Fitzroy Division.  
Witness withdrew.
8. Sir William Patrick Manning, Knt., Mayor of Sydney, called in, sworn, and examined.  
Witness withdrew.
9. Letitia Tonkins called in, sworn, and examined.  
Witness withdrew.
10. Henry J. Daniels, Town Clerk, called in, sworn, and examined.
11. William Percy McElhone called in, sworn, and examined.  
Witness withdrew.
12. Mary O'Neill called in, sworn, and examined.  
Witness withdrew.
13. Patrick O'Neill called in, sworn, and examined.  
Witness withdrew.
14. Bartholomew Moroney called in, sworn, and examined.  
Witness withdrew.
15. Bartholomew Healy called in, sworn, and examined.  
Witness withdrew.
16. Charles Joseph Fitzpatrick called in, sworn, and examined.  
Witness withdrew.

17. Thomas Fitzpatrick called in, sworn, and examined.  
Witness withdrew.
18. William J. Davies called in, sworn, and examined.  
Witness withdrew.
19. Alfred Brown called in, sworn, and examined.  
Witness withdrew.
20. Thomas Keary called in, sworn, and examined.  
Witness withdrew.
21. James Thomas Keary called in, sworn, and examined.  
Witness withdrew.
22. George Sinclair called in, sworn, and examined.  
Witness withdrew.
23. Thomas Cantrill called in, sworn, and examined.  
Room cleared.
24. Committee deliberated and adjourned till Tuesday next at eleven o'clock.

R. W. ROBERTSON,  
Second Clerk Assistant.

**TUESDAY, 2 OCTOBER, 1894.**

**MEMBERS PRESENT:—**

Mr. Hayes in the Chair.

Mr. Gormly,	Mr. Crick,
Mr. Wright,	Mr. Wise,
Mr. Morton,	Mr. Bavister.

In attendance,—

The Second Clerk Assistant.

1. By direction of the Chairman the Clerk read the minutes of the previous meeting, which were confirmed.
2. Parties called in.  
*Present:—* John McElhone (*Petitioner*).  
Bruce Smith, Esquire (*Counsel for Petitioner*).  
N. S. Williams, Esquire (*Solicitor for Petitioner*).  
Henry Chapman, Esquire (*the sitting Member*).  
Henry E. Cohen, Esquire (*Counsel for the sitting Member*).
3. John Bottomley called in, sworn, and examined.  
Witness withdrew.
4. John Patrick Murphy called in, sworn, and examined.  
Witness withdrew.
5. Henry Albert Waller called in, sworn, and examined.  
Witness withdrew.
6. John Slamon called in, sworn, and examined.  
Witness withdrew.
7. John McElhone (*the Petitioner*) sworn and examined.
8. Mr. Smith withdrew the Petition and all the imputations contained therein.
9. Room cleared; Committee deliberated.
10. Mr. Crick moved,—“That the Petitioner, John McElhone, Esquire, having withdrawn his opposition to the return of Henry Chapman, Esquire, as Member for the Electoral District of Sydney—Fitzroy Division, your Committee determine and report that Henry Chapman, Esquire, was duly elected as Member for such Electoral District.”  
Question put and passed.
11. Mr. Wright moved,—“That the sum of £25 be awarded to the sitting Member towards his costs and expenses, such amount to be paid by the Petitioner to the sitting Member.”  
Question put and passed.
12. Resolved,—That the conclusions at which the Committee have arrived be embodied in a Report and presented to the House.
13. Committee adjourned till To-morrow at eleven o'clock.

R. W. ROBERTSON,  
Second Clerk Assistant.

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COMMITTEE  
OF  
ELECTIONS AND QUALIFICATIONS.

ELECTION PETITION—MCELHONE *v.* CHAPMAN—SYDNEY,  
FITZROY DIVISION.

THURSDAY, 27 SEPTEMBER, 1894.

Present:—

Mr. J. Hayes,	Mr. B. R. Wise,
Mr. J. Gormly,	Mr. Wright,
Mr. T. Bavister,	Mr. V. Parkes,
Mr. W. P. Crick.	

James Hayes, Esq., in the Chair.

Bruce Smith, Esq., counsel for Mr. McElhone.  
H. E. Cohen, Esq., counsel for Mr. Chapman.

Frederick William Webb, Esq., C.M.G., called in, sworn, and examined:—

1. *Chairman.*] You are Clerk of the Legislative Assembly? I am. F. W. Webb,  
Esq., C.M.G.
2. You produce the writ of this election? I produce the writ issued by His Excellency the Governor on the 29th day of June, 1894, upon which the Returning Officer, Mr. Frederick Penny, has certified that Henry Chapman, 113, Victoria-street, Darlinghurst, was duly chosen a Member for the electoral district of Sydney, Fitzroy Division, to serve in the Legislative Assembly of New South Wales. 27 Sept., 1894.

Sir William Patrick Manning, Knight, called in, sworn, and examined:—

3. *Mr. Bruce Smith.*] You are Mayor of Sydney? Yes. Sir W. P.  
Manning.  
27 Sept., 1894.
4. You have been subpoenaed to produce a list of nominations for employment by the Municipal Council of Sydney made by Mr. Chapman? Yes.
5. Were those nominations made in writing or verbally? Verbally.
6. Can you tell me the names of the men whom Mr. Chapman nominated just before the last parliamentary election? I have not got the dates of the applications. You see they were all verbal; but they were made approximately about the time of the election—either just before or just after.
7. Will you tell me the names? William Bourke, Roslyn-street, Darlinghurst; T. Donnelly, senior, 23, Charles or Charlotte street, Woolloomooloo; Mackell, 413, Liverpool-street, Darlinghurst; and C. Garvan, care of Mr. Pigott, 242, Dowling-street. Those men were labourers, and there were also four carters—that is to say, men with horses and carts—nominated by Mr. Chapman. They were Thomas O'Shea, 14, Best-street, Woolloomooloo; J. O'Donnell, 15, Forbes-street; Donegan, 116, Duke-street; and J. O'Connor, 2, Little Surrey-street. I should like to say with regard to these labourers and carters that when I started the works at the George-street Markets I had within my own hands the whole of the patronage; I could employ anyone I pleased, but instead of taking that upon myself I told the aldermen that I would give each of them the right to nominate four labourers and four carters, so that you will understand that there is nothing exceptional about Mr. Chapman's nominations. I must do myself the justice to point out that I did not put these men on because it was election time, or for anything like that. The work had to be done. It was excavation work, and had to be done by day labour.
8. These men were nominated by Mr. Chapman just about the time of the election? The names were given to the Town Clerk; I did not get them myself. I said to the clerk, "Take from each alderman the names of four labourers and four carters." The only other case in which application was made to me by Mr. Chapman was in regard to a man named Cornelius Mulcahy. Mr. Chapman applied to me to have him appointed as a time-keeper at that place, but I refused to appoint him. Subsequently, I gave him a temporary appointment.
9. Did any or all of those eight men get work? They all got work, I believe. At any rate, the majority of them did.
10. You told me that you cannot fix the exact date of these nominations? No. I may tell you that the work was commenced after the election. I put no one on until immediately after the election.
11. What about the nomination? The nominations, I suppose, were made just previous to the election.
12. *Mr. Crick.*] That is a very material point? The bulk of the nominations, I am pretty sure, took place before the election.
13. In the case of those eight men? Yes.
14. *Mr. Bruce Smith.*] Was Mulcahy nominated afterwards? Yes. 15.

- Sir W. P. Manning.  
27 Sept., 1894.
15. *Mr. Bavister.*] If it were necessary to find out the dates, could you ascertain them? It would be impossible to give the dates. We were not particular about the dates in this matter.
16. *Mr. Gormly.*] But the Town Clerk made little memoranda of the applications? Yes.
17. Is there no means of ascertaining if he put any date to those memoranda? He would not put any date, because the matter was not sufficiently important.
18. *Mr. Bruce Smith.*] But he would know the dates, perhaps? He probably would not know any more about the matter than I have already told you.
19. *Chairman.*] I suppose there would be a nomination book kept by the clerk? There was a book kept, but the date was not important. I only wanted the names of the men. I have here a letter from Mr. Chapman to Mr. Daniels, dated Monday night, and endorsed by the assistant Town Clerk, "Attended to, 31/7/94."
20. *Mr. Bruce Smith.*] What was that letter with reference to? "The bearer, Thomas Donnelly, is one of the two names I gave you for the market work. He informs me he has had no intimation as yet when he is required to attend. Is there any mistake?"
21. That refers to the previous nomination of the man? Yes. Here is another memorandum which will fix the date, "Alderman H. Chapman—labourer—Mackell, 413, Liverpool-street, Darlinghurst." Noted 2nd August, 1894. There is also a memorandum about Donegan, which is noted 3rd August, 1894. I could not put all four men on at once. I commenced with two men from each of the aldermen.
22. *Mr. Crick.*] Are you certain that it was before the election that you told the aldermen they might make these nominations? Yes; there is no doubt about that.
23. *Mr. Bruce Smith.*] To the best of your belief the verbal nominations were made before the election? Yes; the bulk of them anyhow.
24. *Mr. Cohen.*] You have no clear recollection of the different nominations made by the individual aldermen? No.
25. May not this have occurred, that whilst you say that the bulk of the nominations were made before the elections, all Mr. Chapman's nominations took place after the elections? I could not say positively.
26. I think Mr. Chapman represents the Fitzroy Ward in the Municipal Council of Sydney? Yes.
27. He has been an alderman for five or six years, I think? Yes.
28. The memorandum you have just quoted says, "Alderman H. Chapman—labourer—Mackell—Appointed H.J.D.—Noted 2/8/94";—that appears on the face of it to be the original nomination of Mackell? It is morely the memorandum made by the Town Clerk.
29. And the memorandum regarding Donegan also appears on the face of it to be the original nomination? What do you mean by the original nomination?
30. It contains no reference to a prior nomination? The memorandum is in the Town Clerk's handwriting. I do not know when the name was given to him.
31. Do I understand that in giving employment to these men no distinction was made between the aldermen—they were treated on an equality? Yes; I made none whatever.
32. *Mr. Crick.*] Are the addresses which you have just given situated within the ward represented by Mr. Chapman in the City Council? Yes; I think they are all in the Fitzroy Ward; but some of them—Mackell's for instance—are not in the Fitzroy electorate.
33. *Mr. Cohen.*] Is C. Garvan in the Fitzroy electorate? I think he would be.
34. I suppose you cannot fix the time when you suggested to the different aldermen that they might make the nominations? Yes; I can. I think it was a fortnight or three weeks before the election. I all along declared that I would not exercise the patronage myself. I wanted to make the aldermen understand the inconvenience of that kind of thing.
35. Do you know whether Mr. Chapman was one of the aldermen who suggested to you not to start the work until after the election? [*Question objected to.*]

Mrs. Letitia Tonkin called in, sworn, and examined:—

- Mrs. L. Tonkin.  
27 Sept., 1894.
36. *Mr. Bruce Smith.*] What address do you give? 169 or 179, Dowling-street—I forget which.
37. Do you know where Mr. Chapman's committee rooms were? Yes; at Mr. Arnold's, the grocer's, right opposite my door.
38. I believe that they were indicated by a flag which was flying there? There was a flag flying, with Mr. Chapman's bills on it, and his name.
39. You saw Mr. Chapman there very frequently? On the day of the election. I never saw Mr. Chapman in my life until that day.
40. How often would you say you saw him there? Pretty well all day.
41. The night before the election you saw something take place there? I saw a cart drive up to Mr. Arnold's door, and a man carry in a 5-gallon keg, I think it was, and after he had taken that in, he came back again, and took either a whisky or a brandy case in.
42. *Mr. Cohen.*] A 5-gallon keg of beer? I would not swear that it was beer. I could not tell you what was in it.
43. *Mr. Bruce Smith.*] Does Mr. Arnold deal in wines and spirits? Not to my knowledge.
44. Did you ever see anything of the kind going in there on any other occasion? No. He generally goes with a jug down to the hotel at the corner.
45. Could you see into that house? Both from my front-room window and from my balcony.
46. Will you tell the members of the Committee what you saw going on in that house during the day of the election? I saw a table laid for luncheon and some bottles on it—whisky in particular I saw, and I saw a gentleman pouring some out. I do not think he is here. He was pouring something into a glass for himself and two other men.
47. Do you know who he was? I would know him if I saw him; but I do not know him by name.
48. That was in the upper room? That was in the upstairs room.
49. Did Mr. Chapman go into Arnold's during the day? Frequently.
50. Did he go upstairs? I could not see him go upstairs; but I saw him go in at the street door, and a few minutes afterwards I saw him on the balcony.
51. Did you see him in the room while these things were on the table? Yes.

52. You saw a number of men go in there during the day;—how many men would you suppose, calculating roughly? I suppose there must have been thirty or forty.
53. How was the polling-booth placed with regard to this shop and with regard to your windows? Well, Arnold's shop would be there.
54. At the corner? No.
55. On a vacant place of ground? No; the polling-booth was on a vacant piece of land. There is a little street at the corner, and my house is the third house from it, and Arnold's shop is on the other side.
56. Are there other houses between Arnold's shop and the polling-booth? There is a hotel, and then the polling-booth.
57. Had you a clear view of the polling-booth from your house? Only when standing in the street.
58. You did that sometimes? I was standing in the front.
59. Where did the men come from who went into the house? Some of them walked down the street. I saw Mr. Chapman, I think, stop them, and ask them whether they were going for him.
60. Could you hear what they said? I distinctly heard what he said. He said, "That is right, old fellow," patting him on the shoulder, and then they went down, and I presume they went into the booth. They then came out again, and a tall, stout man took them over and upstairs into Arnold's.
61. After being with Mr. Chapman they went into Arnold's, into an upper room? Yes.
62. When they got up there, did you see what they did? I went upstairs once to see what they were doing up there, and I saw some pouring beer out. I saw three men with glasses in their hands, and the stout man went like that (*illustrating the action*) with a glass in his hand, and then they drank it. I presume it was beer.
63. Do you know a man named Henry Waller? I knew him through coming to a hotel that we were keeping.
64. What did you see take place with regard to Waller on that day? I saw Waller, and there were three or four other men—four or five altogether. I saw them standing talking for a little while, and then I saw them go up to a man and say something to him. This man took them into Arnold's, and then came down again and spoke to Mr. Chapman.
65. Who—Mr. Waller? No; the other man that Waller spoke to. He came over and spoke to Mr. Chapman for a few minutes, and Mr. Chapman said "Yes," and he went back to Waller and the other man.
66. You could not hear what he said to Mr. Chapman? No. Mr. Chapman said "Yes," and nodded his head. Then the man went back to Mr. Waller, and the other man, I think, went down to the "Revolving Battery Hotel."
67. You told us that you saw these men come down the street, and go into the polling-booth, and come out again;—when did they see Mr. Chapman—before they went into vote, or after? That I could not tell you, because I really do not know. I do not know whether they went to vote or whether they did not.
68. You saw Mr. Waller and another man go and speak to Mr. Chapman? No; I do not think I saw Mr. Waller speak to Mr. Chapman.
69. Will you tell me of some occasion when you saw Mr. Chapman speaking to some men? I saw two men in particular—one an elderly man with curly hair and a big blue overcoat. He and another man got out of a cab—and, from what I could hear of the conversation, they wanted Mr. Chapman to give them a drink before they voted.
70. *Mr. Cohen.*] Did you hear that? I know from what Mr. Chapman told him. Mr. Chapman said: "I have not got an open house anywhere. I am not giving free drinks or free cigars." Pointing over to the "Revolving Battery Hotel," he said: "That card you see on that door is the straight office for an open house of Cato's." He said, "That means nothing else but free drinks; but I am not giving them." The elderly man said, "Well, I don't vote until I get one, anyhow." They stood arguing for some time.
71. *Mr. Crick.*] Did Mr. Chapman hear all this? Mr. Chapman said he was not keeping open house.
72. *Mr. Bruce Smith.*] And then this man said that he was not going to vote? He said, "Well, I am not going to vote until I get a drink." He seemed very pigheaded about it. Then I went into my kitchen, and when I came back I saw the old man and another man—a tall man with fair moustache and fair sideboards.
73. But did Mr. Chapman leave them? They left Mr. Chapman standing in front of my balcony and went over to the "Revolving Battery Hotel."
74. With this man? With one of Mr. Chapman's committee, I think.
75. How did he come there? He came from Arnold's.
76. But the two men you told us about? They came in a man named Flanigan's cab, and they got out of the cab and spoke to Mr. Chapman.
77. Did Mr. Chapman leave them before this man, that you say you think was a committee-man, came up? No.
78. He stood there? He stood there and this man came up.
79. Do you know who he was—could you identify him? I think I could identify him if I saw him, but I do not know his name.
80. Do you know Mr. Moon by name? No.
81. Did you see this man about here this morning? No, I came straight in almost; I did not see anybody.
82. Well, Mr. Chapman stood by them and then this man came up? The stout man, and stood talking to them for a minute or two.
83. Stood talking with Mr. Chapman? Yes; and then the three of them left Mr. Chapman and went over to the "Revolving Battery Hotel."
84. Did you see them after that? I saw them come out again. They went over in the direction of where the polling-booth was, but I could not say if they went there.
85. Did you see Mr. Chapman after that? No.
86. What was the man who went down the street with them to the hotel doing? He seemed to be pretty busy. He had some of Mr. Chapman's cards in his hand and was running over to the polling-booth, and running over to Arnold's.
87. Was he frequently going into Arnold's room where the food and drink were? Yes.
88. I think you said there was one man who was more frequently in that room than any other—a stout man? I saw Mr. Slammon, I think his name is, there, and I saw him on the balcony. 89.

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89. *Mr. Cohen.*] In Arnold's room? Yes; I saw him with a glass in his hand, and I saw him come on to the verandah wiping his moustache.

90. *Mr. Bruce Smith.*] Did you see a Mr. Cohen there? I saw two or three Jewish gentlemen there, one in particular—a little man.

[*Mr. J. J. Cohen was called into the room.*]

91. Do you know this gentleman? That is the gentleman.

92. Was Mr. Cohen the gentleman who took the two men down to the hotel? Yes, that is the gentleman; but he had a soft hat on.

93. That is the man you saw come over from Arnold's? And speak to Mr. Chapman, and take the two old men down to the hotel.

94. What was Mr. Cohen doing in other parts of the day? I saw him in Arnold's frequently, and going over in the direction of the polling-booth. I saw him stopping and speaking to people who I presume were voters. He had cards in his hand, and gave them to some of the men.

95. That is not the man you thought was Mr. Slammon? No.

96. *Mr. Cohen.*] Did you say that this Mr. Cohen was about all day long? I could not say that he was about all day long; but I saw him repeatedly, both in the morning and in the evening.

97. And upstairs? Yes, and upstairs.

98. *Mr. Bruce Smith.*] Was Mr. Cohen present when they had that conversation? Mr. Cohen came over when they were speaking. He was not there when first they spoke to Mr. Chapman, when they got out of the cab.

99. Was he there when Mr. Chapman spoke about Cato's house and the free drinks? Yes; there were two or three other men.

100. Was Mr. Cohen there? Yes; Mr. Cohen and the two old men.

101. Mr. Cohen was near enough to hear what Mr. Chapman said about Cato's place to those two men? Yes, I think he was.

102. It was afterwards that he took those two men to the place? It was after that that the two men went away.

103. Did you, during the day, see Mr. Chapman go to Arnold's with any one? I suppose he went over three or four different times with people, and he went upstairs.

104. Did you see him meet those people in the street? Yes; and shake hands with them.

105. Did you hear any conversation? No, I did not. They were sometimes in the middle of the road, and I could not hear from my place.

106. Mr. Chapman stopped them as they came down the street? Yes; and shook hands with them and then went downstairs into Arnold's.

107. On any of these occasions did you see them drinking in the room? Not with Mr. Chapman.

108. But on three or four occasions you saw him with people in that room? Yes.

109. Did you see them drinking? Yes.

110. But did you not see Mr. Chapman? I did not see Mr. Chapman.

111. You told us about a cabman named Flanigan;—how many times did you see him drive people up during the day? I suppose fourteen or fifteen times.

112. Did you hear Flanigan in conversation with Mr. Chapman? He called Mr. Chapman once, and Mr. Chapman looked round, and I would not like to swear that it was Mr. Cohen came up to the cab. Every time he drove up with anybody in the cab, he whistled to one of Mr. Chapman's committee and beckoned to them, and handed the people who came up over to them.

113. *Mr. Cohen.*] Do you know that they belonged to Mr. Chapman's committee? I presume that they did; I do not know.

114. *Mr. Bruce Smith.*] You say that Flanigan came up sixteen or seventeen times and brought people;—did you ever see Mr. Cohen receive these people? Yes.

115. Some gentlemen went up, amongst them Mr. Cohen, at different times, and received these people? Yes.

116. Do you know Mr. Dowling by name? No.

117. You heard something take place between a policeman and Mr. Chapman, did you not? I saw a policeman speak to Mr. Chapman once; but I could not tell you what he said.

118. How long have you been living in Dowling-street? I think we moved there in April.

119. Since April of this year? April of this year.

120. Where were you living before that? We were keeping the "Junction Hotel," at the corner of William-street and Darlinghurst Road.

121. How long were you there? I would not be sure whether it was eight or nine months.

122. What were you doing before you were in the "Junction Hotel"? Nothing. We were keeping a hotel previous to that on the Macleay River. We sold out and came to Sydney.

123. How long had you been on the Macleay River? I think we were there nearly five years, keeping the one hotel.

124. When you say "we" you mean——? My husband and I.

125. What is your husband's christian name? Thomas Tonkin.

126. Is he now in Sydney? Yes.

127. *Mr. Crick.*] Does he live at 7, Orwell-street? You will not find Mr. Tonkin's name in the Fitzroy Division; his name is in the Bligh Division.

128. *Mr. Cohen.*] You were living in the Bligh Division when the rolls were collected? Yes; we were keeping a hotel there.

129. You say that this was the first time that you saw anything in the shape of a 5-gallon keg go into Arnold's? Yes.

130. Are you generally on the watch to see what goes into Arnold's? Not on the watch; but I have no family, and I am very much alone when my husband is away, so that sometimes I go to the window and look out.

131. Could you tell me what time it was when you saw this 5-gallon keg? I could not tell you the time, but it was just about dusk, at twilight.

132. I suppose you do not know the man who delivered the keg? I do not know him by name. I think I should know him if I saw him.

133. Did you notice if there was any name on the cart? As the cart turned round from Arnold's, after delivering the stuff, I saw "T. Kearey, wine and spirit merchant, William-street."

134. You are quite certain about that? I am almost positive. I hardly think I can have made a mistake.

135. Did you ever see Kearey's cart before? No.

136. Did you ever see it come along the street before that? No.

137. Did you ever see it anywhere before that? Not that I am aware of; though I would not swear that I have not.

138. Was not Mr. Kearey a neighbour of yours? I never saw him.

139. I did not ask you that question? He kept a hotel further down the street.

140. Nearly opposite the "Junction Hotel"? Further down the street.

141. About 50 yards away? I could not tell you that. I could not say if it was 50 yards or more.

142. The Junction Hotel is at the right hand corner on the top of William-street? Yes.

143. Do you say that you had not seen Kearey's cart at all before this particular evening? I would not swear that; but I never noticed it if I did see it.

144. Did you not know before that evening that Kearey had a cart with his name on it? I knew nothing about it.

145. You seem to have watched pretty well all that was going on the day of the election? I had nothing else to do, and it was the first time I had seen an election.

146. I suppose you were not watching in Mr. M'Elhone's interests? I did not know Mr. M'Elhone, and I did not know Mr. Chapman until I asked who he was.

147. *Mr. Crick.*] What time in the day did you find out who Mr. Chapman was? It was after dinner, anyhow.

148. You had not taken any notice of him up to that time? I had seen him standing before my house, and I had wondered who he was. He was standing right in front of the window.

149. *Mr. Cohen.*] You say that at that time you did not know who he was, or that he was a candidate? No.

150. Are you certain that you saw thirty or forty men in this room of Arnold's? Not at once.

151. When you say you saw thirty or forty men in the room, you do not mean to say that you saw them there all at one time? No.

152. At any one time did you see more than four or five persons in the room? Yes, at lunch time.

153. How many did you see then? I could not tell you. I did not count them, but there seemed to be more than four or five. They were having lunch.

154. Could you clearly see into this room of Arnold's? Yes, from my balcony. Both French windows in Arnold's upstairs room were open.

155. Could you say whether there was a tablecloth on the table? Yes; there was a white tablecloth.

156. And I suppose plates? Yes; there were plates, and a long tin loaf about that size (*illustrating*) and cheese. I could not tell you what else there was.

157. How long have you known this man Waller? I could not tell you. I used to see him coming to the hotel occasionally.

158. Into what hotel? Into the Junction Hotel. I did not know him much, but I used to see him coming in with other boys for a drink.

159. With other boys. Is he a young man, then? Yes.

160. What age is he? I could not tell you. He is clean shaved, so that makes him deceptive about his age.

161. Can you give us some idea of his age? I should imagine that he is 27 or 28.

162. What occupation does he follow? I really could not tell you.

163. *Mr. Crick.*] What is his christian name? I hear the boys call him Henry.

164. Is he a thin, small chap? Yes.

165. *Mr. Cohen.*] Is there a man named Barker among these boys? I do not know their names.

166. How did you know Waller? I heard my husband call him by name.

167. Did you know any one called Bishop Barker? I might know him by sight; I do not know him by name.

168. What was there over this place of Cato's that you say Mr. Chapman pointed to when he said "That is the straight office for free drinks"? There was a hand painted on it.

169. That was a sort of committee room Cato had? I think it said "public bar," and there was a hand pointing to show that there was a bar in the parlour.

170. I suppose that was a permanent bar? No, it was a temporary bar.

171. The hand was printed on paper? Yes.

172. You say you saw a flag flying. What did it say on the flag? I did not read the bills; but I saw Mr. Chapman's name on them. You could not read them very well, because it was very windy that day.

173. Were the letters large? I do not know. There were some bills a little larger than this (*illustrating*), and some bills about this length (*illustrating*).

174. Where were they? Fixed on the flag.

175. You cannot say what was on the bills? Only Mr. Chapman's name, and "Vote for Chapman," that was all you could see.

176. About what time in the day did you see Mr. Cohen come up to where Mr. Chapman was talking with the two men? I would not swear whether it was before or after dinner.

177. Can you give us any idea of the time? No; I could not.

178. Where were Mr. Chapman and the two men standing when Mr. Cohen came up? Right in front of my window. Mr. Chapman was standing with his hands in his pockets as the cab drove up.

179. *Mr. Crick.*] You did not know either of the men? No.

180. You do not know their names? No; I do not know many people in Sydney.

181. Would you know them again, if you saw them? I think so.

182. *Mr. Bruce Smith.*] Do you know a man known as "Scotty" Clark? Yes.

183. Do you know his Christian name? No; I have always heard them call him "Scotchey."

184. Do you know another man, named Bill Mansfield? Yes.

185. Do you know where he lives? No.

186. You do not know yourself that he is a voter? I do not. I know him from coming to the hotel.

187. What did you see those two men do on that day? I saw them speaking to Mr. Cohen. Then I saw them go upstairs into Arnold's.

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188. Did you see what they did when they went up? No; I was downstairs at the front window. I could not see them from the front window of the building; I had to go upstairs into my bedroom.
189. Could you name any of the men you saw Cohen take into this room and have drinks? No.
190. *Mr. Crick.*] Can you say if any of the men you saw going into Arnold's that day was a voter in the Fitzroy Division? I cannot say that.
191. *Mr. Bruce Smith.*] Did you see them going in there after they came out of the polling-booth? I saw men come from that direction.
192. I thought you said you saw them come out of the polling-booth? I could not see that unless I came out of my house.
193. *Mr. Crick.*] You know that Arnold's was Mr. Chapman's committee room? Yes.
194. Any one going in there who could read would know that he was going into Mr. Chapman's committee room? I think so.
195. You saw nobody stopping at the door and inviting people in? I saw a little stout man dressed in darkish brown or reddish brown clothes shaking hands with some of them, and taking them upstairs.
196. That is, when they came? As they came down the street he stopped them on the footpath and shook hands with them.
197. Who lives in your house besides yourself? Only I and my husband.
198. Then you have nothing to do all day but get your meals? Unfortunately, no.
199. *Mr. Bruce Smith.*] You do not know Mr. McElhone at all? No.
200. Did you know Cato, the other candidate? No. I heard him speaking on the Monday or Friday night previous. My husband and I were standing at the door listening to him speaking at Mrs. Sadler's.
201. *Mr. Crick.*] You did not know any of the other candidates? No.
202. Who asked you to give evidence? Mr. Brown was talking to my husband on Sunday afternoon about the election, and he asked Mr. Tonkin who he voted for.
203. Was it Mr. Brown who first asked you to give evidence? No; he did not ask me to give evidence.
204. But he was the first you told you could give evidence? Yes.
205. Who is Mr. Brown? I think his name is Mr. Alf. Brown. I do not know him very well, but I have seen him occasionally at the hotel. I only know him from coming to the hotel occasionally—very seldom.

Mr. Henry Joseph Daniels called in, sworn, and examined:—

Mr. H. J.  
Daniels.  
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206. *Mr. Bruce Smith.*] You are Town Clerk of Sydney? Yes.
207. I believe you kept a book in which you entered the names of the men who were nominated by the members of the Municipal Council for labouring and carting work? You could hardly call it a book; they were scraps of paper.
208. Have you got it here? I have a book here showing the actual appointments.
209. Sir W. P. Manning has supplied us with the names of several labourers and carters who were nominated, and I want to know from you when, as nearly as possible, they were nominated by Mr. Chapman? I have no way of telling that.
210. You did not keep any record of the date of the nominations? A man might come up bringing a letter saying that he was nominated by an alderman, and he was put down on that alderman's list, to be picked out afterwards.
211. Do you know when the election was held? I think it was on the 17th July.
212. Can you tell me whether the nominations were made before or after that date? I could not say; there is no record kept.
213. Could you give us any idea? I could not.
214. Is this memorandum dealing with Donegan in your handwriting? That is a rough memorandum made by me.
215. What would it represent? That Alderman Chapman had recommended that man to me as suitable for the work.
216. Would that be the first nomination? For that man.
217. Not a reminder? No.
218. Is there anything on the paper to guide you as to the date of the nomination? From a recollection of that individual case I know that the man was appointed directly. He commenced work on the 6th August.
219. *Mr. Crick.*] Is there anything on the memorandum which would help you to fix the date? The Assistant Town Clerk has marked it "3/8/94."
220. *Mr. Bruce Smith.*] Would not that be the date of the notice you sent out? That would be the day he received the memorandum from me.
221. To whom does the next memorandum refer? To J. O'Connor. It is on the same paper.
222. *Mr. Cohen.*] Is that in your handwriting? Yes.
223. *Mr. Bruce Smith.*] You judge that the Assistant-Clerk's figures were put on the memorandum on the day of the nomination? I handed the memorandum to him at once; but whether he endorsed it that day or the next I cannot say.
224. *Mr. Wise.*] What is Donegan's address? 2, Little Surry-street.
225. *Mr. Bruce Smith.*] Then there is a letter from Mr. Chapman? Yes, undated; and recommending a man named Thomas Donnelly.
226. What is his address? 23, Charlotte-street.
227. Sir W. P. Manning said that it was either Charles-street or Charlotte-street? I have got Charlotte-street on my book.
228. What is the date of that letter? It is undated, but the Assistant Town Clerk has endorsed it, "Attended to; duplicate order issued.—J.R.P., 31/7/94." That is the date he started.
229. That is the date the order was issued for his appointment? That was the date on which he actually started work.
230. What is the next you have? That is all the nominations I can trace in writing.
231. The Mayor gave us the case of a man called Mackell? I have nothing in writing about him.
232. The Mayor told us that Mr. Chapman nominated him verbally;—can you tell us the date of that verbal nomination? No, I cannot.



233. There is also a C. Garvan? Yes.
234. And a Wm. Bourke, Roslyn-street, Darlinghurst;—what record have you of them? We have no record, except that they are to go on definitely.
235. When was Bourke's name entered to go on definitely? I could not say. We did not go into those particulars.
236. *Chairman.*] Was he put on? He was put on on the 31st July.
237. The Mayor also gave us the name of Thomas O'Shea;—you have no record, I suppose, of the date of his nomination? Not the slightest.
238. When was he put on? On the 31st July.
239. And his address is? 14, Best-street.
240. When was O'Connor put on? He started work on the 6th August.
241. Then there is Cornelius Mulcahy, timekeeper? Caretaker.
242. When was he put on? I have not got the date with me. It was about three weeks ago, I think.

Mr. W. J.  
Daniels.  
27 Sept., 1894.

Mr. William Percy McElhone called in, sworn, and examined:—

243. *Mr. Bruce Smith.*] You are the son of the petitioner in this case? Yes.
244. You remember the polling-day at the last General Election? Yes.
245. Do you know the position of Mr. Chapman's committee-rooms then? Yes; they were almost opposite the Fitzroy polling-booth. I suppose 15 yards on the other side.
246. Was there anything about them to indicate them? Yes; a flag was flying from the verandah of the store.
247. Do you know the name of the store? Yes, Arnold's store. I think it had "Mr. Chapman's committee-rooms" on it, identifying the place. I saw a man who is working there hang the flag up myself.
248. Did you see any people whom you knew to be voters—and, if so, can you name them—who went into these committee-rooms during the day? I saw Mr. Chapman himself with numerous people go in and out of the place throughout the day.
249. *Mr. Cohen.*] Go in and out of the committee-rooms? Yes.
250. *Mr. Bruce Smith.*] Did you see any whom you knew to be voters and whom you can name, go into the upper room and drink? I did not know any of them personally.
251. I asked whether you saw any voters whom you could name go into these rooms and drink there? No; I do not know that I did.
252. *Mr. Wise.*] Do you mean that you did not see them drink? I saw people up in the room drinking; but I cannot say whether they were voters.
253. *Mr. Bruce Smith.*] Do you know Mr. Kearey? Yes; Mr. Kearey was in the room!
254. Mr. Kearey's name is on the roll, is it not—I am talking of the old man? Yes.
255. Did you see Mr. Kearey drinking there? No.
256. Do you know Mr. Moon? Yes; Mr. Moon was in the room too. I saw him there.
257. Did you see Mr. Moon drinking? No.
258. Or Mr. Poole? No.
259. Do you know Mr. Delohery? Yes; the solicitor, Alfred Delohery. He was driving in a cab.
260. Did you see him more than once? Yes.
261. You saw him drive up many times in the day? Yes; from 10 o'clock to half-past 4.
262. About how many times? I saw him fully half a dozen times.
263. When he brought up people, what did they do? I saw him bring up several voters, and they walked up to Mr. Chapman, and then went over to the polling-booth.
264. They walked over to Mr. Chapman? Yes, with Mr. Delohery; from the cab to Mr. Chapman. Mr. Chapman was standing in the crowd.
265. Where did you see Mr. Chapman when Mr. Delohery drove up? He was at various places—sometimes at the back of the lane, at other times in the middle of the street, and at other times at Arnold's door.
266. You saw the people get out of the cab and go over to Mr. Chapman? Yes, with Mr. Delohery.
267. On more than one occasion? Yes, several times.
268. After being with Mr. Chapman, what did they do? They went over to the polling-booth.
269. About how many people did you see brought up by Mr. Delohery in the cab and taken over to Mr. Chapman, or met by him? On one occasion I saw two.
270. But altogether? That was one trip. I could safely say four or five.
271. You saw four or five come up with Mr. Delohery and speak to Mr. Chapman, and then go into the polling-booth? Yes; I also saw Mr. Delohery get out of the cab and speak to Mr. Chapman, and then get into the cab again and bring people back in the cab.
272. Do you know if Mr. Delohery was one of Mr. Chapman's committee-men? No; but I know that he was working very hard for Mr. Chapman.
273. Did you know any of the people you saw come up in this way and vote? No; I could not call them to mind.
274. Did you see any other vehicle that day come down there more than once? Yes; Mr. Kearey had a trap there.
275. How often did you see that come down? It would be very hard to say. It was driving up and down during the whole day.
276. Who was driving it? I could not say who was driving it.
277. Did you see Mr. Chapman have any communication with the driver of that trap? I could not say that I did. Mr. Chapman had a vehicle there too.
278. Did you have any conversation with Mr. Delohery? Yes; I have spoken to Mr. Delohery about it.
279. What did he say? [*Mr. Cohen objected.*]
280. You say you do not know who drove Kearey's trap? No; I do not recollect.
281. *Mr. Cohen.*] When you say that you saw people going in and out of the room, do you mean that you saw them in the upstairs room, or did you merely see them going in at the street door and coming out again? I saw them go in at the street door and come into the balcony room. I saw that all day from about half-past 9.

Mr. W. P.  
McElhone.  
27 Sept., 1894.

- Mr. W. P. M'Elhone.  
27 Sept., 1894.
282. Are you quite sure that you saw a vehicle belonging to Mr. Chapman there? I understood that it was Mr. Chapman's.
283. Did you know that it was Mr. Chapman's? Not of my own knowledge.
284. You saw a vehicle there which you thought was Mr. Chapman's? There was a vehicle there which, from my knowledge, I thought was Mr. Chapman's.

Miss Mary O'Neill called in, sworn, and examined:—

- Miss M. O'Neill.  
27 Sept., 1894.
285. *Mr. Bruce Smith.*] I believe you live opposite Arnold's store? Yes.
286. In what street? Dowling-street.
287. Did you see anything over Mr. Arnold's door on the day of the polling to indicate what was going on there? I saw Mr. Chapman going up, and I saw some other gentlemen—
288. Did you see anything over the shop? I saw a flag.
289. What could you distinguish written or printed on that flag? "Vote for Chapman."
290. Do you know Mr. Chapman by sight? I did not know him until the day of the election.
291. Did you see him about that day? Yes; outside our door.
292. Your door, you say, is opposite Arnold's store? Yes.
293. You live near Mrs. Tonkin? Next door.
294. During what part of the day did you see Mr. Chapman? He was down there during the best part of the day.
295. You do your work at home? I was at home then, but I am not now.
296. Did Mr. Chapman go into Arnold's store during the day? Yes.
297. Often? Yes.
298. Did you see what was in the upper room of that store that day? I saw a table, and I saw bread and cheese, and glasses, and it looked like ale in them.
299. Did you see men drinking there? Yes.
300. Did you see Mr. Chapman take any men in there? Yes.
301. How many? I saw him take three at one time, two at another, and four at another.
302. Did they appear in the upper room? Yes.
303. Did you see them drinking this liquid that looked like beer? No, I did not.
304. What did you see them doing there? One man came out on to the verandah and then he went back to the table, and went to the back of the door. I saw an elderly gentleman there, with a white beard. He was there sitting at a table. I saw him drinking.
305. Who took him up? He was up there all the day.
306. Do you know him by name? No, I do not. It was the first time I saw him.
307. *Mr. Cohen.*] You only saw one gentleman drinking? Yes.
308. *Mr. Bruce Smith.*] Do you know anybody named Kearey? Yes.
309. Do you know a Mr. Moon by name? Yes.
310. Did you see him with Mr. Chapman during the day? Yes, and I saw them up in the room too.
311. Did you see them drinking? No, I did not?
312. Did you see any of the men who went up with Mr. Chapman into this room drinking there? No, I did not, only this elderly gentleman was drinking there.
313. But did you not say that you saw a number of men drinking there? I saw a number of men, but they did not go up with Mr. Chapman.
314. You saw a number of men drinking there? Yes.
315. Who did they go up with? A gentleman with a fair moustache and side levers, and a soft brown hat.
316. Would you know him if you saw him? I would.
317. Have you seen Mr. Cohen? I saw him outside, but he is not the gentleman. The one I saw is rather stout, and not as tall as Mr. Cohen.
318. Did you see any men drinking in that room while Mr. Chapman was there. I do not say that they went up with Mr. Chapman? Yes, about 1 o'clock.
319. You saw them drinking there while Mr. Chapman was there? Yes.
320. Could you name any of those you saw drinking there? I could name one I saw up there.
321. Who was that? Mr. Slammon.
322. Where does he live? In William-street.
323. You saw Mr. Slammon drinking there while Mr. Chapman was in the room? I saw him up there while Mr. Chapman was there.
324. You saw him drinking there while Mr. Chapman was there? Yes.
325. Did you see Mr. Kearey drinking up there? No, I did not; but I saw him up there.
326. Did you see Mr. Moon drinking up there? No.
327. Did you see any vehicles coming there more than once that day bringing people down? Kearey's waggon was driving them down. Mr. Kearey's son was driving them.
328. How often did that vehicle come down? It was down four times between 1 and 2 o'clock.
329. You saw people come down frequently in Mr. Kearey's vehicle? Yes; four times between 1 and 2 o'clock.
330. And how many times after that? Frequently after that—after lunch.
331. What became of the people who came down in the vehicle? They went up into the room, and then they came down into the polling-booth.
332. Did you see anybody come down in these vehicles whom you knew by name? Yes.
333. Who did you see? Mr. Smythe.
334. I am talking of the people who came down in Mr. Kearey's vehicle? Mr. Smythe did.
335. Do you know his Christian name? No; only where he lives.
336. Where does he live? In Victoria-street.
337. Can you tell me any one else you knew? Mr. Moon.
338. Where does he live? He keeps a draper's shop in William-street.
339. And Mr. Kearey? Yes, Mr. Kearey; and then there was a stout gentleman; I do not know his name.
340. Would that be Mr. Cohen? I could not swear to Mr. Cohen.
341. Those were the only three you know? Yes.

342. Where was Mr. Chapman at this time? Mr. Chapman came down at dinner time in the vehicle himself.

343. He came down in the same vehicle? In the same vehicle.

344. Did you see him when that vehicle came down on other occasions? Yes; he was standing just outside, near the door. He was talking to Mr. Smythe when he came down again.

345. Out of the numerous times that the vehicle came down during the day, about how many times do you think Mr. Chapman met the people in it? Every time it came down.

346. You saw Mr. Cohen up in the room that day? Yes.

347. What was he doing? I saw him standing talking. I did not see him doing anything.

348. Did you see him serving out anything upstairs? No; I did not.

349. *Mr. Cohen.*] You are quite certain that you saw Kearey's vehicle come down four or five time during the lunch hour? Yes.

350. How is it that you recollect that it came down four or five times during the lunch hour? I knew his son and the wagonette. I have seen Mr. Kearey in it before.

351. I am not saying that you did not see Mr. Kearey's vehicle there, but are you certain that you saw it drive away, and come back four times during the lunch hour? Between 1 and 2.

352. *Mr. Bavister.*] You speak of Mr. Smythe, Mr. Moon, and Mr. Kearey as having come down in Mr. Kearey's vehicle;—was it the Mr. Kearey who owned the vehicle who came down in it? Yes. His son was driving it.

[*The Committee, at 1:20 p.m., adjourned until 2 p.m.*]

Mr. Patrick O'Neill called in, sworn, and examined:—

353. *Mr. Bruce Smith.*] What are you? A labourer.

354. You are an elector for the Fitzroy Division? Yes.

355. What is your address? 194, Dowling-street.

356. Do you know Mr. Chapman? Yes.

357. Have you known him for some time? Yes; I have know him for a few years.

358. Did you see him before the elections? Several times.

359. What passed between you and him? I asked him to get me on at the markets to work, and he said, "Yes, you will be one of the first I will get on." I saw him from four to six times, and the last time I saw him was about a fortnight before the election.

360. Did you have any conversation with him about the election? No; there was nothing about the elections at the time.

361. Not in the same conversation? No.

362. At that time had you any conversation with him about the elections? No.

363. You saw him after the elections? Yes.

364. Did you see him on the day of the elections? I saw him opposite the polling-booth a couple of times. He was opposite my door a few times.

365. You had no conversation with him then, I think? No.

366. You saw him after the election? I saw him at the Town Hall.

367. Had you any conversation with him then? The first time I met him he said, "I am in a hurry; I am going up George-street; I will be back presently." So I waited until he came back. He was going up the Town Hall steps, and I spoke to him, and he turned round, and said, "Why, you have got no call upon me." And I said, "How is that, sir?" and he said, "Why, you have been howling me down during the elections, and I got no support from you." I asked him did he hear me, and he said he was told it. I inquired who told him, and he said, "There is a man there (pointing to Mr. Healey) at the bottom of the steps, " and I did not get him on."

368. Was there any further conversation? I said to Mr. Chapman before that, "You told me you would send my name in to the Town Hall to get me on at work at the markets," and I said, "It is not in." He said that it was, and in the conversation I said that it was a lie, because I had asked at the Town Hall distinctly.

369. *Mr. Crick.*] You say that he told you that your name was sent in;—when did he tell you that? On the day that we had the contradiction on the Town Hall steps.

370. He did not tell you that before the election? It was after the election, and once in his shop before the election.

371. But was it before or after the election that he told you he would get you on? Before the election.

372. *Mr. Bruce Smith.*] Did he ever ask you which way you were going to vote? No.

373. Did he tell you which way to vote? No.

374. *Mr. Crick.*] He never suggested anything to you about your vote? No.

375. *Mr. Bruce Smith.*] Before the election, when he told you that he would put you on, there was no reference whatever made to the election that was coming on? It was not mentioned between me and Mr. Chapman—not about the election.

376. I do not mean was the word "election" used; but was there any reference to the fact that an election was coming off? No. The only thing I remember was that, of course, I told him I would not forget him for getting me on to work, and he said, "All right."

377. *Mr. Cohen.*] Can you tell me where it was that this conversation took place? The conversation took place in his shop, and once afterwards on the bowling green.

378. *Mr. Gormly.*] Do you know the date of this conversation;—was it between the date of nomination and the date of the election? It was before the nomination.

379. *Mr. Crick.*] You went to his shop? Yes.

380. He never asked you how you were going to vote, or to vote for him? No.

381. Do you live in the ward he represents? I have been living there for nineteen or twenty years.

382. *Mr. Cohen.*] Whenever you spoke to Mr. Chapman you went to see him? To his shop.

383. Or to the bowling green? Yes. He told me to meet him at the Town Hall one day, but I went there and did not meet him.

384. You always went to see him when you had business with him? Yes.

Miss  
M. O'Neill.  
27 Sept., 1894.

Mr.  
P. O'Neill.  
27 Sept., 1894.

Mr. Bartholomew Maroney called in, sworn, and examined:—

- Mr. B. Maroney.  
27 Sept., 1894.
385. *Mr. Bruce Smith.*] Where do you live? In Duke-street.  
386. You are in the Fitzroy Division? Yes.  
387. Do you remember what took place before the election? Yes.  
388. Did you know Mr. Chapman? Yes.  
389. Did you have any conversation with him before the election? Yes.  
390. What was said by him or by you? Well, I went to see him through an introduction, but I did not tell him at the time I spoke to him about the man who told me to go to him.  
391. What did you say to him? I asked whether he could find me work, and he said "Yes." He told me to meet him down at the Town Hall in Sydney. I cannot tell you the day of the week, but I met him there, and he said it was all right, that he would go up and see the Mayor. When he went up I did not know the route of the Town Hall to go up after him, but there was a man came down, and told me that my name was called. Then I went up, and, not being bold enough to knock at the Mayor's door, of course I did not, but I waited until Mr. Chapman came out, and he said, "That is all right, Maroney; I have got your name down." I said, "When did it happen to come off?" and he said, "You will have to see me again; you cannot do things all at once." I said, "No, sir, decidedly not." When I went to see him again it was at his place in William-street, and he said, "That will be all right." He said, "I will not forget you, and you will not forget me." I said, "No, sir; I will not forget any man that will do me a good turn; I will never forget him in my life." I went again, but there was the same sort of position again. I went there six times, then after that I dropped it.  
392. Is that all that was said about the elections—that if he remembered you, you must remember him? That is all that was said about the elections, but I knew what he meant.  
393. Did he ever use the word "vote" in the whole of the conversation? Yes.  
394. You say he used the word "vote;" in what connection did he use it; tell us any sentence in which he used the word "vote"? I cannot say exactly how he used the word. He used the words; but what they were I cannot tell now. He told me plainly that I was a long resident in the place, and that he would see that when things were all right I would be all right.  
395. *Mr. Crick.*] I suppose you were naturally annoyed at not getting the work? No; not so irritated as that.  
396. *Mr. Bruce Smith.*] You are an old Crimean soldier, I believe? Yes.  
397. Can you tell us any words that Mr. Chapman used in reference to voting? He only said what I have said, that is all.  
398. *Mr. V. Parkes.*] Did he ask you deliberately for a vote in exchange for getting you employment? Decidedly not.  
399. *Mr. Bavister.*] The interview at the shop at William-street was some time after you had seen Mr. Chapman at the Town Hall;—did you not go to ascertain whether you were likely soon to get work, or if you were likely to be overlooked, and did not Mr. Chapman say to you, "Oh, I will not forget you, and you will not forget me," is not that possible? I do not think so.

Mr. Bartholomew Healey called in, sworn, and examined:—

- Mr. B. Healey.  
27 Sept., 1894.
400. *Mr. Bruce Smith.*] What are you? A labourer.  
401. Where did you live before the last election? I shifted just before the election. I was living at 21, Charles-lane.  
402. You had a vote for the Fitzroy Division? Yes.  
403. Did you see Mr. Chapman before the election? Yes.  
404. About getting employment? Yes.  
405. Can you tell the members of the Committee what took place when you met him? I asked Mr. Chapman if he would see and get me some employment at the markets, and he told me that he would see if he could. I saw him several times after that, previous to the election; and on one occasion I met him towards the Town Hall. He called me there one day, and said that he would go in and put my name on the list. When he come out, he told me that my name was down, and that I would come on about one of the first as soon as the markets were started.  
406. Was anything said at any of these interviews before the elections, about your vote? Not by Mr. Chapman.  
407. Was anything said by anybody in the presence of Mr. Chapman? Not by Mr. Chapman.  
408. Was any reference made to the election when you asked for this situation? Well, only that he said that he could do nothing until the election would be over, because the markets would not start.  
409. Did you see Mr. Chapman on the day of the election? I just spoke to him on the day of the election, down Dowling-street.  
410. What passed between you? I asked him how it was going, and he said it would be all right.  
411. *Mr. Crick.*] What would be all right? The election—he said that he would be all right.  
412. Did he ask you if you had voted? No.

Mr. Charles Joseph Fitzpatrick called in, sworn, and examined:—

- Mr. C. J. Fitzpatrick.  
27 Sept., 1894.
413. *Mr. Bruce Smith.*] What is your occupation? I am a printer by trade.  
414. I believe that you are connected with the *Bulletin* newspaper? Yes.  
415. You are an elector of the Fitzroy Division? Yes.  
416. Where do you live? At 29, Judge-street.  
417. I believe that before the elections you went with your father to a Committee meeting of Mr. Chapman's? I did.  
418. Where was that? At Kearey's Hotel, at the corner of William and Brougham Streets.  
419. Were there a large number of people there? Yes; the Committee room was full that night.  
420. Did you notice two persons named Brady and Jinks? Yes; Joe Brady and Tom Jinks.  
421. Is Brady a solicitor? Yes; and Tom Jinks works at the Government Printing Office.  
422. I believe you stayed until the meeting was over? Yes.  
423. How many days was this before the election—roughly? I could not say. 424.

424. *Mr. Crick.*] Was it after the nomination? No; it was after the dissolution of Parliament.
425. And before the nomination? Yes; it was on a Thursday night.
426. What was done at that meeting; Mr. Beare was in the chair? Alderman Beare was in the chair, and the Electoral Act was read.
427. *Mr. Cohen.*] Do you mean the bribery and treating clauses? Yes.
428. *Mr. Bruce Smith.*] Was Mr. Chapman's candidature mentioned? Yes, at the time. I think it was Mr. Beare and Mr. Brady that got up that night.
429. *Mr. Cohen.*] Was Mr. Chapman there? Yes. They said, "We shall have to be very careful at this meeting about bribery and other corruption."
430. *Mr. Bruce Smith.*] Was this a meeting of Mr. Chapman's committee? It was a committee, but at the time they called it a council of advice.
431. Advice to whom? To Mr. Chapman.
432. What did Mr. Jinks do at the meeting;—did he take any prominent part? No; I saw him in the room, but he did nothing there.
433. Did Mr. Brady have anything to say? He did have some say. Mr. Chapman's cards were there.
434. You did not see any other cards there; you did not see any of Mr. M'Elhone's cards;—it was a meeting of persons interested in Mr. Chapman's election? Yes.
435. After the meeting was over, what did you do? We went downstairs.
436. Which of you went? There was a man named Jack Smedley.
437. You were there, Jinks was there, Brady was there? Yes.
438. Anybody else? Cullen.
439. How many went down altogether? There were about seven or eight; it might be nine.
440. When you went downstairs, what did you? Well, I never had anything to do with speaking to Jinks, but persons with me were speaking with him, and they asked him if there was any chance of a drink, or something like that, so Jinks said, "Go inside there,"—that is, into the parlour of Kearey's hotel.
441. Did he say it quietly;—you seemed to drop your voice? He said it quietly.
442. And nodded his head? He said it quietly, and we went inside. He said, "What are you going to have?" We named our drinks, and he called young Kearey—I do not know his name, but he is the younger son—and he came in and put on a piece of paper the drinks we were having, and brought them in. We had a drink each, and I am not sure now if we did not have two drinks.
443. Did you see anybody pay for the drinks? No.
444. Did you see any money at all? No.
445. Did anyone ever ask you for your money? No; there was no money in the whole crowd of us.
446. *Mr. Crick.*] Had Tom Jinks any money? I do not think so. I never saw him pay anyone. He asked us to go inside. We had our drinks, and there was nothing more about it, and we walked out.
447. Where was Mr. Chapman all this time? I think he was at the back of the bar, in a little room.
448. *Mr. V. Parkes.*] Are you sure he was there? No; but I think he was.
449. *Mr. Bavister.*] Was he in the same room as you were in? No.
450. *Mr. Bruce Smith.*] How do you know he was there? I think he was. It was a private parlour.
451. Did you see him go in there? No; Mr. Chapman came downstairs before I did, but I saw him coming out after.
452. Was that place—Kearey's—used as a committee-room after this? I could not tell you; I am not knocking about of a day.
453. Did you ever go in there again before the election? Yes; but if I went in I paid for my drinks.
454. You cannot tell us if it was used as a committee-room afterwards? No, I cannot.
455. *Mr. Crick.*] Of course, you supported Mr. Chapman? Yes.
456. You went there as a supporter? That was before Mr. M'Elhone came out.
457. But if you were going to vote for Mr. M'Elhone and Mr. Chapman asked you to have a drink, you would not turn round and vote for Mr. Chapman on that ground? It is hard to say.
458. *Mr. Cohen.*] A drink might influence your vote? It might, and it might not.
459. *Mr. Crick.*] Mr. M'Elhone had not announced himself at that time? No.
460. Did you go to his committee meeting? I was not on his committee, so that I could not go to the meeting.
461. Did you attend any of his meetings? The first night.
462. Did you become a supporter of Mr. M'Elhone? I became a supporter; but I was not allowed in at his meetings.
463. *Mr. Bruce Smith.*] You told us that about eight or nine went in at that time, and then you came out;—did you see who went in after you? Not into the room I came out of. I came out and went down town.
464. Did you see any others drinking in there? Not in that room.
465. Do I understand that eight or nine were all you saw there? There were about that.
466. *Mr. Cohen.*] What time was it when you left this meeting at Kearey's and went down town? It was getting on to about 10 o'clock. I got down King-street at about half-past 9.
467. Had you anything at all to do with Mr. M'Elhone's election—were you a secretary? No, nothing of the sort; I could not spare the time.
468. *Mr. Bruce Smith.*] Did you see any large placard at Kearey's Hotel with "Committee-room" written on it? No.
469. *Mr. Crick.*] Was anything said to the effect that people supporting Mr. Chapman should go there and use the room as a committee-room? No; the night I was there they said that they would use it as a council of advice. It was a committee up to Thursday night, and after that it was a council of advice.
470. *Mr. Cohen.*] You said that the Act of Parliament was read that night? About bribery; Joe Brady read it out. It was said that they would have to be very careful.

Mr. Thomas Fitzpatrick called in, sworn, and examined :—

- Mr. T. Fitzpatrick. 471. *Mr. Bruce Smith.*] What are you? I am a chainman.  
 472. You are an elector in the Fitzroy Division? Yes.  
 473. I believe that before the election you received a letter from the Premier, Mr. Reid? Yes.  
 474. Asking you to go and see him? No; to deliver to Mr. Chapman.  
 475. He asked you to work for Mr. Chapman, did he not? I brought a letter from him to Mr. Chapman.  
 476. When you delivered that letter to Mr. Chapman, what took place? He read the letter—I do not know what was in it—and told me to meet him at Mr. Kearey's that evening.  
 477. Did he tell you what the meeting at Mr. Kearey's was? He said that there was a special committee meeting there that night.  
 478. That is the meeting which your son, the last witness, went to? Yes.  
 479. Did he tell you about that meeting? He told me that it was a special committee meeting. He came up there and introduced me to Mr. Brady.  
 480. About how many people were at that meeting? About forty or fifty. It was a very large billiard-room, and it was all filled up.  
 481. Did you see a person there named Jinks? Yes.  
 482. Who is he? I believe he is in the Printing Office.  
 483. Is he an elector for the Fitzroy Division? I do not think so. I think he is in the Bligh Division.  
 484. Did you learn at that meeting who were the members of the committee, or who were the office-bearers? That was the night they changed it from a committee to a council of advice. It was the Thursday night after the dissolution.  
 485. What part was Jinks taking in this matter? He was taking a prominent part I understood.  
 486. Did he say anything that night? There were very few who spoke that night. He did the active business—the treating business.  
 487. When the meeting was over something passed between Jinks and yourself? Yes.  
 488. Was Mr. Chapman present? I do not think so.  
 489. Tell me what Jinks did? I was asked into a private parlour—one of the parlours at Mr. Kearey's.  
 490. Is that the one your son went into? He was with me all the time.  
 491. You went with Mr. Jinks into that room, and about how many people were there there? About fifteen or twenty people.  
 492. What did you do there? I was asked what I would have to drink.  
 493. Was Brady there? No. Brady, Mr. Chapman, and some others I saw going into the parlour behind the bar, and I know that O'Keefe, a publican down in Woolloomooloo, was with them too.  
 494. When you went into this room you all had drinks, I understand? Yes; some had more.  
 495. Did you see anyone pay for anything? No.  
 496. Did you pay? No. I was asked what I would have to drink, and a book was taken out by Jinks and the drinks noted down. "What's yours?—what's yours?—one—one—so many." He had a note-book taking them down.  
 497. Did you see young Kearey there? No; James Kearey was not there; but someone came in with the drinks. I think it was the man who attends there who brought in the drinks.  
 498. I understand that you were not asked for payment, that you did not make any payment, and that you did not see any money pass in connection with the matter? No; only the putting down of the number of drinks in the book.  
 499. *Mr. Crick.*] Did you ever see Mr. Jinks do this again? No; that is the only time I ever saw him do it.  
 500. *Mr. Cohen.*] You wanted to be employed as a canvasser, did you not? I only spoke to Mr. Reid. He asked me to support Mr. Chapman, and I told him "No," and he asked me would I bring a letter to Mr. Chapman. I do not know the purport of that letter.  
 501. Do you know a man named John Daniel Casey? I know a man named Casey; but I do not know his initials.  
 502. Do you know where he lives? No; I do not. I know that he lives in some part of Woolloomooloo.  
 503. Do you know what his occupation is? I saw a man named Casey, who worked at the Colonial Architect's, a few times.  
 504. Did you ever have any conversation with him after the elections? Not that I am aware of.  
 505. Do you remember the big fire at Lawler's? Yes.  
 506. Do you remember having a conversation with Casey on the day after the fire? Yes; I believe I was talking with him over the fire.  
 507. Did you speak to him a fortnight before that? No; not that I know of.  
 508. Try and recollect? Yes; I did.

Mr. William J. Davis called in, sworn, and examined :—

- Mr. W. J. Davis. 509. *Mr. Bruce Smith.*] What are you? A compositor.  
 510. I believe you live in Woolloomooloo? Yes.  
 511. In what street? I live in Liverpool-street at the present time.  
 512. You had a vote during the last elections for the Fitzroy Division? Yes.  
 513. Were you near the polling booth on that day? Several times.  
 514. Just walking down there? Just seeing the excitement. I had nothing else to do.  
 515. You know Arnold's shop? Yes, the grocer's shop.  
 516. Did you go in there during the day? After 4 o'clock.  
 517. Did you see Mr. Chapman about there that day? I did.  
 518. Much? I saw him go into the house twice before lunch.  
 519. Could you see what was in the house? No; I could not tell what there was; but I could see that there was liquor of some kind.  
 520. How could you see that? From the other side of the road.  
 521. It was rather a low house? Yes; and from the pavement opposite you could see into the room; but what there was I could not say.  
 522. I believe that after 4 or 5 in the afternoon you went up stairs? Yes. 523.

523. Who invited you to do that? A son of Arnold's.
524. When you went up stairs what did you see on the table? I could not see much on the table, because it was half dark; but while on the balcony the son brought the whisky bottle out.
525. Whose name was on it? T. Kearey.
526. It was empty? No; it was not empty.
527. What was in it? There was a good nip.
528. You had it yourself? Yes.
529. *Mr. Crick.*] Had you voted at that time? Yes. This was after the poll had closed. We were waiting for the declaration.
530. *Mr. Bruce Smith.*] Did you see Mr. Chapman going up into the room during the day? Just before lunch time; something about 12.
531. Did you see many people going to the poll that day? Yes; a great number.
532. Did you see any of them taken in charge by any person connected with the election? I saw Mr. Chapman, Mr. Kearey, and a couple of others.
533. What did Mr. Chapman do? They were talking to several people, and at one time four or five went into the grocer's shop together, and a couple of them I could see upstairs from the other side of the road.
534. *Mr. Crick.*] What were their names? They were strangers to me. I do not know their names.
535. Who authorised you to have this drink? A son of Arnold's.

Mr.  
W. J. Davies.  
27 Sept., 1894.

Mr. Alfred Brown called in, sworn, and examined:—

536. *Mr. Crick.*] Where do you live? At 26, Brougham-street.
537. *Mr. Bruce Smith.*] What are you? A plumber.
538. I believe you were down in the neighbourhood of Arnold's shop on the day of the election? Yes.
539. *Mr. Crick.*] Had you a vote? Yes.
540. You are down on the roll as an agent? They put it down themselves.
541. *Mr. Bruce Smith.*] What are you an agent for? The old gentleman's property.
542. You were down at this place for a great part of the day? Yes; three hours at the least.
543. Could you see into the grocer's shop? From the other side of the road.
544. What did you see going on there? While I was there, there were people passing backwards and forwards from the place to the booth, and, in fact, two or three came out on to the verandah wiping their moustaches.
545. How many people do you suppose you saw go in and out during the day? I did not know what it was, so I did not take much notice.
546. Were there five or fifty? There must have been thirty or forty.
547. Did you see any go in there with Mr. Chapman? No.
548. Did you know any people by name there? No.
549. Did you see Mr. Cohen? No; I do not know him.
550. Did you know any of them by name? I saw Mr. Kearey standing by the door.
551. Did you see him take any people in? No; I did not see him take any people in.
552. You are speaking of the father? Yes.
553. Did you see any vehicles come down that day? Yes.
554. Do you know Kearey's vehicle when you see it? Yes.
555. Do you know his son? Yes.
556. Did you see any vehicle come down there constantly? Not constantly. I saw a vehicle with young Kearey in it.
557. How often did you see it come down? I only saw it once myself.
558. Did you see any cabs coming down? There were cabs coming down, but I did not take any notice.
559. Do you know Flanigan's cab? Yes.
560. Did you see it come down? That is the one that came down with Mr. Kearey and this other gentleman in it.
561. Did you see him come more than once? I could not say.
562. *Mr. Crick.*] Was he running in the interest of Cato? I could not say.
563. *Mr. Cohen.*] You say that you saw thirty or forty people go into Arnold's altogether. May not the same persons have come in and gone back three or four times? I could not say that.

Mr. A. Brown.  
27 Sept., 1894.

Mr. Thomas Kearey called in, sworn, and examined:—

564. *Mr. Bruce Smith.*] I think you are an hotel-keeper in William-street? Yes.
565. You have a vote for the Fitzroy Division? Yes.
566. I think you were a member of Mr. Chapman's committee, were you not? I was a friend of his, and I promised to vote for him.
567. You helped in his election? No; I took no active part in it.
568. What do you call an active part? Canvassing, or anything of that sort.
569. Were you down at the polling-booth? I went down there, and I remained about all day, except while I went in my own vehicle to the King Division, to see how George Houstoun Reid was going on, and then to see how Sir W. P. Manning was going on.
570. You know Arnold's shop near the polling-booth? I did not know the man's name.
571. You know the place I mean—where there was a flag flying? I went up there once or twice.
572. Your business is at the top of William-street? Yes.
573. A meeting of the council of advice was held in your hotel;—do you remember that meeting? I do not know what it was called.
574. Do you remember the meeting? The first meeting—yes.
575. Do you know who were the members of Mr. Chapman's committee—the most active workers;—Mr. Cohen—you know him? Mr. Cohen was one, and there was Mr. Dowling, and another young fellow in William-street, I think; I forget his name.
- 576-7. Who was the secretary? I could not tell you that.

Mr.  
T. Kearey.  
27 Sept., 1894.

Mr.  
T. Kearney.  
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578. Or the treasurer? No; I had nothing to do with the matter particularly. I paid more attention to Sir W. P. Manning's election than I did to the Fitzroy.

579. Did you receive any money from any member of Mr. Chapman's committee? Not a fraction, except when a few friends would come in, just the same as it might be to-night; one might pay for drinks, just as might happen with Mr. M'Elhone or me.

580. Will you undertake to say that you never booked any liquor to anybody? More than that, I gave instructions—

581. Will you undertake to say that you never booked any liquor to any member of Mr. Chapman's committee? I will, indeed; not a fraction.

582. And that you never booked any to Mr. Chapman himself? Not a fraction, except what went to his own house, and was delivered by my own man and horse and cart.

583. Did you deliver any liquor to the shop down by the polling-booth? Yes; at 11 o'clock, when I went there.

584. Will you tell me shortly what goods you sent down to that committee-room? I sent one bottle of whisky. That was ordered by Mr. Dowling for his own use.

585. Did you never send a small cask down there? Nothing of the sort. I can give plenty of evidence to prove that there was nothing of the sort sent.

586. You never sent a case of anything? Nothing of the sort—nothing whatever.

587. It would not be necessary for your cart to go down there to deliver a bottle of whisky, I suppose? No.

588. Are you in a position to say absolutely that your cart never went down to Dowling-street and delivered goods either in a case or in a cask at that grocer's shop? I am certain of it. It could not be done by my son or by my own man.

589. You have a waggonette? I have.

590. Do you know if your waggonette was used on the day of the election? I know it was not—not for the election. I can tell you what it was used for.

591. Do you know that your vehicle was used on that day? It was used by myself only.

592. Did you drive down to the immediate locality of the polling-booth on that day;—I want to know, as a matter of fact, whether your vehicle was driven to the immediate vicinity of the polling-booth? Yes.

593. Was it driven by your son? By my son.

594. Was it driven down there more than once? It was driven down empty for me. I left instructions after dinner for the horse to come down about 3 o'clock and take me over to see Mr. Reid's and Sir W. P. Manning's election.

595. Your vehicle did not go down there except on those two occasions. That was all. It was not used for anything else during the whole time.

596. When you went down in your vehicle, did you take Mr. O'Connor, the registrar of titles, down there to vote? Mr. O'Connor and Mr. Kemp, the architect, were the two gentlemen who, as I was coming back from the Phillip Division, and from the King Division somewhere near Shelvey's public-house, jumped into the vehicle and came back with us on their way home.

597. Was your son one of Mr. Chapman's committee? Not a bit.

598. Do I understand you to say that you never, except in cash payments over the counter or over the bar, received any money whatever from any member of Mr. Chapman's committee or from Mr. Chapman? No.

599. *Mr. Crick.*] Do you know a man named Jinks? Yes.

600. Did you authorise him to book any drinks? No.

601. Did he show you a list of drinks that had been served the night of the meeting of the council of advice? No.

602. *Mr. Bruce Smith.*] And you never heard of his having booked any drinks? No; none whatever.

603. *Mr. Crick.*] Who would keep your books? My son. If anything like that was done I had no knowledge whatever of it.

604. Do you know if any drinks were booked to Jinks that night? I could not tell you that.

605. You say your son keeps the books;—that son is here? Yes.

606. Has he the books with him? No.

607. Have you the books? No.

608. You were asked to bring them? Yes; but I did not think they were required. I could have them up in a few minutes for that matter.

609. What books do you keep? A ledger, a delivery-book, and a day-book.

610. And a small note-book—a sort of rough day-book? There is a day-book and a cash-book.

611. Will you send those down? Yes.

612. Will you tell me the Christian name of the son who keeps the books? James.

613. The entries will be in his handwriting? Yes.

614. What is the name of the younger one? Eddie.

615. How many are there altogether? Six or seven.

616. *Mr. Cohen.*] You say that you did not send a cask or a keg or a case of brandy or whisky to Arnold's? Positive. It was paid for by Dowling.

Mr. James Thomas Kearney called in, sworn, and examined:—

Mr.  
J. T. Kearney.  
27 Sept., 1894.

617. *Mr. Bruce Smith.*] Are you the eldest son of the last witness? Yes.

618. Your father has said that one of you keeps the books; is that you? Yes.

619. You have not brought them with you? No.

620. What books do you keep? I have the ledger, the day-book, and the delivery-book.

621. Do you keep what is called a rough day-book, where the things are scribbled in in pencil, and afterwards put in in ink? Of course I do—that is my day-book.

622. Then your day-book is kept in pencil? Yes.

623. That is the book which you enter an order straight into, and you post it from that into your ledger; besides which you keep a cash-book? Yes.

624. Do you remember a meeting at your father's place in connection with Mr. Chapman's election. It was called a council of advice—the first meeting? There was a meeting there. 625.



625. Do you remember afterwards a number of men coming from that meeting down stairs to a lower room? I was in the shop at the time attending to my business.
626. I simply asked whether you remembered a number of men coming down from that meeting? There were some men went through.
627. Did you go down? I was up and down stairs two or three times.
628. Were you down there when these gentlemen were downstairs? Yes; I was behind the counter.
629. Do you remember a list of drinks being made out? A list of drinks—No.
630. Do you know Jinks? Yes.
631. Do you remember a list of drinks being made out by him that night? No.
632. Who served those drinks? I know nothing about them.
633. Who served those drinks? I served drinks.
634. How many did you serve in the lower room? I could not say for certain.
635. Were there half-a-dozen, or twenty? There were not twenty.
636. How many? Eight or nine; that is all.
637. Who ordered them? I forget now.
638. Do you know Jinks by sight? Yes.
639. Did he order them? No.
640. Do you know who ordered them? I could not tell you. There was a gentleman there—I do not know his name—
641. One of the committee? I do not know if he was on the committee or not.
642. Did he pay for them? Yes.
643. Then and there? Yes.
644. Do you remember how much he paid? I would not be sure whether it was 4s. or 4s. 6d. he paid for them.
645. Did you receive that in cash? Yes.
646. At once? Yes.
647. *Mr. Crick.*] They were 6d. drinks? Yes.
648. *Mr. Bruce Smith.*] Did you enter anything to anybody? No.
649. Had you the management of the wine and spirit business? I have the management of the hotel, and the wine and spirit store too.
650. *Mr. Crick.*] Do you remember a man named Fitzpatrick and his son? I know them well.
651. The room in which they sat was the room in which the drinks were sold—is that the room you refer to? I never saw Fitzpatrick at all. I saw him once before the meeting, and spoke to him.
652. It is sworn that they were in the room and participated in the drinks? Not in the drinks I served.
653. What is the name of the other brother? Ernest.
654. Is he the next in age? No.
655. Does he have anything to do with the books? He is behind the counter.
656. I suppose he can enter into the books? No one enters into the ledger but myself.
657. But into the day-book? Into the day-book. He takes orders.
658. *Mr. Bruce Smith.*] You know a place down in Dowling-street—a grocer's, close to the polling-booth? Yes.
659. Were you down there on the day of the election? Yes.
660. Did you ever send any goods down there? No.
661. Never? No.
662. Nothing? No.
663. Not a single bottle of anything? I never sent anything there.
664. Do you mean that you personally did not? No.
665. Was anything sent from your business? Not that I am aware of. There was a bottle of whisky and some brandy went down there; but my father knows all about that.
666. Does he know all about the brandy? Yes.
667. What was the brandy in? I could not say.
668. Was it in a bottle or in a mug? I could not tell you what it was in. I am innocent of that.
669. Who ordered the bottle of whisky? Mr. Dowling.
670. That is all you know of as having gone there? Yes.
671. Who paid for it? Mr. Dowling.
672. In cash? Yes.
673. At the time he bought it? No; afterwards.
674. You booked it then? Yes.
675. Is that the only drink you know of being booked in connection with Mr. Chapman's committee? That is all he booked.
676. Have you anything standing against anybody now who was concerned in Mr. Chapman's election? Nothing at all.
677. Do you know of any entry in the books against anybody who was associated with Mr. Chapman in the election? No.
678. Do you know who paid for the brandy you speak of? The brandy you speak of—Mr. Dowling.
679. The same person who paid for the whisky? Yes.
680. Did you take your father's buggy out at the time of the election? At dinner-time the pair of us came home, and my father said, "I want to see how George Reid is getting on, and Sir W. P. Manning, and I want the trap." So I said, "I will get it for you," and I went and got it, and drove him down to the booth.
681. *Mr. Cohen.*] Which booth? The Fitzroy booth. I took Mr. Brady and Mr. Moon, and drove them to the King Division.
682. *Mr. Bruce Smith.*] Where did you pick them up? In the street near the booth. I drove them to the King Division, and from there I drove them to the Phillip Division—the Exhibition building. I came from there back to the King Division again, and I picked Mr. Kent and Jack O'Connor up, and drove them down to the booth again.
683. Did you know you were going to meet them? No. My father got out of the trap at the polling-place for the King Division, and I said, "There is Mr. O'Connor, we will drive him home"—just like that. So I whistled to him. That is all that occurred.

- Mr. J. T. Kearey.  
27 Sept., 1894.
684. Did you receive from Mr. Chapman or from anybody on Mr. Chapman's behalf, or from your father, any money since the last election? No.  
685. Never? No.  
686. You have no entry in your book against him, or against any gentleman associated with him during the election? No; nothing definite.  
687. You know of no money having been received from him, or from any gentleman associated with him for any number of drinks? No.  
688. *Mr. Crick.*] Whoever made the entries into the day-book, you would enter them into the ledger? Yes.  
689. So that a keg of beer would not go out without your knowing of it? No; I have the whole management of the place.  
690. *Mr. Cohen.*] You say that Dowling paid you for the whisky and the brandy? He did not pay me, he paid my father.  
691. How much was it? Nearly 9s.  
692. Can you say whether it was a flask of brandy that was charged to him? I think it was a flask.

Mr. George Sinclair called in, sworn, and examined:—

- Mr. G. Sinclair.  
27 Sept., 1894.
693. *Mr. Bruce Smith.*] What are you? A shoemaker.  
694. I believe you had a vote for the Fitzroy Division? No.  
695. What division did you belong to? To the King Division.  
696. You remember being in the neighbourhood of the polling-place at Dowling-street on the day of the election? Yes.  
697. You know Arnold's grocer's shop, where the flag was flying? Just above the revolving battery in Dowling-street.  
698. You remember that a flag was flying there on that day? Yes.  
699. You tried to go into that grocer's shop? Wilson and I tried to go in. We had tickets in our hats.  
700. Tickets for Chapman? Yes.  
701. Who gave you those? Joe Chase.  
702. You were helping in the election? Not at all—just spectators.  
703. Did you know what was going on in the upper room of this grocer's shop? I asked Mr. Cato if there was any chance of a drink.  
704. *Mr. Crick.*] He was one of the candidates? Yes.  
705. *Mr. Bruce Smith.*] You went down to the grocer's shop? Yes.  
706. What did you do there? They would not admit us.  
707. You tried to get up stairs? Yes.  
708. What were you told? They asked us if we were committee men.  
709. What did you say? We said we were not, and they said we could not go in without we were one of the committee.  
710. Did you tell them what you wanted up stairs? No.  
711. Who asked you to go over to the grocer's shop? Nobody.  
712. When you met this person who told you that you could not go up unless you were a member of the committee, did you explain what you wanted? No.  
713. Was Joe Chase, Cato's secretary? I believe he was Cato's treasurer.  
714. Who were you working for? No one.

Mr. Thomas Cantrell called in, sworn, and examined:—

- Mr. T. Cantrell.  
27 Sept., 1894.
715. *Mr. Bruce Smith.*] What are you? I am a groom.  
716. Where were you living just before the election? I was living round at the stables in Premier-lane.  
717. Is that in Woolloomooloo? Yes.  
718. Had you a vote in the Fitzroy Division? No.  
719. Do you remember being present at Kearey's Hotel when there was a large meeting there in connection with Mr. Chapman's election? The first meeting?  
720. Yes; what they called the council of advice? Yes.  
721. Do you remember, after the meeting was over, going down stairs into another room? No.  
722. Did you stay behind in the room? No; I went into the bar.  
723. How many of you went into the bar? I could not say. Of course, at a meeting like that there will always be a number. There might have been fifty and there might have been 100.  
724. At any rate, a large number? Yes.  
725. You had a drink there? Yes.  
726. Did you see other people there having a drink? Yes.  
727. More than one—some of them? Yes.  
728. Did you have more than one? I might have had three or four.  
729. Did you pay any money for those drinks? I did not pay anything.  
730. Did you see anyone else pay? I did not.  
731. Did you hear anything said about putting the drinks down to anybody? I never heard anything said.  
732. Do you know a man named Mansfield? Yes.  
733. Did you hear him say anything? No; not at the meeting.  
734. What is Mansfield's Christian name? Michael.  
735. Do you know who were on the committee? No; I did not know anything about it.  
736. Were you a supporter of Mr. Chapman? No.  
737. You were there for what? I just went round to hear him speak.  
738. And when you heard there was a drink too, you stayed? I happened to be there just at the wind up.  
739. Were you ever asked to pay for your drinks? No.  
740. By anybody? No.  
741. You were not one of the committee? No.



- Mr. J. P. Murphy. 788. When was this? Some time before the election.  
 789. How long before? I did not keep any account.  
 2 Oct., 1894. 790. Was it three or four months or three or four weeks before the election? As nearly as I can recollect, it was about three or four weeks before.  
 791. Do you remember when Parliament was dissolved? No.  
 792. Then you cannot say whether it was before that date? No; I do not remember when Parliament was dissolved.  
 793. Mr. Williams.] Did you see with whom Mr. Chapman came into the hotel? No, I did not.  
 794. But you saw the persons with whom he was at the hotel? I did.  
 795. Mr. Crick.] You spoke just now of a man named Jinks? I believe that was his name, but I could not swear positively. I think I could recognise his name as Jinks.  
 796. Was he the man who paid for the drinks? No.  
 797. You are positive about that? Yes.  
 798. How many drinks were paid for? As nearly as I can remember, nine or ten.  
 799. Mr. Morion.] Did you see Mr. Chapman hand any money over? Yes, in the parlor of the hotel, to John Bottomley.  
 800. Mr. Williams.] You saw the man who just now went out of the room? Yes.  
 801. Was he the man who took the money? Certainly.  
 802. Did you see Barker speaking to Mr. Chapman outside of the hotel? Yes.  
 803. Where was it? They were on the doorstep. I saw them speaking both inside and outside the hotel.  
 804. Did you notice anything pass between them? Yes.  
 805. What? They shook hands, and Barker "bit his lug" as we call it; that is what we mean by money. He gave him something, but what it was I cannot tell you.  
 806. You mean that money passed between them? Yes.  
 807. Mr. Crick.] When did you get a subpoena to come here? This morning.  
 808. Were you not here last week? No.  
 809. When did you first tell anyone that you could give this evidence? I think it was about three weeks ago.  
 810. Have you been having any drinks this morning? Yes, one or two.  
 811. Whom did you first tell that you could give this evidence? I don't know.  
 812. You must answer the question—you must remember perfectly well? Well, I told Mr. McElhone—there, that's straight.  
 813. And you got a subpoena when? This morning.  
 814. Mr. Williams.] How long have you been away fishing? Nine days. I got my subpoena about two hours ago. I went away last Saturday week.  
 815. When Barker came back into the hotel, had he any money? Yes.  
 816. Did he treat you any further? Yes.  
 817. Mr. Cohen.] Do you know where Barker is now? From what I can hear I believe he is in gaol, but I do not know it for a fact.  
 818. How long is it since you last saw him? About six or seven weeks.  
 819. Used you to see him often? I saw him occasionally when I was in Woolloomooloo.  
 820. You used to meet him at the hotel there? No; he was not a man that way. But when he had a few shillings he spent it; and when it was all gone he went back to his work.  
 821. How did he spend it? Well, he used to ask us to have drinks.  
 822. You say you are certain that Jinks did not pay for the drinks, and that he could drink as much as you could? Yes.  
 823. How much could you drink? As much as he could.  
 824. How much is that? About a glass of ale each.  
 825. And then you would stop? Yes.  
 826. How many glasses did you have on this particular night? We had two. I do not know how many he had before he came in, but he was pretty talkative.  
 827. How many did you have before you went to the hotel that night? None at all.  
 828. How many did you have before you had finished? I had two beers with Mr. Chapman that night; that was all I had.  
 829. Mr. Crick.] I thought you said just now that when Baker came into the hotel he treated you again? Yes.  
 830. Very well, how many drinks did you have that night? I thought I was asked just now how many drinks I had with Mr. Chapman. I had two with him. After he had gone away I had one with Barker.  
 831. Did Barker have any with you? No; I had no money that night.  
 832. You are quite certain of that? Positive. I had none all day, and I could not have any at night.  
 833. You say you have been away nine days fishing? Yes; I am mated with another man.  
 834. In whose employ are you? As regards being employed, we hire a boat from Mr. Taylor, and we pay him half a share for it.  
 835. Where do you live? In the boat, as a rule.  
 836. But when you are ashore, I mean? Sometimes I get a room.  
 837. Where? Anywhere I can get it.  
 838. Are you a single man? Yes.  
 839. How long have you known Barker? I daresay for fifteen or sixteen years.  
 840. What is his occupation when he is out of gaol? I have seen him carrying timber.  
 841. Have you not also seen him fishing? Yes, but that is a long while ago.

Henry Albert Waller called in, sworn, and examined:—

- Mr. H. A. Waller. 842. Mr. Williams.] What are you? A clerk.  
 843. You are a voter in the Fitzroy Division? Yes.  
 844. Do you remember the day of the last election? Yes.  
 2 Oct., 1894. 845. Were you at the polling-booth? Yes.  
 846. Do you remember about 4 o'clock that day speaking to someone there? Between 4 o'clock and half-past, I remember speaking to Mr. Doyle.

847. Who is Mr. Doyle? He was working for Mr. Chapman. He was driving a buggy about all day.
848. How do you know that? I saw him, and I spoke to him. He is an intimate friend of mine. I know him very well.
849. Did you see him bring any voters down there? I cannot say that I did.
850. Did Mr. Doyle speak to anyone else? To the best of my belief he was speaking to several gentlemen who were standing in the road. He asked me and several other friends there to come in. He said, "It is all right"—just like that. We went upstairs over a grocer's shop.
851. Had you asked him anything before that? No. Someone said, "Come with Mick Doyle, perhaps he will shout for us."
852. Did you see Mr. Doyle speaking with Mr. Chapman? I could not say whom he spoke to.
853. Was Mr. Chapman there? To the best of my knowledge he was. Mr. Kearey and other gentlemen were standing in the middle of the road opposite the grocer's shop.
854. Was it Arnold's shop? I could not say.
855. But a flag was hanging out? Yes. They were standing just opposite that.
856. Where did you go with Doyle? To a room over the grocer's shop.
857. What did you see in the room? Well, there was a bed in the corner of the room. There was also a table in the room. There were three or four gentlemen there. A man with a black moustache stopped us, and asked us where we were going to. Doyle said, "Oh, it's all right; I have brought up one or two of the boys for a drink." Upon that the man with a black moustache turned round and said, "You cannot get any drinks here."
858. Did you see any bottles about in the room? I did not.
859. *Mr. Crick.*] Did you get any drink? I did not. Doyle said, "We will not debate about it; we will go down to a pub." He took five or six of us to an hotel and shouted for us.
860. *Mr. Williams.*] Before going to the hotel, did Doyle go over and speak to Mr. Chapman? Not before going to the hotel.
861. *Mr. Crick.*] You say that Doyle is a friend of yours? Yes.
862. Was he a friend of the other men who went with him to the hotel? Well, we have all been known to one another for a long while.
863. You were not asked to vote in any particular direction in consideration of this drink? No; I was not asked to vote for any person in particular.
864. *Mr. Morton.*] Had you voted at that time? Yes; I had given in my vote a long time before that.
865. *Mr. Wise.*] Had Mr. Doyle ever stood you drinks before? I have had dozens of drinks with him, and he has had the same with me.

Mr.  
H. A. Waller.  
2 Oct., 1894.

John Slamon called in, sworn, and examined:—

866. *Mr. Crick.*] You are a voter in the Fitzroy Division? Yes.
867. *Mr. Williams.*] Do you remember Mr. Chapman's first committee meeting taking place at Kearey's Hotel? Yes.
868. How long before the election was it? I cannot say for certain, but I should think about a week. It may have been more than a week.
869. Were you present? Yes.
870. Did you have anything to drink? After the meeting Mr. Bradbury and I had something to drink.
871. Did you pay for it? No, we did not.
872. Who served you with the drink? Young Mr. Kearey.
873. What is his name? James Kearey.
874. *Mr. Crick.*] Who called for the drinks? I could not say.
875. Was anything said about payment? No.
876. *Chairman.*] You do not know who paid for the drinks? I could not say.
877. *Mr. Williams.*] Did you ever get free drinks at Kearey's before? We went in to get a drink ourselves.
878. Did you ever get free drinks there before? I have repeatedly had a drink there without paying for it.
879. *Mr. Crick.*] What you mean is that various persons have asked you to go in and have a drink? Yes.
880. *Mr. Williams.*] At all events, you did not pay for your drink on this particular night? No.
881. Did you see other persons there getting free drinks? Others in the room were drinking.
882. How many more? Five or six.
883. Had they been up at the committee meeting? Some of them had been; I am not certain whether all of them had.
884. Do you know a man named Jinks? No.
885. Were you one of the members of Mr. Chapman's committee? Yes; I was at the meeting.
886. Did you see anyone taking a memorandum of the drinks which were supplied? No.
887. You did not see anyone entering them in a book? No.
888. Can you explain how it is that you got a drink without paying for it? No; I cannot explain it.
889. *Mr. Crick.*] You do not remember that anyone asked you to have a drink? No one asked me.
890. *Mr. Williams.*] Did Mr. Chapman ask anyone to have a drink? No; Bradbury and I went in to have a drink, and when we went into the room we saw that there was some drink on the table, and we had a drop of whisky.
891. You do not know who shouted? No.
892. *Mr. Crick.*] Did you go to the meeting as a supporter of Mr. Chapman? Yes.
893. Was the meeting one of Mr. Chapman's supporters, or was it a public meeting? It was a meeting of Mr. Chapman's supporters.
894. *Mr. Williams.*] Did you hear any portion of the Parliamentary Elections Act read at the meeting? No, I did not.
895. Were you there during the whole time? I think so.
896. Do you know Mr. Brady, the solicitor? Yes.
897. Do you remember his taking up a book and reading out a part of the Parliamentary Elections Act dealing with bribery? I think I do.
898. Do you remember his saying, "You must be very careful how you work this election"? I think so, but I did not pay much attention to it.
899. Did you have free drinks at Kearey's at any other time during the election? No.
900. Nor at Arnold's nor anywhere else? No.

Mr.  
J. Slamon.  
2 Oct. 1894.

- Mr. J. Stamon.  
2 Oct., 1894.
901. *Mr. Cohen.*] Do you know a man named James Heaney? No.  
902. You are quite certain that Mr. Brady, the attorney, was at the meeting? Yes.  
903. That was the only committee meeting you were at? Yes.  
904. Was it not held some three or four weeks before the election? It was held some time before the election, but I cannot be certain how long. It was the first meeting.

John McElhone called in, sworn, and examined:—

- Mr. J. McElhone.  
2 Oct., 1894.
905. *Mr. Williams.*] You are the petitioner in this case? Yes.  
906. You remember the day of the election for the Fitzroy Division? Yes.  
907. You were near the polling-booth on that day? I went down at 11 o'clock in the morning.  
908. You know where Arnold's the grocer's shop is? Yes; I drove down in my buggy, and I pulled up just in front of that shop.  
909. What did you notice? I noticed a flag in front of the shop hanging out of one of the upstairs windows with "Vote for Chapman" on it.  
910. Did you see what was going on inside? I saw persons directly they had voted coming across from the polling-booth and speaking to Mr. Chapman, Mr. Kearey, Mr. Moon, and several others in the middle of the road. The voters were taken by one of these gentlemen through Mr. Arnold's front door. I could see that they went into a room upstairs, and when they came out again they stood on the verandah wiping their mouths.  
911. Could you see into the room upstairs? Yes. Standing up in my buggy I could see some men standing at the table, and I could see some bottles there.  
912. Did you notice anything else? What I have described to you happened again and again. I stood in front of the polling-booth during the afternoon, and I saw a number of persons after voting go across to Arnold's. They went straight across from the booth to Arnold's after speaking to Mr. Chapman and members of his committee. Sometimes Mr. Kearey went with them, and sometimes Mr. Moon. I saw Mr. Chapman go in with some. At 1 o'clock I could see the men in the room upstairs eating as well as drinking. I believe that as many as 200 or 300 persons must have gone into Arnold's shop. It was going on all the afternoon.  
913. Did you notice Mr. Kearey during the day? I did.  
914. Where was he? He was standing in front of Arnold's door a good deal of the time. He was talking to Mr. Chapman and Mr. Moon and others in front of the pathway.  
915. Mr. Kearey took a prominent part in the election? Yes. I saw him with Mr. Moon and others soliciting votes.  
916. *Mr. Cohen.*] Did you hear what was said? No. I could see them shaking hands with various persons who went into the polling-booth. I saw Mr. Kearey, Mr. Moon, and others taking persons there to vote, and when they came out they went straight across to Arnold's—I suppose to have a drink.  
917. *Mr. Williams.*] You do not remember hearing Mr. Chapman say anything to the voters? I could not hear him say anything, but I saw him shaking hands with a great many persons.  
918. Mr. Kearey took a very active part in the election throughout? Yes; the whole of his place was plastered with papers, "Vote for Chapman," and there was a big hoarding around his verandah.  
919. Did you see Mr. Kearey driving a vehicle during the day? Yes; he was driving a hooded sociable. Several times during the afternoon I saw him driving persons down to the polling-booth. Sometimes they went to Arnold's first, and afterwards went over to vote. I saw that take place five or six times between 2 o'clock and 5 o'clock.  
920. You had a witness named Heaney? Yes.  
921. You have used your best endeavours to find him? Yes. I went to his house to see if I could find out where he had got to. I heard that he was at Wyalong, and I telegraphed to the Sergeant of Police to find him if possible, and the answer I received was to the effect that he could not be found. I believe that he and another man named Williams have been put away by someone who does not want them to come here.  
922. You have used every means to find Heaney and you cannot? I have. I spent Thursday night up to 10 o'clock, and also Friday night, looking for him. I had the police looking for him everywhere. I am certain that he is being kept away by some one on the other side. A man named Grant who had acted as chairman of my committee came to me and told me that Heaney had important evidence to give. Mr. Brown hunted him up, and he made some very important statements. The statements were of so serious a character that I declined to have anything to do with the matter until they were sworn to.  
923. *Mr. Wise.*] Is Mr. Grant here? No; but I could produce him. He was here on Thursday.  
924. And you say that the statements made by Heaney were of a very serious character? They were. But I did not like the look of the man, and I said that unless he would swear to them I would have nothing to do with them.  
925. Did you notice any persons in cabs? A man named Flanigan was driving persons all day, and young Mr. Delohery was also driving persons in a cab. I saw him bring persons up who went in to vote. I also saw Mr. Chapman's vehicle running. I cannot say that I saw it bringing up any voters. I was told that it was Mr. Chapman's buggy.  
926. You are quite sure that you saw Mr. Moon and Mr. Kearey go into Arnold's? Yes. I not only saw them go in, but I saw them upstairs. I saw them go in, as I told you, with persons who had just been to the polling-booth.  
927. Did you notice where Mr. Chapman's committee were when the gates were closed? Mr. Kearey, Alderman Beare, Mr. Moon, and others were in the enclosure.  
928. They were altogether inside? Yes; they were inside towards the Duke-street end of the polling-booth. My attention was called to the fact, and I walked over and looked through a hole.  
929. Did you notice anything pass over the fence? I saw a paper passed over the fence to Mr. Batt half-an-hour before the poll was declared.  
930. By whom? By young Poole. It was done so quickly that I could scarcely see who it was. I taxed Mr. Batt with it afterwards, and he admitted it and tore the paper up. I was told half-an-hour before the poll was declared the number of votes Mr. Chapman had, and also the number of votes I had. My son wanted to get into the enclosure, but he was not allowed to do so, while Mr. Chapman's committee had free access.

1894.

(SECOND SESSION.)

—  
 LEGISLATIVE ASSEMBLY.  
 NEW SOUTH WALES.

—  
 ELECTION PETITION—LOUGHNANE *v.* GREENE—GRENFELL.  
 —

REPORT FROM THE COMMITTEE

OF

ELECTIONS AND QUALIFICATIONS;

TOGETHER WITH THE

PROCEEDINGS OF THE COMMITTEE

AND

MINUTES OF EVIDENCE.

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ORDERED BY THE LEGISLATIVE ASSEMBLY TO BE PRINTED,  
 25 *October*, 1894.

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SYDNEY: CHARLES POTTER, GOVERNMENT PRINTER.

—  
 1894.

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1894.

(SECOND SESSION.)

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EXTRACTS FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

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ELECTION PETITION—LOUGHNANE v. GREENE—GRENFELL.

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VOTES No. 1. TUESDAY, 7 AUGUST, 1894.

11. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—Mr. Speaker, pursuant to the requirements of the Parliamentary Electorates and Elections Act of 1893, 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 Parliamentary Electorates and Elections Act of 1893, I do hereby appoint—

“Thomas Bavister, Esquire,  
“William Patrick Crick, Esquire,  
“James Gormly, Esquire,  
“James Hayes, Esquire,  
“William McMillan, Esquire,

“Philip Henry Morton, Esquire,  
“Varney Parkes, Esquire,  
“Bernhard Ringrose Wise, Esquire,  
“Francis Augustus Wright, 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 August, in the year of our Lord one thousand eight hundred and  
“ninety-four.

“J. P. ABBOTT,  
“Speaker.”

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VOTES No. 5. TUESDAY, 4 SEPTEMBER, 1894.

3. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

(1.) *Maturity of Warrant reported*:—Mr. Speaker reported that his Warrant, appointing the Committee of Elections and Qualifications for the present Session, laid upon the Table on Tuesday, 7th August, 1894, 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 125th section of the Parliamentary Electorates and Elections Act of 1893.

(2.) *Members Sworn*:—Thomas Bavister, Esquire, James Gormly, Esquire, James Hayes, Esquire, William McMillan, Esquire, Philip Henry Morton, Esquire, Varney Parkes, Esquire, Bernhard Ringrose Wise, Esquire, and Francis Augustus Wright, Esquire, came to the Table and were sworn by the Clerk as Members of the Committee.

(3.) *Appointment of First Meeting of Committee*:—Pursuant to the requirement of the 125th section of the Parliamentary Electorates and Elections Act of 1893, Mr. Speaker appointed the first meeting of the Committee of Elections and Qualifications, to take place at half-past Eleven o'clock a.m., on Thursday next, the 6th instant, in Committee Room No. 1.

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VOTES No. 6. WEDNESDAY, 5 SEPTEMBER, 1894.

16. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—William Patrick Crick, Esquire, came to the Table and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.

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VOTES

## VOTES NO. 15. WEDNESDAY, 26 SEPTEMBER, 1894.

## 15. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

- (1.) Mr. Speaker informed the House that he had received a letter from William McMillan, Esquire, resigning his seat as a Member of the Committee of Elections and Qualifications.
- (2.) Mr. Speaker then, pursuant to the requirement of the Parliamentary Electorates and Elections Act of 1893, laid upon the Table his Warrant appointing Charles Alfred Lee, Esquire, to be a Member of the Committee of Elections and Qualifications for the present Session, of which the following is a copy:—

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

“ PURSUANT to the power in that behalf vested in me, as Speaker of the Legislative Assembly of  
“ New South Wales, by the Parliamentary Electorates and Elections Act of 1893, I do hereby  
“ appoint Charles Alfred Lee, Esquire, being a Member of the said Assembly, to be a Member of  
“ the Committee of Elections and Qualifications in the said Act referred to, during the present  
“ Session of the Assembly aforesaid, in room of William McMillan, Esquire, resigned.

“ Given under my hand, at the Legislative Assembly Chamber, Macquarie-street, Sydney,  
“ this twenty-sixth day of September, in the year of our Lord one thousand eight  
“ hundred and ninety-four. “ J. P. ABBOTT,  
“ Speaker.”

## VOTES NO. 19. THURSDAY, 4 OCTOBER, 1894.

## 1. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

- (1.) *Maturity of Warrant reported*:—Mr. Speaker reported that his Warrant, laid upon the Table on the 26th September last, appointing Charles Alfred Lee, Esquire, to be a Member of the Committee of Elections and Qualifications for the present Session, not having been disapproved by the Assembly in the course of the three next sitting days on which the Assembly met for the despatch of business, had now taken effect; and intimated that it was therefore open to Mr. Lee to be sworn at the Table by the Clerk, in accordance with the 125th section of the Parliamentary Electorates and Elections Act of 1893.

- (2.) *Member Sworn*:—Mr. Lee came to the Table and was sworn by the Clerk as a member of the Committee of Elections and Qualifications.

## VOTES NO. 20. TUESDAY, 9 OCTOBER, 1894.

3. ELECTION PETITION (*Grenfell*):—Mr. Brunker, *by command*, laid upon the Table an Election Petition, which had been addressed to His Excellency the Governor, from Michael John Loughnane, of Grenfell, solicitor, alleging that at the last General Election Petitioner was a candidate to be elected for the Electoral District of Grenfell; that at the time of nomination he was and is duly qualified to be elected as a Member of the Legislative Assembly; that the Returning Officer declared George Henry Greene to be duly elected and so endorsed the Writ; that Petitioner believes many mistakes were made in counting the ballot-papers; that many of the polling-papers were declared informal which were not informal and that such votes should have been counted in favour of the Petitioner, thereby giving him a majority of four votes; that certain polling-papers that should have been initialled were not so initialled, and were therefore informal; and praying that the return of George Henry Greene may be declared null and void for the reasons aforesaid; that a scrutiny of all ballot-papers be made by the Committee of Elections and Qualifications; that it may be declared that George Henry Greene was not lawfully elected; and that it may be declared and determined that the Petitioner was duly elected to serve and be Member for the Electoral District of Grenfell, and that he is entitled to take his seat accordingly.

Ordered, on motion of Mr. Brunker, that the Petition be referred to the Committee of Elections and Qualifications.

## VOTES NO. 28. THURSDAY, 25 OCTOBER, 1894.

2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS—(*Election Petition—Loughnane v. Greene—Grenfell*):—Mr. Hayes, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Committee of Elections and Qualifications, to whom was referred, on 9th October, 1894, the Petition of Michael John Loughnane in reference to the election and return of George Henry Greene as Member for the Electoral District of Grenfell.

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

“ The Committee of Elections and Qualifications, duly appointed on 7th August, 1894, to  
“ whom was referred on 9th October, 1894, a Petition from Michael John Loughnane, against the  
“ return of George Henry Greene, as Member for the Electoral District of Grenfell, have deter-  
“ mined, and do hereby declare:—

“ That George Henry Greene, Esquire, who was returned as elected by the Returning  
“ Officer, was not duly elected as a Member of the Legislative Assembly for the Electoral District  
“ of Grenfell.

“ That Michael John Loughnane, Esquire, who was not returned by the Returning Officer,  
“ was duly elected as a Member of the Legislative Assembly for the Electoral District of Grenfell.

“ That the Committee make no award as to costs.”

“ No. 3 Committee Room, Legislative Assembly,  
“ 25th October, 1894.”

“ J. HAYES,  
“ Chairman.”

Ordered, on motion of Mr. Hayes, that the Report and Minutes of Proceedings and Evidence be printed.

1894.

(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

---

**ELECTION PETITION—LOUGHNANE *v.* GREENE—GRENFELL.**


---

REPORT FROM THE COMMITTEE  
OF  
**ELECTIONS AND QUALIFICATIONS.**

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THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS, duly appointed on 7th August, 1894, to whom was referred on 9th October, 1894, a Petition from Michael John Loughnane, against the return of George Henry Greene, as Member for the Electoral District of Grenfell, have determined and do hereby declare :—

That George Henry Greene, Esquire, who was returned as elected by the Returning Officer *was not* duly elected as a Member of the Legislative Assembly for the Electoral District of Grenfell.

That Michael John Loughnane, Esquire, who was not returned by the Returning Officer, *was* duly elected as a Member of the Legislative Assembly for the Electoral District of Grenfell.

That the Committee make no award as to costs.

J. HAYES,  
Chairman.

*No. 3 Committee Room, Legislative Assembly,  
25th October, 1894.*

---

1894.  
(SECOND SESSION.)

MINUTES OF THE PROCEEDINGS OF THE COMMITTEE OF ELECTIONS AND  
QUALIFICATIONS.

*In the matter of the Election Petition which had been addressed to His Excellency the Governor, from Michael John Loughnane, of Grenfell, solicitor, alleging that at the last General Election Petitioner was a candidate to be elected for the Electoral District of Grenfell; that at the time of nomination he was and is duly qualified to be elected as a Member of the Legislative Assembly; that the Returning Officer declared George Henry Greene to be duly elected and so endorsed the Writ; that Petitioner believes many mistakes were made in counting the ballot-papers; that many of the polling-papers were declared informal which were not informal and that such votes should have been counted in favour of the Petitioner, thereby giving him a majority of four votes; that certain polling-papers that should have been initialled were not so initialled, and were therefore informal; and praying that the return of George Henry Greene may be declared null and void for the reasons aforesaid; that a scrutiny of all ballot-papers be made by the Committee of Elections and Qualifications; that it may be declared that George Henry Greene was not lawfully elected; and that it may be declared and determined that the Petitioner was duly elected to serve and be Member for the Electoral District of Grenfell, and that he is entitled to take his seat accordingly.*

WEDNESDAY, 24 OCTOBER, 1894.

MEMBERS PRESENT :—

Mr. Hayes in the Chair.

Mr. Gormly,  
Mr. Lee,

Mr. Bavister,  
Mr. Crick,

Mr. Morton.

In attendance,—

The Second Clerk Assistant.

1. By direction of the Chairman, the Clerk read the minutes of the previous meeting, which were confirmed.
2. The Clerk read extract from the Votes and Proceedings referring the Petition of Michael John Loughnane to the Committee [See Extract, page 4.]
3. Whereupon the Clerk, by direction of the Chairman, read the Petition, as follows :—

To His Excellency the Honorable Sir ROBERT WILLIAM DUFF, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief of the Colony of New South Wales and its Dependencies.

The humble Petition of Michael John Loughnane, of Grenfell, in the Colony of New South Wales, solicitor,—

SHOWETH :—

1. That at the last General Election of Members to serve in the Legislative Assembly in the said Colony, George Henry Greene, Robert Mathison Vaughn, John Joseph Williams, and your Petitioner were severally candidates to be elected as Member of the said Assembly for the Electoral District of Grenfell.

2. That before and at the time of the nomination for the said election, and from thence, your Petitioner was and is a person duly qualified by law to be elected a Member of the said Legislative Assembly.

3. That the Returning Officer on the day of the declaration of the poll for the said Electoral District of Grenfell declared the number of votes polled for the respective candidates to be as follows :—

For the said George Henry Greene, five hundred and twenty-six votes; for your Petitioner, five hundred and twenty-four votes; for the said Robert Mathison Vaughn, three hundred and twenty-nine votes; for the said John Joseph Williams, seventy-seven votes; and thereupon declared the said George Henry Greene to be duly elected as a Member of the said Assembly for the said Electoral District; and the said Returning Officer afterwards endorsed on the writ for the said election the name of the said George Henry Greene as the person so elected, and returned the said writ.

4. That your Petitioner has heard, and verily believes, that many mistakes were made in counting the ballot-papers at several polling-places in the said Electorate of Grenfell during the said election.

5. That your Petitioner has heard, and verily believes, that many of the polling-papers were declared informal which were not informal, and that such votes should have been counted in favour of your Petitioner, thereby giving, as your Petitioner verily believes, a majority of four votes in favour of your Petitioner.

6. That your Petitioner has heard, and verily believes, that many of the said polling-papers were not initialled by the Deputy Returning Officers according to the provisions of the "Parliamentary Electorates and Elections Act of 1893," and were therefore informal.

7. Your Petitioner, pursuant to the "Parliamentary Electorates and Elections Act of 1893," has caused the sum of fifty pounds to be paid into the Bank of New South Wales, Grenfell Branch, to the credit of the Speaker of the Legislative Assembly, in relation to this Petition, and the Bank Deposit Receipt for such payment is hereto annexed.

Your Petitioner therefore humbly prays that this Petition may be dealt with according to law, and that the return of the said George Henry Greene as a Member of the said Legislative Assembly for the said Electoral District of Grenfell may be declared null and void for the reasons aforesaid; that a scrutiny of all ballot-papers should be made by the Committee of Elections and Qualifications; that for the reasons aforesaid it may be declared that the said George Henry Greene was not lawfully elected, and is not such Member of the said Legislative Assembly for the said Electoral District; that it may be declared and determined that your Petitioner is duly elected at the said election to serve and be a Member of the said Legislative Assembly for the said Electoral District of Grenfell, and is entitled to take his seat accordingly in the said Legislative Assembly.

And your Petitioner will ever pray, &c.

MICHAEL JOHN LOUGHNANE.

Dated at Grenfell, the twenty-sixth day of September, one thousand eight hundred and ninety-four.

Duplicate of the original deposit slip.

W. H. HOSIE, Manager.  
WM. HURLEY, Teller.

Grenfell, Sept. 26th, 1894.

PAID into the Bank of New South Wales the sum of fifty pounds sterling, to be placed to the credit of the Speaker of the Legislative Assembly of New South Wales, in relation to the Petition of Michael John Loughnane, by the hands of Michael John Loughnane.

Bank of New South Wales, Grenfell.

£50

£50

Bank of New South Wales, Grenfell, 26th Sept., 1894.

THIS is to certify that the sum of fifty pounds has this day been deposited in this Bank by Michael John Loughnane, Esquire, Solicitor, to the credit of the Honorable the Speaker of the Legislative Assembly of New South Wales.

Bank of New South Wales, Grenfell.

£50.

W. H. HOSIE, Manager.  
WM. HURLEY, p. Acct.

4. The Clerk then submitted a letter from the Honorable the Speaker, enclosing certified copy of a letter he had received from George Henry Greene, Esquire, the sitting Member, giving notice of his intention to defend his Seat, which he read as follows:—

"The Speaker's Room, Legislative Assembly, Sydney, 18 October, 1894.

"To the Committee of Elections and Qualifications,—

"Gentlemen,

"I have the honor to transmit to you herewith a copy of a letter which has been received by me from George Henry Greene, Esquire, the sitting Member for Grenfell, giving notice of his intention to defend his return, against which a Petition is now under your consideration.

"I have, &c.,

"J. P. ABBOTT,

"Speaker."

Sir,

Sydney, 18 October, 1894.

In accordance with the 133rd section of the Parliamentary Electorates and Elections Act of 1893, I have the honor to inform you that it is my intention to defend my Seat as Member for the Electoral District of Grenfell, before the Committee of Elections and Qualifications, to whom was referred a Petition from Michael John Loughnane, touching the validity of my election and return as Member for the said Electoral District.

I have, &c.,

G. H. GREENE.

The Honorable the Speaker, Legislative Assembly.

A true copy.—J. P. ANNOY, Speaker.

5. Parties called in.

*Present*:—Michael John Loughnane, Esquire (*the Petitioner*).

George Henry Greene, Esquire (*the sitting Member*).

M. J. Macnamara, Esquire (*Solicitor for the sitting Member*).

6. Frederick William Webb, Esquire, C.M.G., Clerk of the Legislative Assembly, called in, sworn, and examined.

Witness *produced* Writ of Election, certifying to return of George Henry Greene as Member for Grenfell; also a parcel containing the ballot-papers, &c., received from the Returning Officer for Grenfell.

7. Hector Greville called in, sworn, and examined.

Witness withdrew.

8. John Bede Mimma called in, sworn, and examined.

Room cleared.—Committee deliberated.

9. Mr. Crick moved, That a recount of the ballot-papers be allowed.

Question put and passed.

10. Parties called in and informed.

11. The Committee proceeded to the scrutiny of the ballot-papers.

12. Committee deliberated and adjourned to To-morrow at eleven o'clock.

R. W. ROBERTSON,

Second Clerk Assistant.

THURSDAY,

THURSDAY, 25 OCTOBER, 1894.

MEMBERS PRESENT:—

Mr. Hayes in the Chair.

Mr. Wise,	Mr. Crick,
Mr. Morton,	Mr. Lee,
Mr. Gormly,	Mr. Parkes,
Mr. Bavister,	Mr. Wright.

In attendance,—

The Second Clerk Assistant.

1. By direction of the Chairman, the Clerk read the minutes of the previous meeting, which were confirmed.
2. Committee deliberated, and the Chairman reported the result of the scrutiny as follows:—
  - For Mr. Loughnane, 525 votes.
  - For Mr. Greene, 516 votes.
  - For Mr. Vaughn, 330 votes.
  - For Mr. Williams, 75 votes.
3. Committee deliberated as to their Report.
 

Mr. Crick moved,—“That George Henry Greene, Esquire, who was returned as elected by the Returning Officer *was not* duly elected as a Member of the Legislative Assembly for the Electoral District of Grenfell.”

Question put and passed.

Mr. Crick moved,—“That Michael John Loughnane, Esquire, who was not returned by the Returning Officer, *was* duly elected as a Member of the Legislative Assembly for the Electoral District of Grenfell.”

Question put and passed.

Mr. Crick moved,—“That the Committee make no award as to costs.”

Question put and passed.

Chairman to report accordingly.
4. Committee adjourned till Tuesday next at eleven o'clock.

R. W. ROBERTSON,  
Second Clerk Assistant.

## COMMITTEE

OF

## ELECTIONS AND QUALIFICATIONS.

ELECTION PETITION—LOUGHNANE *v.* GREENE—GRENFELL.

WEDNESDAY, 24 OCTOBER, 1894.

Present:—

Mr. Bavister,	Mr. Crick,
Mr. Gormly,	Mr. Hayes,
Mr. Lee,	Mr. Morton.

J. Hayes, Esq., in the Chair.

Petitioner appeared in person.  
Mr. Macnamara appeared for Respondent.

Frederick William Webb, Esq., C.M.G., called in, sworn, and examined:—

1. *Chairman.*] You are Clerk of the Legislative Assembly? Yes.
2. You produce certain documents? I produce the writ issued by His Excellency the Governor on the 29th June, 1894, for the election of a Member to serve for the electoral district of Grenfell, with the Returning Officer's certificate thereon in these words:—"I hereby certify that George Henry Greene, Esq., of Jandra, was duly chosen the Member for the electoral district of Grenfell, to serve in the Legislative Assembly of New South Wales.—T. BOLAND, J.P., Returning Officer." I also produce a large bundle, certified to contain the ballot-papers and books used at the election referred to in the writ.
- F. W. Webb,  
Esq., C.M.G.  
24 Oct., 1894.

Mr. Hector Greville called in, sworn, and examined:—

3. *Mr. Loughnane.*] You are a miner, and you reside at Wyalong? Yes.
4. Do you remember the occasion of the general election on the 17th July last? I do.
5. You then acted as scrutineer for me at Wyalong, in the Grenfell electorate? Yes.
6. During the polling, or during the course of the day, did you notice anything which caused you to draw the attention of the Returning Officer to certain things? During the course of the polling on that day three of the voters at different times drew my attention to the fact that the pencil was a thick soft blue one, and that an impression was coming off the names on to other portions of the ballot-papers when the papers were folded up.
7. The impression of the pencil made by the voter upon the ballot-paper was coming off on to other parts of the paper? Yes. I mentioned the fact to the Returning Officer, and he at once sharpened the pencil. At the time the ballot-papers were being counted there were a number—I am not sure of the exact number—Mr. Greene's name being first on the ballot-paper, and Mr. Loughnane's second—where in turning down the ballot-paper the blue had come off the pencil-mark through Mr. Greene's name, and had made a slight impression upon Mr. Loughnane's name. The Returning Officer counted those ballot-papers as informal. I objected at the time to their being counted as informal, on the ground that the mark through Mr. Loughnane's name was not an intentional mark. I also objected to a ballot-paper being treated as informal, out of which a small piece had been torn, but from which neither a figure, name, nor initial, nor printing of any kind had been torn. A small semi-circular piece had been torn out of the side just as though it had been done with a finger-nail. That vote was for Mr. Loughnane. There were in all about seven votes for him treated as informal to which I objected. Of course I cannot be quite certain as to the number.
8. *Mr. Crick.*] You are certain there were more than two? I am certain there were more than five; there were either six or seven votes for Mr. Loughnane which I objected to being counted informal. For the most part the ballot-papers had been smeared in the folding in the manner I have described. When my attention was drawn to the matter I should, of course, have insisted upon the Returning Officer altering the pencil and providing another one, but I did not think it would have the result it did.
9. *Mr. Loughnane.*] You say he did sharpen it once? Yes.
10. What did he say when you objected to the votes you referred to being treated as informal votes? He looked up the Act. He did not show me the section he looked at, but he told me that it was quite right, and that any ballot-paper upon which all the names had been obliterated in any way must be counted as informal. One of the ballot-papers which I could not see had been obliterated at all was counted as informal.
11. *Mr. Crick.*] That vote, together with the vote on the ballot-paper with a little piece torn out of it, would have made Mr. Loughnane's voting equal with Mr. Greene's? Yes.
- Mr.  
H. Greville.  
24 Oct., 1894.

- Mr. H. Greville.  
24 Oct., 1894.
12. *Mr. Loughnane.*] How many votes were polled at Wyalong? Mr. Loughnane polled 229, Mr. Greene polled 42, Mr. Williams polled 40, and Mr. Vaughn polled 34.
13. *Mr. Crick.*] Was the pencil only sharpened once after you drew attention to it? Yes; my attention was called to it three times before the Returning Officer consented to sharpen it at all.
14. *Chairman.*] Was there only one pencil in the booth? Yes; and it was only half a pencil at that.
15. *Mr. Gormly.*] Was there only one retiring compartment? Yes.
16. *Mr. Macnamara.*] You say that you took objection to the pencil, and pointed it out to the Returning Officer? Yes.
17. There can be no question that the ballot-papers, if examined, would show what you have stated to be the case? Certainly.
18. Did you see any voting-papers for Mr. Greene in a similar condition? There was one vote which the Returning Officer counted as informal which I said I did not think was informal, but I am not certain whether it was polled for Mr. Greene or for Mr. Williams.

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Mr. John Bede Mimna called in, sworn, and examined:—

- Mr. J. B. Minna.  
24 Oct., 1894.
19. *Chairman.*] You are a solicitor? Yes.
20. You are acting as solicitor for the petitioner? Yes.
21. Was the petition against the return of Mr. Greene sent to you? Yes.
22. When you received it, what did you do with it? I took it to the Colonial Secretary's office on the 27th September. I saw Mr. Critchett Walker. I handed him the deposit slip for £50, together with the letter accompanying the same. He told me that he could not receive the petition, but that I must take it over to Government House. I attended at Government House directly afterwards and asked for the Private Secretary.
23. Do you know his name? No, I just asked for the Private Secretary. I was informed by the orderly that he would not be in for some time. I did not inform him then of the nature of my business, but said I would wait a little to see whether the Private Secretary would return.
24. And did you see him? No. After waiting about a quarter of an hour, the orderly asked me whether I wanted to see the Private Secretary particularly. I mentioned that it was in connection with an election petition, and he said, "Oh, it's all right; I receive those. You give it to me; it will be all right." I gave it to him.
25. *Mr. Crick.*] That was on Thursday, the 27th September, at Government House? Yes.
26. You afterwards received from the Private Secretary the document produced? Yes; I had telephoned to Government House, asking why I had not received a receipt for the petition which I had left, and I received the document produced in reply to my message.
27. Did you take the petition down to Government House the same morning that you saw me? Yes; I have a note in my diary to that effect.
28. *Mr. Morton.*] You did not telephone on the day you left the petition, but on the following day? Yes.
29. You presented the petition on the 27th, and you telephoned on the 28th. In answer to your telephonic communication you received the document produced? Yes.



1894.

(SECOND SESSION.)

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LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

---

ELECTION PETITION—MACDONELL *v.* WILLIS—THE BARWON.

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REPORT FROM THE COMMITTEE

OF

ELECTIONS AND QUALIFICATIONS;

TOGETHER WITH THE

PROCEEDINGS OF THE COMMITTEE

AND

MINUTES OF EVIDENCE.

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ORDERED BY THE LEGISLATIVE ASSEMBLY TO BE PRINTED,  
1 *November*, 1894.

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SYDNEY: CHARLES POTTER, GOVERNMENT PRINTER.

1894.

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1894.  
(SECOND SESSION.)

EXTRACTS FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

ELECTION PETITION—MACDONELL v. WILLIS—THE BARWON.

VOTES No. 1. TUESDAY, 7 AUGUST, 1894.

11. COMMITTEE OF ELECTIONS AND QUALIFICATIONS :—Mr. Speaker, pursuant to the requirements of the Parliamentary Electorates and Elections Act of 1893, 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 Parliamentary Electorates and Elections Act of 1893, I do hereby appoint—

“ Thomas Bavister, Esquire,  
“ William Patrick Crick, Esquire,  
“ James Gormly, Esquire,  
“ James Hayes, Esquire,  
“ William McMillan, Esquire,

“ Philip Henry Morton, Esquire,  
“ Varney Parkes, Esquire,  
“ Bernhard Ringrose Wise, Esquire,  
“ Francis Augustus Wright, 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 August, in the year of our Lord one thousand eight hundred  
“ and ninety-four.

“ J. P. ABBOTT,  
“ Speaker.”

VOTES No. 5. TUESDAY, 4 SEPTEMBER, 1894.

3. COMMITTEE OF ELECTIONS AND QUALIFICATIONS :—

(1.) *Maturity of Warrant reported* :—Mr. Speaker reported that his Warrant, appointing the Committee of Elections and Qualifications for the present Session laid upon the Table on Tuesday, 7th August, 1894, 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 125th section of the Parliamentary Electorates and Elections Act of 1893.

(2.) *Members sworn* :—Thomas Bavister, Esquire, James Gormly, Esquire, James Hayes, Esquire, William McMillan, Esquire, Philip Henry Morton, Esquire, Varney Parkes, Esquire, Bernhard Ringrose Wise, Esquire, and Francis Augustus Wright, Esquire, came to the Table and were sworn by the Clerk as Members of the Committee.

(3.) *Appointment of First Meeting of Committee* :—Pursuant to the requirement of the 125th section of the Parliamentary Electorates and Elections Act of 1893, Mr. Speaker appointed the first meeting of the Committee of Elections and Qualifications, to take place at half-past Eleven o'clock a.m., on Thursday next, the 6th instant, in Committee Room No. 1.

VOTES No. 6. WEDNESDAY, 5 SEPTEMBER, 1894.

16. COMMITTEE OF ELECTIONS AND QUALIFICATIONS :—William Patrick Crick, Esquire, came to the Table and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.

VOTES

## VOTES No. 15. WEDNESDAY, 26 SEPTEMBER, 1894.

11. ELECTION PETITION (*The Barwon*):—Mr. Brunkor, *by command*, laid upon the Table an Election Petition, which had been addressed to His Excellency the Governor, from Donald Macdonell, of Mitchell-street, Bourke, Workers' Union Secretary, alleging that at the last General Election of Members to serve in the Legislative Assembly of the Colony Petitioner was a candidate for the Electoral District of The Barwon; that before and at the time of the nomination and from thence Petitioner was and is a person duly qualified to be elected a Member; that the Returning Officer declared William Nicholas Willis to be duly elected, and so endorsed the Writ; that many mistakes were made in counting the ballot-papers; that several ballot-papers were declared informal which should have been counted to Petitioner, and that several polling-papers were accepted as formal which were not formal and should not have been counted to William Nicholas Willis, and that a recount of the ballot-papers will give Petitioner a majority of votes, and entitle him to represent in the Assembly the Electoral District now represented by the said William Nicholas Willis; alleging other irregularities which are fully set forth in the Petition; and praying that the return of the said William Nicholas Willis may be declared null and void for the reasons given; that a scrutiny of all ballot-papers be made by the Committee of Elections and Qualifications; that it may be declared that the said W. N. Willis was not lawfully elected; that Petitioner is duly elected and is entitled to take his seat as Member for The Barwon in the Legislative Assembly, or that the said election for the Electoral District of The Barwon may be declared null and void, or such further or other order and determination may be made in the premises as may be just.
- Ordered, on motion of Mr. Brunkor, that the Petition be referred to the Committee of Elections and Qualifications.

## 15. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

- (1.) Mr. Speaker informed the House that he had received a letter from William McMillan, Esquire, resigning his seat as a Member of the Committee of Elections and Qualifications.
- (2.) Mr. Speaker, then, pursuant to the requirement of the Parliamentary Electorates and Elections Act of 1893, laid upon the Table his Warrant appointing Charles Alfred Lee, Esquire, to be a Member of the Committee of Elections and Qualifications for the present Session, of which the following is a copy:—

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

“PURSUANT to the power in that behalf vested in me, as Speaker of the Legislative Assembly of  
“New South Wales, by the Parliamentary Electorates and Elections Act of 1893, I do hereby  
“appoint Charles Alfred Lee, Esquire, being a Member of the said Assembly, to be a Member of  
“the Committee of Elections and Qualifications in the said Act referred to, during the present  
“Session of the Assembly aforesaid, in room of William McMillan, Esquire, resigned.

“Given under my hand, at the Legislative Assembly Chamber, Macquarie-street, Sydney,  
“this twenty-sixth day of September, in the year of our Lord one thousand eight  
“hundred and ninety-four.

“J. P. ABBOTT,  
“Speaker.”

## VOTES No. 19. THURSDAY, 4 OCTOBER, 1894.

## 1. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

- (1.) *Maturity of Warrant reported*:—Mr. Speaker reported that his Warrant, laid upon the Table on the 26th September last, appointing Charles Alfred Lee, Esquire, to be a Member of the Committee of Elections and Qualifications for the present Session, not having been disapproved by the Assembly in the course of the three next sitting days on which the Assembly met for the despatch of business, had now taken effect; and intimated that it was therefore open to Mr. Lee to be sworn at the Table by the Clerk, in accordance with the 125th section of the Parliamentary Electorates and Elections Act of 1893.
- (2.) *Member sworn*:—Mr. Lee came to the Table and was sworn by the Clerk as a member of the Committee of Elections and Qualifications.

## VOTES No. 31. THURSDAY, 1 NOVEMBER, 1894.

4. COMMITTEE OF ELECTIONS AND QUALIFICATIONS—(*Election Petition—Macdonell v. Willis—The Barwon*):—Mr. Hayes, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Committee of Elections and Qualifications, to whom was referred, on 26th September, 1894, the Petition of Donald Macdonell, in reference to the election and return of William Nicholas Willis, as Member for the Electoral District of The Barwon.

And the said Report was read at length by the Clerk, by direction of Mr. Speaker, as follows:—  
The Committee of Elections and Qualifications, duly appointed on 7th August, 1894, to whom was referred on 26th September, 1894, a Petition from Donald Macdonell against the return of William Nicholas Willis, Esquire, as Member for the Electoral District of The Barwon,—have agreed to the following Report:—

- “ (1.) That William Nicholas Willis, Esquire, the sitting Member, has been duly elected as  
“ Member for the Electoral District of The Barwon.  
“ (2.) That the Petition of Donald Macdonell, Esquire, is not frivolous nor vexatious.  
“ (3.) That the sum of £48 16s., out of the sum of £50 already lodged by the Petitioner, be  
“ awarded as witnesses' expenses.”

“ No. 3 Committee Room,  
“ Legislative Assembly,  
“ 31st October, 1894.”

“ J. HAYES,  
“ Chairman.”

Ordered, on motion of Mr. Hayes, after debate, that the Report and Minutes of Proceedings and evidence be printed.

1894.

(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

---

 ELECTION PETITION—MACDONELL *v.* WILLIS—THE BARWON.
 

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REPORT FROM THE COMMITTEE

OF

ELECTIONS AND QUALIFICATIONS.

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THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS, duly appointed on 7th August, 1894, to whom was referred, on 26th September, 1894, a Petition from Donald Macdonell, against the return of William Nicholas Willis, Esquire, as Member for the Electoral District of The Barwon,—have agreed to the following Report:—

1. That William Nicholas Willis, Esquire, the Sitting Member, has been duly elected as Member for the Electoral District of The Barwon.
2. That the Petition of Donald Macdonell, Esquire, is not frivolous nor vexatious.
3. That the sum of £48 16s. out of the sum of £50 already lodged by the Petitioner, be awarded as witnesses expenses.

J. HAYES,  
Chairman.

*No. 3 Committee Room,  
Legislative Assembly,  
31st October, 1894.*

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1894.

(SECOND SESSION.)

---

**MINUTES OF THE PROCEEDINGS OF THE COMMITTEE OF ELECTIONS AND  
QUALIFICATIONS.**

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*In the matter of an Election Petition, which had been addressed to His Excellency the Governor, from Donald Macdonell, of Mitchell-street, Bourke, Workers' Union Secretary, alleging that at the last General Election of Members to serve in the Legislative Assembly of the Colony, Petitioner was a candidate for the Electoral District of The Barwon; that before and at the time of the nomination and from thence Petitioner was and is a person duly qualified to be elected a Member; that the Returning Officer declared William Nicholas Willis to be duly elected, and so endorsed the Writ; that many mistakes were made in counting the ballot-papers; that several ballot-papers were declared informal which should have been counted to Petitioner, and that several polling-papers were accepted as formal which were not formal and should not have been counted to William Nicholas Willis, and that a re-count of the ballot-papers will give Petitioner a majority of votes, and entitle him to represent in the Assembly the Electoral District now represented by the said William Nicholas Willis; alleging other irregularities which are fully set forth in the Petition; and praying that the return of the said William Nicholas Willis may be declared null and void for the reasons given; that a scrutiny of all ballot-papers be made by the Committee of Elections and Qualifications; that it may be declared that the said W. N. Willis was not lawfully elected; that Petitioner is duly elected and is entitled to take his seat as Member for The Barwon in the Legislative Assembly, or that the said election for the Electoral District of The Barwon may be declared null and void, or such further or other order and determination may be made in the premises as may be just.*

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THURSDAY, 18 OCTOBER, 1894.

MEMBERS PRESENT:—

Mr. Hayes in the Chair.

Mr. Morton,  
Mr. Lee,

|  
Mr. Parkes.

Mr. Bavister,  
Mr. Crick,

In attendance,—

The Second Clerk Assistant.

1. By direction of the Chairman, the Clerk read the Minutes of the previous meeting which were confirmed.
2. The Clerk read the extract from the Votes and Proceedings, referring the Petition of Donald Macdonell to the Committee. [See Extract, page 4.]
3. The Clerk then, by the direction of the Chairman, read the Petition of Donald Macdonell, to which a bank deposit receipt was attached, as follows:—

To His Excellency The Right Honourable Sir ROBERT WILLIAM DUFE, Member of Her Majesty's Most Honourable Privy Council, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief of the Colony of New South Wales and its Dependencies.

The humble Petition of Donald Macdonell, of Mitchell-street, Bourke, Workers' Union Secretary,—

SHOWETH—

1. That at the last General Election of Members to serve in the Legislative Assembly in the said Colony, Richard Randolph Machattie, Langloh Parker, William Nicholas Willis, Samuel Albert Rosa, Patrick Griffin, and your Petitioner were severally candidates for election to the said Assembly as Member for the Electoral District of The Barwon.

2. That at the nomination for the said Election each of them, the said Richard Randolph Machattie, Langloh Parker, William Nicholas Willis, Samuel Albert Rosa, Patrick Griffin, and your Petitioner, were duly nominated and proposed as such Member, and the Returning Officer then stated that a Poll would be taken on Tuesday, the seventeenth day of July of the present year of our Lord one thousand eight hundred and ninety-four, which was afterwards done.

3. That before and at the time of the said nomination, and from thence, your Petitioner was and is a person duly qualified by law to be elected a Member of the said Legislative Assembly.

4. That the Returning Officer, on the day of the Declaration of the Poll for the said Electoral District, declared the number of votes polled for the respective candidates to be as follows:—For the said Richard Randolph Machattie, one hundred and four votes; for the said Langloh Parker, ninety-three votes; for the said William Nicholas Willis, five hundred and seven votes; for the said Samuel Albert Rosa, forty-three votes; for the said Patrick Griffin, two votes; and for your Petitioner, five hundred and five votes; and thereupon declared the said William Nicholas Willis duly elected as a Member of the said Assembly for the said Electoral District; and the Returning Officer afterwards endorsed on the writ for the said Election the name of the said William Nicholas Willis as the person so elected, and returned the said writ.

5. That the Returning Officer declared that the said William Nicholas Willis had polled five hundred and seven votes and your Petitioner five hundred and five votes, but as your Petitioner has heard and verily believes that many mistakes were made in counting the ballot-papers, that several of the ballot-papers were declared informal which your Petitioner verily believes were not informal and should have been counted to your Petitioner, while your Petitioner has also heard and verily believes that several of the polling-papers were accepted as formal which were not formal and which should not have been counted to the candidate William Nicholas Willis; your Petitioner, therefore, verily believes that a recount of the ballot-papers would give your Petitioner a majority of votes over the said candidate William Nicholas Willis, and entitle your Petitioner to represent in the said Assembly the Electoral District now represented by the said William Nicholas Willis.

6. Your Petitioner has also heard, and verily believes, that upon the day of polling the Returning Officer at Walgett, contrary to provisions of the Parliamentary Electorates and Elections Act of eighteen hundred and ninety-three, took three illiterate voters who came into the Walgett Polling-booth to have their votes recorded, into the secret voting compartment, and without first inquiring of them in the presence of the scrutineers for whom they intended to vote, there voted for them, and afterwards deposited their ballot-papers in the ballot-box, without submitting them to be examined in any way by the scrutineers present.

7. That your Petitioner verily believes that corruption and undue influence has been used, and with the cognisance of the said William Nicholas Willis, by Sir George Richard Dibbs in issuing telegrams at the country's expense to various influential electors in The Barwon, with a view of securing the election of the said William Nicholas Willis, in proof whereof I herewith attach a telegram so despatched, marked A.

8. That your Petitioner, pursuant to the Parliamentary Electorates and Elections Act of one thousand eight hundred and ninety-three, has caused the sum of fifty pounds (£50) to be paid into the Bank of New South Wales at Bourke, to the credit of The Honorable Sir Joseph Abbott, Speaker of the Legislative Assembly of N. S. Wales, and the Bank Deposit Receipt for such payment is hereto annexed.

9. Your Petitioner therefore humbly prays that this Petition may be dealt with according to the real justice and good conscience of the case, and that the return of the said William Nicholas Willis as a Member of the said Legislative Assembly for the said Electoral District of The Barwon may be declared null and void for the reasons aforesaid; that a scrutiny of all ballot-papers should be made by the Committee of Elections and Qualifications; that for the reasons aforesaid may be declared that the said William Nicholas Willis was not lawfully elected, and is not such Member of such Legislative Assembly for such Electoral District, that it may be declared and determined that your Petitioner is duly elected at the said Election to serve and be a Member of the said Legislative Assembly for the said Electoral District of The Barwon, and is entitled to take his seat accordingly in the said Assembly, or that the said Election of a Member for the said Electoral District of The Barwon may be declared to have been null and void, or such further or other order and determination may be made in the premises as may be just.

And your Petitioner will ever pray.

Bourke, the twentieth day of September, eighteen hundred and ninety-four.

D. MACDONELL.

Bourke, 20th September, 1894.

PAID into the Bank of New South Wales the sum of fifty pounds, to be placed to the credit of Sir Joseph Abbott, Speaker, Legislative Assembly of N.S.W., by the hands of

(Sgd.) D. MACDONELL.

Duplicate, W. GARDINER, Mgr., £50.

"A."

(Telegram.)

Issued Form.

New South Wales Post and Telegraph.

Colonial and Intercolonial Lines.

Telegram from Sydney Station.

Addressed to J. N. Plowman, Beemery Bl.

Your only hope of securing The Barwon seat against socialistic firebrands is to unite and support Willis, who is sound on the land question.

(Sd.) GEO. R. DIBBS.

Elec. Tel. Dep., Brewarrina, 9 Jul., '94.

Received at 2'30. No. of words, 24. Amount paid, O.S. Time, 1'11.

A.—This is the telegram marked "A" referred to in the Petition of Donald Macdonell.

D. MACDONELL.

4. Parties called in.

*Present* :—Donald Macdonell, Esquire (*the Petitioner*).

D. G. Ferguson, Esquire (*Counsel for the Petitioner*).

William Nicholas Willis, Esquire (*the sitting Member*).

5. Frederick William Webb, Esquire, C.M.G. (*Clerk of the Legislative Assembly*), called in, sworn, and examined.

Witness *produced* Writ certifying to the return of William Nicholas Willis, Esquire, as Member for The Barwon; also three parcels containing the Ballot-papers as received from the Returning Officer for The Barwon.

Witness withdrew.

6. The Clerk informed the Committee that in compliance with the request contained in a letter addressed to the Chairman of the Committee by D. Macdonell, the Petitioner, a summons had been sent to the Inspector-General of Police, on 11th October, for service on Mr. Thomas Clarke, Deputy Returning Officer at Walgett.

7. Mr. Ferguson asked for an adjournment of the case.

8. Mr. Crick moved,—“That the Petitioner be permitted to put in affidavits from his scrutineer at Goodooga; the Deputy Returning Officer at Goodooga and Presiding Officer, Mara Creek, and W. N. Willis, be permitted to tender affidavits from any official or scrutineers present at any of the said places.”

Question put and passed.

9. Committee adjourned the further hearing of this case till Wednesday, 31st October.

10. Committee adjourned till Tuesday next at eleven o'clock.

R. W. ROBERTSON,  
*Second Clerk Assistant.*

WEDNESDAY,

WEDNESDAY, 31 OCTOBER, 1894.

MEMBERS PRESENT:—

Mr. Hayes in the Chair.

Mr. Gormly,		Mr. Parkes,
Mr. Wright,		Mr. Crick,
Mr. Lee,		Mr. Bavister.

In attendance,—

The Acting Second Clerk Assistant.

1. By direction of the Chairman, the Clerk read the minutes of the previous meeting, which were confirmed.
2. The Clerk submitted letters from the Honorable the Speaker, enclosing certified copy of a letter he had received from William Nicholas Willis, Esq., the sitting Member, giving notice of his intention to defend his seat, which he read as follows:—

92/242. The Speaker's Room, Legislative Assembly, Sydney, 18 October, 1894.

To the Committee of Elections and Qualifications.

Gentlemen,—

I have the honor to transmit to you herewith a copy of a letter which has been received by me from William Nicholas Willis, Esquire, the sitting Member for The Barwon, giving notice of his intention to defend his return, against which a Petition is now under your consideration.

I have, &c.,

J. P. ABBOTT,

Speaker.

Sir,

In accordance with the 133rd section of the Parliamentary Electorates and Elections Act of 1893, I have the honor to inform you that it is my intention to defend my seat as Member for the Electoral District of The Barwon, before the Committee of Elections and Qualifications, to whom was referred a Petition from Donald Macdonell, touching the validity of my election and return as Member for the said Electoral District.

I have, &c.,

W. N. WILLIS.

The Honorable the Speaker, Legislative Assembly.  
A true copy.—J. P. ABBOTT, Speaker.

3. Parties called in.

*Present*:—Donald M'Donell, Esq. (*the Petitioner*).

D. G. Ferguson, Esq. (*Counsel for Petitioner*).

William Nicholas Willis, Esq. (*the sitting Member*).

4. Thomas Henry Brady, called in, sworn, and examined.  
Witness withdrew.
5. John Head, called in, sworn, and examined.  
Witness withdrew.
6. Isaac Hunter Burnup, called in, sworn, and examined.  
Witness withdrew.
7. John M'Garry called in, sworn, and examined.  
Witness withdrew.
8. Thomas Clarke called in, sworn, and examined.  
Witness withdrew.
9. Donald Macdonell (*the Petitioner*) sworn and examined.
10. Room cleared; Committee deliberated.
11. Parties called in, and informed by the Chairman that the Committee only desired to hear evidence as to what took place at the polling-booth at Walgett.
12. Samuel Hazlett called in, sworn, and examined.  
Witness withdrew.
13. John M'Cooley called in, sworn, and examined.  
Witness withdrew.
14. Mr. Ferguson addressed the Committee.
15. Mr. Willis addressed the Committee.
16. Room cleared; Committee deliberated. Mr. Bavister moved,—“That a recount be allowed.”  
Question put; Committee divided.

Ayes.

Mr. Hayes,  
Mr. Bavister,  
Mr. Lee.

Noes.

Mr. Crick,  
Mr. Wright,  
Mr. Parkes,  
Mr. Gormly.

And so it passed in the negative.

17. Mr. Gormly moved,—“That the Chairman be authorised to sign certificates for witnesses as follows:—

	£	s.	d.
Thomas Henry Brady	...	...	...
John Head	...	...	...
Isaac Hunter Burnup	...	...	...
John M'Garry	...	...	...
Thomas Clarke	...	...	...
Samuel Hazlett	...	...	...
John M'Cooley	...	...	...
	£48	16	0



18. The Committee then deliberated as to their Report.

Mr. Wright moved,—“That William Nicholas Willis, Esquire, the sitting Member, has been duly elected as Member for the Electoral District of The Barwon.”

Question put and passed.

Mr. Bavister moved,—“That the Petition of Donald Macdonell, Esquire, is not frivolous nor vexatious.”

Question put and passed.

Mr. Gormly moved,—“That the sum of £48 16s. out of the sum of £50 already lodged by the Petitioner be awarded as witnesses' expenses.”

19. Resolved,—That the conclusions at which the Committee have arrived be embodied in a report and presented to the House.

20. Committee adjourned till To-morrow at Eleven o'clock.

WILLIAM S. MOWLE,  
*Acting Second Clerk Assistant.*

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**COMMITTEE**  
OF  
**ELECTIONS AND QUALIFICATIONS.**

**ELECTION PETITION—MACDONELL *v.* WILLIS—THE BARWON.**

THURSDAY, 18 OCTOBER, 1894.

PRESENT :—

Mr. Bavister,		Mr. Lee,
Mr. Crick,		Mr. Morton,
Mr. Hayes,		Mr. Parkes.

J. Hayes, Esq., in the Chair.

D. Ferguson, Esq., Barrister-at-Law, appeared for Petitioner.  
Respondent appeared in person.

Frederick William Webb, Esq., C M.G., called in, sworn, and examined :—

F. W. Webb, J. *Chairman.*] You produce some documents? Yes; I produce the writ issued by His Excellency the Esq., C.M.G. Governor on the 29th day of June, in the present year, for the election of a Member to serve for the electoral district of The Barwon, with a certificate thereon by the Returning Officer to this effect :—  
18 Oct., 1894. "I hereby certify that William Nicholas Willis was duly chosen the Member for the electoral district of The Barwon, to serve in the Legislative Assembly of New South Wales.—SAMUEL HAZLETT, Returning Officer. July 25, 1894." I also produce three parcels containing the ballot-papers and other papers used at the election referred to.

WEDNESDAY, 31 OCTOBER, 1894.

PRESENT :—

Mr. Bavister,		Mr. Lee,
Mr. Crick,		Mr. Parkes,
Mr. Gormly,		Mr. Wright.

J. Hayes, Esq., in the Chair.

D. Ferguson, Esq., appeared for Petitioner.  
Respondent appeared in person.

Mr. Thomas Henry Brady called in, sworn, and examined :—

Mr. T. H. Brady.] 2. *Mr. Ferguson.*] You were the presiding officer at the recent election for The Barwon at the Marra Creek polling booth? Yes.  
31 Oct., 1894. 3. How many votes were given there altogether? Forty-one.  
4. Can you tell me from memory how many votes were given for Mr. Willis and the other candidates? There were twenty-eight votes for Mr. Willis, ten for Mr. Macdonell, two for Mr. Machattie, and one informal vote.  
5. What was the informality as regards that vote? Mr. Parker's name and Mr. Macdonell's name were both left upon the paper.  
6. They were left absolutely untouched? Yes.  
7. Was there any case in which you treated as formal a voting paper in which the names were not actually scored out? No; all the names were scored out.  
8. Surnames and christian names? Yes, on all the papers.  
9. *Chairman.*] In your opinion there was no informal vote but the one to which you refer? No.  
10. You are quite sure that the names of the other voting papers were scored right through? Yes.  
11. *Mr. Ferguson.*] Do you remember a conversation taking place at Brewarrina between yourself, Mr. Macdonell, and some other persons upon the general question of what was an informal vote and what was not? I do not remember any conversation of that kind at all.  
12. Do you remember any talk about the sort of papers which had been treated as informal by other Returning Officers. Upon hearing that, do you not remember saying that there were cases where, although the Act had not been strictly complied with, it was clear in which way the voter intended to vote, and that you had given those cases in favour of the persons for whom the voter evidently intended to vote? I do not remember saying that.

13. *Mr. Crick.*] In all the votes which you treated as formal, the whole of the other names but one had been struck out? Yes.
14. There were no scrutineers at your booth? No.
15. *Mr. Parkes.*] You have not the slightest doubt that in every case the whole of the surname as well as the christian name was scored out? That was done on all the papers.
16. *Mr. Ferguson.*] Were there any cases in which anything else was written on any ballot paper;—do you remember any case in which there was any mark on the ballot-paper except the lines scored through the names of the candidate? No, I did not notice any.
17. You did not notice any other marks? No.

Mr.  
T. H. Brady.  
31 Oct., 1894.

Mr. John Head called in, sworn, and examined:—

18. *Mr. Ferguson.*] You were scrutineer for Mr. Macdonell at the Brewarrina polling-booth at the recent election for The Barwon? Yes.
19. *Mr. Crick.*] Where do you live? I have been living in or about Brewarrina for the past four years.
20. *Mr. Ferguson.*] What have been your expenses in coming here? I have paid my own expenses.
21. What will it have cost you to come here and back? About £10 or £12.
22. Can you tell me the number of votes that were given at the Brewarrina booth for the different candidates? I remember that there were 109 for Mr. Willis and fifty for Mr. Macdonell. I do not remember the other votes.
23. Were any votes given at that booth which you considered informal? There was one.
24. What was it—what was the nature of the informality? It was declared informal through Mr. Macdonell's name being written on the back.
25. Do you know Mr. Brady, who has given evidence here to-day? Yes.
26. Were you present at a conversation at Brewarrina, in which he, Mr. Macdonell, and others took part? I was with them several times.
27. I mean a conversation as to what were formal votes, and what were informal votes? Yes; I remember that.
28. Can you remember what Mr. Brady said as to the way in which he conducted the poll at Marra Creek? He said he was presiding officer there, and that there were no scrutineers; and, speaking about the informal votes, he said that if he could see from the ballot-paper for whom the voter intended to vote, he used his own discretion, and allowed the vote to pass.
29. Did he give any examples? Yes. He said that if there were more marks on the ballot-paper than were made by simply drawing the pencil through the names, and if he could see for whom the voter intended to vote, he allowed the vote as a formal vote.
30. *Mr. Parkes.*] Did you understand him to say that there was such an occurrence at Marra Creek? Yes.
31. He said it occurred there? Yes.
32. *Mr. Ferguson.*] Were there any other particular cases Mr. Brady cited of doubtful votes which he allowed to pass? No; he said no more than I have stated. He said that such a thing had occurred at his polling booth.
33. *Mr. Gormly.*] He did not go into further particulars? No.
34. *Mr. Parkes.*] You are quite sure about the particular instance you have mentioned? Yes; he said that where there were more marks on the ballot-paper than were necessary simply to score the names out, he allowed it as a formal vote.
35. What sort of marks do you think he meant? He said if there were more marks than were made with the pencil in the ordinary way.
36. *Mr. Crick.*] Did he illustrate what he meant on a piece of paper? No.
37. He might have meant that he allowed the paper as formal if the names were struck out in one way, instead of being struck out in another way? No; he seemed to imply that a voter might have scratched the surname out and left the christian name, or scratched out the Christian name and left the surname.
38. He did not say that—it is simply what you inferred? Yes.
39. This was a conversation in the street? In a parlour.
40. It was not evidence on oath? No.
41. *Mr. Ferguson.*] Were there any cases of votes at Brewarrina being admitted which you considered informal:—for instance, were there any votes admitted in which the surname was not struck out, or upon which a line was drawn in any other way except through the surname? In the case of two votes, lines were drawn down the paper instead of across it. The marks may not have touched the christian name, but they were drawn through the surname.
42. *Chairman.*] You challenged the votes in which the marks were made downwards instead of across the paper? Yes.
43. *Mr. Willis.*] But you finally agreed to let them pass? Yes.

Mr.  
J. Head.  
31 Oct., 1894.

Mr. Isaac Hunter Burnup called in, sworn, and examined:—

44. *Mr. Ferguson.*] You were scrutineer for Mr. Rosa at Brewarrina polling booth at The Barwon election? Yes.
45. Mr. Head has told us of a case in which a name was written on a voting paper which was rejected on that account? Yes.
46. In your opinion, were there any other cases of informal votes which were admitted? No, not in my opinion. There were two votes where the pencil lines were drawn down the names instead of across. They were passed as formal votes.
47. Can you tell me whether those lines were drawn through the christian and surname as well? I suppose there would be about four lines drawn down through the whole name.
48. *Mr. Parkes.*] And you have no doubt that some of the lines went through the surname? I should not like to say that they did not.
49. *Mr. Crick.*] You make no claim in connection with your expenses down from Brewarrina? No.
50. You are satisfied to look to Mr. Macdonell for them? Yes.

Mr.  
I. H. Burnup.  
31 Oct., 1894.

Mr.

Mr. John M'Garry called in, sworn, and examined:—

Mr.  
J. M'Garry.  
31 Oct., 1894.

51. *Mr. Ferguson.*] You were scrutineer for Mr. Macdonell at the Walgett polling booth at the recent election for The Barwon? Yes.
52. What was the voting there? Mr. Macdonell got 106 votes, and Mr. Willis got seventy. I do not remember what the others got.
53. Do you remember how many votes were rejected as informal? One.
54. What was the informality? The whole of the names were scratched out.
55. Were there any votes admitted which, in your opinion, were informal? Yes; two votes were admitted for Mr. Willis which I thought were informal.
56. On what ground? In one case the whole of the names were smudged out with the exception of the name of Mr. Willis. In the case of the other paper I thought informal, the pencil marks were not made through the names, but were put at the side of the paper opposite each name, but not touching it.
57. *Mr. Crick.*] Did you draw the attention of the Returning Officer to those papers which had the marks upon the side? Yes; and the Returning Officer said he would allow the scrutineers, the poll clerk, and the deputy returning officer to decide it among themselves. The majority of those present decided that it was a formal vote, and I then let it go, protesting no further.
58. The mark at the side followed the christian name? Yes.
59. *Mr. Ferguson.*] Did you notice any other informality? Yes; there were six illiterate voters altogether. When the first three of them entered the booth Mr. Hazlett retired with them to the portion which had been screened off for voting purposes, and there he instructed the voters.
60. Did you hear him? No.
61. *Mr. Willis.*] Were those votes afterwards shown to you? No; they were brought out and placed in an envelope on the table. Mr. Hazlett said he would treat them as open votes.
62. *Mr. Crick.*] Did you not see them before they were put into the envelope? No.
63. Did Mr. Hazlett seal the envelope? No.
64. The votes were lying there in the unsealed envelope, and you could have seen them at any time during the day? I did not know that I was at liberty to open the envelope.
65. *Mr. Ferguson.*] Did you say anything about the informality? I said I thought that the voters should have voted openly at the table. Mr. Hazlett said he did not know, but he asked the deputy returning officer to look at the Act, and the deputy returning officer looked at the Act and said that the votes should be treated as open votes, and that the voters should vote openly at the table. The votes remained in an envelope on the table for some time, and presently three other illiterate voters came forward. They voted openly at the table. Then taking up the other three, Mr. Hazlett said, "I think we will put all these six votes into the box."
66. *Mr. Wright.*] You did not know for whom the first three votes had been recorded? No.
67. *Mr. Crick.*] You swear that? Yes.
68. And you did not see them? No.
69. For whom did the other three illiterate voters vote? Two of them for Mr. Macdonell, and one of them for Mr. Willis. The six papers were all placed in the ballot-box together.
70. *Mr. Lee.*] Three of them you saw, and three of them you did not see? Yes.
71. *Mr. Ferguson.*] In the case of the first three to whom you referred, I suppose it was the fact of the voters saying that they were unable to read or write which induced you to call them illiterate voters? Yes.
72. Did the Returning Officer mark the ballot-papers of those voters in the presence of the poll clerk and scrutineers? No.
73. Was a list of the votes kept? Yes.
74. Did you as a scrutineer ask to be allowed to see the Returning Officer strike out the names? No.
75. Did any other scrutineer ask to be allowed to see it? No.
76. Did you object at the time to what was done? I did not know at the time that I could object.
77. When did you object? After the three persons had recorded their votes.
78. *Mr. Crick.*] How was it that the three papers were not put into the ballot-box at once? Mr. Hazlett placed them in an envelope, and said he would treat them as open votes.
79. He treated them as open votes, and you sitting there as a scrutineer did not know for whom the votes were given? I did not.
80. Was there anything to prevent you from looking at the contents of the envelope? No.
81. Did any of the other scrutineers look at them? No.
82. Did Mr. Hazlett say for whom the votes were recorded? No.
83. Did you ask him? No.
84. *Chairman.*] When he said subsequently that he would put the whole six of the papers into the ballot-box, did you then ask him for permission to look at the first three? No; I did not know that I had power to ask to see them.
85. Did the Returning Officer refuse to allow the scrutineers to see the votes? No.
86. *Mr. Wright.*] You say that the three votes first given were afterwards taken out of the envelope, and put into the ballot-box with the other three votes? Yes.
87. *Mr. Ferguson.*] Did you hear the voters say how they wished to vote? No.
88. *Mr. Crick.*] I suppose the screen behind which they voted was in a big room? Yes.
89. A bigger room than this? Yes.
90. *Mr. Wright.*] Was it in the Court-house? Yes.
91. *Mr. Ferguson.*] Where do you say the Returning Officer went with the voters? He retired with them into the portion screened off for voters.
92. *Mr. Willis.*] Have you not already told more than one person that you saw these papers and inspected them, and that the three votes were recorded for Macdonell? No.
93. And if I were to bring witnesses forward who would swear that you did say so, they would not be telling the truth? No; so far as my recollection goes, I never said that.
94. *Mr. Crick.*] If you had said it, would you be likely to forget it so soon? I ought not to forget a thing like that.
95. You are in the same position here that you are in any other court, and you are now asked whether you told any other person that you saw these three votes, and that they were votes for Macdonell? I never told anyone so. I may have said that the three votes were Macdonell's votes.

96. What ground had you for saying that? Because the men told me that they intended to vote for Macdonell.

Mr.  
J. M'Garry.

31 Oct., 1894.

97. They did not tell you that in the polling booth? No.

98. *Mr. Lee.*] When the Returning Officer placed the three votes in an envelope, and put it on the table, did he do anything else? No.

99. Did you see him write any names on a piece of paper? I did not notice him doing so.

100. Did you afterwards see any list signed by the Returning Officer, and known as the list of open voters? Oh, yes, there was that list.

101. Did you see the Returning Officer put the names on the list? He put down the names of the men who voted; but he did not put down the names of the candidates for whom they voted.

102. He put the whole of the six names together upon a list of open voters? Yes.

103. *Mr. Ferguson.*] What are your expenses here from Walgett? Ten pounds will cover my expenses.

104. Did you arrange with Mr. Macdonell for expenses before you came down? I paid my own expenses, but I expect to get them back.

Mr. Thomas Clarke called in, sworn, and examined:—

105. *Mr. Ferguson.*] You were the deputy returning officer at Walgett? Yes.

106. You attend here upon subpoena? Yes.

107. Did you see any votes recorded at Walgett which you considered informal;—were there any votes as to the formality of which there was a dispute? There were four votes about which there was some doubt. In one case the pencil marks were put on the side of the paper outside of the names. In another case the pencil marks were drawn through the paper over the top of the names; another paper was smudged all over with the exception of one name—the candidate for whom the voter evidently intended to vote. There was another paper in regard to which there was some doubt, but I cannot recollect what the point was. I know there was some dispute as to its formality.

108. *Mr. Crick.*] For whom was the vote recorded upon which the marks were put upon the side of the paper? I cannot say.

109. *Chairman.*] In the case of the ballot-paper in which the pencil marks were drawn over the tops of the candidates' names, did the marks touch any portion of the names? To the best of my belief the marks touched some portion of the names.

110. Of each name? To the best of my belief they did.

111. *Mr. Parkes.*] That vote was counted as formal? Yes.

112. *Mr. Crick.*] Do you know for whom it was recorded? I could not say.

113. Do you know for whom the smudged vote was recorded? I could not say.

114. *Mr. Ferguson.*] What do you mean when you say that the papers were smudged? It looked as though a pencil mark had been run through each of the names, and as if the paper had afterwards been smeared with the finger.

115. *Chairman.*] But one name you say was left perfectly clear? Yes.

116. *Mr. Ferguson.*] Was there any case in which the name of the candidate was written on the paper? None that I saw, and I think I must have seen them if there had been any.

117. *Chairman.*] How many votes were actually treated as informal? One.

118. *Mr. Ferguson.*] What was the informality? I forget at this moment what it was, but I think it was a case in which the whole of the names were struck out.

119. You say that in another case the pencil marks were drawn above the names of the candidates? Yes; but I think that the marks touched some portion of the name in each case. All the letters were of the same size, and I think the marks touched some of them. Every vote in regard to which there was any dispute was passed round to every scrutineer, and it was then decided by all the scrutineers present as to whether the vote should be passed as formal or not.

120. *Chairman.*] Then, in the case of the four votes concerning which there was, in your opinion, some doubt, the scrutineers unanimously resolved that the votes should be counted? Yes; it was determined to count them.

121. And only one vote was declared informal? Yes.

122. *Mr. Ferguson.*] Was there any vote by the scrutineers on the subject of the doubtful votes? No; they were simply passed round and all the scrutineers were agreed as to them.

123. *Chairman.*] You are the deputy presiding officer at Walgett? Yes.

124. But the Returning Officer presided at the booth? Yes.

125. Was the Returning Officer present during the whole of the proceedings? He was absent from the booth once, and I took his place.

126. But when the ballot papers were being counted he was present during the whole time? Yes.

127. *Mr. Ferguson.*] There was some discussion was there not in regard to the three illiterate voters who came to the booth—I refer to the first three who came? Yes; the Returning Officer retired with them to the place which had been set apart for voters, and marked their papers. In the case of the other three illiterate voters, they voted openly. Mr. M'Garry called attention to the Returning Officer's procedure in the case of the first three voters, and questioned its correctness, and the matter was referred to me, and I said I thought the procedure had been incorrect. The practice was then altered.

128. *Mr. Crick.*] When the Returning Officer brought the votes of the first three illiterate voters out from the screen, what did he do with them? He placed them in an envelope. Afterwards, when it was discovered that the procedure was wrong, they were taken out of the envelope, although no one saw them, and they were placed in the ballot-box with the rest of the votes.

129. Were not the names of the voters afterwards put upon a sheet of paper? Yes.

130. You do not remember now for whom the votes were given? No.

131. *Mr. Parkes.*] You could hear what took place in the voting place? Yes.

132. And the Returning Officer did not induce the men to vote for anyone that you could hear? Not that I could hear. I did not see what took place.

133. You feel satisfied in your mind that the Returning Officer did not induce the men to vote for anyone? Yes.

134. *Mr. Crick.*] No exception was taken to the votes not being put immediately into the box? No.

135.

Mr.  
T. Clarke.

31 Oct., 1894.

- Mr. T. Clarke.  
31 Oct., 1894.
135. I suppose no one questioned the honesty or *bona-fides* of the Returning Officer in regard to these three votes? No; but it was stated by Mr. M'Garry, the scrutineer for Mr. Macdonell, that the procedure was incorrect, and it was altered.
136. Do you know from Mr. M'Garry that the three men were supporters of Macdonell? 'I did not hear from M'Garry that they were supporters of any one in particular.
137. Was any objection raised by anyone to their votes? No.
138. And the votes were lying on the table in an unsealed envelope;—anyone could see them? Yes.
139. *Mr. Willis.*] Did any of the scrutineers see the votes? No; they were actually lying under the cover of a copy of an Act of Parliament. I remember putting something on the envelope to keep it down; it was not sealed.
140. *Mr. Crick.*] What were the names of the three illiterate voters? Jack Nicholls (a half-caste), James Clarke, and James M'Carthy.
141. *Mr. Parkes.*] Did they ask the presiding officer to go into the voting place with them? No; they said they could not write, and I think the presiding officer said, "Come with me." I forget quite what was done.
142. *Mr. Crick.*] Did you hear the men say for whom they wanted to vote? No.
143. *Mr. Ferguson.*] Did they say at the table before going into the voting-place for whom they wanted to vote? Not to my knowledge.
144. The Returning Officer at once went with them into the voting compartment? Yes.
145. *Mr. Crick.*] But he did not try to restrain anyone from seeing for whom the voters had voted;—he left the unsealed envelope on the table to be seen by anyone? Yes; and I think I remember asking if anyone objected to my placing it in the ballot-box.
146. Was any objection offered? No; I do not think I should have put them in if any objection had been offered.
147. Any one of the scrutineers could have gone to the voting compartment to see what was taking place had they wanted to do so? No one asked to go. If anyone had gone the probability is the question would have been at once raised as to the legality of the proceeding.
148. *Mr. Wright.*] Did the Returning Officer take the voters into the voting compartment separately or singly? Singly.
149. *Chairman.*] No objection was lodged by the scrutineers against the Returning Officer doing so? I think I heard someone say, "I think this is wrong."
150. *Mr. Ferguson.*] Quite apart from the question whether you could have seen the votes or not, had you desired to do so, if you had seen the voting-papers you would not have known whether the votes were recorded for the persons for whom the voters had desired them to be recorded? No.
151. What will cover your expenses down here? I should think about £10.
152. *Chairman.*] You have paid your own expenses, and have made no arrangement with Mr. Macdonell? No.

Donald Macdonell called in, sworn, and examined:—

- Mr. D. Macdonell.  
31 Oct., 1894.
153. *Mr. Ferguson.*] You heard the evidence of Mr. Brady? Yes.
154. Do you remember having any conversation with Mr. Brady on the subject to which he referred? Yes.
155. What took place at the interview? Mr. Brady was in company with myself and several others in the parlour of Thomas's hotel, at Brewarrina, after the election, and we were talking as to what constituted formal and informal votes. I remarked that I thought that instead of votes being cast aside on technical grounds, as long as it was clear for whom the voter intended to vote, the vote should be allowed. Mr. Brady said he agreed with me, and he also said that that had been the line he had followed when conducting the polling-booth at Marra Creek. He said that several votes had been given there which might not, perhaps, be regarded as strictly formal. That some of them were ticked off, as it were, the name being scratched neither across nor through, but as it was clear for whom the voter had intended to vote he had allowed them.
156. *Mr. Crick.*] Did he say for whom the votes were recorded? No. Of course, I thought, seeing that votes were set aside in other booths on technical grounds, and that in some cases, Mr. Willis had a 3 to 1 majority over me, he would lose more than I should lose in those cases, if it were held that the votes were informal. Mr. Brady first of all said that he would not come forward, and that it would put him to a great deal of inconvenience. I said that as there were no others at the booth but himself, that if he were inconvenienced he might give me an affidavit stating what he had said previously. He then said that he had no recollection of having said the thing previously. Before that I said, "If you do not recollect it, I have no wish for you to make an affidavit. I do not wish you to swear to anything you do not recollect." He said, "Even if I go down I know nothing about it. If I swear that the votes were formal, and if it proved on a recount that they were not formal, it would only show an error of judgment on my part." From his tone I concluded that he certainly did not intend to say more than he could help. His remark that if he swore that everything was right, and it turned out afterwards that it was not right, it would be only an error of judgment on his part, convinced me that he did not wish the ballot-papers to be opened.

Mr. Samuel Hazlett called in, sworn, and examined:—

- Mr. S. Hazlett.  
31 Oct., 1894.
157. *Mr. Willis.*] You are Returning Officer for The Barwon Electorate? Yes.
158. You conducted the last election in accordance with the Act? Yes.
159. You presided at the Walgett booth? Yes.
160. There is some question about three illiterate voters having voted in the early part of the day;—will you tell the Committee what occurred? I remember three illiterate voters coming in to vote early in the day. I remember their saying that they could not read or write, and I remember taking them into the voting compartment. They asked me to show them how to vote, and I did so. Two of them voted for Macdonell, and one of them for Willis.
161. *Mr. Gormly.*] When the voters asked you to show them how to vote, you pointed out to them the names of the candidates they wished to vote for, and the names they had to strike out? Yes.

162. You gave them the information necessary to enable them to vote in accordance with their expressed wish? Yes.

163. You did not mislead them in any way? No.

164. *Mr. Parkes.*] You did not bias them in favour of any particular candidate? No; I believe in giving every man fair play.

165. *Mr. Ferguson.*] Did anyone else at the booth beside yourself know for whom the three men had voted? The ballot-papers were lying in an envelope on the table for anyone to see.

166. Did anyone see them? No.

167. Did anyone hear the voters tell you for whom they wanted the vote? They could have heard them had they liked. They could have come with me into the voting compartment had they liked.

168. At any rate, the names were not struck out in the presence of the poll-clerk and scrutineers? No.

169. *Mr. Bavister.*] As a matter of fact, was the place partitioned off for voting sufficiently large to hold more than two persons? Yes, more than two persons could get in.

170. *Chairman.*] There was plenty of room for yourself and the voters? Yes.

171. Was there room for one or two other persons to have come in had they chosen? Yes.

172. *Mr. Ferguson.*] Could the poll-clerk, the scrutineers, you yourself, and the voters have all squeezed yourselves into the compartment? It would not have been large enough for that, but four or five persons could have got in.

173. Were any votes rejected as informal at your booth? Some were considered to be informal by some of the scrutineers. There were three, I think.

174. What was the nature of the informality? The voters had not marked the names through. They had put a mark opposite the name instead of marking through it.

175. There were three papers of that kind, you think? Yes.

176. Marked in that way? Yes.

177. *Mr. Parkes.*] Were they allowed as formal votes? Yes.

178. *Mr. Crick.*] Certain votes were objected to by the scrutineers? Yes.

179. How many of the votes so objected to were afterwards allowed as formal? Three.

180. Those are the votes you are referring to? Yes.

181. In the case of one of those three papers, were not all the names but one smudged out? One informal vote was taken out altogether. Everyone agreed it was informal. To the best of my belief, the three votes about which there was some discussion, and which were allowed as formal, were marked in the way I have described.

182. *Mr. Parkes.*] You are sure about that? Yes.

183. *Mr. Crick.*] Your sight is not very good? No.

184. *Mr. Parkes.*] Was your sight any better on the day of the election than it appears to be at the present time? No; my sight has been like this for some time.

185. Had you any difficulty in seeing at the time of the election? No more than I have at the present time.

186. *Mr. Ferguson.*] Was the voting compartment in the booth as light as this room? No.

187. *Mr. Crick.*] You are confident that of the three illiterate voters referred to, two voted for Macdonell and one for Willis? Yes.

188. *Mr. Parkes.*] Did you yourself see the voting-papers in regard to which the formality of which there was some discussion? Yes.

189. And you are absolutely clear in your own mind that they were all marked at the side in the way you have indicated? Now I come to think of it, there was only one marked at the side in that way.

190. *Mr. Crick.*] For whom were the three votes in regard to which there is some doubt recorded? One was recorded for Macdonell, one for Willis, and one for Machattie.

Mr. John M'Cooley called in, sworn, and examined:—

191. *Mr. Willis.*] You acted as scrutineer for me at Walgett, at the recent election for The Barwon? Yes.

192. Three illiterate voters voted there early in the day;—can you tell the Committee exactly what took place in regard to them? They came in and said they could not read, and they went behind the screen with Mr. Hazlett, the Returning Officer. He voted for them, and then they came out again.

193. *Chairman.*] What you mean is that he struck out from the ballot-paper the names which the voters desired should be struck out? I do not know about that; I know the Returning Officer went behind the curtain with them.

194. *Mr. Wright.*] You could not see what took place? No.

195. *Mr. Willis.*] Did you hear anything? I heard two out of the three voters tell Mr. Hazlett that they wished to vote for Macdonell.

196. *Mr. Crick.*] What did the Returning Officer do with the voting-papers when he brought them out? He put them in an envelope, and placed them on the table in front of the scrutineers.

197. Did you see them? I saw them being put into the envelope.

198. *Mr. Willis.*] The envelope was not sealed? No; it was left in front of us on the table all day.

199. *Mr. Crick.*] Any of you could have looked at it? Yes.

200. *Mr. Ferguson.*] But you did not? No.

201. *Mr. Crick.*] I presume the reason you did not was because you knew for whom the men had voted? I do not know.

202. If you were in doubt you could have looked at the papers, could you not? I do not know.

203. If you had wanted to know for whom the voters voted you could have found out? Yes; I suppose so.

204. *Mr. Wright.*] As a matter of fact, anyone at the table could have seen the contents of the envelope? Yes.

205. *Mr. Ferguson.*] At that time, I suppose, you did not know you had a right to look at the contents of the envelope, did you? I did not; as a matter of fact, I never thought of it.

206. Was there room in the voting compartment for the voter, for all the scrutineers, the poll-clerk, and the Returning Officer? No.

207. How many persons could get into it? Three or four.

Mr.  
S. Hazlett.  
31 Oct., 1894.

Mr.  
J. M'Cooley.  
31 Oct., 1894.

Mr.  
J. M. Cooley.  
31 Oct., 1894.

208. *Mr. Crick.*] Did any person get up and attempt to follow the Returning Officer into the compartment with the voters? No.
209. So far as you could see, no one was prevented from doing so had they wished to do it? No.
210. *Mr. Willis.*] There were three ballot-papers in regard to the formality of which there was some discussion? In the case of one paper I believe the pencil-mark was on the top of the names.
211. Was the mark put through the whole name, or through only a part of it? I think it touched the surname in each case.
212. Of the names of the candidates for whom the voter did not desire to vote? Yes.
213. For whom were these three votes cast? One for yourself, one for Mr. Macdonell, and one for Mr. Machattie.
214. *Mr. Ferguson.*] Do you remember one case in which the line was drawn distinctly above the names? I do not.
215. How were the lines drawn in the case you refer to? If I remember rightly they were drawn partly through the names.
216. At the beginning or the end? At the beginning, I think; but I am not quite sure.
217. *Mr. Willis.*] You paid your own expenses down here? Yes.
218. What will they be? About £12.
219. *Mr. Ferguson.*] You are not clear, as regards the doubtful vote you have spoken of, whether the line was drawn at the beginning or end of the names? I think it was drawn at the beginning.
220. You are not quite sure? No.
221. *Mr. Crick.*] Are you sure that one of the votes was recorded for Mr. Machattie, one for Mr. Willis, and one for Mr. Macdonell? Yes.



1894.

(SECOND SESSION.)

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LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

---

ELECTION PETITION—KELLY *v.* WILLARD—THE TWEED.

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REPORT FROM THE COMMITTEE

OF

ELECTIONS AND QUALIFICATIONS;

TOGETHER WITH THE

PROCEEDINGS OF THE COMMITTEE,

MINUTES OF EVIDENCE,

AND

APPENDICES.

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ORDERED BY THE LEGISLATIVE ASSEMBLY TO BE PRINTED,  
15 *November*, 1894.

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SYDNEY: CHARLES POTTER, GOVERNMENT PRINTER.

1894.

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1894.

(SECOND SESSION.)

EXTRACTS FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

ELECTION PETITION—KELLY *v.* WILLARD—THE TWEED.

VOTES No. 1. TUESDAY, 7 AUGUST, 1894.

11. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—Mr. Speaker, pursuant to the requirements of the Parliamentary Electorates and Elections Act of 1893, 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 Parliamentary Electorates and Elections Act of 1893, I do hereby appoint—

“Thomas Bavister, Esquire,  
“William Patrick Crick, Esquire,  
“James Gormly, Esquire,  
“James Hayes, Esquire,  
“William McMillan, Esquire,

“Philip Henry Morton, Esquire,  
“Varney Parkes, Esquire,  
“Bernhard Ringrose Wise, Esquire,  
“Francis Augustus Wright, 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 August, in the year of our Lord one thousand eight hundred and ninety-four.

“J. P. ABBOTT,  
“Speaker.”

VOTES No. 2. TUESDAY, 28 AUGUST, 1894.

5. ELECTION PETITION (*The Tweed*):—Mr. Brunker, *by command*, laid upon the Table an Election Petition, which had been addressed to His Excellency the Governor, from Joseph Bede Kelly, alleging that at the last General Election of Members to serve in the Legislative Assembly of this Colony, Petitioner was a candidate for the Electoral District of The Tweed, of which Electorate he was and still is a duly qualified elector; that the Returning Officer declared John Willard to be duly elected; that the said John Willard, at the time of his election, although holding an Elector's Right for the Electoral District of Leichhardt, was not entitled, under the provisions of the Parliamentary Electorates and Elections Act of 1893, to have such right issued to him, he not having resided, or had his principal place of abode in New South Wales for a continuous period of one year, as required by the said Act; that the said John Willard obtained his Elector's Right improperly; and Petitioner claims to be entitled to the said seat, and to be declared to be the Member for the Electoral District of The Tweed, as he submits that all the votes that were given to the said John Willard were thrown away, he not being at the time of the said election, eligible to be a candidate for election; and praying that it may be declared that the said John Willard was not a duly qualified candidate, and that Petitioner, having received the largest number of votes polled for duly qualified candidates, may be declared to be the Member entitled to the said seat as Member for the said Electorate of The Tweed.  
Ordered to lie on the Table.

VOTES No. 5. TUESDAY, 4 SEPTEMBER, 1894.

3. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

(1.) *Maturity of Warrant reported*:—Mr. Speaker reported that his Warrant, appointing the Committee of Elections and Qualifications for the present Session, laid upon the Table on Tuesday, 7th August, 1894, 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 125th section of the Parliamentary Electorates and Elections Act of 1893.

(2.) *Members sworn*:—Thomas Bavister, Esquire, James Gormly, Esquire, James Hayes, Esquire, William McMillan, Esquire, Philip Henry Morton, Esquire, Varney Parkes, Esquire, Bernhard Ringrose Wise, Esquire, and Francis Augustus Wright, Esquire, came to the Table and were sworn by the Clerk as Members of the Committee. (3.)

(3.) *Appointment of First Meeting of Committee* :—Pursuant to the requirement of the 125th section of the Parliamentary Electorates and Elections Act of 1893, Mr. Speaker appointed the first meeting of the Committee of Elections and Qualifications, to take place at half-past Eleven o'clock a.m., on Thursday next, the 6th instant, in Committee Room No. 1.

4. **ELECTION PETITIONS** :—Mr. Bruncker moved, That the following Election Petitions, laid upon the Table of this House on Tuesday, 28th August, 1894, be referred to the Committee of Elections and Qualifications :—

(1.) From Joseph Bede Kelly, with reference to the election and return of John Willard as Member for the Electoral District of The Tweed.

\* \* \* \* \*  
Question put and passed.

VOTES NO. 6. WEDNESDAY, 5 SEPTEMBER, 1894.

16. **COMMITTEE OF ELECTIONS AND QUALIFICATIONS** :—William Patrick Crick, Esquire, came to the Table and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.

VOTES NO. 15. WEDNESDAY, 26 SEPTEMBER, 1894.

15. **COMMITTEE OF ELECTIONS AND QUALIFICATIONS** :—

(1.) Mr. Speaker informed the House that he had received a letter from William McMillan, Esquire, resigning his seat as a Member of the Committee of Elections and Qualifications.

(2.) Mr. Speaker then, pursuant to the requirement of the Parliamentary Electorates and Elections Act of 1893, laid upon the Table his Warrant appointing Charles Alfred Lee, Esquire, to be a Member of the Committee of Elections and Qualifications for the present Session, of which the following is a copy :—

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

“ PURSUANT to the power in that behalf vested in me, as Speaker of the Legislative Assembly of New South Wales, by the Parliamentary Electorates and Elections Act of 1893, I do hereby appoint Charles Alfred Lee, Esquire, being a Member of the said Assembly, to be a Member of the Committee of Elections and Qualifications in the said Act referred to, during the present Session of the Assembly aforesaid, in room of William McMillan, Esquire, resigned.

“ Given under my hand, at the Legislative Assembly Chamber, Macquarie-street, Sydney,  
“ this twenty-sixth day of September, in the year of our Lord one thousand eight  
“ hundred and ninety-four.

“ J. P. ABBOTT,  
“ Speaker.”

VOTES NO. 19. THURSDAY, 4 OCTOBER, 1894.

1 **COMMITTEE OF ELECTIONS AND QUALIFICATIONS** :—

(1.) *Maturity of Warrant reported* :—Mr. Speaker reported that his Warrant, laid upon the Table on the 26th September last, appointing Charles Alfred Lee, Esquire, to be a Member of the Committee of Elections and Qualifications for the present Session, not having been disapproved by the Assembly in the course of the three next sitting days on which the Assembly met for the despatch of business, had now taken effect; and intimated that it was therefore open to Mr. Lee to be sworn at the Table by the Clerk, in accordance with the 125th section of the Parliamentary Electorates and Elections Act of 1893.

(2.) *Member sworn* :—Mr. Lee came to the Table and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.

VOTES NO. 37. THURSDAY, 15 NOVEMBER, 1894.

2. **COMMITTEE OF ELECTIONS AND QUALIFICATIONS** :—

(2.) (*Election Petition—Kelly v. Willard—The Tweed*) :—Mr. Hayes, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Committee of Elections and Qualifications, to whom was referred on 4th September, 1894, the Petition of Joseph Bede Kelly, in reference to the election and return of John Willard, as Member for the Electoral District of The Tweed.

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

“ The Committee of Elections and Qualifications, duly appointed on 7th August, 1894, to whom was referred on 4th September, 1894, a Petition from Joseph Bede Kelly against the return of John Willard as Member for the Electoral District of The Tweed, have determined and do hereby declare :—

“ That John Willard, Esquire, who was returned as elected by the Returning Officer, was unqualified at the time of such election to be elected as a Member of the Legislative Assembly for the Electoral District of The Tweed.

“ That the Petition of Joseph Bede Kelly, Esquire, is not frivolous nor vexatious.

“ That Joseph Bede Kelly, Esquire, the Petitioner, be awarded the sum of £50 as costs and expenses.”

“ No. 3 Committee Room,  
“ Legislative Assembly,  
“ 14th November, 1894.

“ J. HAYES,  
Chairman.

\* \* \* \* \*

1894.

(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

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**ELECTION PETITION—KELLY *v.* WILLARD—THE TWEED.**


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REPORT FROM THE COMMITTEE

OF

**ELECTIONS AND QUALIFICATIONS.**


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THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS, duly appointed on 7th August, 1894, to whom was referred on 4th September, 1894, a Petition from Joseph Bede Kelly, against the return of John Willard, as Member for the Electoral District of The Tweed, have determined and do hereby declare :—

That John Willard, Esquire, who was returned as elected by the Returning Officer was unqualified at the time of such election to be elected as a Member of the Legislative Assembly for the Electoral District of The Tweed.

That the Petition of Joseph Bede Kelly, Esquire, is not frivolous nor vexatious.

That Joseph Bede Kelly, Esquire, the Petitioner, be awarded the sum of £50 as costs and expenses.

J. HAYES,  
Chairman.

*No. 3 Committee Room, Legislative Assembly,  
14th November, 1894.*

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1894.  
(SECOND SESSION.)

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MINUTES OF THE PROCEEDINGS OF THE COMMITTEE OF ELECTIONS AND  
QUALIFICATIONS.

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*In the matter of the Election Petition which had been addressed to His Excellency the Governor, from Joseph Bede Kelly, alleging that for the reasons therein stated the election of John Willard was an undue election.*

TUESDAY, 25 SEPTEMBER, 1894.

MEMBERS PRESENT :—

Mr. Hayes in the Chair.

Mr. Gormly,  
Mr. Bavister,

Mr. Crick,  
Mr. Wright.

In attendance,—

The Second Clerk Assistant.

1. By direction of the Chairman, the Clerk read the minutes of the previous meeting, which were confirmed.
2. The Clerk read the extract from the Votes and Proceedings referring the Petition of Joseph Bede Kelly to the Committee. [*See Extract, page 4.*]
3. The Clerk then, by direction of the Chairman, read the Petition of Joseph Bede Kelly, as referred to the Committee, as follows :—

To His Excellency the Right Honorable Sir ROBERT WILLIAM DUFF, a Member of Her Majesty's Most Honorable Privy Council, a Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief of the Colony of New South Wales and its Dependencies.

The Petition of Joseph Bede Kelly, of Byron Bay, in the Colony of New South Wales, surveyor,—

RESPECTFULLY SHOWETH :—

1. That at the late General Election your Petitioner was a candidate for the representation of the Electoral District of The Tweed, of which Electorate your Petitioner was and still is a duly qualified elector.

2. That on the seventeenth day of July last the polling for the election of a Member for the said Electoral District of the Tweed took place, at which election among others, your Petitioner and one John Willard were candidates.

3. That the said John Willard was declared by the Returning Officer for the said Electoral District to be duly elected, he having polled four hundred and thirty-one votes; your Petitioner came next on the poll, he having polled three hundred and eighty-seven votes.

4. That the said John Willard has since then taken his seat in the Legislative Assembly as Member for the said Electoral District.

5. That the said John Willard, at the time of the said election, although holding an Elector's Right for the Electoral District of Leichhardt, near Sydney, was not entitled under the provisions of the Parliamentary Electorates and Elections Act of 1893 (56 Victoria No. 38), to have such Elector's Right issued to him, the said John Willard not having resided or had his principal place of abode in New South Wales for a continuous period of one year, as required by the twenty-third section of the said Act.

6. That your Petitioner submits that the said John Willard obtained his right improperly, and that he was not a holder of an Elector's Right within the meaning of the said Act so as to entitle him to become a candidate at the said election.

7. That your Petitioner claims to be entitled to the said seat and to be declared to be the Member for the said Electoral District, as your Petitioner respectfully submits that all the votes that were given to the said John Willard were thrown away, as he was not at the time of the said election eligible to be a candidate for election.

8. That your Petitioner has paid into a Bank, regulated by law within the said Colony, namely, the Australian Joint Stock Bank (Limited), Byron Bay, in the said Colony, to the credit of the Speaker of the Legislative Assembly the sum of fifty pounds, in terms of the one hundred and thirty-first section of the said Electoral Act, and that the Bank deposit receipt for such payment is annexed hereto.

Your Petitioner therefore humbly prays—"That Your Excellency will cause this Petition to be dealt with in accordance with the terms of the said Electoral Act, and that it may be declared that the said John Willard was not a duly qualified candidate: And that your Petitioner, having received the largest number of votes polled for duly qualified candidates, may be declared to be the Member entitled to the said seat as Member for the said Electorate of The Tweed."

And your Petitioner, as in duty bound, will ever pray, &c.

(Sd.) JOSEPH B. KELLY.

Dated at Randwick, near Sydney, this twenty-first day of August, one thousand eight hundred and ninety-four.

PAID into the Australian Joint Stock Bank the sum of fifty pounds sterling, to be placed to the credit of the Speaker, Legislative Assembly of New South Wales,

Byron Bay, 7th August, 1894.

By JOSEPH BEDE KELLY.

(Sd.) P. FRASER, Mgr.

Duplicate.  
Australian Joint Stock Bank  
(Limited),  
7/8/94,  
Byron Bay.  
£50.

4. The Clerk then submitted a letter from the Honorable the Speaker, enclosing a certified copy of a letter he had received from John Willard, Esquire, the sitting Member, giving notice of his intention to defend his Seat, which he read as follows:—

“The Speaker's Room, Legislative Assembly, Sydney, 5 September, 1894.

“To the Committee of Elections and Qualifications,—

“Gentlemen,

“I have the honor to transmit to you herewith a copy of a letter which has been received by me from John Willard, Esquire, the sitting Member for The Tweed, giving notice of his intention to defend his return, against which a Petition is now under your consideration.

“I have, &c.,

“J. P. ABBOTT,

“Speaker.”

Sir,

In accordance with the 133rd section of the Parliamentary Electorates and Elections Act of 1893, I have the honor to inform you that it is my intention to defend my Seat as Member for the Electoral District of The Tweed, before the Committee of Elections and Qualifications, to whom was referred a Petition from Joseph Bede Kelly, touching the validity of my election and return as Member for the said Electoral District.

The Honorable the Speaker, Legislative Assembly.  
A true copy.—J. P. ABBOTT, Speaker.

Sydney, 5 September, 1894.

I have, &c.,

JOHN WILLARD.

5. Parties called in.  
*Present*:—Joseph Bede Kelly, Esquire (*the Petitioner*).  
John Willard, Esquire (*the sitting Member*).
6. Frederick William Webb, Esquire, Clerk of the Legislative Assembly, called in, sworn, and examined. Witness produced Writ of Election, certifying to the return of John Willard, as Member for The Tweed.  
Witness withdrew.
7. Mr. Kelly addressed the Committee in reference to the evidence he desired to submit in support of his Petition.
8. Mr. Willard also addressed the Committee.
9. Room cleared.—Committee deliberated.
10. Ordered.—That summonses as applied for be sent to the witnesses required by the parties, and that the further hearing of this case be adjourned till Wednesday, 3rd October, at eleven o'clock.
11. Committee adjourned till Thursday next at Eleven o'clock.

R. W. ROBERTSON,  
*Second Clerk Assistant.*

WEDNESDAY, 3 OCTOBER, 1894.

MEMBERS PRESENT:—

Mr. Hayes in the Chair.

Mr. Bavister,  
Mr. Crick,  
Mr. Gormly,

Mr. Wright,  
Mr. Morton,  
Mr. Parkes.

In attendance,—

The Second Clerk Assistant.

1. The Clerk, by direction of the Chairman, read the minutes of the previous meeting, which were confirmed.
2. Parties called in.  
*Present*:—Joseph Bede Kelly, Esquire (*the Petitioner*).  
John Willard, Esquire (*the sitting Member*).  
W. J. Hill, Esquire (*Solicitor for sitting Member*).
3. George Lewis, Chief Electoral Officer, called in, sworn, and examined. Witness produced documents in reference to inquiries made as to issue of Electoral Right to John Willard.  
Witness withdrew.
4. Nathaniel Pidgeon called in, sworn, and examined. Witness produced book from which Elector's Right had been issued to John Willard, also signature book.  
Witness withdrew.
5. William Stephens called in, sworn, and examined. Witness produced letter written by Mr. John Willard to the Municipal Council of South Brisbane.  
Witness withdrew.
6. Thomas Burke called in, sworn, and examined.  
Witness withdrew.
7. Albert Edmund Kane called in, sworn, and examined. Witness produced copies of Supreme Court papers relating to insolvency of Mr. John Willard.  
Witness withdrew.
8. Mr. Kelly handed in affidavits of T. J. O'Brien and Alexander Corr, which were read by the Clerk. [See Appendices A 1 and A 2.]

9. James Edie, Shipping Master, Sydney, called in, sworn, and examined.  
Witness produced Shipping List of s.s. "Mararora" for the 2nd April, 1894.  
Witness withdrew.
10. John George Cohen called in, sworn, and examined.  
Witness withdrew.
11. Alfred Gregory Yewan called in, sworn, and examined.  
Witness withdrew.
12. John Willard, Esquire, M.P., sworn and examined.
13. Room cleared.—Committee deliberated.
14. Committee adjourned till To-morrow at Eleven o'clock.

R. W. ROBERTSON,  
Second Clerk Assistant.

THURSDAY, 4 OCTOBER, 1894.

MEMBERS PRESENT:—

Mr. Hayes in the Chair.

Mr. Gormly,	Mr. Wise,
Mr. Bavister,	Mr. Crick,
Mr. Wright,	Mr. Morton,
Mr. Parkes.	

In attendance,—

The Second Clerk Assistant.

1. By direction of the Chairman, Clerk read minutes of the previous meeting, which were confirmed.
2. Parties called in.  
*Present*:—Joseph Bede Kelly, Esquire (*the Petitioner*).  
John Willard, Esquire (*the sitting Member*).  
W. J. Hill, Esquire (*Solicitor for the sitting Member*).
3. Mr. Kelly handed in affidavit of John Mannion, police officer, Brisbane, in reference to collection of jury list, which was read by the Clerk. [*See Appendix B.*]
4. George Longworth Jones called in, sworn, and examined.  
Witness withdrew.
5. John Love called in, sworn, and examined.  
Witness withdrew.
6. Alfred Thomas Hogbin called in, sworn, and examined.  
Witness withdrew.
7. William Arthur Holman called in, sworn, and examined.  
Witness withdrew.
8. John Willard, Esquire (*the sitting Member*), further examined.
9. Rosa Tester called in, sworn, and examined.  
Witness withdrew.
10. John Seafeld Deuchar called in, sworn, and examined.  
Witness withdrew.
11. John Casson called in, sworn, and examined.  
Witness withdrew.
12. John Macnamara called in, sworn, and examined.  
Witness withdrew.
13. Mr. Thomas Keniry called in, sworn, and examined.  
Witness withdrew.
14. John Love called in and further examined.  
Witness withdrew.
15. Mr. Walter Thompson Tester called in, sworn, and examined.
16. Room cleared. Committee deliberated.
17. Committee adjourned till Tuesday next at Eleven o'clock.

R. W. ROBERTSON,  
Second Clerk Assistant.

WEDNESDAY, 10 OCTOBER, 1894.

MEMBERS PRESENT:—

Mr. Hayes in the Chair.

Mr. Morton,	Mr. Lee,
Mr. Parkes,	Mr. Wright,
Mr. Bavister,	Mr. Wise.

In attendance,—

The Second Clerk Assistant.

1. The Chairman stated that a request had been made by Mr. Barton, on behalf of the sitting Member, for an adjournment of the case pending the receipt of an affidavit from Brisbane.
2. Committee deliberated, and adjourned the further hearing of this case to Tuesday, 23rd October, at half-past four o'clock.
3. Committee adjourned till To-morrow at Eleven o'clock.

R. W. ROBERTSON,  
Second Clerk Assistant.

TUESDAY,



TUESDAY, 23 OCTOBER, 1894

MEMBERS PRESENT :—

Mr. Hayes in the Chair.

Mr. Gormly,		Mr. Bavister,
Mr. Morton,		Mr. Lee,
Mr. Wise,		Mr. Wright.

In attendance,—

The Second Clerk Assistant.

1. By direction of the Chairman, the Clerk read the minutes of the previous meeting, which were confirmed.
2. Parties called in.  
*Present* :—Joseph Bede Kelly, Esquire (*the Petitioner*).  
John Willard, Esquire (*the sitting Member*).  
Edmund Barton, Esquire, Q.C. (*Counsel for the sitting Member*).
3. Elizabeth Jones, called in, sworn, and examined.  
Witness withdrew.
4. Mr. Barton handed in affidavits which were read by the Clerk. [*See Appendices C 1 to C. 8.*]
5. Mr. Kelly handed in affidavits, which were read by the Clerk. [*See Appendices D 1 to D 3.*]
6. John Willard, Esquire (*the sitting Member*), further examined.
7. Further hearing of this case adjourned *sine die*.
8. Committee adjourned till To-morrow at Eleven o'clock.

R. W. ROBERTSON,  
*Second Clerk Assistant.*

TUESDAY, 6 NOVEMBER, 1894.

MEMBERS PRESENT :—

Mr. Hayes in the Chair.

Mr. Crick,		Mr. Wright,
Mr. Lee,		Mr. Parkes,
		Mr. Gormly.

In attendance,—

The Acting Second Clerk Assistant.

1. By direction of the Chairman the Clerk read the minutes of the previous meeting, which were confirmed.
2. Parties called in.  
*Present* :—Joseph Bede Kelly, Esquire (*the Petitioner*).  
W. J. Hill, Esquire (*Solicitor for the sitting Member*).
3. Mr. Hill, on behalf of Mr. Willard, asked for a postponement of the case, and handed in an affidavit in support of the application. [*See Appendix E.*]  
Mr. Kelly opposed the application.
4. Room cleared.—Committee deliberated.  
Mr. Parkes moved, "That the further hearing of the case be postponed, in accordance with Mr. Willard's request, until this day week at Eleven o'clock."  
Question put.  
Committee divided.

Ayes.		No.
Mr. Hayes,		Mr. Crick.
Mr. Wright,		
Mr. Gormly,		
Mr. Lee,		
Mr. Parkes.		

And so it was resolved in the affirmative.

5. Committee adjourned till Four o'clock This Day.

WILLIAM S. MOWLE,  
*Acting Second Clerk Assistant.*

TUESDAY, 13 NOVEMBER, 1894.

MEMBERS PRESENT :—

Mr. Hayes in the Chair.

Mr. Bavister,		Mr. Gormly,
Mr. Lee,		Mr. Parkes.
Mr. Wright,		

In attendance,—

The Acting Second Clerk Assistant.

1. By direction of the Chairman, the Clerk read the minutes of the previous meeting, which were confirmed.
2. Parties called in.  
*Present* :—Joseph Bede Kelly, Esquire (*the Petitioner*).  
John Willard, Esquire (*the sitting Member*).  
Mr. Armstrong (*for the sitting Member*).

3. Mr. Armstrong, managing clerk for Mr. W. J. Hill, applied for a further postponement of the case. Mr. Kelly opposed the application.  
Mr. Willard also addressed the Committee in support of the application for a further postponement.
4. Room cleared.—Committee deliberated.  
The Chairman read a letter from the Principal Under Secretary, enclosing copy of a telegram from the Prime Minister, Brisbane, to the Prime Minister, Sydney, intimating that the Postmaster-General, Brisbane, was unable to supply certain documents required by the Committee, as some of them have been stolen, and the rest were in the hands of the Police, who were conducting a prosecution.
5. In the absence of Mr. Barton, the Committee adjourned the further hearing of the case till Four o'clock this day.
6. The Committee reassembled at the hour named.
7. Mr. Barton (*Counsel for Mr. Willard*) being then present applied for a further postponement of the case until after the 26th instant, the date on which the trial of Mr. Willard for the larceny of certain documents, the property of the Queensland Government, was set down for hearing.
8. Room cleared.—Committee deliberated.  
Mr. Wright moved, "That no application for a further adjournment be granted."  
Question put.  
Committee divided.

Ayes.

Mr. Bavister,

Mr. Gormly,

Mr. Hayes,

Mr. Parkes,

Mr. Wright.

No.

Mr. Lee.

And so it was resolved in the affirmative.

Parties called in and informed.

9. Committee adjourned the further consideration of the case till To-morrow at Four o'clock.

WILLIAM S. MOWLE,  
*Acting Second Clerk Assistant.*

WEDNESDAY, 14 NOVEMBER, 1894.

MEMBERS PRESENT:—

Mr. Hayes in the Chair.

Mr. Gormly,

Mr. Bavister,

Mr. Wright,

Mr. Crick.

Mr. Lee,

Mr. Parkes,

Mr. Wise,

In attendance,—

The Second Clerk Assistant.

1. By direction of the Chairman, the Clerk read the minutes of the previous meeting, which were confirmed.
2. Ordered that the affidavits handed in by the parties be printed as an Appendix to the Evidence.
3. Mr. Crick moved, "That John Willard, Esquire, who was returned as elected by the Returning Officer was unqualified at the time of such election to be elected as a Member of the Legislative Assembly for the Electoral District of The Tweed."  
Question put and passed.
4. Mr. Kelly having been called in and heard in reference to validity of election and on the question of costs withdrew.
5. Mr. Crick moved, "That Joseph Bede Kelly, Esquire, who was not returned by the Returning Officer, was duly elected as a Member of the Legislative Assembly for the Electoral District of The Tweed."  
Question put.  
Committee divided.

Ayes, 3.

Mr. Wise,

Mr. Crick,

Mr. Gormly.

Noes, 5.

Mr. Hayes,

Mr. Bavister,

Mr. Lee,

Mr. Parkes,

Mr. Wright.

And so it passed in the negative.

6. Mr. Crick moved, "That the Petition of Joseph Bede Kelly is not frivolous nor vexatious."  
Question put and passed.
7. Mr. Crick moved, "That Joseph Bede Kelly, Esquire, be awarded the sum of £50 as costs and expenses."  
Question put and passed.
8. Resolved,—That the conclusions at which the Committee have arrived be embodied in a Report and presented to the House.

R. W. ROBERTSON,  
Second Clerk Assistant.

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COMMITTEE  
OF  
ELECTIONS AND QUALIFICATIONS.

ELECTION PETITION—KELLY *v.* WILLARD—THE TWEED.

TUESDAY, 25 SEPTEMBER, 1894.

Present:—

Mr. Hayes,		Mr. Bavister,
Mr. Gormly,		Mr. Wright,
	Mr. Crick.	

James Hayes, Esq., in the Chair.

Frederick William Webb, Esq., C.M.G., called in, sworn, and examined:—

1. *Chairman.*] You are Clerk of the Legislative Assembly? I am.
2. Do you produce the writ for this election? I produce the writ issued by His Excellency the Governor on the 29th June, 1894, for the election of a Member to serve for the electoral district of The Tweed, upon which the Returning Officer has written the following certificate:—"I hereby certify that John Willard was duly chosen the Member for the electoral district of The Tweed, to serve in the Legislative Assembly of New South Wales:"
- F. W. Webb,  
Esq., C.M.G.  
25 Sept., 1894.

WEDNESDAY, 3 OCTOBER, 1894.

Present:—

Mr. Bavister,		Mr. Hayes,
Mr. Crick,		Mr. Morton,
Mr. Gormly,		Mr. Wright,
	Mr. Parkes.	

James Hayes, Esq., in the Chair.

J. B. Kelly, Esq., the Petitioner, appeared in person.

W. J. Hill, Esq., Solicitor, appeared for the Sitting Member.

Mr. George Lewis called in, sworn, and examined:—

3. *Mr. Kelly.*] You are the Chief Electoral Officer? Yes.
4. On account of certain rumours and certain information put before you after the General Election in July last you instituted certain inquiries in reference to the election and return of Mr. John Willard for the electorate of The Tweed? I did.
5. *Mr. Crick.*] Did you have any conversation with Mr. Willard as to the result of those inquiries;—did you communicate anything to him as to the result? Not as to the result.
6. Did you have any conversation at all with him about the matter? Yes.
7. *Mr. Kelly.*] Will you detail the conversation you had? Mr. Willard called and said he understood that some inquiries were being made with reference to his alleged disqualification. He said he desired to know what action had been taken, and what was the result. I think, speaking simply from memory, I informed him that the case was not closed. Mr. Willard assured me at the time that he was qualified, and that he possessed the necessary proofs, and he also assured me that, in the course of a few days, or a very short time, he would furnish me with those proofs. I think that is substantially what took place.
8. Did he furnish the proofs? I have not yet received them.
9. *Mr. Crick.*] How long ago was that promise made? I think about five or six weeks ago, speaking again from memory.
10. *Mr. Kelly.*] Did you see Mr. Willard after that? I have not since seen him until this morning.
11. You in your capacity of Chief Electoral Officer instituted certain inquiries? Yes.
12. Can you produce any documentary evidence as to the result of those inquiries? Yes.
13. *Mr. Crick.*] You say that Mr. Willard called upon you and said that he understood inquiries were being made? Yes.
14. Did you tell him how you came to start the inquiries? I cannot recollect whether I did or not.
15. Did you make any inquiries into the return of any other Member? No.
16. Then you must have had some ground for instituting an inquiry in Mr. Willard's case? The inquiries I instituted were as to his qualification as an elector. I was not dealing with him as a Member or as a candidate, but simply as an elector, and in that regard I was compelled to ascertain whether the right which Mr. Willard had obtained had been properly obtained from the Registrar of the district.
- Mr. G. Lewis.  
3 Oct., 1894.

Mr. G. Lewis. 17. *Mr. Morton.*] You did in Mr. Willard's case what you would have done in that of any other elector similarly situated? Yes.

3 Oct., 1894.

18. *Chairman.*] In other words, you simply discharged your duty as Chief Electoral Officer? Yes; that is imperative.

19. You informed Mr. Willard of this? Yes.

20. And you told him you were making inquiries? I told him I was making inquiries.

21. *Mr. Kelly.*] Will you produce any documentary evidence you may possess as to the result of those inquiries? As soon as I ascertained that Mr. Willard had obtained a right from a registrar in the Leichhardt district, I at once instituted inquiries in that direction, and at once obtained the date upon which the right was obtained. It was the 28th June last. I further ascertained that Mr. Willard had answered the questions required under the 36th section of Parliamentary Electorates and Elections Act.

22. *Mr. Crick.*] Are they in writing? Yes; they are with the registrar. Finding on application to the registrar that Mr. Willard had answered the questions in the affirmative, I at once placed the case in the hands of the police for the purpose of ascertaining whether Mr. Willard had resided twelve months in the Colony and whether he had resided three months within the particular district—that is, whether it had been his principal abode. The Inspector-General of Police sent me a report which he had obtained from Brisbane, which I have now in my hand. I will produce first the report of Detective Shanahan, dated 31st August, 1894. Detective Shanahan reports:—“John Willard has been in Brisbane for several years past, his name appearing in the Brisbane directory from 1887 up to the present year, during which time he appears to have resided in the Kangaroo Point municipal ward, for which he was once elected alderman. The detective has made very searching inquiries *re* Willard's whereabouts during the June-December six months of 1893 and during the first three months of 1894. There is no doubt that Willard could not have been in Sydney during the six months from June to December, 1893, as he has been known to have been some five or six weeks dangerously ill prior to the delivery by him of the course of lectures referred to in the later of the two memoranda herewith. For some years past Willard has been living with his wife's people, and as his wife has been resident here up to the past three or four days, it may be said that his home was not until that date broken up in Queensland. That Willard was resident here during part at least of January, February, and March, 1894, can be proved beyond a doubt, as he signed a jury list for Senior-constable Mannion, of East Brisbane, on or about the middle of January, and he made himself very prominent during the February municipal elections; and he was also present at several of the municipal meetings for the election of Mayor, which took place on the 12th March, 1894. The next trace the detective can get of Willard is his leaving Brisbane per s.s. 'Maranoa' for Sydney on 31st March last.” Covering that is a report from Samuel F. Floyd, Inspector of Detective Police, Queensland. He says:—“I have the honor to forward the report of Detective Shanahan, stating that Willard could not have been in Sydney during the six months ending in December, 1893. He has been living for some years past in Brisbane, where his wife has resided up to within the past few days. Willard resided in Brisbane during part of January, February, and March, 1894, and left for Sydney per s.s. 'Maranoa' on 31st March, 1894.”

23. *Mr. Morton.*] One of your reports refers to some lectures which Mr. Willard is said to have delivered;—can you give the dates of those lectures? There were six lectures, I think, called “Social science lectures for the people.” They were delivered in Brisbane during December, 1893, and January, and, I think, the first week in February of 1894. The last date was the 4th February, 1894. These reports were received from the Inspector-General of Police of this Colony on the 27th August, 1894, and were referred to me on the 30th of the same month. As the statements from the detective were so clear and emphatic I felt it my duty to take action with regard to Mr. Willard. The 6th subsection of section 36 of the Parliamentary Electorates and Elections Act provides: “If any applicant knowingly makes a false answer to any such question he shall be deemed guilty of perjury.” Understanding that a petition had been presented, questioning the return of Mr. Willard for the constituency of The Tweed, I thought it only fair to him to refrain from taking action for fear of prejudicing his case. I determined to refrain from taking action until the Committee of Elections and Qualifications had arrived at a decision.

24. *Mr. Crick.*] You started to take action before you knew of the petition? Yes.

25. *Mr. Morton.*] And on hearing of the petition you abstained from taking the action which you otherwise would have taken? Yes.

26. *Mr. Bavister.*] You commenced action, but suspended the prosecution of it? Yes.

27. *Mr. Hill.*] Can you give me the date upon which you commenced action? It was subsequent to the 17th July; it was after the election.

28. How long after? A few days.

29. What did your action consist of? In placing the matter in the hands of the police, and asking the Inspector-General to institute inquiries.

30. That was the whole of your action? That was all.

31. Did you afterwards hear anything further? I have already given you the result of my inquiry.

32. The inquiry was made in Brisbane? Yes.

33. What induced you in the first instance to institute inquiries? Telegrams appeared both in the *Daily Telegraph* and the *Sydney Morning Herald*.

34. It was the newspaper reports that stirred you up to action? Yes.

35. *Mr. Wright.*] I suppose that in accordance with your duties as Chief Electoral Officer you feel bound to institute an inquiry whenever any doubt is cast upon the *bona-fides* of an elector's right? Unless I take the action provided for in the statute I am liable to the loss of twelve months' salary.

Mr. Nathaniel Pidgeon called in, sworn, and examined:—

Mr. N. Pidgeon.

3 Oct., 1894.

36. *Chairman.*] You are the Electoral Registrar for the district of Leichhardt? Yes.

37. Do you know the respondent in this case? I do not know whether I can recollect him or not, but I fancy I do.

38. Do you remember a person named John Willard getting an elector's right from you? Yes.

39. On what date? On the 28th June last.

40. The answers Mr. Willard made to the inquiries are shown in your book? Yes.

41. Have you the book with you? Yes.

42. The answers were signed by John Willard in your presence? Yes. The first question is, "What are your Christian names, surname, residence (including the street), and the number or name (if any) of the house in which you reside, and occupation?" The answer to that was, "John Willard, journalist, 61, Catherine-street." The second question is, "Are you of the full age of 21 years?" The answer is, "Yes." The third question is, "Are you a natural-born or naturalised subject, and which?" The answer is, "Natural-born." The next question is, "(4) If a natural-born subject, have you resided or had your principal place of abode in New South Wales for the continuous period of one year immediately prior to the date of your application for an elector's right?" The answer is, "Yes." The next question is, "(5) Have you resided or had your principal place of abode in this electoral district for a continuous period of three months immediately prior to this date?" The answer is, "Yes." The next question is, "(6) Have you before received an elector's right in any division of any district in New South Wales?" The answer is, "No." The last question is, "(7) Do you now reside in the division for which you apply? On what premises you reside?" The answer is, "Yes." The premises are given as "61, Catherine-street, Leichhardt." I have also the signature-book.
43. *Mr. Crick.*] Did you make any inquiries at the address given? No.
44. *Mr. Kelly.*] Did any other applicant for an elector's right give that address? No.
45. As a matter of fact, do you know whether the address given is the residence of any other man? Another name is given on the roll.
46. *Mr. Crick.*] Who lives at the address? The name of the resident of 61, Catherine-street, given upon the electors' roll, is Mr. Holman. That is all I know about it.
47. *Mr. Hill.*] You do not know whether Mr. Willard actually lived there or not? No.
48. You have no reason to believe that Mr. Willard did not live there? No.
49. Have any objections been lodged with you against Mr. Willard's name appearing on the roll? No. I may explain that Mr. Willard's name is not on the roll. It is only on the list awaiting revision.
50. Has any objection been raised to his name being on the list? No.

Mr.  
N. Pidgeon.  
3 Oct., 1894.

Mr. William Stephens called in, sworn, and examined:—

51. *Mr. Kelly.*] What are you? I am Chairman of the Nerang Divisional Board adjoining the Tweed District. I am an alderman for South Brisbane; and I am an M.L.A. for the Electoral District of Wollongabba.
52. Do you know Mr. John Willard, who has been returned as Member for the Electoral District of The Tweed, in New South Wales? Yes.
53. How long have you known him? Eight or nine years.
54. *Mr. Crick.*] Can you tell us where Mr. Willard has been residing during the last twelve months or so? In South Brisbane. He has been off and on at the same place for the last eight or nine years.
55. We want to know where he has been residing since June, 1893? In Heidelberg-street, South Brisbane. He wrote a letter from that address to the mayor and aldermen of South Brisbane in these terms:—"Gentlemen,—I have the honor to call your attention to the defective state of the footpaths in Lytton Road (south side), between Heidelberg and Northcote Streets; also in Heidelberg-street (west side) from Lytton Road. I met with an accident last week through treading on a small gully at the former place, resulting in a very severe strain, from which I have not yet recovered. I trust you will arrange to have these footpaths made safe and passable, now that the necessity has thus been pointed out. While writing, I may mention that there exists a small unprotected waterhole at the corner of Lytton Road and Northcote-street, which should be filled up. It is usually deep enough to drown an alderman under certain circumstances, which, however, I think unlikely to occur, for two reasons: First, our aldermen do not visit this part of the borough; secondly, even if they did, I understand they are all teetotallers, so that they do not run the risk that some unfortunates do.—I have the honor to be, Gentlemen, yours faithfully, JOHN WILLARD."
56. *Mr. Hill.*] You know of your own knowledge that at the time to which you refer Mr. Willard resided in Heidelberg-street, South Brisbane? I know it of my own knowledge. I know the house well. I am an alderman of the district. In the other house in which Willard was living we had to put in a bailiff to get the rates.
57. *Chairman.*] Were you in the habit of seeing Mr. Willard from June, 1893, up to the end of the year? Yes.
58. And of your own knowledge can you say that the address you give was Mr. Willard's usual place of abode up to the commencement of the present year? He may have been away once or twice on business, but it was his place of abode.
59. Can you say when Mr. Willard left Brisbane? I made inquiries at the Shipping Office. I may say that during this year I tried to get him taken off the roll for Wollongabba, which is my own electorate. I went to the police, and also the Clerk of Petty Sessions, to try to get him off, but they declined to take him off as he was still residing there.
60. At what time of the year was this? It was just before the last Revision Court. I am referring to the Parliamentary Electoral Roll. I think it would be about six or eight weeks since. The police gave me as one reason why they could not take him off the roll that the sergeant had been to his house in January compiling the jury-list. Willard had himself signed the jury-list, and gave his occupation as that of a civil engineer. In April, when they were revising the jury-list, Willard's name could not be struck off, as he was residing at the same place, which was next door but one to the sergeant.
61. *Mr. Hill.*] Was this in Heidelberg-street? I could not tell you in what street. I am merely giving you the answer which the police gave me.
62. You do not produce the roll? I do not. The Clerk of Petty Sessions also told me that Willard could not be struck off, as he was still residing in East Brisbane. I had an affidavit prepared for the police to sign, but they would not sign it, as the police here were making inquiry into the case, and they seemed to think it would not be etiquette on their part, under those circumstances, to sign an affidavit.
63. *Mr. Crick.*] As an alderman of the district, there is no doubt in your mind that this was Mr. Willard's permanent and continuous abode up to the end of last year and into the commencement of this year? No doubt whatever.
64. *Chairman.*] You say that of your own personal knowledge? Yes.
65. When did you last see Mr. Willard in Brisbane? I last saw him there about the end of July or the beginning of August.

Mr. W.  
Stephens.  
3 Oct., 1894.

Mr.  
W. Stephens.  
3 Oct., 1894.

66. *Mr. Kelly.*] Did Mr. Willard at any time receive a pass on the railways? I made inquiries about that from the Secretary to the Railway Commissioners just before I left, and he told me that at about the end of June or the commencement of July last Mr. Willard had a pass to go to Nerang.
67. *Mr. Crick.*] Do you know whether Mr. Willard was ever an alderman himself? For two years.
68. How long ago would that be? I think he was an alderman for North Brisbane in 1890 and 1891.
69. Did he ever put up as a candidate for Parliament? Yes; at the general election in May, 1893. He was then a candidate for Burrum Electorate.
70. What is the qualification for Members of the Queensland Legislature? Six months residence, or property over £100 in value. A man must be on the rolls, and he can only get on to the rolls in respect of one of those two qualifications.
71. *Mr. Wright.*] Can a non-resident, who is an owner of property to the extent you have named, be elected? I believe so; but his name must appear on the roll.
72. *Mr. Hill.*] There are a number of non-residents on the roll, are there not? Yes.
73. During what portion of the time from June, 1893, to June, 1894, has Mr. Willard, of your own knowledge, been in Brisbane? I have seen him there, off and on, most of the time; he may have been away a month.
74. Would you swear that he has not been residing in New South Wales all but sixty-two days out of that period? I do not know where he has slept, of course.
75. Will you swear that he has not resided here continuously during that period? It all depends upon what you mean by residing.
76. *Chairman.*] Has he resided for a continuous period of two months at one time in Queensland? I could not swear about the exact period.
77. *Mr. Hill.*] Will you swear that Mr. Willard's place of abode has not been at Sydney or its suburbs;—from June, 1893, to June, 1894, did Mr. Willard not actually sleep in this Colony 302 nights? I am sure he did not sleep here for 300 nights continuously.
78. What period of that year would you say he was in Brisbane? For the bulk of the year I should say. I have seen him from time to time in the streets just as I might see other residents.
79. Would you be surprised to know that he was only in Brisbane during the whole of this year for about sixty days, and on several occasions, and that in consequence of the death of his father-in-law? I should be surprised to hear that that was so.
80. Did you know his father-in-law? No.
81. Did you hear of his death? I did not.
82. Did you know his mother-in-law? I have seen her, but I do not know her.
83. She is an old lady, is she not? Yes.
84. Do you not know that she has been in a delicate state of health for some months past; that Mr. Willard's wife has been nursing her, and that that is why she has been in Brisbane? I have heard that she has been sick.
85. Did you know that that was the reason for Mr. Willard's wife being in Brisbane for some months? I did not know that. I know that Mr. Willard's mother-in-law has been living with them for more than twelve months. She lived with them in Latrobe-street.
86. When you say that Mr. Willard has been living in Queensland during the past year and more, you mean that he has been living there in accordance with your interpretation of the residence clause of the Queensland law? Yes.
87. Not in accordance with a proper interpretation of the law of this country? I do not know what your law is.
88. You said just now that Mr. Willard's mother-in-law was living with them in Latrobe-street? I say that on the information of the town clerk.
89. Is not most of your evidence to-day upon information received? No; for instance, I know that Mr. Willard came to us complaining and asking us to take the bailiff out of his house because his mother-in-law was sick.
90. When was that? That was about the end of 1892, when Mr. Willard was living in Latrobe-street. He is now living in Heidelberg-street.
91. You have not been over good friends with Willard for some time past? There is nothing particular between us.
92. Is he not an opponent of yours? On the contrary, he assisted me at one election.
93. But he has opposed your election municipally and otherwise, has he not? He was going to do so, but he funked upon it and went to Burrum. He joined me in an endeavour to get a bridge taken over to Kangaroo Point. He was the alderman and I was the member for the district.
94. What is the qualification for the jury list in Queensland? I could not say; I have always been able to avoid it.
95. You know that Mr. Willard is rather inclined towards the labour platform? I think he is inclined to any platform that will pay. I have known him as a commission agent all his life, and I believe he would do any business in which there was money.
96. Why do you take such an interest in this matter? I can tell you exactly. The Tweed Electorate immediately adjoins the Nerang Division, in which I am Chairman. A number of persons in the Tweed have bought land on the coast—that is, they have land in Queensland immediately adjoining the Tweed. These persons did exactly what I asked them to do at the last election, and they have now applied to me to assist them in getting their member in. I think one good turn deserves another.
97. *Mr. Morton.*] Mr. Willard was an alderman for the Kangaroo Point Ward? Yes; in 1890 and 1891.
98. But he has not been an alderman since then? No; he stood afterwards for Burrum, but he was beaten.
99. He did not stand for any district in the capacity of alderman after 1891? Not to my knowledge. He went insolvent in 1893, and he got his certificate just in time to permit of his standing for Burrum.



Mr. Thomas Burke called in, sworn, and examined:—

Mr.  
T. Burke.  
3 Oct., 1894.

100. *Chairman.*] You reside in Brisbane? Yes.
101. *Mr. Kelly.*] You were an alderman for Kangaroo Point? For some years.
102. *Mr. Crick.*] When did you cease to be an alderman? In 1892.
103. *Mr. Kelly.*] You know Mr. Willard? Yes.
104. He was a colleague of yours for two years in the Kangaroo Point Ward? Yes.
105. You knew him intimately then? Yes.
106. And you have known him since? Yes; I also knew him for some time previously.
107. Do you know whether he has been a resident in Queensland from June, 1893, to June of the present year? Yes; I have seen him frequently during that time.
108. From day to day, and from week to week, as you would see any other resident? Yes.
109. *Chairman.*] From June, 1893, to what date do you say? Well, to March of this year.
110. *Mr. Crick.*] How often have you seen him? Occasionally; perhaps a week or a month might elapse without my seeing him.
111. *Mr. Kelly.*] But up to March, 1894, you saw him just as you would see any other resident of the place? Yes.
112. From June, 1893, to March, 1894, you were in the habit of seeing him at intervals of from a week to a month? Yes.
113. *Mr. Crick.*] From what you saw, can you, of your own knowledge, say that from June, 1893, to March, 1894, Mr. Willard was a resident of East Brisbane? I believe he was.
114. *Chairman.*] Can you not say so of your own knowledge? I am afraid I could hardly say that unless I knew what disqualified him.
115. What I want to know is whether you can say, of your own knowledge, that Mr. Willard was living in Brisbane from June, 1893, to March, 1894? I firmly believe that he was.
116. *Mr. Kelly.*] Have you noticed that Mr. Willard has taken an active part in public affairs in Brisbane at any time during the present year? Yes; at the nomination of aldermen at the Municipal Council Chambers on the 29th of January of this year.
117. You were present? Yes; and I heard him taking part in the municipal election.
118. As a voter? I presume so.
119. You knew him at that time to be a resident in Heidelberg-street? Yes.
120. *Mr. Crick.*] Do you know the house in which he lived? Yes; I know the locality intimately. I have known it for many years.
121. *Mr. Kelly.*] Did Mr. Willard take part in any other public affairs in Queensland in the interval between June, 1893, and March of the present year? Yes; he lectured on behalf of the labour party in Brisbane at the Centennial Hall. At the nomination of aldermen to which I have referred exception was taken to some of the reflections which he had made in the course of one of his lectures. There was very nearly a stone from the fact of Mr. Willard persisting upon going on to the platform at the nomination.
122. That was quite a public matter? Yes. The nominations took place on the Monday and Mr. Willard had lectured on the preceding Sunday. It would be somewhere about the 28th January of this year. I did not attend any of his lectures, but judging from the reports of the press Mr. Willard lectured in Brisbane on several Sundays during that month. It was common property that he was employed by the labour party to speak on different subjects. I know that of my own knowledge.
123. *Mr. Hill.*] You say that in the month of January last Mr. Willard delivered certain lectures in Brisbane? Yes.
124. Would you undertake to say that altogether Mr. Willard delivered more than seven lectures? I could not say.
125. Do you know his mother-in-law? I have seen her.
126. Do you know that she has been very ill? I am not aware of that.
127. Did you know that Mr. Willard's father-in-law was at one time dangerously ill? I never heard so.
128. Do you know that Mr. Willard's father-in-law is dead? I heard so.
129. When? I really cannot fix the date.
130. Do you know that he was sent for to go to Brisbane on account of his father-in-law's state of health? I never heard so.
131. Would you be surprised to know that that was the case, and that Mr. Willard then stayed three or four weeks in Brisbane? I should not be surprised at anything of that kind.
132. Did he not return to Sydney when his father-in-law died? I was not in his confidence—how could I know? I did not know that he was absent from Brisbane until I saw a report in the *Sydney Morning Herald*. I saw that he had taken action in endeavouring to get a reprieve for some persons who had been sentenced to death here for attacking the police. Until that time I thought he was a continuous resident in Queensland.
133. You did not even know that he was gone? Not until I saw that report.
134. He may have been away for some time before that? I do not think he was.
135. Would you be surprised to hear that he slept either in Sydney or its suburbs for at least 302 nights from June, 1893, to June, 1894? If I heard that I should hardly believe it.
136. Would you be also surprised to hear that at the times you have mentioned you did see him in Brisbane he was there because he was sent for owing to his father-in-law being dangerously ill, and also owing to the state of health of his mother-in-law? I never heard so.
137. Would you be surprised to hear that whilst he was there on one of these occasions he was asked to deliver lectures on behalf of the labour party? I cannot say about that, but it was common property that he was employed by the labour party to lecture on their behalf.
138. You belong to the opposite side? I know no sides.
139. You will not undertake to contradict this fact—that Mr. Willard slept in Sydney or its suburbs no less than 302 nights between June, 1893, and June, 1894? I do not believe he did.
140. But you will not undertake to contradict the statement? I do not see how it is possible that he could have done so.
141. *Mr. Morton.*] You know for certain that he took part in the election of aldermen in January, 1894? Yes.

- Mr. T. Burke.  
3 Oct., 1894.
142. Will you explain what you mean by "taking part in the election";—did he nominate any one, or was he nominated himself? No; he was simply speaking on behalf of the labour party.
143. But to your knowledge he was neither nominated himself nor did he nominate anyone else? Not as far as I know.
144. *Mr. Gormly.*] How many times did you see Mr. Willard in Brisbane during the month of January? Every week—perhaps oftener. I made no note of the times when I met him. That he was there is an undoubted fact, and we all believed him to be a resident of Brisbane.
145. *Mr. Bavister.*] Do you know if he would have been entitled to vote at the election of aldermen of which you speak;—you do not know of any disqualification? I know that he was in financial trouble about that time, and I do not think he had his certificate.
146. *Mr. Wright.*] To the best of your belief Mr. Willard was a resident of Brisbane from June to December, 1893? I firmly believe he was. Of course, he may have been absent for a month or so without my knowledge.
147. But you believe that during that time his principal residence was in Brisbane? I do.

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Mr. Albert Edmund Kane called in, sworn, and examined:—

- Mr. A. E. Kane.  
3 Oct., 1894.
148. *Mr. Kelly.*] You are managing clerk for T. M. Hall & Co.? Yes.
149. You produce copies of documents relating to the insolvency of John Willard? Yes. I know the circumstances of the insolvency.
150. *Chairman.*] Do you know Mr. Willard personally? No; I only know of him through the records of the Brisbane Court. His estate was filed in liquidation on 24th March, 1893, the liabilities being £3,024 4s. 1d. The first meeting was held on 10th April, 1893.
151. *Mr. Crick.*] Did Mr. Willard attend that meeting? There is no record of it.
152. Was any other meeting held? There is no record of any other meeting. Mr. Willard was granted a certificate of discharge in a month from that date.
153. *Chairman.*] What you produce are merely extracts from the official records? Yes.
154. *Mr. Hill.*] Do you know, as a matter of fact, that the certificate was granted before the end of April? I do not know when Mr. Willard got it, but there is a record that he obtained it.
155. Do you know that Mr. Willard paid 20s. in the £? The record shows that he paid nothing.
156. Do you know that? There is no record of his having done so. The official record is to the effect that no dividend had been paid by the trustees.
157. *Mr. Wright.*] Were your firm creditors of the estate? No.
158. *Chairman.*] The documents you put in are official? Yes; they bear the stamp of the Court.

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Mr. James Edie called in, sworn, and examined:—

- Mr. J. Edie.  
3 Oct., 1894.
159. *Chairman.*] You are the Government Shipping Master in New South Wales? Yes.
160. *Mr. Kelly.*] You produce the inward shipping list of the "Mararoa" for the 2nd April, 1894? Yes.
161. One of the passengers in the list is named Willard? Yes; the Christian name is not given?
162. *Mr. Gormly.*] Do you know the person referred to in the list as bearing that name? No.

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Mr. John George Cohen called in, sworn, and examined:—

- Mr. J. G. Cohen.  
3 Oct., 1894.
163. *Chairman.*] You are the Clerk of Records in the Colonial Secretary's Office? Yes.
164. You desire to produce a document? I produce a letter from the Commissioner of Police at Brisbane forwarding a report by Constable Mannion in reference to the case of Mr. Willard.
165. Did the document come directly to the Colonial Secretary's Office? No, it came to us through the Inspector-General of Police.

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Mr. Alfred Gregory Yewen called in, sworn, and examined:—

- Mr. A. G. Yewen.  
3 Oct., 1894.
166. *Mr. Kelly.*] You are a journalist? Yes.
167. You have been resident in Brisbane? I was there from about the end of 1889 to the end of August, 1893.
168. You know Mr. John Willard? Yes.
169. I believe you knew him intimately in Brisbane? Yes; I knew him very well.
170. When did you first become acquainted with him intimately? I knew him intimately for about eighteen months.
171. You knew him for eighteen months prior to August, 1893? Yes.
172. He was in business there I believe, probably as a journalist? I do not know that he was a journalist.
173. Do you not know that he wrote for some of the papers? A man might be a contributor to newspapers without following the occupation of a journalist.
174. Was Mr. Willard in the habit of contributing to the Brisbane newspapers? I think so.
175. You have stated that you left Brisbane at the end of August, 1893? I think it was on the 23rd August.
176. When did you last see Mr. Willard there? I saw him on that date.
177. How did you come to see him on that date? I saw him on the wharf when I left by the boat; he came there as a friend to see me off.
178. For six months prior to August, 1893, were you in the habit of seeing Mr. Willard regularly in Brisbane? Yes.
179. You were on intimate terms with him? Yes.
180. When you say you saw him regularly, what do you mean;—how often would it be? Perhaps fortnightly.
181. Oftener, perhaps? Perhaps oftener, sometimes, and sometimes not quite so frequently.
182. Were you on sufficiently intimate terms with him to meet him at his house? Yes, on two occasions.

183. Then you know of your own personal knowledge that Brisbane was Mr. Willard's habitual place of abode for six months prior to August, 1893? Yes; I think that is so.
184. *Mr. Crick.*] Within two months of the time you left Brisbane, did you know that Mr. Willard was a resident of the place? I should say so.
185. But do you know that he was? As far as I am able to tell, he was.
186. He was sufficiently intimate with you to come and see you off? Yes.
187. And, as far as you can tell, he was a resident of Brisbane for two months before you left? Yes.
188. *Mr. Kelly.*] Did you receive any communications from Mr. Willard when you came to Sydney? Yes.
189. On how many occasions? I daresay three or four occasions. I think I had three or four letters from him.
190. *Mr. Crick.*] Written from Brisbane? Yes.
191. And from the place which you had known to be his address? Yes.
192. From Heidelberg-street, as a matter of fact? Yes.
193. What was the last date at which you received a letter from that address;—about how long was it after you had left Brisbane? I do not remember. I could not tell you exactly.
194. About what date? It might have been about two months after August.
195. Where were you at the time? At Smithfield, 18 miles from Sydney.
196. Is it a fact that you were responsible to a certain extent for bringing Mr. Willard to New South Wales? I do not know that I could say that.
197. Without going into the details of your letters, can you mention substantially what they were about? Private matters entirely.
198. Not business matters? Not specifically.
199. *Mr. Kelly.*] Did Mr. Willard come to Sydney at your instigation or in consequence of any inducements held out to him by you;—did you hold out any inducements to him to leave his home in Brisbane and come to Sydney? I did at one time.
200. After you had left? Yes.
201. Did he respond to your inducements? Yes.
202. Do you remember the date when he came here from Brisbane? I think I saw him about the beginning of April.
203. *Chairman.*] That is when you first saw him here? Yes.
204. *Mr. Crick.*] That would be the first time you saw him after you left Brisbane? Yes.
205. *Chairman.*] That would be April of the present year? Yes.
206. *Mr. Hill.*] You say you left Brisbane in August, 1893? Yes.
207. Do you know whether Mr. Willard had come to Sydney previous to that? I believe he had been to New South Wales some time previous to that, but I do not know sufficient of his affairs to know what he would be coming to the Colony for.
208. So that you really cannot tell us whether he actually came to New South Wales prior to that date to settle here? No; I have not sufficient knowledge of his affairs to say that.
209. So that when you saw him in Brisbane in August last he may, for all you know, have simply been there on a visit? For all I know.
210. Do you know whether, as a matter of fact, he did not arrive in Sydney about the 28th June, 1893? I could not say.
211. You do not know that he arrived in Sydney somewhere about the 27th or 28th June in 1893? I cannot say that.
212. He may have left Brisbane a couple of months before August, 1893, intending to take up his residence in Sydney, and when you saw him in Brisbane there in August he may have been there simply as a visitor? As I know nothing about his affairs, it may be so.
213. Do you recollect the time when Mr. Willard was delivering certain lectures in Brisbane? I believe he delivered some lectures there, but I could not tell you exactly when.
214. Do you remember whether he wrote to you at the time he was delivering these lectures? That was one of the times he wrote.
215. Were you in New South Wales in January of the present year? Yes, at Smithfield.
216. *Mr. Crick.*] Have you Mr. Willard's letters by you? I have not them by me.
217. Have you seen them lately? I saw them some time ago.
218. Could you give us the dates of any of them? No. I have a very bad memory for dates and figures.
219. *Mr. Hill.*] Did you at any time give Mr. Willard your Sydney address? I had no permanent address in Sydney.
220. Is it not the fact that you told him to address your letters to the post-office? Probably, until I had fixed a permanent address.
221. Can you say whether it is a fact or not that Mr. Willard had been in Sydney or its surroundings from 28th June, 1893, until to-day? Not to my knowledge.
222. *Mr. Crick.*] Then what did you mean by saying just now that you knew he was in Brisbane for two months prior to August, 1893;—do you not remember saying that you were in the habit of seeing him regularly in Brisbane during that time? Yes.
223. Could he possibly have been living in Sydney then as a regular place of abode during that period without your knowledge? I think I said in answer to the question put to me, "Not to my knowledge."
224. You said in answer to one question that you knew Mr. Willard was living in Brisbane for six months prior to August, 1893. Now you are asked in cross-examination whether he could not have been living in Sydney from June, 1893, up to the present time, and you say, "Not to your knowledge"? What I mean is, that I had no knowledge whatever of anything of the kind.
225. If you were in the habit of seeing him in Brisbane regularly for six months prior to August, 1893, can you not answer a simple question as to whether he has been resident in Sydney from June, 1893, up to the present time? Of course, it is physically possible for him to have been living here without my knowing it.
226. In other words, it is physically possible for him to have lived in Sydney and Brisbane at one and the same time? What I told you was that up to the end of August I frequently saw him in Brisbane.
227. *Mr. Wright.*] And up to August of last year you considered him domiciled in Brisbane? That is what I supposed.

- Mr. A. G. Yewen. 228. From the 28th June, 1893, to the 23rd August, 1893, how often did you see Mr. Willard? I cannot say. I do not keep such data.
- 3 Oct., 1894. 229. *Chairman.*] Cannot you say generally? Perhaps I saw him a dozen times, perhaps half a dozen times.
230. *Mr. Hill.*] You have already said that you may have seen him about once a fortnight, or perhaps at a little longer interval? Yes.
231. *Mr. Crick.*] Did any other friends besides Mr. Willard come to see you off? Yes.
232. Mr. Willard knew you were going? Yes.
233. Did you not tell him that you were going? It is highly probable that I did.
234. Did you come down upon any matter upon which Mr. Willard and other of your friends were interested? No; I left Brisbane.
235. Had you any engagement ahead of you when you left Brisbane? No.
236. What was your first engagement in Sydney in connection with journalism? I was a contributor to various papers.
237. I believe you told Mr. Kelly that you did not care to be called in this case? Yes.
238. *Mr. Hill.*] Will you tell me how many times from the 28th June, 1893, to the 23rd August, 1893, you think you saw Mr. Willard? I can but repeat that it may have been a dozen and it may have been half a dozen times. I used to see so many persons that I could not possibly remember how many times I saw any particular person, unless it happened to be someone with whom I was working.
239. You may have seen him less than half a dozen times? It may be so.
240. You may not have seen him even three times? It may be so. I have no distinct recollection.
241. Is your memory clear on the subject at all? No.
242. *Mr. Crick.*] Did you see Mr. Willard at all during the seven weeks referred to by Mr. Hill? Yes.
243. *Mr. Hill.*] Apart from seeing Mr. Willard on the wharf, when he came to see you off, can you tell me where you saw him and when? I remember seeing him once at "St. Albans," in Heidelberg-street, and it might have been within the time you name. That is the only place where I could definitely swear to seeing him, because when I was in a newspaper office persons would frequently come in and I would take no notice of them.
244. What papers were you connected with in Brisbane? I was upon the *Boomerang* at one time, and at another time upon the *Worker*.
245. You say you could swear to seeing him, at least, once between June and August, 1893;—was it at his mother-in-law's place? I cannot say. When you visit a man's house you do not ask who owns the house.
246. As a matter of fact, was it not at his mother-in-law's house that you saw him? I do not know. I do not concern myself about the private affairs of persons to that extent.
247. Do you not know that it was his mother-in-law's house? I do not know.
248. Do you mean to say that it was Willard's own house, or that you do not know whose place it was? I do not know whose place it was.
249. That is the only time you can definitely swear to seeing him? Yes.
250. When was it? That would be some time in August.
251. What time in August was it? I should think it would be about the beginning of August.
252. It was not just before you left, was it? I could not fix any date. I only know it was some little while before I left.
253. You do not know where Mr. Willard was in July? I cannot tell you where he was at any particular time. I only know that I saw him somewhat frequently.
254. *Mr. Crick.*] Did you see him frequently through July? I could not tell.
255. *Mr. Hill.*] May he not have been away in July; may he not have been in Sydney in that month? He may have been.
256. *Mr. Crick.*] Do you say now that Mr. Willard may have been living in Sydney through July? He could have been, of course.
257. Then what did you mean when you swore that, to your knowledge, he was domiciled in Brisbane? What I said was that I had seen him there frequently, and that, so far as I knew, he was domiciled in Brisbane; but, of course, he could come to New South Wales in a day or so. He could come away without my knowing anything about it.
258. *Mr. V. Parkes.*] To the best of your knowledge he was resident in Brisbane up to August? Yes.
259. *Mr. Hill.*] Will you undertake to say that he was not residing in Sydney in the month of July, 1893? I will not undertake to say that he was or that he was not.
260. *Mr. Crick.*] You were connected with the *Worker* up to the time of your leaving? I was on the *Worker* for fifteen months, or thereabouts, prior to leaving.
261. During the two or three months before you left did you receive any contributions from Mr. Willard for publication in that paper? I was not the editor of the paper.
262. But do you know whether any contributions came in from Mr. Willard? I decline to answer that question.
263. You say that you left Brisbane in August, 1893; that Mr. Willard saw you off; and that he held communication with you afterwards;—when did you first see Mr. Willard after you left Brisbane in August, 1893? In April of this year.
264. Where were you living at the time you saw Mr. Willard in April? At Smithfield.
265. Where did you first see him in Sydney? At Kidman's buildings.
266. How did you come to meet him there? I was running a paper there.
267. What was the name of it? The *New Order*.
268. Did Mr. Willard come there? Yes.
269. The day he landed in Sydney? I could not say.
270. Did you ask him how long he had been in Sydney? No.
271. Do you know how long he had been in Sydney when he came to see you? I do not.
272. Do you know what was the date in April when he came to see you? I only know that it was about the beginning of the month.
273. How long had you been running the paper before April? I started it about that time—at the end of March or the beginning of April.
274. Was Mr. Willard interested in the paper? Yes.
275. Did he come down in connection with that paper? He worked with us for a bit. 276.

276. You have said that you held out certain inducements to him to come to Sydney? Yes.
277. Was one of the inducements the starting of this paper? Yes.
278. That is why he came from Brisbane? I suppose so.
279. You have said that you cannot remember the dates of his letters? I cannot remember the exact dates, but I think I received some letters from him during September and October.
280. That would be within two months of your leaving Brisbane in 1893? About that.
281. Was there anything in those letters referring to the starting of the newspaper? No.
282. When did you first receive a letter from Mr. Willard in connection with the starting of a newspaper? Sometime in March.
283. During the whole time Mr. Willard knew your address in Sydney; shortly after you came to Sydney you wrote to him from your address? My address for a time may have been at the General Post Office. For some time after coming here I had no permanent address.
284. Shortly after coming here you wrote to him giving him your address at Smithfield? Yes; I suppose he would know that.
285. Did you receive any letter from Mr. Willard in January of this year? I could not say that. Now I come to think of it, I do not believe I received any letter from him in January.
286. Were you in frequent communication with him by letter from the time you left Brisbane in August, 1893, until you saw him here in April, 1894? No.
287. Did you get a letter a month? No.
288. Or a letter in two months? No; I received a letter from him about September, 1893, and I do not remember receiving another letter from him until March of this year.
289. You do not remember getting a letter from him in January about the time he was delivering the lectures? I am not clear about that.
290. Where did you address your replies to Mr. Willard? To Heidelberg-street, Brisbane.
291. Did you receive replies acknowledging your letters? I wrote one or two letters, and I did not get any reply for two or three months.
- 292-3. Did you eventually receive a reply showing that your letters had been received? Yes.
294. Where were the replies dated from? From Brisbane.
295. Have you any doubt at all in your mind that Mr. Willard was resident in Brisbane from the time you left that place until you saw him in Sydney in April? I am unable to say.
296. Did you see him in Sydney during the interval? No.
297. *Mr. Morton.*] Did you hear of his being in Sydney during that time? No.
298. *Mr. Crick.*] Did you see him in the months intervening between April and June? In April and May I saw him.
299. Where did he go then? I do not know.
300. You did not see him in June? I have no recollection of it.
301. You do not know if he went to Brisbane? No.
302. He did not come to the office of the paper? No.
303. Did you know that he was a candidate for the Parliament of this country? Yes.
304. Did you have any conversation with him as to whether he was qualified or not? No.
305. You did not discuss the matter with him? Not at all.
306. You know Mr. Holman? I do.
307. Did you ever go to his house? Yes.
308. Did you ever see Mr. Willard there? I did not.
309. Were you at Mr. Holman's house frequently? No; I think I have been there twice.
310. Do you know Mr. Holman's address? I do not know the number of the street.
311. Is it 61, Catherine-street, Leichhardt? I do not know the number of the street, but I think Catherine-street is the street.
312. *Mr. Hill.*] You did not go out to Mr. Holman's place to see Mr. Willard? No.
313. You do not know that 61, Catherine-street is Mr. Willard's Sydney address? No.
314. Did you know that he was living with Mr. Holman? I understood that he was. I had no definite knowledge of it.
315. *Mr. Crick.*] When was the *New Order* newspaper registered? About the end of March or the beginning of April.
316. Was Mr. Willard in Sydney when it was registered? Yes.
317. *Mr. Bavister.*] You say you received the first letter from Mr. Willard in connection with the *New Order* newspaper in March;—how long did the correspondence following upon that first letter last? I suppose there were subsequent letters? Only two.
318. Would there be a considerable interval between the first and second letters, or did Mr. Willard's arrival in Sydney follow immediately upon the second letter? I remember that one of the two letters arrived about the 20th March or thereabouts; I think the other came about a week or ten days afterwards.
319. Were both those letters dated in Brisbane? I think they were.
320. That would show conclusively, so far as your information goes, that Mr. Willard was resident in Brisbane up to the end of March? Well, I received letters from Brisbane.
321. How long have you been a journalist? About eight years.

Mr. John Willard called in, sworn, and examined:—

322. *Mr. Hill.*] Where do you reside? At 61, Catherine-street, Leichhardt.
323. I believe you were a candidate for the Tweed Electorate at the recent election in this Colony? Yes.
324. And you were returned? Yes.
325. I believe that in 1892 you came to Sydney for a certain time? Yes.
326. During 1892, how long, roughly speaking, were you in Sydney? About ten months altogether.
327. Then you went back to Brisbane? No; I simply went up to Brisbane.
328. How long did you stay in Brisbane at that time? I went up to Brisbane somewhere about October, and I stayed there about a month.
329. Did you return to Sydney at the end of 1892? About the middle of November.
330. How long did you remain in Sydney then? Till the end of January, 1893.

Mr.  
A. G. Yewen.  
3 Oct., 1894.

Mr.  
J. Willard.  
Oct., 1894.

- Mr. J. Willard.  
3 Oct., 1894.
331. I believe your business fell off somewhat, did it not? I gave up business in Brisbane in 1892.  
332. In what month? I think it was about February, 1892. I then made up my mind to come down here and to live here.  
333. When you left Brisbane for the first time, what was your object? I intended to look for an opportunity to settle here entirely.  
334. When did you leave again? At the end of January, 1893.  
335. Where were you residing during the nine or ten months you were in Sydney, in 1892? During most of the time I resided at 13, Jersey-terrace, Crown-street.  
336. When you left Brisbane in 1892, did you give up your place of abode? When I went up in October I did.  
337. You are a married man? Yes.  
338. Your wife's parents resided in Brisbane? Yes, they did.  
339. During 1892? Yes.  
340. As a matter of fact, your mother-in-law resides there now? Yes.  
341. What is her address? "St. Albans," Heidelberg-street, East Brisbane. It is her own house.  
342. What were your movements after January, 1893? I did not intend to stay in Brisbane at that time, but the great flood came and prevented my leaving.  
343. Had you any intention of returning to Sydney? Yes; I only went up to Brisbane because my mother-in-law was very ill.  
344. I believe you received a communication to that effect? I had a letter stating that my mother-in-law was very ill. I may mention that my father-in-law died on the 12th November, 1892. I went up to Brisbane in October in consequence of his illness, and I returned to Brisbane again later on in consequence of the illness of my mother-in-law.  
345. How long did you stay up there? Up to June.  
346. Having left Sydney at the end of January? Yes.  
347. Was it then that you settled up your affairs in the Bankruptcy Court? Yes.  
348. You got your certificate of discharge, and you paid 20s. in the £? Yes; I got a deed lodged on the 4th May in the Supreme Court certifying that every creditor had been fully satisfied. I got my certificate prior to the date for which it was granted.  
349. And you remained in Brisbane until the next month—June? Yes; I left on the 27th June, and I arrived here on the 28th. I came by rail, as I generally do.  
350. Did you then finally leave Brisbane intending to settle elsewhere? Yes; I resumed my intention of settling here.  
351. Where did you go to reside then? At 31, Pickup-street, Alexandria.  
352. Who occupies that house? George Longworth Jones.  
353. How long did you stay there? I went up to Brisbane again about the 30th July. I know that I was in Brisbane on the 1st August.  
354. Why did you leave for Brisbane then? My mother-in-law was very ill.  
355. I believe she is a very old lady? She is over 70 years of age. And she has been very ill, off and on, for the last eighteen months.  
356. *Chairman.*] Did you go by rail that time? Yes.  
357. *Mr. Hill.*] Your wife was there at that time? Yes; she was nursing her mother-in-law the whole time.  
358. Did you leave her there specially to do so? Yes.  
359. She is an only child? Yes.  
360. And your father-in-law being dead you naturally thought it a proper thing to leave your wife there? Yes.  
361. You were not over-flush of money at the time, and I suppose you left your wife in Brisbane with a double reason? Yes; my insolvency crippled me entirely.  
362. How long did you remain in Brisbane at that time? I left Brisbane again about the 3rd or 4th September.  
363. You remained in Brisbane at that time simply on account of your mother-in-law's illness? Yes; but my wife was also very ill during a part of the time.  
364. Did you give up your lodgings at Pickup-street? No.  
365. You continued them? Yes; I did not expect to be away more than a week or two.  
366. Did you leave part of your personal effects behind you? I left everything there except a change of clothing which I took with me.  
367. And you paid for your lodgings as if you had been there? Yes.  
368. You did not expect to be away more than a week or so, but it was not until the 3rd or 4th September that you returned? That is so.  
369. Had you been sick up there during that time? I was pretty bad for about a fortnight, if I remember right, with an attack of pleurisy.  
370. You arrived back in Sydney on 5th September, and you went to your lodgings in Pickup-street? Yes; I went back again.  
371. How long did you continue at Jones's from that time? Up to December.  
372. Continuously? Yes.  
373. What caused you to go to Brisbane in December? I went up again the first or second week in December, my wife being ill.  
374. Were you sent for? Yes.  
375. Did you go by boat or by rail? By rail.  
376. When you went away in December, did you give up your lodgings? No.  
377. You still continued paying for them, leaving a part of your personal effects there as before? Yes; I did not expect that I should be away more than over the Christmas holidays, if as long.  
378. *Mr. Crick.*] How much a week did you pay for your lodgings? 5s. a week.  
379. *Mr. Hill.*] While you were in Brisbane in December did you agree to give any lectures there? Yes. I was told that Mr. George Black, M.P., had offered to lecture in Brisbane. I was asked whether I cared to do so, and I offered to do it. I offered to give two lectures.  
380. As a matter of fact, how many lectures did you give? I gave seven altogether.

381. You were so successful in your first two lectures that you extended them? They asked me to go on with them, and I did so.
382. To bring in a little grist to the mill, I suppose? I did not bring in much after all.
383. When did you give the lectures? I started them on the 17th December, and I finished up on the 28th January.
384. That was the date of the last lecture? Yes.
385. When did you return to Sydney then? About the 8th February.
386. Where did you go to live then? I went then to Rosehill-street, to the same people. They had moved there from Pickup-street.
387. In September the Jones's removed from 31, Pickup-street to Rosehill-street, Redfern, and you removed with them? Yes.
388. How long did you remain with the Jones's then? Up till about the middle of March.
389. You remained continuously with them till that date, and you then removed to another place of lodging? Yes; to 61, Catherine-street, Leichhardt.
390. *Mr. Crick.*] Who was the proprietor? Mrs. Holman. At that time Mr. Holman was away.
391. *Mr. Hill.*] Have you resided there ever since? Yes; I have been up to Brisbane twice since then, but I have continued my residence with the Holmans.
392. How long did you remain with the Holmans before you went to Brisbane again? Only a short time; I went up to Brisbane about the 18th or 20th March.
393. How long did you remain there that time? Till the 31st.
394. You went to see your wife? Yes.
395. How did you return to Sydney? I came down by the "Mararora," leaving Brisbane on the 31st March.
396. Did you then go to 61, Catherine-street, continuing your lodgings there? Yes.
397. How long did you remain there then before going away again? I think up to the 29th or 30th June.
398. *Mr. Crick.*] You obtained your elector's right on the 28th June, and you went away the day after you got it? Either the next day or the day after that.
399. *Mr. Hill.*] You did not go away until after you had received your elector's right on the 28th June, 1894? No.
400. As a matter of fact did you not wait for the completion of the twelve months? Yes; I was afraid some quibble might be raised. I had reason to remember the date of the previous year—the 27th June.
- 400½. What was the reason? I was in Brisbane on that date, and I settled a transaction on account of my mother-in-law. I received a sum of money on her behalf, and immediately the transaction was concluded I left Brisbane.
401. Where did you go on the 29th June of the present year? I went in the steamer "Electra" up to Ballina.
402. When were you in Brisbane again after that? I think on the 24th July—just a week after the elections.
403. How many nights of the year from June, 1893, to June, 1894, did you actually sleep in Sydney or its suburbs, roughly speaking? I remember making a rough calculation the first time I saw you in connection with this matter, and I think it was about 300 days.
404. That was for the twelve months prior to your receiving your right? Yes.
405. Your proper place of abode was in the Colony of New South Wales for the twelve months preceding the issue of your right to you? Yes.
406. Whenever you visited Brisbane it was on account of the illness of some member of your family? Every time.
407. You had the full power and intention of returning to Sydney every time you went away on one of these visits? Decidedly.
408. That was your clear intention? Fully, the whole time.
409. Did you carry on business in Brisbane during that twelve months? Not at all.
410. How were you earning your living here? I did not earn much of a living. I did some literary work most of the time.
411. That is how you kept yourself? Yes.
412. *Mr. Crick.*] Were your literary productions accepted by any of the newspapers in Sydney? I did not contribute to any newspaper in Sydney. It was nearly all English work.
413. *Mr. Hill.*] It is a fact, is it not, that you stood for Parliament in Queensland at one time? Yes.
414. When was that? In May, 1893.
415. *Mr. Crick.*] After you had made up your mind to come down here and settle, you put up for Parliament in Queensland? Yes.
416. *Mr. Hill.*] What is the qualification in Queensland? I was on the roll for a property qualification.
417. You did not leave Queensland till June? No.
418. So that you made up your mind to settle here after you were defeated? Yes. As I said just now, I resumed my intention of coming back to settle here.
419. Has your name been objected to as the holder of an elector's right? No; my name has appeared on the list which was exhibited last month at the Leichhardt Post Office.
420. And no objection has been lodged? No.
421. *Mr. Bavister.*] Was it exhibited at all previous to your election? No.
422. *Mr. Kelly.*] The time for lodging objections has not expired, has it? According to the Act it expired on the 20th September.
423. *Mr. Hill.*] Do you recollect writing a letter to your wife at any time in reference to furniture? In 1892, when I was living down here, I wrote up to her, telling her to sell off the furniture and to come down, as I had decided to stay here. That would be about September, I think.
424. *Mr. Crick.*] You swear that you left Brisbane permanently to settle here, yet you wrote the letter handed in this morning by Mr. Stephens to the Council of South Brisbane. On the day that you wrote that letter you came back to Sydney you say to occupy lodgings which you had not given up? I wrote the letter referred to on the 4th September. It was written on behalf of my mother-in-law. I tried to get something done to the footpath in front of her place.
425. *Mr. Hill.*] I suppose that if you were a visitor at any place, and met with an accident in consequence of the state of the footpaths, you would feel yourself entitled to write to the municipal authorities on the subject? Yes.

Mr.  
J. Willard:  
8 Oct., 1894.

- Mr. J. Willard. 426. You had been living in Queensland for some years previous to this? Yes.
- 8 Oct., 1894. 427. *Mr. Crick.*] Did you not use the term "our aldermen" in your letter? Yes.
428. *Mr. Hill.*] But that is just the way in which you would write from your old associations in Queensland? Yes.
429. *Mr. Crick.*] Did you ever pay the rates? Yes.
430. Did any of your unpaid rates refer to this property in Heidelberg-street? No; they were rates which I was responsible for, on properties owned by me. Not one of them referred to my mother-in-law's property. The one in the municipality of South Brisbane refers to my old house in Latrobe-street, that is, the house into which they put the bailiffs.
431. *Mr. Hill.*] You do not know Detective Shanahan? I am not aware that I do.
432. He says your name has appeared in the Brisbane Directory from 1887 up to the present year? That is very likely.
433. Did you authorise it in any way? No; they are quite at liberty to keep it there for the next ten years so far as I am concerned. It is two years since I had any address in Brisbane.
434. This detective also says that you were once elected an alderman? Yes; on the 2nd February, 1890.
435. The detective says, "I have made searching inquiries with reference to Mr. Willard's whereabouts during the June-December six months of 1893, and during the first three months of 1894. There is no doubt that Mr. Willard could not have been in Sydney during the six months from June to December, 1893, as he has been known to have been for some five or six weeks dangerously ill prior to the delivery by him of the course of lectures referred to in the latter part of the third memorandum herewith"? When I went up to Brisbane about the first or second week in December I was taken ill.
436. How long were you ill? About a fortnight; I was just recovering when I started my lectures. I was so unwell when I commenced my lectures that I was scarcely able to do the work.
437. The portion of the detective's report which declares that you could not have been in Sydney during the six months from June to December, 1893, is absolutely untrue? Yes.
438. *Mr. Morton.*] When did your illness on this occasion commence? From about the date of my arrival, and it continued for a fortnight or three weeks.
439. *Mr. Hill.*] Did you sign the jury list? I have no knowledge of having done anything of the kind in my life.
440. You recollect the municipal elections of the present year? Yes; the 6th February was the polling day.
441. When did you leave Brisbane on your return to Sydney? About two days after that, on the 8th February.
442. Is this portion of the report—"He was also present at several municipal meetings for the election of Mayor, which took place on the 12th March, 1894,"—correct? It is not correct.
443. *Mr. Crick.*] You were not in Brisbane on the 12th March, 1894? No.
444. When did you return to Queensland then? About the 18th or 20th March.
445. And you left again on the 31st March? Yes.
446. *Mr. Hill.*] As an old resident of the place you took some part in the elections in February? Yes. I continued my course of lectures up to the eve of nomination day. The labour party having decided to run a candidate for nearly every ward in the city, I agreed to give a lecture on the subject of "Local Government: What it is and what it should be." That was on the eve of nomination day, and in dealing with the "what it is" part of the question I admit that I rubbed it in to some of them pretty strenuously.
447. Were the other lectures of a political nature? They were all on social science subjects.
448. And you still adhere to the statement that you were not in Brisbane on the 12th March, 1894? I was not there then.
449. *Mr. Bavier.*] Is the statement that you gave the last of your series of lectures on the 4th February correct? No; it is absolutely incorrect.
450. *Mr. Hill.*] Did you ever reside in Kangaroo Point Municipal Ward? Never in my life.
451. Then is this part of the report true—"During which time he appears to have resided in Kangaroo Point Municipal Ward, for which he was once elected alderman"? I never resided there at any time in my life.
452. Is it true that you represented the place as an alderman on one occasion? Yes. My qualification was for vacant land. The objection taken to me by Alderman Burke, who was examined this morning, when I was up for election was that I had never resided in the ward.
453. Is there anything else you wish to say? I desire to correct the evidence given by Mr. Stephens this morning in one or two particulars. He said he had known me for eight or nine years. That is not true. The first time I ever met Mr. Stephens in my life was after the first election for the newly-formed municipality of South Brisbane, at which he was elected, and at which I was a candidate. I did not really know him until a long time after that election had taken place. That was in 1888 or 1889. Then he finished up his evidence by saying that he "had known Mr. Willard as a commission agent all his life."
454. What about your getting a pass? I did not obtain a pass at all. That is absolutely untrue. As I have already said, I went from here by steamer to Ballina, and thence overland to Byron Bay. I never at any time proceeded to Nerang from Brisbane. The only pass I ever got from the Commissioners in Brisbane was one which I obtained on the authority of Mr. McLachlan, who wired to me after I was elected, and that I have in my pocket now. Mr. Stephens also said that my mother-in-law lived in Latrobe-street with me for some years. That is not correct. My mother-in-law had a house of her own. That shows that Mr. Stephens knew nothing of me or my movements except when he met me in public. He was not the alderman of the ward where I lived, he lived miles from it, and his road to the city did not bring him any way near the place. Alderman Burke said this morning that he knew me intimately, and that I deny. He ran as a candidate against me, and bitterly opposed me when I was up for election for the city council, and when I was returned as his colleague. He knew nothing whatever of my private affairs. He said he believed I resided in East Brisbane with my mother-in-law, whereas Mr. Stephens said that my mother-in-law was living with me. My mother-in-law came to live in the neighbourhood simply because we were living there. She built her own house. I gave up my house in 1892, my wife went to live with her mother, and I came to Sydney. When I was on a visit to the place I naturally went to stay with my mother-in-law. I did so in July last.
455. *Mr. Kelly.*] Does it not strike you as being very peculiar that the dates you now give should coincide



coincide so exactly with the dates given in the evidence to-day. Take, for instance, the date put in in connection with your elector's right. You were here exactly twelve months when you got your elector's right. Then, as regards your letter to the Municipal Council on the 4th September. You tell us, to-night, that you left Brisbane on that date. There are several other dates which coincide exactly with the dates given in the evidence? I gave my solicitor, Mr. Hill, copies of all these dates last week.

Mr. J. Willard.  
3 Oct., 1894.

456. You mentioned that you did not contribute to any of the Brisbane papers in 1893? I did not say that.

457. You said that your literary work went to England for twelve months prior to the issue of your elector's right? I said I was writing principally for English publications.

458. Is it not a fact that you were a constant contributor to the Brisbane *Worker* during the whole of 1893, and particularly after the departure of Mr. Yewen for Sydney? I never wrote more than two paragraphs for the Queensland *Worker* after the departure of Mr. Yewen. I remember writing two paragraphs to the newspaper, one referring to Mr. Yewen, and one referring to another matter. I have written nothing more for that paper since.

459. What do you mean by paragraphs;—did you write under a heading? No; I wrote paragraphs.

460. At all events, they were contributions to the Brisbane *Worker*? Yes.

461. Yet you mentioned that you did no literary work for the colonies during that time? No.

462. As a matter of fact, you are well known in Brisbane as Jack Willard? Fairly well, by a few only.

463. And you are in the habit of contributing to the Brisbane *Worker* under the *nom de plume* as "W. Jack"? I decline to answer that question.

464. Do you know Mr. Thomas Lee, of Thomas Lee & Co., commission agents? I know him; he owed me money many years, and did not pay it.

465. He had an office near you? His office was in Queen-street, but it was not alongside me.

466. You had many business transactions with that gentleman? I had not.

467. Will you swear that you had not many business transactions with that gentleman in June, July, and August, 1893? I had a transaction with him in June, which I have already referred to.

468. Do you know Miss Whitehead, of Ipswich? Yes.

469. Is it not a fact that she paid you certain moneys within the time I have named? No.

470. Will you swear that Miss Whitehead, either directly or through Mr. Lee, did not pay you certain moneys during the months of July and August, 1893? Mr. Lee paid me a sum of money on behalf of Miss Whitehead, and I received it, acting for my mother-in-law. That was during June, and there was one sum only.

471. You never had any other transactions with Mr. Lee? I had prior transactions with him.

472. But no subsequent transaction? No subsequent transaction.

473. You positively swear that you had no transactions with Mr. Lee after June? My transaction with him in connection with that money was my last transaction with him.

474. Is it not a fact that you took part at a meeting in Brisbane, on 28th February, in the Centennial Hall, Justice Lilley presiding, when you spoke on the women suffrage question? Not in the Centennial Hall.

475. Did you or did you not speak at a meeting, at which Sir Charles Lilley presided, in Brisbane, on 28th February, 1894? Yes; I remember the meeting of the 28th February decidedly.

476. You swore you returned to Sydney on the 8th February? Yes.

477. And that you then went to live at Roschill-street? Yes.

478. *Mr. Wright.*] Yet you now tell us that you spoke at Brisbane on the 28th February? I remember attending a meeting there on that date. I had gone back to Brisbane in the meantime. My solicitor omitted to ask me questions upon that point.

479. *Mr. Kelly.*] Do you remember a police officer coming to you in January last in reference to a jury list? Yes.

480. And you positively swear that you did not sign that list? I have no knowledge of ever having signed a jury list.

481. You swear that you received your certificate on the 2nd May? No; I got a deed lodged on the 4th May in the Supreme Court, showing that my creditors had been all satisfied. That entitled me to the certificate.

482. You heard Mr. Yewen's evidence;—is it not a fact that he wrote to you offering you the management of the *New Order* newspaper, and that that is what brought you to Sydney? He wrote to me about the starting of the *New Order* newspaper about the end of March last, while I was in Brisbane.

483. Did you write back to him on the 20th March, immediately before coming down, accepting the offer made to you? No; it would be much later than that.

483½. Will you swear that you did not write to Mr. Yewen on the 20th March? No; I think it would be much later than that, because the last letter I wrote had not reached Mr. Yewen when I arrived here.

484. You are sure you did not send him a letter dated 20th March? I have no recollection of it at all. As far as my memory serves me, I went up to Brisbane about the 18th or 20th March, and just after I arrived I received a letter from Mr. Yewen asking me to act as business manager for the newspaper he was going to start.

485. Did you not say in the letter that you wrote to him that you thought you could see your way clear to leave Brisbane and take up your abode in Sydney? I have no recollection of anything like that.

486. *Mr. Crick.*] Will you swear that that was not in your letter? I have no recollection of anything in the letter that would bear that construction.

487. As a matter of fact, is it not because an arrangement was made to pay you 25s. a week that you came to Sydney? I came back more quickly than I should otherwise have done, because I was to undertake the business management of a newspaper.

488. Did you not say distinctly in your letter that if certain arrangements were made you could see your way clear to leave Brisbane and to break up your home there; in other words, to change your residence from Brisbane, and to take it up in Sydney? I have no recollection of saying anything of the kind. I had no home in Brisbane at the time.

489. *Chairman.*] But practically you accepted the offer made to you by Mr. Yewen? Yes; I know I wrote one letter asking him to forward more information. Then I got a letter saying I had better come, and giving me more information. I wrote saying that I would come, and I came on the 31st March.

Mr.  
J. Willard,  
3 Oct., 1894.

490. *Mr. Kelly.*] Did you write a letter to Mr. Yewen in November, 1893? I have no recollection of writing to him in November at all.
491. Have you any recollection of a letter dated December 1, 1893? I may have written to him at the time I was delivering the lectures. I am pretty certain that I did. It was about that time that I discovered where Mr. Yewen was living.
492. *Mr. Crick.*] How did you discover that? I heard it in Brisbane.
493. Not through a letter coming from Mr. Yewen? No.
494. *Mr. Kelly.*] Do you remember a letter which you wrote to Mr. Yewen on March 2, 1894? I do not remember a letter of that date.
495. You have sworn that you left Brisbane by rail on the 27th June, 1893? Yes; on the 26th or 27th June, the day I settled up the transaction with Mr. Lec.
496. And you lived in Sydney until the 28th June, 1894, when you applied for your elector's right? Yes.
497. Are you aware that before or after the 17th July last, Mr. Reid, a Labour Member in Queensland, telegraphed to you that you were not eligible for a candidate? No.
498. Was not that telegraphed to the electors of the Tweed before or after your election? I am not aware of it. I heard one thousand and one rumours up there which I knew to be false. I do not know whether it was you who circulated a rumour about my keeping a boarding-house in Brisbane.
499. Are you aware that the *New Order* people telegraphed to your constituents on the Tweed that they could not recommend you? I think it is very likely. They denounced me in the paper; I know that.
500. On the ground that you were not qualified as a candidate? It may have been because they had a quarrel with me, but I never heard of it.
501. When you came to Sydney on the 2nd April, 1894, you went to live with Mr. Holman? I had been living with him before that date.
502. Will you swear that you did not go there because Mr. Yewen, as a friend of Mr. Holman, recommended you to him? I have already said that I went there in March.
503. You did not go there on a recommendation of Mr. Yewen after you had met him on April 2nd? Most certainly not after April 2nd.
504. *Mr. Crick.*] Was anyone else living in Holman's house when you went there in March? No.
505. Did he keep a boarding-house? No. Mr. Holman himself was away at the time. I ought to mention that it is his father's place.
506. Did you know Mr. Holman before this? I knew of him.
507. How did you come to go there? It was a matter of private arrangement. I do not suppose you will understand the kind of sympathy between persons who had got into the kind of position in which I was in and in which Mr. Holman had been. We were both hard up, so to speak.
508. Then Mr. Holman was a stranger to you;—how did you come to go to his place in the middle of March—did you answer an advertisement? I knew of the Holmans before that time.
509. When? I knew them during March. I had known young Mr. Holman before that.
510. Who first introduced you to him? I met him last year; I heard him speak at a meeting.
511. It was not Mr. Yewen who introduced you? No. I met Mr. Holman in Sydney before I met Mr. Yewen there—before I ever saw Mr. Yewen in Sydney.
512. What arrangement did you make with Mr. Holman as to staying there? I simply arranged to stay there.
513. Did you arrange to pay them anything? It was left a perfectly open question.
514. It was not settled? No.
515. You were there then in a state of hardship, and the Holmans were in the same state? They were not so hard up as I was.
516. You were not in a position to pay anything for your board and lodging? That was about the size of it.
517. How did you get the money to make your trips to Brisbane? Whenever I went up my mother-in-law sent me money. During eighteen months I lived mainly on money I had received from her.
518. *Mr. Kelly.*] You say your mother-in-law sent you money;—is it not a fact that in one of your letters to Mr. Yewen you made a distinct stipulation that £1 per week should be sent to Brisbane for your household expenses there? I may have said in my letter that I should like to send my wife up £1 per week.
519. *Mr. Hill.*] You did not use the term "household expenses"? No; I said it was to be sent to my wife. Naturally, I did not like the idea of her being penniless during the whole of that time.
520. *Mr. Crick.*] I suppose you admit that the schedule produced is a correct copy of your schedule? Yes; I see it is certified by the Court. I daresay it may be correct. I should not like to say that it was without looking right through it, but I do not see any reason to doubt it.
521. In February, 1892, you say that you gave up your business to come down here and settle entirely? Yes.
522. Yet the schedule, from which it appears that you went through the Court, was not filed in Brisbane until the 10th April, 1893? Yes.
523. So that you must have been in some sort of business there up till that time? I had no business at all.
524. But you had not settled up your affairs till then? I had no debts. I did not owe £20 when I went insolvent. Every creditor was more than fully secured. The only trouble I had was with the Bank which pressed me while I was up there.
525. There was some accumulation of rates? Yes; on the particular properties named.
526. In giving your reasons for going through the Court in April, 1893, you mentioned first of all your own illness and the consequent loss of business;—what business would that be? I do not know what was put in the document. My lawyer wrote the thing out, and I did not know what he put in.
527. Are you in the habit of swearing to documents when you do not know their contents? No; but this particular document had to be signed.
528. And you swore to the whole of the statements contained in it relating to your affairs without knowing what you swore? Yes; the creditors were waiting and grumbling.
529. You also assigned another reason—your inability to obtain employment? That was the reason that I mentioned to my lawyer.
530. Was it true? Yes; I was seeking employment. I was not in business.

531. I see that you owed a Mrs. Brewer £325 11s. 11d. ? Yes; it was money I had received at various times, some of it on loan.
532. Who is Mrs. Brewer? My mother-in-law. Part of the amount was money I had received on her account, and which she had allowed me to keep.
533. Do you still swear that you wrote a letter to the Municipality of South Brisbane on the day you left Brisbane, and when you were there on a flying visit? Yes; I admit that.
534. You left Brisbane on the same day that you wrote it? Yes.
535. Did you not say in the letter that you had not recovered from the injury you received? Well, I was limping about at the time. The letter was delivered to poke borac at them, and to get the footpath mended for my mother-in-law.
536. You took that amount of interest in the footpath, although you had no intention of going back to the place? Yes.
537. Who were these persons named Jones living at Pickup-street? He used to be a wharfinger, but I believe that at the present time he would be glad to get anything he could get to do.
538. Do they keep a regular boarding-house? No.
539. How much money did you pay them for your lodgings? I paid 5s. a week for a room.
540. During the time you were in Sydney where did you get the money—you say you sent literary work to the English newspapers;—did you receive anything from them in payment? I hardly think I did during that time.
541. Can you mention anyone for whom you did work in Sydney and who paid you anything for it during the twelve months from June, 1893, to June, 1894? No.
542. No one at all? No.
543. Can you tell us anyone in the Colony to whom you applied for work during that twelve months? No.
544. You say you lived on the money your mother-in-law sent you? Mostly.
545. Did she send it by cheque or by post office order? In bank-notes generally.
546. Never by cheque or post office order? No; by New South Wales bank-notes. That would be the cheapest way of remitting it.
547. Were any of the letters containing this money registered? I do not think so. There would not be many remittances. I got money from her when I was up in Brisbane. My mother-in-law would give me any money I wanted when I was up there, if she had it.
548. You only paid 5s. a week for your room, therefore you had your meals somewhere else? I sometimes had my meals there and sometimes somewhere else.
549. Can you tell me of any person or give me the address of any person who can corroborate your statement to the extent of saying that they had seen you having your meals anywhere? I used to have my breakfast at Jones's generally, and I had my tea there generally; and if you must know the whole of the details, there were many occasions when I did not have any dinner.
550. Where did you get your dinner when you had any? At a restaurant.
551. You cannot tell me of anyone who can corroborate your statements to the extent of swearing that you went to any particular place for your meals? I daresay I could bring someone who would do that. Probably Mr. Hogbin would do it.
552. What is he? A compositor, I think.
553. Was he a compositor upon the *New Order*? No; he was working for Lee & Co., I think. I do not know what he is doing now.
554. You say you had made up your mind to permanently settle in Sydney early in 1892, and that the visits you paid to your wife and mother-in-law subsequently were only flying visits. I want you to name some independent person who would come forward and say that he knew you to be a resident of this Colony during any period of those twelve months from June, 1893, to June, 1894? I could name several persons who could do that. There is Mr. Hogbin, for instance, and Mr. Chandler.
555. Who is Mr. Chandler? He is a painter by trade.
556. Could you call anyone else? Mr. Armstrong.
557. Who is he? A solicitor. I believe he is a clerk in Mr. Hill's office.
558. Anyone else? I could have called Mr. Matheson, another solicitor, if he had been here.
559. What had you to do with these solicitors? Mr. Matheson has been a friend of mine for eight or nine years.
560. About the time it was stated that your return was to be petitioned against, paragraphs were published stating that if you were disqualified, and if your seat were declared vacant, Mr. Holman intended to run for it;—did you know that? I have seen that stated recently.
561. Did you have any talk with Mr. Holman about that matter? No.
562. Although you were living in the same house with him? That is so. We had no talk upon that subject.
563. Was there any agreement between yourself and Mr. Holman that you would run for this seat, keeping it warm for Mr. Holman in case he was defeated? No; Mr. Holman had no idea that he would be defeated. He was the only man I believe who was cocksure about his election. He was too cocksure; that was why he was licked. I never had any conversation at that time with him, and the paragraphs you speak about referring to Mr. Holman were published before I returned to Sydney from the Tweed. They were mere lying fabrications.
564. At what time in March did you go to Mr. Holman's? It would be about the 12th.
565. Why did you leave the Jones's the people with whom you were living so long to go to Holman's? I became acquainted with the Holmans, and it was agreed between us that I should go and stay with them.
566. That is the only reason you can give for leaving the other people? It was the main reason.
567. You did not go to the Holmans on account of any pecuniary advantage which Mr. Holman was to derive for your going there? No.
568. Does it not seem to you rather peculiar that a man who had made up his mind in 1892 to reside permanently in New South Wales should obtain a certificate from the Insolvency Court in Brisbane, in May, 1893, and that before the end of that same month he should put up as a candidate for the Queensland Parliament? I do not know that there is anything very peculiar about it. You are acquainted with all the circumstances of the case.

Mr.  
J. Willard.  
8 Oct., 1894.

Mr.  
J. Willard.  
3 Oct., 1894.

569. I suppose you could not have put up as a candidate unless you had got your certificate? No.
570. And within a few days of obtaining that certificate you put up as a candidate and were defeated? I was nominated as a candidate without my knowledge.
571. Did you not sign a nomination paper? No; it is not necessary in Queensland. The first intimation of my nomination I received was a wire from Maryborough saying that I had been nominated, and asking whether I would stand.
572. You were nominated against your will? No; but I did not know I was to be nominated until I actually had been. It had been suggested some time before that I should be nominated, but I understood that nothing was to be done. My nomination was made for a specific object; there was no idea of my getting returned.
573. Who paid the £20? A person at Maryborough. It was put up by the party there.
574. When did your wife leave Queensland to come to Sydney? She is still living there, and I may mention that she is very ill. She underwent an operation only last week.
575. Try to fix your memory in regard to one of the letters which you sent to Mr. Yewen;—did you not say that if you were given 25s. a week you would leave Brisbane and take up your abode in Sydney? I said in my letter that I would act as business manager if they agreed to pay me 25s. a week.
576. But you did not say what I have just suggested to you? No; it was put altogether in another way.
577. You do not deny the correctness of Mr. Yewen's evidence? Yes; I do in many respects.
578. You went to see him off when he came to Sydney? Yes.
579. You were a particular friend of his? Not a particular friend.
580. You wrote to him before you had your business correspondence about the *New Order*? I remember writing to him at the time I was lecturing.
581. Did you write to him at his address at Smithfield? I do not know whether I addressed him at Smithfield or at the General Post Office. I am not sure, but I am inclined to think it was the Post Office.
582. You admit that you were away from Sydney for ten weeks at one stretch from June, 1893, to June, 1894? It would be something like that. The lectures themselves lasted seven weeks.
583. Did you offer any of your literary work to any of the newspapers in Sydney? No; I knew the kind of work I was capable of was not the kind of thing they wanted.
584. You did not write anything for the *New Order*? I never wrote a paragraph for the *New Order*. My work was confined to the business department.
585. I see from the schedule that you owed £2 3s. 6d. to the Brisbane Newspaper Company (Limited);—was that a newspaper subscription? No; it was an old advertising account.
586. *Chairman.*] You were in financial difficulties from the time you first came to Sydney, in 1893, until June, 1894? Yes; my financial troubles were accentuating all the time.
587. Can you tell us the difference in the fare from Sydney to Brisbane by rail and by steamer? I know the railway fare is about £3; it is less by sea. When I came down in the "Mararora" the fare was only 25s. That is what tempted me to face the sea voyage, and I was cruelly sick during the whole time.
588. From June, 1893, to June, 1894, you paid seven visits to Brisbane, and you went by rail each time, although you wanted money so badly. Would it not have been a considerable saving for you to go by sea? That is so. I bought return halves of tickets between here and Brisbane several times.
589. *Mr. Crick.*] What is the return fare between here and Brisbane? £4 return, second class.
590. Have you always taken a return ticket? I do not think I did during this twelve months.
591. Yet you intended to come back? I went up on return half-tickets.
592. *Mr. Morton.*] You have spoken of an illness in Brisbane just before you lectured? I was ill for about two weeks prior to the lectures.
593. Is that your only illness there? I was ill there on two occasions.
594. Had you a serious illness there? The first illness was an attack of pleurisy.
595. Had you a doctor? No.
596. Nor for either illness? No; the doctor who attended my wife in December prescribed for me.
597. But you had no doctor for the attack of pleurisy in, I suppose, August? No; I knew what to do for that.
598. As to the *New Order* newspaper, were the communications you received all from Mr. Yewen, or were any from the manager? There was no manager at that stage. I became manager after the newspaper had been started.
599. But before that? All my communications before that were from Mr. Yewen.
600. How long were you manager of the *New Order*? About eleven or twelve weeks.
601. You were succeeded by whom? Mr. Pilter was the name published on the newspaper after that.
602. *Mr. Wright.*] Is the paper defunct? Yes.
603. Have you usually good health? I have had very indifferent health for the last three years. At the time of the election I was laid up, and at the time of my insolvency matter I was almost prevented from attending the meeting. I had a bad attack of pleurisy. I suffered a good deal that winter.
604. *Mr. Crick.*] Have you been to a medical man during the twelve months you say you have resided in Sydney? No; I have never had occasion.
605. *Mr. Hill.*] Mr. Kane said this morning that there was no record of your having attended the meeting in connection with your insolvency? As a matter of fact I did attend the meeting, although Mr. Kane said there was no record of it.
- 606-7. As to your attending a meeting in Brisbane on the women's franchise question on February 28, you have told the Committee that you returned to Sydney on February 8? Yes; but I went up again. I had a letter from my wife saying that my mother-in-law had had another stroke, and that she thought I had better come up at once.
608. So you paid a hurried visit? Yes.
609. When did you leave here? About the 20th.
610. You gave me instructions about that point did you not? Yes.
611. Some days ago? Last week.
612. But I omitted to ask you questions on the point to-day? Yes; I was only in Brisbane about a week on that occasion.
613. When you paid these flying visits to Brisbane your mother-in-law supplied you with funds? When I was stuck she helped me through.

Mr.  
J. Willard.

3 Oct., 1894.

614. You are a terribly bad sailor? I have only made two trips by sea down the coast from Sydney to Brisbane; none up.
615. And you would not take another if you could help it? No; I was violently ill both times.
616. As to the delay in filing your schedule, most persons delay that kind of thing as long as they can? Of course.
617. You were forced into the Insolvency Court through the bank pressing you? Yes.
618. *Mr. Bavister.*] Was the only work you did in Sydney during the twelve months you were here literary work? I earned some money at literary work during the twelve months, but I am not sure that it was the only money that I earned here during that time.
- 618½. You would not call the management of the *New Order* literary work? No.
619. Who were the proprietors of the *New Order*? Mr. Pilter and Mr. Yowen.
620. Mr. Pilter has an actual existence? Yes, he is a compositor; but whether he was acting as business manager or not after I left I do not know.
621. In whose name was the paper registered when it was first started? In my name.
622. Did you do any organising work for the Labour Electoral League during the twelve months preceding 28th June last? No; not as an accredited organiser.
623. But you did some organising work of some kind? I did a little.
624. Was there any pay attached to it? No pay.
625. Was not Mr. Holman connected with the *New Order*? No; except that I believe he contributed to it occasionally.
626. *Mr. Morton.*] Were you present at any public political meeting in Sydney during your twelve months' residence? Yes.
627. Could you name any? Yes. I remember being at a federation meeting at the Town Hall when Mr. Barton spoke, and when adverse resolutions were moved.
628. When would that be? Some time in July of last year.
629. Did you take any friends with you to the meeting;—are there any persons who could identify you as having been there? I did not speak at the meeting, but my solicitor has the names of witnesses who can prove that I was there.
630. *Mr. Crick.*] Could you give me one of the names? Mr. Chandler would be one, I think.
631. *Mr. Morton.*] Had you at any time attended and spoken at a meeting in the Domain during the twelve months between June, 1893, and the election? I spoke one Sunday in the Domain.
632. What date would that be? I could not say the date. It was not a regularly advertised meeting.
633. What was the subject? It was only an impromptu discussion between myself and another person.
634. Was any meeting held in the Domain to work up the *New Order* newspaper? Not that I am aware of.
635. You do not remember being present at any meeting in the Domain in connection with the *New Order* newspaper? No; I did not know that there had been any.
636. *Mr. Crick.*] Whom did you get as sureties when you were registered as proprietor of the *New Order*? Mr. Johnston was one of them.
637. Did you know them? No; they were found by Mr. Yowen. My name was only put in nominally. I was registered as the publisher of the paper.
638. *Mr. Morton.*] Going back to the Sunday meeting in the Domain, you say you spoke there only once? I remember speaking there on behalf of the *Daily Post*.
639. Was that before the election? Yes.
640. About when? I could hardly be certain.
641. *Mr. Crick.*] Were you advertised as one of the speakers? No; I was there, and was asked to speak.
642. *Mr. Morton.*] You tried to get people to take shares in the paper? I spoke about the necessity for having a paper.
643. And you urged people to take shares? No; I did not do that.
644. Did you go round with a small book asking persons to take shares? No; I was not a canvasser in that respect.
645. *Mr. V. Parkes.*] You did not ask Mr. Morton to take shares? No; I asked people in a general sort of way. I certainly had no book in my hand.
646. *Mr. Crick.*] As you were residing here, and as you had some political ambition, was it not rather a strange thing that you did not leave any instructions for your name to be put upon the roll when you were absent in January last? I had an idea that I was already on the roll.
647. How did you get that idea? Well, it shows my ignorance of the law at the time, but I thought I was on the roll as the owner of property.
648. Where was the owner of property? At Granville.
649. When did you get that property at Granville? Some time last year.
650. Describe the property? It is an allotment; my mother-in-law bought it.
651. In whose name was it bought? In her own name.
652. How did you expect that your name would be upon the roll in respect of property bought in the name of your mother-in-law? She did not get the title herself; she did not care about keeping it herself, and I took it over.
653. Did she transfer it to you? The transfer has never been registered.
654. From whom did you buy it? I did not actually buy it, my mother-in-law handed it over to me. I forget now the name of the man from whom she bought it.
655. How much was given for the property? About £30.
656. Who paid the money? She paid it.
657. Was she down here herself? No. This was two or three years ago.
658. And you say that the transfer is not made out yet? No.
659. And you thought you might be on the roll in virtue of that property? Yes. I have had the deeds in my possession for a long time.
660. You went away, leaving no instructions for your name to be put upon the roll? No.
661. *Mr. Bavister.*] Did you take any part in the agitation against the *Hard Cash* sentences? No, I do not think I did.

THURSDAY, 4 OCTOBER, 1894.

Present:—

Mr. Crick,  
Mr. Bavister,  
Mr. Gormly,Mr. Wise,  
Mr. Morton,  
Mr. V. Parkes,

Mr. Wright.

J. Hayes, Esq., in the Chair.

The Petitioner appeared in person.

J. W. Hill, Esq., Solicitor, appeared for the Respondent.

Mr. George Longworth Jones called in, sworn, and examined:—

- Mr. G. L. Jones.  
4 Oct., 1894.
662. *Mr. Hill.*] You are a wharfinger working at Parbury's Central Wharf, Miller's Point, and you reside at 27, Albert-street, Redfern? Yes.
663. Do you know Mr. Willard? Yes.
664. How long have you known him? Four or five years.
665. Do you recollect November, 1892? Yes, I recollect November and December of 1892.
666. Where were you living then? At 31, Pickup-street, Alexandria.
667. Did you see Mr. Willard in the month of November, 1892? Yes; he was staying with me then.
668. He went to stay with you in that month? In November or December, 1892; I cannot be sure about the exact date.
669. But it was before Christmas? Yes.
670. He engaged a room? Yes.
671. Do you know where he had been previously living? No; only that I knew he had been up in Brisbane some time before that. I could not say where he came from then.
672. How long did Mr. Willard stay with you after November, 1892? He went away from time to time.
673. How long was it after he had come to stop with you that he first went away? It might have been a month. I did not take any note of it.
674. Do you know where he went to? He went to Brisbane, if I am not mistaken.
675. You do not know how he travelled? I do not.
676. You only thought that he was going to Brisbane? Well, I understood that he had some trouble at home—that there was some one at home belonging to him who was sick—who it was I do not know.
677. *Mr. Crick.*] He told you that? Yes.
678. *Mr. Hill.*] At the time? Yes.
679. How long do you think he was away then? I could not say exactly.
680. Give me an idea? He might have been away two, three, or four months.
681. Do you recollect when the big floods took place in Brisbane? I do.
682. And you cannot remember how long Mr. Willard was away at that time? I could not exactly tell you.
683. Do you think that he was away more than two months? Oh, yes; it would be more than two months.
684. Did he return to your place after that? I think he did.
685. Did he return to your place directly he arrived from Queensland? I do not know that.
686. Whilst he was away did he still continue the room with you? Yes; he asked me to keep it when he was going away.
687. So that he evidently intended to return? Yes.
688. Did he leave a part of his effects there? Yes, a portmanteau. Of course, I do not know what was in it.
689. Did you, while Mr. Willard was in Brisbane, receive a letter from him? I did.
690. *Mr. Crick.*] Where is the letter? I destroyed it. I do not keep my correspondence, I have not so much as all that.
691. *Mr. Hill.*] Can you tell us substantially what was in the letter? He wrote to me in reference to a little sum of money he owed me, stating that if I would keep the room he would, when he came down, pay me.
692. Up to that he paid you for the room? Yes.
693. How much a week? Four shillings.
694. *Mr. Crick.*] Are you sure it was not 5s.? I think it was 4s. My wife usually used to receive the money from Mr. Willard. I would not be certain whether it was 4s. or 5s. a week.
695. *Mr. Hill.*] At all events he wrote to you from Queensland asking you to continue to keep the room, and he said he would send you some money down? Yes.
696. *Mr. Crick.*] How much did he owe you? I do not know exactly, but it was over £1.
697. That would be for four or five weeks' lodgings? Something like that.
698. And you kept this room on for about three months untenanted? Yes; I had no one stopping with me.
699. You are sure that Mr. Willard paid you for the room while he was away? Yes.
700. How much? I think I got £2 5s. or £2 10s., something like that. I know it was over £2 he gave me when he came back.
701. *Mr. Hill.*] How long did Mr. Willard stay with you when he came back after the floods? About three months, if I am not mistaken.
702. *Mr. Gormly.*] When did he come back? He went away after Christmas, and he came back about June or July, I do not know which.
703. During that absence you were charging him 4s. or 5s. a week for his room? Yes.
704. And you have said that the amount that he gave you when he did return was £2 5s. or £2 10s.? I do not know quite what the amount was. My wife got it.
705. But you said just now that it was £2 5s. or £2 10s.? Something like that.
706. Do you mean the Committee to understand that, in view of his arrangement to pay you 4s. or 5s. a week for his room, he paid you for his absence from before Christmas to June or July only £2 5s. or £2 10s.? I think that is the amount he paid at that time, but whether it was the full amount that was owing I cannot say.

707. *Mr. Hill.*] At all events, Mr. Willard returned to Sydney about June, and went back to his room at your place? Yes.
708. When did he next leave your place? Well, he shifted to Rosehill-street with us.
709. When did you move? In August of last year, I think.
710. Your memory is not over-clear about dates? I do not take particular notice of that sort of thing.
711. Do you think it may have been in September of last year? It may have been. I know it was somewhere about that time of the year, because my wife was very near her confinement, and I know that I did not want Mr. Willard to stop in the place at that particular time.
712. That was the only reason for his going? That was the principal reason.
713. When was your wife confined? In April of this year; but she had been very sick for some time previously.
714. Did Mr. Willard remain with you well into the month of March of this year? I do not exactly know whether it was March, but it would be somewhere about that date.
715. How long before your wife's confinement did he leave? About a month or six weeks.
716. You are sure he stayed with you up to that point? Yes.
717. And that your wife's confinement took place in April? Yes.
718. When he went away from your place, did he intimate to you in any way where he was going? No; Mr. Willard always kept himself to himself. He never told me anything.
719. If before he finally left you he went away for a short while he always came back to his room at your place? Yes.
720. You do not know where he went to live when he left you? I think he went to Leichhardt, if I am not mistaken.
721. How do you know that he went there? I think there was some mention of it, now I come to think of it, when I told him that he would have to leave in consequence of my wife's confinement. I told him that she could not continue to do his washing, and that sort of thing. She was sick at that time, and I did not care for Mr. Willard staying in the house under those circumstances.
722. *Mr. Crick.*] From the time you went to Rosehill-street—that would be about August or September of last year—up to March, when Mr. Willard went to Leichhardt, was he staying with you? Yes.
723. All that time? Yes.
724. Was he never away from your house? He would go away for a short time and come back again.
725. Was he ever away for a week or a fortnight during that time? I could not say.
726. Was he ever away for a month? He was away once, I know.
727. How long? I do not know.
728. Was it a fortnight, or two months, three months, or four months? He was away for some time, but I do not know how long.
729. *Mr. Morton.*] Would it be several weeks? It may have been.
730. *Mr. Crick.*] Do you know where he was at that time? I do not.
731. He did not tell you? No.
732. Did he pay you for his room while he was away? Yes; he paid me some money.
733. But did he agree with you to keep the room for him while he was away? Yes; he asked me to keep the room, as he said he would come down to Sydney altogether as soon as he could make matters straight at home, or something to that effect.
734. Did he leave a portmanteau in the room, or anything of the kind, when he went away? Yes; it was left there until quite recently.
735. After he went to Holman's to live, did he leave it? I do not know where he went to.
736. Do you not know that he went to the Holmans? I do not know anyone of that name.
737. Was he away three months? I do not think he could have been.
738. Was he away two months? I do not know.
739. He was the only lodger you had—surely you can remember whether he was away for two months or three months? I do not think he was away three months.
- 739½. He has sworn that he was away over two months;—do you think that is correct? I could not say.
740. *Mr. Morton.*] Did Mr. Willard ever speak to you of his home? Yes.
741. He said he had a home? Yes.
742. Where did you understand it was, from what he said to you? He said in a joking kind of way, "I have got two homes now—a home here and a home in Brisbane."
743. He mentioned that he had a home in Brisbane? Yes.
744. *Mr. Crick.*] Where did he take his meals? Well, he would bring in tea, sugar, and butter, and that sort of thing to his room.
745. He used to provide himself then? Yes. He would ask my wife to cook this and that for him; but he had no meals at home, such as were got ready for me, for instance.
746. Did he not have breakfast and tea with you? Only what he provided for himself.
747. What was he doing while he was staying at your place? I do not know. I was always under the impression that he was writing for some book or paper.
748. Did he ever ask you to change any cheque which you received in payment for his work? Not that I can recollect.
749. How long had you known Mr. Willard before he went to live with you in Pickup-street? About three or four years.
750. When did you last see him, before he came to live with you? In Brisbane.
751. Had you ever seen him in Sydney before November, 1892, when he came to live with you? No.
752. November, 1892, is the date when he first came to you? Yes.
753. How did he know where to find you? I met him accidentally.
754. You used to be in Brisbane? Yes.
755. How long have you been down here? About five years.
756. Were you friendly with Mr. Willard in Brisbane? Only to say "Good morning," and that sort of thing. I first came to know him through some municipal elections which took place in Brisbane.
757. When he went away, and asked you to keep his room, did he not tell you where he was going? He told me once or twice that he was going up to Brisbane.
758. Did he say that he had taken a return ticket, and that he would be sure to come back? No; he never told me how he went up there. I always thought at the time that he was not too flush of money.



- Mr. G. L. Jones. 759. What made you think that? I had reason to think so from the way in which he got his meals at the place.
- 4 Oct., 1894. 760. You told Mr. Willard that the reason that you wanted him to leave was that your wife was about to be confined? Yes.
761. Had you any conversation with Mr. Willard last night or this morning as to this evidence? No.
762. He did not suggest to you that you should give that as the reason why he left? No.
763. We asked Mr. Willard last night why he left your house, and he could not give us any reason? I do not remember that I told him out plainly that I wanted him to leave, but I daresay that I said something of this kind to him: "You see my wife is not very well."
764. Mr. Morton.] You told him, I suppose, that your wife was unwell and that she could not attend to him? Yes.
765. Mr. Crick.] Were you at home when the policeman came round to collect the electoral rolls in January? No.
766. Were you not put on the rolls then? No.
767. How was that? On account of our having shifted, I suppose.
768. Then you had not been three months in Rosehill-street when the rolls were taken? I suppose I could not have been. I shifted twice in Rosehill-street.
769. What electorate is it in? Redfern, I think.
770. You were not left off the rolls from an oversight; the reason was that you had not resided there three months? I suppose so. My wife told the policeman something and made a mess of it.
771. She told the truth, and that is what you mean by making a mess of it? I expect so. I know I did not get my vote.
772. Mr. Bavister.] How long had you known Mr. Willard in Brisbane previous to your leaving the place? Two or three years.
773. Mr. Hill.] When did the municipal election take place at which you first became acquainted with Mr. Willard? In 1890 or 1891, I think.
774. I suppose he never bought any furniture or furnished a room at your place? No.
775. When he went away he simply left his portmanteau there? Yes.

Mr. John Love called in, sworn, and examined:—

- Mr. J. Love. 776. Mr. Hill.] What are you? I am accountant to the *Daily Post* Company (Limited).
- 4 Oct., 1894. 777. Your office is in Pitt-street? Yes.
778. Do you know Mr. Willard? I do.
779. Do you recollect on one Sunday in the early part of the year being present at a meeting in the Domain at which Mr. Willard was also present? I do.
780. Did Mr. Willard speak at that meeting? He did.
781. Did anyone go round with a book for subscriptions? Yes, several people did so.
782. Can you give me the names of those persons? Some of them. One was named Scott, and another Brassio.
783. Mr. Crick.] Did Mr. Willard go round with a book? Really, I do not remember.
784. Had he authority to go round collecting? He would have had had he desired to do so, but whether he went round on that occasion I could not say.
785. Would not an account be kept? Yes; I could easily see, I daresay, by referring to my books, but I had no notice of this examination.
786. At what time in January did this take place? It was towards the end of the month, I think.
787. How long before that had you known Mr. Willard? Possibly a month.
788. Where had you seen him? At the office of the company, which was then in Bathurst-street.
789. Had you seen him frequently during the month? I can scarcely say that; perhaps I saw him two or three times.
790. Don't you think you are wrong when you say the month of January,—did not the meeting take place in the Domain sometime in June? Yes; I meant to say June, not January.
791. Then how long before that had you known Mr. Willard? I knew him in January.
792. Then you had really known him six months before the meeting in the Domain? I suppose it would be about that. I had seen him at the office of the company in January; I have a distinct recollection of that.
793. Did you ever see him before January? I would not like to swear that.
794. When you saw him in January did you know where he was living? I had not the slightest idea.
795. Did you know whether he had just returned from Queensland or not? No; I knew nothing about that. He was a stranger to me; I only knew him because he was in the habit of calling at the office.
796. Did he do any literary work for the paper? No.
797. Did he ask you to put him on to any literary work? He never called to see me; he always saw the manager.
798. As accountant, you would know whether he received anything from the paper for any work? Yes.
799. Did he receive anything? No; his name did not appear in the books as far as I can recollect. The company at that time was running another paper—the *Australian Workman*.
800. Did he do any literary work for that paper? Not to my knowledge. If he did I think it must have been in an honorary capacity.
801. Chairman.] It was at the office of the *Australian Workman* then that Mr. Willard called in January last? Yes.
802. Between January and the Domain meeting in June did you see Mr. Willard frequently? No; I left my position in the company on the 3rd February through ill-health, and I returned on the 17th May.
803. Mr. Bavister.] At that time the company had changed its name? No; the change of name was registered on the 7th June.
804. Mr. Crick.] You have not seen Mr. Willard to discuss this case? No.
805. Might it have been on the 3rd February instead of January that you saw Mr. Willard? If so it must have been early in February, that is before the 10th. Although I left the company on the 3rd February I attended at the office occasionally up to the 10th.
806. And you say you saw him two or three times at least? Yes.

Alfred



Mr. Alfred Thomas Hogbin called in, sworn, and examined:—

807. *Mr. Hill.*] You are a compositor? Yes, but I do not follow that occupation now. I am at present a town traveller.
808. For whom? Marks and Andrew.
809. Have you resided at 13, Jersey-terrace, Crown-street, Lower Domain? Yes.
810. Do you know Mr. Willard? Yes.
811. When did you first meet him? In the early part of 1892, I think.
812. Do you recollect his being a lodger at Jersey-terrace? Yes.
813. You were living in the same house together? Yes.
814. Was that in November, 1891? I do not think so. I think it was somewhat about the latter end of January or the beginning of February, 1892.
815. Did Mr. Willard leave that place, and if so, when? He stayed there some considerable time.
816. What would you call a considerable time? I could not say exactly; so many people were coming and going. I know that Mr. Willard went from there on one occasion to Melbourne. As nearly as I can remember he was away a week or two, but what he did there I do not know.
817. He went about some electric lighting business, did he not? Something of the kind, I believe.
818. Having been in Melbourne a week or two he returned to Jersey-terrace? Yes.
819. And he continued to reside there on his return? Yes.
820. Do you know that Mr. Willard was a member of the City Council in Brisbane? He told me so, and I have heard so from other persons who have come from Brisbane.
821. Do you know that he retired from the Council in February, 1892? I do not know when he retired.
822. From what he told you do you know that in February, 1892, he ceased to be a member of the Council? Yes; I think that is so.
823. And that he then left Brisbane and went to reside at Jersey-terrace? I do not know exactly when he left Brisbane.
824. Did he not tell you that he had just left Brisbane? Yes; I think he told me that.
825. Do you remember how long from February, 1892, Mr. Willard stayed at Jersey House? I could not say.
826. Do you remember his leaving Jersey House to proceed to Brisbane? I do not remember that.
827. Do you recollect his telling you anything about his wife? I remember him saying something about some family matters. I think he told me that his father-in-law or his mother-in-law, I forget which, was ill, and that he could not bring his wife to Sydney on that account. I understood that he was then looking for employment in Sydney. Being both musical we became acquainted, and I remember having several conversations with him. If I remember rightly he told me at one time that his father-in-law had died.
828. Your impression was that he was looking for employment? Yes. After coming from Melbourne, I remember his saying something about the market being overstocked with second-hand machines.
829. *Mr. Crick.*] Was he successful in finding any work while you knew him? I do not think he was.
830. While he was away from Jersey House on these trips to Melbourne and Brisbane, did he continue his room there? That I really do not know. It would hardly be a matter that would catch me. I know the room was not let for a considerable time, because it was next to the room which I myself occupied.
831. Could you tell me how many months off and on from the date you have given in 1892, Mr. Willard remained at Jersey-terrace? About seven or eight months I should think. But as I have said, there were so many persons coming and going that it would be very hard to say.
832. When did you lose sight of him? I think about last Christmas. A little before that I remember our going to the Town Hall together to an organ recital.
833. *Mr. Hill.*] Will you come down to 1893;—can you tell us where Mr. Willard was staying in 1893? I believe he was staying out Redfern way somewhere. I know that he left me one evening to go to Redfern.
834. Did he tell you anything about giving up his home in Brisbane? Yes; he told me that his wife was still very ill and was unable to get downstairs or to get about, and that he intended to bring her to Sydney as soon as she was able to come.
835. Did he not tell you that he had given up his home at Brisbane, and that he intended to bring his wife down as soon as possible? I think he did, but I would not be positive on that point. I think he said something about his wife living with her mother.
836. Can you remember what month that was in? Well, I cannot remember the month. I think it was at the latter end of last year.
837. About what month? To the best of my belief it was somewhere about December, but I could not swear that that was the month.
838. You remember meeting him again? Yes.
839. In what month would that be? I think somewhere about July. I remember that there was rather a rowdy meeting at the Town Hall in connection with Federation. I think it was a meeting called by Mr. Barton.
840. *Mr. Crick.*] Did you go to the meeting? I was at the meeting, but I came out before it was over.
841. *Mr. Hill.*] Some adverse resolutions were carried and a row started? Yes.
842. And you remember meeting Mr. Willard after the meeting that night? Yes.
843. Had you then any conversation with him as to his living in Sydney? I asked him if he was still staying in Sydney, and I think he said "Yes; out at Alexandria." I know that I left him going on a tram out that way.
844. *Mr. Crick.*] You are quite sure of that? Yes.
845. You remember that he went out by tram? Yes.
846. He said he was going home, and he got on to an Alexandria tram? I do not remember at this moment whether he got on to an Alexandria tram or a Newtown tram, but he went out in that direction.
847. And that, you say, was on the night of Mr. Barton's federation meeting? Yes.
848. Do you happen to remember that that was on July 3rd? I could not swear that that was the date, but I believe that it was about that time.
849. *Mr. Hill.*] During the last fifteen or eighteen months have you met Mr. Willard often? No, not often; two or three times, I suppose, during the past eighteen months.

Mr.  
A. T. Hogbin.  
4 Oct., 1894.

- Mr. A. T. Hogbin. 850. Do you remember the 15th November last? I cannot remember that particular date, I think.
851. Do you remember the November conference of the labour bodies? Yes.
- 4 Oct., 1894. 852. Do you remember meeting Mr. Willard a little before or after that time? I could not say; I cannot localise the date.
853. Mr. Crick.] Did you attend the conference? No. I am not connected with any labour electoral body.
854. Mr. Hill.] But you remember discussing the conference with Mr. Willard at that time? I remember speaking to him about the pledge; but that was a couple of weeks, I think, after the conference.
855. The conference was on the 10th November;—was it about a week after that? I could not say whether it was a week or a fortnight afterwards. I was out of town at the time the conference was held; in fact, I was in another colony.
856. Where have you understood that Mr. Willard has resided during the last eighteen months? His home, as far as I knew, was at Alexandria, but I did not know exactly where he lived or how he lived; in fact, I did not know anything of that sort about him. I remember his saying that he was going home, and I did not ask him anything further about it. I remember his telling me that he was living with friends.
857. Mr. Crick.] I suppose that he often told you that he was out of work? Yes.
858. Did he ever ask you to try to get him work—he being a stranger in the place? I do not think he was under the impression that I had sufficient influence to get any man work.
859. Do you know that he ever got any work here? No.
860. Do you know how he got his living? No; I never asked him.
861. You never knew him to have any work to do here? No; I never asked him any question of that sort.
862. You do not know anyone to whom he applied for employment? No; that knowledge would hardly come to me. He simply told me that he was out of employment.
863. He was out of employment for eighteen months to your knowledge, and you do not know anyone to whom he applied for employment? He never told me that he had applied to anyone.

Mr. William Arthur Holman called in, sworn, and examined:—

- Mr. W. A. Holman. 864. Mr. Hill.] What are you? By trade, a cabinet-maker.
- 4 Oct., 1894. 865. Are you in employment now? No.
866. Where do you reside? At Catherine-street, Leichhardt.
867. What is the number? 61.
868. Do you know Mr. Willard? I do.
869. How long have you known him? Roughly speaking, for about twelve months.
870. Do you know where he has resided at any time during that twelve months? Yes; I know that he has resided with me since sometime in March last.
871. Is that when he went to your place? Yes.
872. He has been residing with you ever since? With the exception of a few weeks when he was on the Tweed and in Brisbane—yes.
873. Since March last, has your place been his home—his residence? Entirely.
874. When he went to Brisbane, what took him there? He went to the Tweed to contest the election, and he went from there to Brisbane.
875. Mr. Crick.] Is that the only time you are aware of his going to Brisbane? It is the only time I know of since I have known him.
876. Mr. Hill.] What time in March did he come to your place? It was one day between the 10th and 17th—probably the 15th or 16th March.
877. Mr. Crick.] Why do you suggest those dates? On the 10th March I attended the conference which was then held. It lasted some four days, sitting in the evening. It began on Saturday, I think, and lasted until the Wednesday. I remember that on one of the days I was away ill, and I know that Mr. Willard was not with me then; he must have come to me either the next day or the day after that.
878. That would be the 15th or 16th? Yes.
879. You did not know his movements prior to that? No.
880. And since that time he has resided with you? Yes.
881. Chairman.] From the 15th March he has resided continuously with you? Yes.
882. Mr. Crick.] From his coming to you on the 15th and 16th March, have you been in his company every day? Certainly.
883. Were you in his company for a fortnight after that? Yes; I am sure of that.
884. He said he went to Brisbane on March 18th or 20th;—how could you have been in his company? I was only in his company for two or three days, as far as I can recollect, at that particular time.
885. When did he return to Brisbane? So far as I know, on the 2nd April.
886. Did he go to your house then? Yes.
887. Did he continue his lodging there while he was away? Yes.
888. Did he leave his portmanteau and other things there? Yes.
889. He did not furnish a room, I suppose? No; he was sleeping with me in my own room.
890. Mr. Hill.] From the date he went to your place up to to-day, that has been his residence? Yes, emphatically.
891. Mr. Kelly.] You are quite certain that Mr. Willard went to your house on the 15th or 16th March? Yes.
892. Do you know Mr. Yewen? Yes.
893. You are quite certain that Mr. Yewen did not recommend Mr. Willard to you? I am quite certain about that.
894. Did you know him previously? Yes.
895. Did Mr. Yewen introduce him to you? No; I am quite certain of that.
896. How did you first meet him? I first met him at the time when I was General Secretary to the Railway and Tramway Service Association. I had an office at Redfern, and men who were interested in the labour movement were continually coming to that office. It was there that I first met Mr. Willard.

897. About when was that? I think it was some time between August and November of last year.
898. *Mr. Crick.*] Do you know why Mr. Willard came to your place to live? Yes.
899. How was it? He came to my place to save expenses.
900. You did not charge him anything? No.
901. Then what do you mean when you say that his room was kept while he was away? Well, his things were there.
902. *Mr. V. Parkes.*] He did not pay you anything for board and lodging? Never.
903. *Mr. Crick.*] Do you know where he was living before he went to your place? No.
904. Did he ask whether he could stay with you, or did you suggest it to him? The offer was not in the first place made personally to Mr. Willard. It was made to others associated with Mr. Willard and myself in the labour movement to forward a certain movement we had in view.
905. Then it was on your suggestion Mr. Willard came to live with you;—he did not ask if he might do so? He certainly did not ask me.
906. Did he tell you where he was living at that time? No.
907. You did not know? I did not know him very intimately at all.
908. Did you have anything to do with getting him an elector's right for Leichhardt? Nothing whatever.
909. You know that he gave your house as his residence for the three months? Yes.
910. Had you seen him frequently before March? It was an exceedingly busy time, as you know. I would not say that I saw him frequently, but I saw him with fair regularity at that time, just as I saw many others who were actively engaged in politics.
911. Did you see him through February? I could not swear that; it is exceedingly difficult to recollect at this time.
912. Did you see him through January? I saw him off and on, I think, throughout those months.
913. Did you see him about Christmas time? No; I was away myself at that time.
914. He did not tell you that he had been asked to leave his other lodgings? No; he did not tell me that, but he did tell me that while he was in Sydney it was necessary for him to pay for his lodgings.
915. And you suggested that he should stay with you, and that nothing should be charged? Yes.
916. Was he doing work at that time? When he came to me he came with the intention of taking the management of a newspaper which was mooted by a certain section of the labour party.
917. Did he say that he had received any letter from anyone in New South Wales in connection with that newspaper? No.
918. While he was in Queensland? No.
919. He never said anything about that to you? No.
920. *Mr. Bavister.*] Do you know of your own knowledge that letters had been sent to him? Yes.
921. *Mr. Crick.*] Did Mr. Yewen tell you that he had arranged with Mr. Willard to come down from Brisbane to look after the newspaper? No. I did not meet Mr. Yewen at all frequently till about this period in March. Up to that time Mr. Yewen had been living at Smithfield. During March I met him half-a-dozen times to discuss the advisableness of bringing out a newspaper. I think it was early in March when it was first mooted, and it was threshed out in a dozen different ways during March.
922. Mr. Willard went to your place on the 15th March; how long was he there before he went away to Queensland? About three or four days.
923. Did he tell you he was going to Queensland? He did.
924. Did he say that he would come back? Yes.
925. Do you know that he bought a railway-ticket to go to Queensland? No.
926. Did he tell you that he intended to take a return ticket so that he might come back? I do not remember that he said anything of the sort. I should think that would go without saying.
927. He never paid you anything, nor did he hire his room at your place in any shape or form? No.
928. *Mr. Hill.*] But he asked you to keep it for him while he was away? Yes.
929. And he left his clothes there? Yes. And his letters were also addressed to him at the house.
930. *Mr. Wright.*] I suppose that, as a matter of fact, Mr. Willard was your guest, and that he came and went as he pleased? Yes.
931. Do you say that you met with Mr. Willard some time prior to his coming to your house? Some six months prior to that.
932. You are quite clear about your having met him before? I am quite clear about that.
933. And that you invited him to become your guest? I invited him to come to me. We were fellow-workers in the same cause, and we wanted to keep expenses down.
934. *Mr. Crick.*] Who else was living in the same house with you? My father and mother.
935. *Mr. Bavister.*] Were you at home when Mr. Willard took up his residence at your house? Yes, I was there; but my father, who is on the stage, was away with a company at the time. My mother was living in the house when he came, and, as I have said, he shared my room.
936. *Mr. Crick.*] If Mr. Willard swears that he did not know you before going to your house, would that be correct? No.

Mr. John Willard recalled and further examined:—

937. *Mr. Hill.*] Can you give us the date on which your furniture in Brisbane was disposed of, and tell us to whom it was sold? It is possible that I might be able to produce the auctioneer's account sales, but it would mean a great deal of hunting and trouble. I think it was about November, 1892.
938. What was the date of the letter in which you sent instructions to your wife to dispose of the furniture? That would be about October.
939. Not September 4? It would be about October, 1892. I remember getting a reply to the effect that my father-in-law was so ill that I had better go up at once.

Mr.  
J. Willard.  
4 Oct., 1894.

Mrs. Rosa Tester called in, sworn, and examined:—

940. *Mr. Hill.*] You are the wife of Walter Thompson Tester, and you live at 94, Shepherd-street, in this city? Yes.
941. I believe that at one time you resided in Brisbane? Yes.
942. Up till when? We left on May 1.
943. Was that last May? Yes.

Mrs.  
Rosa Tester.  
4 Oct., 1894.

- Mrs.  
Rosa Tester.  
4 Oct., 1894.
944. You lived in Heidelberg-street, Brisbane? For five years.
945. It is in East Brisbane, is it not? Yes.
946. I believe you lived almost opposite St. Albans? Yes; St. Albans is Mrs. Brewer's house.
947. She is the mother-in-law of Mr. Willard? Yes.
948. You left Heidelberg-street in March, and came to Sydney in May? Yes.
949. Do you recollect where Mr. Willard and his wife were living? I do not know exactly the name of the street, but they were living about a quarter of a mile beyond, at the back of Mrs. Brewer's house.
950. Do you remember their home being broken up by Mr. Willard and his wife? I remember it well. It is about two years ago.
951. Where did Mr. Willard and his wife go to after that? They went to stay with Mrs. Brewer, and soon after Mr. Willard left to come down to Sydney.
952. How long afterwards do you think? I cannot quite remember, but it was not very long. I should think it would be about a week or two.
953. You have no doubt about that? No.
954. How long have you known Mrs. Brewer? Nearly five years, I think.
955. Have you known where she has resided during that five years? She has lived in Heidelberg-street, opposite to me, for that time.
956. Has she been there continuously? I think she has been away on a visit once or twice.
957. She has not removed her home from Heidelberg-street? No; I am quite sure about that.
958. If it were sworn that she had moved into Latrobe-street, it would not be true? She did not do so to my knowledge. She was living there when I left. Her house was being built when we first went there, and we lived nearly opposite.
959. I believe you have seen Mr. Willard occasionally in Brisbane since he first went away? Now and again.
960. Do you remember when his mother-in-law was ill? She has been ill two or three times.
961. When did his father-in-law die? About two years ago.
962. Have you heard Mrs. Brewer make any remarks about her son-in-law removing to Sydney? I have heard her say once or twice that he thought of making his home in New South Wales.
963. How long ago would that be? About two years ago—about the time of his father-in-law's death.
964. Did she speak of the proposed change regretfully? Yes.
965. Did she say anything about her daughter? She seemed sorry, because her daughter was the only child she had, and she did not like parting with her.
966. *Mr. Crick.*] When did you first see Mr. Willard after coming down to Sydney? I think I saw him about three months ago.
967. Shortly after you came here? Yes.
968. At your house? Yes.
969. Has he visited there more than once? Not more than once, I think. Mr. Tester has seen him on several occasions.
970. What is your husband? He is a joiner.
971. How many times do you think you saw Mr. Willard in Brisbane after he first came away? I could not say how many times.
972. Would it be once or twice, three times, four times, or how many times? I could not say.
973. You could not give us any idea at all? No.
974. Used you ever to visit the house where he lived? No; I did not visit at his house, but his mother-in-law visited me.
975. Then for aught you know he may have been there continuously? No; he was here a good bit.
- 975½. Why do you say that? Because his mother-in-law told me so.
976. That is the only way you knew? I knew from other persons that he was away.
977. But you never visited his house? No.
978. Is his wife a healthy woman? No, I do not think she is strong; I think I have heard that she is delicate.
979. Have you known her to be laid up with sickness? Yes.
980. Did you go to see her? No; I was friendly with Mrs. Brewer.
981. Did Mrs. Brewer ever tell you that Mr. Willard had been up to Brisbane to see her and his wife after he came to New South Wales? I do not remember her telling me that he had been up.
982. Did she tell you that she had sent him money in order that he might come up? No.
983. Did you ever speak to Mr. Willard before he left Brisbane? On several occasions.
984. You did not know where he was living down here? I know he was down here.
985. When you came down did you know where he was living? When we came down we knew he was here; he came two or three months before us.
986. How long had he been in Brisbane when he came away before you? Not for long.
987. Did you see his mother-in-law about last Christmas? Yes.
988. Was he at home at that time? I think that somewhere about that time he was delivering lectures in Brisbane.
989. About how long to your knowledge was he there at that time? I could not say how long.
990. I suppose he was living with his wife and his mother-in-law, and you were living opposite? Yes; he was staying there.
991. You were living on the opposite side of the road, you were acquainted with his mother-in-law, and yet you cannot tell us whether he was there three months continuously at that time? I do not think so.
992. You do not think he was there two months? I could not say how long.
993. Why do you say he was not there three months? I do not think he was there such a long time as that.
994. Would it be two months? Hardly that, I think.
995. How long was he lecturing? I do not know.
996. Did you hear of his going north about that time? I do not know what place it was; but I think it was to the north that he went.
997. Was he away long? Some little time.
998. What was he going to the north for? I think it had something to do with political affairs.

999. Do you remember his putting up as a candidate for Parliament? I remember his putting up as a candidate for the Queensland Parliament in May last.
1000. And you remember his being defeated? Yes.
1001. How long after he was defeated did you see him in Brisbane? I cannot remember.
1002. You do not remember when he left;—where did you think he was? I understood he was in Sydney.
1003. That is what his mother-in-law told you? Yes.
1004. His wife never came away? Not to my knowledge.
1005. *Mr. Hill.*] Mr. Crick asked you whether you remembered Mr. Willard putting up as a candidate for Parliament in May last? Yes; but it was last May twelve months. It was last May that I left Brisbane to come down to Sydney.
1006. *Mr. Wise.*] How long was it before you came down to Sydney that you saw Mr. Willard in Brisbane? Some few months before.
1007. That would be the last time you saw him there? Yes.
1008. Is that since Christmas? I do not remember seeing him since Christmas.

Mrs.  
Rosa Fester.  
4 Oct., 1894.

Mr. John Seafield Deuchar called in, sworn, and examined:—

1009. *Mr. Hill.*] You were formerly manager of the Mercantile Bank of Sydney in Brisbane? Yes.
1010. What is your present position? I am accountant to George King & Co.
1011. Do you know Mr. Willard? I do.
1012. How long have you known him? Since 1884.
1013. You knew him in Brisbane then? Yes.
1014. Do you remember his leaving for Sydney? No.
1015. *Mr. Crick.*] When did you leave Brisbane? About 1891.
1016. *Mr. Hill.*] In 1891 did you see Mr. Willard frequently in Sydney? Yes.
1017. You met Mr. Willard frequently in Sydney, and you had some conversation with him about business and other matters? Yes, in 1891.
1018. About what month? As far as my memory serves me it was about March or April.
1019. Would you mind telling me what the conversations were? I saw him on several occasions, and I spoke to him about different things. I asked him about Brisbane and property up there.
1020. Did he tell you about the state of business in Brisbane? Yes; he said business was in a very bad state.
- 1021-2. He was dissatisfied? Yes.
1023. Did he say anything about improving himself? I do not think so on that occasion. I saw him afterwards in Melbourne; that would be in 1892, about the middle of the year.
1024. He was there, I believe, on some electric lighting business? Yes; I think he was tendering for some electric lighting.
1025. Did he tell you where he was going to settle? We had a talk about affairs in Brisbane. I was interested in Brisbane myself, and he was telling me about property there. He said everything was going to the dogs, and that he thought of coming down to Sydney to settle.
1026. What did you say? I said that I thought of the two places Melbourne was likely to take a turn before Sydney; but Mr. Willard preferred Sydney to Melbourne, and said he had decided to go there. He said that as far as he could see Sydney was the better place, and that he intended to settle there.
1027. Did you hear afterwards from Mr. Willard, and when? I had a letter from him soon after that.
1028. Where was he then? In Sydney.
1029. Did he speak of Sydney in any way? He said he had made up his mind to settle here.
1030. Have you that letter? No.
1031. Did he say anything about leaving Brisbane? I forget; I could not say now. I did not take much note of it at the time.
1032. When did you return to Sydney? In about July, 1892.
1033. Did you meet Mr. Willard then in Sydney? Frequently.
1034. In that month of July? Not in July, I think, but soon after; a little later in the year.
1035. What do you mean by "soon after"? I think it would be about this time of the year. I went to George King & Co. this time two years ago, and it was shortly after that that I met him.
1036. Where did you then understand that he was living? In Sydney.
1037. *Mr. Crick.*] Did you know of your own knowledge that he was living in Sydney? I did not.
1038. *Mr. Hill.*] Did you meet him frequently in 1892? I have often seen him about town—I suppose dozens of times.
1039. Within what period? During the latter part of 1892, and the beginning of 1893.
1040. Let us come down to July, 1893;—did you see him towards the middle of that year? Yes.
1041. Can you fix the month? No.
1042. About when was it? I had seen him continually through 1893. I saw him a good deal in the first part of 1893.
1043. *Mr. Crick.*] And right down to the middle of the year? I am not so sure about the middle of the year. I saw him repeatedly about the early part of the year, through January, February, and March. I have nothing by which I can fix the months exactly; I am only speaking as far as my memory serves me.
1044. *Mr. Hill.*] But you think you met Mr. Willard about the middle of July? I could not swear that I did.
1045. What part of the year was it—was it the beginning, or the middle, or the end of it? I saw him in the early part of the year.
1046. *Mr. Crick.*] Can you say that you saw him in Sydney at any other period of 1893, after the early period to which you refer? I cannot say for certain that I did.
1047. *Mr. Hill.*] To the best of your belief, when did you see him again? I really could not say.
1048. *Mr. Crick.*] Do you know where Mr. Willard resided? No.
1049. He came to Sydney because, as he said, things were going to the dogs in Brisbane, and he was dissatisfied with the place;—are you aware that after all this talk with you, and after all his arrangements, he put up for the Queensland Parliament? No.

Mr.  
J. S. Deuchar.  
4 Oct., 1894.

- Mr. J. S. Deuchar. 1050. He says he came to Sydney to better himself;—do you know of his getting any work to do in Sydney? No.
- 4 Oct., 1894. 1051. He knew that you were in the position of accountant at King and Co.'s? Yes.
1052. Has he ever asked you to put him on to any work? No.
1053. You cannot mention any person to whom he applied for work? No.
1054. Mr. Hill.] Were you in a position to give him work if he had asked you for it? No. I understood that he was in some business of his own. I never asked him any questions on the subject. If I met him in the street, I would say, "How are things going?" and he would say, "Oh, so so," or something of that kind. I understood that he was in business all the time.

Mr. John Casson called in, sworn, and examined:—

- Mr. John Casson. 1055. Mr. Hill.] What are you? I am the Sydney representative of the *Brisbane Courier*.
- 4 Oct., 1894. 1056. Where is the office of this paper? At Tattersall's Club Chambers, Pitt-street.
1057. How long have you been in Sydney as a representative of the *Brisbane Courier*? I left them in February, and I joined them again six weeks ago. I have been here a little over six years.
1058. You know Mr. Willard? Yes.
1059. Whom did you first meet him in Sydney? To the best of my knowledge, in February of this year.
1060. Where did you see him? In the Brisbane Newspaper Company's office.
1061. How do you fix the date? I had left the Brisbane Newspaper Company on the 9th February, and Mr. Keith had taken charge on the 13th. It was just after that that I met Mr. Willard.
1062. Do you know where he was living? No.
1063. Since February have you met him frequently? I have met him several times since then.
1064. Mr. Crick.] What do you mean by "several times"? Two or three times a week; sometimes only once a week.
1065. Have you met him every week since February? I would not say that I have met him every week. I dare say I have met him fifty times since then.
1066. You were on the paper? Yes.
1067. Has Mr. Willard applied to you for literary work? No; I left them in February. I was out of work for some time, and I then went back to them again.
1068. Did you see Mr. Willard at all in March of this year? I should not like to say that I did.

Mr. John Macnamara called in, sworn, and examined:—

- Mr. J. Macnamara. 1069. Mr. Hill.] What are you? I am an auctioneer.
- 4 Oct., 1894. 1070. Where? Residing at Broadway, Glebe.
1071. Do you know Mr. Willard? Yes.
1072. How long have you known him? About four or five years.
1073. When did you first meet him in Sydney? Two or three years ago.
1074. Will you carry your memory up to 1893;—did you meet him in that year? Yes.
1075. Can you tell me at what period of that year you met him? I met him on several occasions during that year.
1076. What was the first time? I could not state any date.
1077. Could you not state the month? No.
1078. Would it be in the early part of the year? I think the latter end of the year.
1079. Did you ask him to do something for you? Yes; I think he was going to Brisbane, and—as far as I can remember—I asked him to take some message for me.
1080. But you cannot fix the month? No. Now I come to think of it, I think he took a message up for me in the early part of the year. I think it was then that I spoke to him about his going up.
1081. You do not know where he was residing then? I do not.
1082. Had you seen him frequently in Sydney? On many occasions.
1083. Chairman.] Would that be at the end of the year? At different times during the year; I could not fix the dates.
1084. Mr. Crick.] Did you think he was living in Sydney at the time? From what he said I understood he was engaged in business in Sydney.
1085. Did he say so? I did not ask him.
1086. What did he say which led you to understand that? I always thought he was engaged in business. Twelve months previously I remember meeting him in Brisbane when he said that he was leaving Brisbane for good, and seeing him here I thought he was settled in business here.
1087. He did not say that he was in business here? No; but I understood that that was the case from the general nature of my conversation with him at different times. I had the impression that he was engaged in mining.
1088. Mr. Hill.] And he had told you some twelve months previously that he was leaving Brisbane for good? I understood him to say that.
1089. Then that would be some time in 1892? Yes.
1090. Did you meet him in the country anywhere? Yes, about the commencement of 1892.
1091. Where? At or near Armidale. I do not know at this moment whether it was in the train or at Armidale.
1092. Mr. Crick.] What do you call at the commencement of 1892? Early in the year. I could not locate the month or week.
1093. You do not know whether he was going through by train or not? No, I understood that he was going out mining. As far as I can recollect I met him at "Kickham's Hotel." I think he said he was going away upon some mining matter.
1094. Mr. Wright.] Were you often at Armidale yourself? I have been there three times.
1095. You are quite certain Mr. Willard told you twelve months previously that he was leaving Brisbane for good? Yes.
1096. Mr. Hill.] Some months afterwards you saw him quite a number of times? Yes; I frequently met him walking in the street, and we would go in and have a refresher together. I think I met him once or twice in Oxford-street.
- 1097.

1097. And you have noticed him in Sydney up to date at different periods? I have seen him about several times—in the trams for instance.
1098. From what he said to you you concluded that he was a resident of Sydney? Yes.
1099. *Mr. Crick.*] What did he say which led you to conclude that he was a resident of Sydney? I had many conversations with him. I remember that some considerable time ago when I had a chat with him at Brisbane, he said he thought Brisbane was done, and that he was going to make a fresh start in another Colony.
1100. Are you aware that he put up for a member of Parliament there in 1893? I am not aware of that.
1101. If he did so that would be after he told you that the place was done? Yes.
1102. Would you be surprised to hear that he was simply visiting this Colony, and that he was nominated by the labour party? I do not know about that. I certainly understood when I met him here that he was resident in the Colony. Although I myself am a resident here, I am in Brisbane on business at different times.
1103. Did you ever know Mr. Willard to do any work here? No.
1104. Did you ever know him to be in any employment whatever in this Colony? No; I understood from what he said that he was engaged in mining.
1105. But you do not know of his being in any employment here? No; I thought from his conversation that he was in business. He talked about mining matters, but I did not know exactly what his business was. Of course I did not ask him what it was.
1106. You have not seen much of him this year? I have been away.
1107. For how long? I have been to and fro on business. I saw him at the commencement of the year.
1108. In what month? I believe I saw him here early in January.
1109. *Mr. Wright.*] You say you have only been to Armidale three times;—can you not fix the particular month in which you met Mr. Willard there? As nearly as I can remember it was in February, 1892. I know that at that time I was in Waleha and Armidale.
1110. *Chairman.*] But you cannot fix any dates for the last year? Not distinctly.

Mr. J.  
Macnamara,  
4 Oct., 1894.

Mr. Thomas Keniry called in, sworn, and examined:—

1111. *Mr. Hill.*] What are you? I am a quarryman by occupation, but I am working at the shipping at the present time.
1112. For whom are you working? The Central Wharf Company.
1113. Where do you live? In Macquarie-street, Leichhardt.
1114. Do you know Mr. Willard? Yes.
1115. How long have you known him? Personally, about seven months.
1116. Where did you meet him? In Leichhardt, seven months ago.
1117. Do you know where he was residing? Not when I first met him.
1118. Did you find out afterwards? Yes.
1119. How long afterwards? About a week.
1120. Where did you discover that he was living? With Mr. Holman.
1121. Do you recollect attending a meeting at Leichhardt in March? Yes.
1122. What was the date? The 17th March.
1123. You were chairman of the meeting? Yes.
1124. Where was it held? At the corner of Railway-street and Parramatta Road.
1125. Was it a political meeting? Yes.
1126. Who spoke at the meeting? Mr. Willard.
1127. You are quite sure of that? Certain.
1128. He could not have been in Brisbane, as sworn to, on that date? That would be impossible.
1129. *Mr. Crick.*] You do not know where he was living at that date? No; but I knew that he had been residing in Sydney previous to that.
1130. Did you know that? Not personally.
1131. How? I knew it from a young fellow who was working with me, and he used to tell me about Mr. Willard.
1132. Was this long before March? About five or six months previously.
1133. What was the young fellow's name? Jones.
1134. Where did Jones say he was living? I did not ask him.
1135. Was Jones at this political meeting? No.
1136. Did you yourself speak to Mr. Willard that night? Yes. It was the first time I had an introduction to him.
1137. Did you say that Jones had spoken to you about him? No.
1138. Did you ask him how Jones was? No.
1139. Did he say anything about Jones? No.
1140. Was Jones's name mentioned? No;—there was no conversation of a personal nature whatever.
1141. Was Mr. Holman at the meeting? Yes.
1142. Did he speak? I would not be positive that he spoke that night.
1143. Who else spoke besides Mr. Willard? Mr. Hughes, I think.
1144. Then the only speakers were Mr. Hughes and Mr. Willard? Yes.
1145. Was there any report of the meeting in the press on the following morning? I did not notice any report in the newspapers. The meeting was not called by advertisement; it was a usual Saturday night meeting.
1146. Who asked you to take the chair? The members of the electoral league.
1147. Did you know that Mr. Willard was going to speak? Not until his name was given up to me that night at the meeting.
1148. And you cannot say where he was living on the 17th March? I am told that he was living at Leichhardt, but I could not say definitely that he was.
1149. When did you next see Jones after the 17th March? At our work.
1150. I suppose that would be on the Monday? I suppose so.

Mr.  
T. Keniry,  
4 Oct., 1894.

- Mr. T. Keniry.  
4 Oct., 1894.
1151. When you saw Jones again did you say to him, "I heard Willard speak the other night"? No.  
1152. Although Jones had spoken to you so frequently about Mr. Willard, the next time you met him you did not say a word to him about Mr. Willard having spoken at the meeting? I did not speak to Jones about him immediately; but sometime afterwards I spoke to him about Mr. Willard, and said that I had met him.  
1153. Did he say where Mr. Willard was residing then? No.  
1154. You cannot say, then, whether at that time he was living with Jones? I knew the following week after he had spoken at the meeting that he was living at Leichhardt, but when his name was handed up to me at the meeting I did not know that he was living there.  
1155. Who told you that he was living there? Mr. Holman and others told me—Mr. Chandler told me.  
1156. Was Mr. Chandler at the meeting? Yes.  
1157. What is he? A painter.  
1158. Mr. Hill.] These meetings have been held for the last three years on Saturday nights? Yes.  
1159. By the league? By the Petersham and Leichhardt Electoral Leagues.  
1160. Has not Mr. Willard spoken at the meetings since then? Since then frequently. At the first meeting at Leichhardt at which he spoke I remember his saying that he had recently come from Brisbane. He spoke of the necessity for organisation among the industrial classes.

John Love recalled, and further examined:—

- Mr. J. Love.  
4 Oct., 1894.
1161. Mr. Hill.] Since you gave your evidence this afternoon, have you looked at the books of your newspaper? Yes.  
1162. And do you find that Mr. Willard has contributed to it in any way? There is no entry of any payment to him. I looked as far back as August of last year.  
1163. Mr. Bavister.] Do your books show that Mr. Willard was one of the persons entrusted with papers for the sale of *Daily Post* shares? No.  
1164. As far as you know he had no authority? No.

Walter Thompson Tester called in, sworn, and examined:—

- Mr. W. T. Tester.  
4 Oct., 1894.
1165. Mr. Hill.] I believe you formerly resided in Brisbane? Yes.  
1166. When did you leave there? On the 1st May this year.  
1167. In what street did you reside? In Heidelberg-street.  
1168. Do you know Mrs. Brewer? Yes.  
1169. Where did she live? In Heidelberg-street, opposite our place.  
1170. Mrs. Brewer is the mother-in-law of Mr. Willard? Yes.  
1171. Is she a very old lady? In appearance, yes.  
1172. Judging from her appearance, should you say she was a delicate person? She looks as if old age were coming on her.  
1173. Do you recollect where Mr. Willard lived in Brisbane? Yes.  
1174. Do you know the house? Yes.  
1175. What street was it in? Up to two or three years ago they lived in Latrobe-street.  
1176. Do you recollect the Willards leaving that house? I cannot recollect the date.  
1177. About how long ago would it be? About three years ago, as far as I remember.  
1178. Did they break up their home? Yes.  
1179. Where did they go to then? From what I could understand, Mr. Willard came south; but his wife was living with her mother after that. I remember seeing her there after Mr. Willard had left.  
1180. He disappeared from Brisbane at that time? Yes.  
1181. Since then has he been, comparatively speaking, a stranger to Brisbane? He has been away a long time. As far as I can remember, he came up afterwards to deliver some lectures.  
1182. Mr. Crick.] That was the first you heard of him after the breaking up of the home? Yes.  
1183. Mr. Hill.] You were away, I think? Yes; I was away for six months.  
1184. Did you meet Mr. Willard in Sydney afterwards? No; I was not in Sydney at that time.  
1185. But you have seen him here in the present year? Yes.  
1186. When? Shortly after the election.  
1187. Not before then? No.  
1188. Mr. Crick.] Did he go out to your place? He visited me once on a Sunday.  
1189. Did he tell you that there was a petition against his return? No.  
1190. Did he say that the next time he came out? He did not visit our house again.  
1191. Did he not visit it three times? No.  
1192. Did your wife tell you that he had visited it when you were not at home? No.  
1193. I suppose she would have told you if he had done so? Oh, yes.  
1194. Mr. Hill.] I suppose your wife is a credible woman? Yes.  
1195. Mr. Crick.] Were you on speaking terms with Mr. Willard before he left Brisbane? Yes.  
1196. You knew he used to be an alderman there? Yes; before his home was broken up.  
1197. When you talk of his home being broken up, you mean that he went through the court? Yes.  
1198. Then it was not a voluntary act on his part? He could not help it.  
1199. You never considered that he had left Brisbane for good? I did not take any interest in the matter.  
1200. You saw his wife and mother-in-law living there? Yes; I understood that Mr. Willard's father-in-law was sick, and that that was why Mrs. Willard stayed on.  
1201. But Mr. Willard's father-in-law has been dead two years, has he not? About that, I think.  
1202. And Mr. Willard's wife is still staying in Brisbane? Yes; I think so.  
1203. Mr. Hill.] You were at Bourke some time, I believe? Between five and six months.  
1204. Do I understand you to say that Mr. Willard's home was broken up because he went through the court? I could not say what it was broken up for, but I know that it took place about that time.  
1205. Mr. Kelly.] You know Mr. Willard's father-in-law? Yes.



1206. What was he? A pensioner, I believe.  
 1207. Did you know that he was Mr. Willard's clerk? I could not say.  
 1208. *Mr. Crick.*] Do you know if he had any means? No.  
 1209. You did not know his position at all? No.  
 1210. But you know that Mr. Willard's father-in-law and mother-in-law and wife all lived together? I know that his wife lived with them, and Mr. Willard stayed there when he was in Brisbane.

Mr.  
 W. T. Tester.  
 4 Oct., 1894.

TUESDAY, 23 OCTOBER, 1894.

Present:—

Mr. Bavister,		Mr. Gormly,
Mr. Hayes,		Mr. Lee,
Mr. Wise,		Mr. Morton,
	Mr. Wright.	

Petitioner appeared in person.

E. Barton, Esq., Q.C., appeared for respondent.

Mrs. Elizabeth Jones called in, sworn, and examined:—

1211. *Chairman.*] You know Mr. Willard? Yes.  
 1212. How long have you known him? Since the end of November, 1892.  
 1213. Did he go to stay with you at that time? Yes.  
 1214. Did he engage a room at your house? Yes.  
 1215. How long did Mr. Willard stay with you after November, 1892? Till the time of the Queensland floods in 1893.  
 1216. What time would that be? Somewhere about January, I think, but I could not be positive as to the date; I should not have remembered it only that my sister-in-law's house was swept away at the time.  
 1217. Where did Mr. Willard go when he left you at that time? He went to Brisbane, I think.  
 1218. At any rate he left your house? Yes. He went for a trip to see his wife or his mother-in-law—I forget which—who was ill.  
 1219. How long did he remain away from your house at that time? About eight or nine weeks.  
 1220. Cannot you fix the date any closer than that? No. I have had far too much sickness and illness since then to remember much about dates.  
 1221. Did Mr. Willard come back to your house? Yes.  
 1222. How long did he stay with you after that? I could not say; he has been away on and off at different times, but I have told you the longest time he was ever away. I could not give the dates unless I looked at the money I had received—not otherwise.  
 1223. You say that when Mr. Willard left you in January he was away eight or nine weeks. Did he keep his room during the whole of that time? Yes; and he sent me some money from Brisbane.  
 1224. How much? A pound.  
 1225. When he returned did he pay you the balance owing? Yes.  
 1226. How much was that? Two pounds ten shillings.  
 1227. He paid you £3 10s. for the use of the room during the time he was away? Yes.  
 1228. What was the rent of the room? Four shillings a week.  
 1229. *Mr. Barton.*] Did that amount include anything due before, or was it simply for the time during which Mr. Willard was away? I do not remember.  
 1230. Did it cover what was owing to you up to the date? Yes.  
 1231. *Chairman.*] You think Mr. Willard left in January? Yes; but as I have said I cannot be positive as to the dates. I know he left me at the time of the flood.  
 1232. And that he returned to you eight or nine weeks afterwards—that is all you can say? Yes.  
 1233. How long did he stay on his return. Can you give us no idea? I cannot.  
 1234. Did he stay with you until you removed? Yes; until we left Pickup-street and went to Roschill-street.  
 1235. When did you go to Roschill-street? In September, 1893.  
 1236. He was with you during that period? Yes.  
 1237. Regularly? He may have been away a week or a fortnight at the time, but no longer.  
 1238. During that period he was not away then at one time for more than a fortnight? No.  
 1239. How long did Mr. Willard remain with you at Rosehill-street? Till March of this year.  
 1240. From the time you went to Rosehill-street in September of last year until March of this year you say that Mr. Willard resided continuously with you? He may have been away a week or a fortnight during that period, but not for a longer time.  
 1241. He left you finally in March of this year? Yes.  
 1242. *Mr. Barton.*] Do you know where Mr. Willard went when he left you in March of this year? I cannot say. I did not ask him.  
 1243. You say that Mr. Willard resided with you from September, 1893, until March of this year at Rosehill-street, and that sometimes during that period he was away for a week or a fortnight;—did he pay you for the whole time? Yes. If he did not pay me this week or this month he would pay me next. If he did not pay me before he went away he would pay me when he came back.  
 1244. His room was kept for him? Yes.  
 1245. Was that done at his request? Certainly.  
 1246. Had he any luggage left in the room? Yes.  
 1247. His clothes and his effects? Yes; as far as I know he only took a change away with him.  
 1248. You kept his things there for him? Yes, and the room.  
 1249. He took only a change when he went away? Yes.  
 1250. You have told the Committee that Mr. Willard paid you an amount of £3 10s.; that amount included not only payment for the room while he was there, but payment for a period during which he was not occupying it? Yes.

Mrs.  
 Elizabeth  
 Jones.  
 23 Oct., 1894.

Mrs.  
Elizabeth  
Jones.  
23 Oct., 1894.

1251. So that there was no time for which his room was kept for him in respect of which you were not paid? No, I was always paid.
1252. There was no time when Mr. Willard stayed away when his room was not kept for him, and when all his clothes and effects were not in it? No; the room was locked up for him until he came back again.
1253. Did he have his meals with you? He had his breakfast with us every morning, and sometimes in the evening he had tea with us.
1254. Did your husband leave home before your ordinary breakfast time? Yes. He left home every morning at a quarter past 5 to catch the half-past 5 tram.
1255. But Mr. Willard, being up later, would have breakfasted your hour? Yes, with me.
1256. The rent for the room was 4s. a week? Yes.
1257. And there was also a charge of a shilling a week for washing? Yes; making 5s. altogether.
1258. With regard to the Queensland floods, you do not know quite when they took place? No; since then I have been very ill myself, and I have had a baby ill for three months. I could not possibly go back that amount of time to fix the date. I am under the doctor's care now. I should not be here now only I was requested to come. I have a baby almost dying, and I want to get away as quickly as I can.
1259. You were asked to attend here on a former occasion? Yes; I could not come myself, and my husband came instead.
1260. But he did not know as much about your household arrangements as you yourself know? No; he has nothing to do with managing household affairs; I always manage them myself.
1261. Did you let Mr. Willard's room to anyone during any of the times he was away? Certainly not; and Mr. Willard would not have left when he did except that I was not properly able to attend to him in the state of health I was in at the time.
1262. Mr. Willard lived with you from the end of November, 1892, until March of this year? Yes.
1263. *Chairman.*] And you say that his longest absence during that period was eight or nine weeks—that that was the only long time he was away? It may have been that period, but I could not be positive.
1264. *Mr. Barton.*] But you are sure there were no long absences except that one occasion? Yes.
1265. Do you know what it was that caused Mr. Willard to go away then? Sickness in his own household in Brisbane.
1266. Did you know that his mother-in-law was living in Brisbane? Yes; I heard so from my husband. I did not know it myself. I heard that it was sickness in his own family which kept him away.
1267. Do you know whether he was sent for on that occasion or not? I could not say.
1268. *Mr. Morton.*] Did you cook for Mr. Willard? Yes.
1269. And he had his meals with you? Breakfast, and sometimes tea.
1270. Did he bring in provisions and supply them to you? Whatever he brought in I cooked for him.
1271. In addition to paying you 5s. a week he supplied you with what he wanted cooked? Yes, of course.
1272. At any time during the period you have named was the room occupied by Mr. Willard let to anyone else? Certainly not.
1273. It was kept for Mr. Willard? Yes.
1274. *Mr. Wise.*] Did Mr. Willard come to you in the first instance as a lodger or as a friend of your husband? As a friend of my husband.
1275. Did he pay you anything at first or did he stop with you as a friend of your husband? He paid me 4s. per week.
1276. From November, 1892? Yes.
1277. From the very beginning? Yes, and he sent me money from Brisbane when he went up.
1278. You are quite sure that he paid you from November, 1892? Yes.
1279. Every week? Yes.
1280. At no time did he stop at your place without being charged? No.
1281. How often did he go away altogether? He went away on several occasions; I cannot give you the dates.
1282. About how often? I could not say.
1283. For how long a period? The longest period was at the time of the Queensland flood.
1284. And that was how long? About eight or nine weeks. I could not exactly say how many weeks it would be.
1285. Did you receive any letter from Mr. Willard when he was away? I received a letter when he sent me the money from Brisbane.
1286. How often did you receive money from him from Brisbane? He sent me £1 at the time I have told you of. He paid me the rest when he came back.
1287. Was the amount he paid you for rent due before he left, or was it solely due on account of the rent while he was away? I can't think. All I know is that he sent me £1 while he was in Brisbane.
1288. Had he left owing you any money? I do not remember.
1289. Then you cannot say what the £1 he sent you was for? I cannot remember unless I refer to the dates.
1290. *Mr. Kelly.*] Do you keep any books? No; I only keep a file.
1291. *Mr. Barton.*] Was the whole amount squared up eventually? Yes.
1292. In other words, Mr. Willard paid you everything he owed you? Yes.
1293. *Mr. Wise.*] Have you accounts on your file showing when Mr. Willard paid you the various sums he owed you? I cannot say.
1294. You have not looked to see whether they are there? No.
1295. How is it you were able to say how much it was Mr. Willard owed you when he went away, or at any other time—did you carry it in your memory? I cannot refer now to particular amounts.
1296. How did you arrive at the amounts Mr. Willard owed you? I cannot say.
1297. With reference to the £1 which Mr. Willard sent you from Brisbane, did he owe it to you before he went away? I cannot remember.
1298. Have you anything that will help you to remember? I do not think so. I have been up since Saturday night nursing, and I cannot be expected to have a very clear brain.
1299. When were you asked to come here to give evidence? Mr. Willard asked me to come before, but I could not come. My baby was dying; the doctor had given it over.
1300. Did you give any statement to Mr. Hill? No; my husband came instead of me. 1301.

1301. Did you give any statement in writing to Mr. Willard? Certainly not. I could not come, and my husband came here instead. I thought he would do just as well.
1302. *Mr. Barton.*] You do not keep any books; you simply put your bills on a file? Yes.
1303. If there were any matter, such as some money owing by Mr. Willard for several weeks, you would trust to your memory for it? Yes; or if I thought of it at any time I might put it down on a piece of paper.
1304. *Mr. Kelly.*] Before your husband came here had he any consultation with you;—did he refresh his memory by referring to you in any matter, knowing that you were the housekeeper? No; he looks to his own work, and I look to mine.
1305. *Mr. Lee.*] When Mr. Willard left your house from time to time to go to Brisbane, did he assign any reason for doing so? There was the illness of his wife, or his mother-in-law, in Brisbane, I could not say which.
1306. Did he ever lead you to believe that he intended to bring his wife down to Sydney? Yes.
1307. Did you know from him with whom his wife was staying in Brisbane? No.
1308. You did not hear him say? No.
1309. You do not know whether she was living in a house of her own or with her mother? I heard that she was living with her mother.
1310. Have you any reason to suppose she was keeping a house of her own? She was with her mother, I understood.
1311. Was that what Mr. Willard told you? Yes.
1312. *Mr. Wise.*] Did Mr. Willard ever tell you that he had been a candidate for Parliament in Queensland? No; he was not one to speak of his own affairs.
1313. *Mr. Barton.*] Was there any change in the terms agreed to be paid by Mr. Willard to you from the beginning to the end of his stay with you? No.
1314. He was paying 4s. a week for his room, and 1s. a week for his washing all through? Yes.
1315. *Mr. Bavister.*] I understand you to say that, between the dates of September, 1893, and March, 1894, Mr. Willard was not away for more than a fortnight at any one time;—you are quite certain about that? I could not be positive.
1316. You are not certain of the dates? No; I was very ill at the time.
1317. *Chairman.*] You say that it was in November, 1892, that Mr. Willard first came to live with you? Yes.
1318. And that he left you about the following January? Yes; that was about the time, I think.
1319. And that he was then absent eight or nine weeks? He must have been.
1320. If we have been informed that he was absent from Sydney from January to June, would that be correct? No; it would not.
1321. You say you cannot remember the dates at all? I cannot.
1322. *Mr. Wise.*] What was the sum of £2 10s. which you say Mr. Willard gave you when he returned paid to you for; what time was it supposed to cover? I cannot go into dates. It is of no use asking me.
1323. *Mr. Kelly.*] Did you give Mr. Willard receipts for any money he paid you? No.
1324. He simply sent or gave you money for periods of two, three, or four weeks, as the case might be, and nothing else passed between you? No.
1325. *Mr. Barton.*] You simply mention the amount of £1 sent you from Brisbane, and the amount of £2 10s. afterwards given you as instances of Mr. Willard having given you money when it was owing;—you do not mean it to be inferred that those were the amounts owing for any specific period? No.
1326. Mr. Willard simply gave you those amounts as he would give you amounts at any other time when money might be owing? Certainly.
1327. You cannot remember any particular sum as having been paid for a particular period—all that you remember is that your whole claim was paid? Yes.
1328. While living with you did Mr. Willard pay you week by week as a rule, or did he allow the money due to run on? He let it run on from time to time. Sometimes for a month or five weeks.
1329. And did he pay you in cash? Always.
1330. *Mr. Kelly.*] How did Mr. Willard send you the amounts when he was away? He only sent me the £1 from Brisbane. He gave me the £2 10s. himself.
1331. With regard to the £1 which he sent from Brisbane, did you write Mr. Willard a letter acknowledging its receipt? I wrote an answer to his letter saying that I had received the money. I remember his saying that he did not expect to be away so long.
1332. *Mr. Wright.*] Was the breakfast included in the 4s. a week which Mr. Willard paid you? No; he provided his own meals.

Mr. John Willard recalled and further examined:—

1333. *Mr. Wise.*] Have you been to Brisbane since the adjournment of your case? Yes.
1334. Who has prepared the affidavits which have just been put in and read? Messrs. Ruthning and Jansen drafted them.
1335. In whose handwriting is the body of them? In my own handwriting.
1336. Have you the drafts? I have only one of the drafts. It is a rough draft. That is the only one I have.
1337. Is the rough draft in your handwriting? No; in the handwriting of one of the firm.
1338. Were the drafts in the handwriting of the several deponents? None of them were in the handwriting of the deponents. They only swore to them.
1339. How did you know what to put into the drafts? They came to the office to see the solicitors about it. We wrote instructions to Messrs. Ruthning and Jansen to get the affidavits prepared. Mr. Jansen was getting them ready to send down. That is why we asked for an adjournment. We expected them in a few days. One of our letters went astray for some unexplainable reason.
1340. If Messrs. Ruthning and Jansen were preparing the affidavits, how do they come to be in your handwriting? One reason was that in the hurry of the moment they did not know what heading to put to them, and they thought it would be better to have them all in the same handwriting, if I could do them, and I therefore did them.

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1341. What did you copy from? From a rough draft—from the statements produced by the solicitors.
1342. Did you yourself interview the deponents? Some of them I did, and some of them I did not. They had several affidavits prepared when I got up there.
1343. *Mr. Barton.*] Did you in any way suggest to any of the deponents what they were to say? No.
1344. Did you make any suggestion whatever to them? No, except to say to Mr. Marsow, for instance, what Mr. Stevens had said.
1345. You told the deponents what had been stated in evidence, but you did not make any suggestion to them as to what they should say in reply? No; they were simply asked whether they could contradict the evidence. I may say that Marsow volunteered his affidavit.
1346. He volunteered his statement in the first instance? Yes. He met me in the street and he said that Sergeant Mannion had been to him asking him whether he remembered taking me to the station. Marsow said he did, and that it was about fifteen months ago. The policeman then said, "Don't you think you could say it was about three months ago instead of sixteen months ago?" Mannion, the policeman, said that Stevens was putting up the money, and that it would be made worth his while if he could do it.
1347. Marsow then volunteered to make his affidavit? Yes.
1348. Was anything more said to the other deponents than to point out to them what had been sworn in evidence, and to ask them whether it was true or not? Nothing beyond that.
1349. With reference to the registered letters, you have heard the affidavit of Mr. J. Macdonald, officer in charge of the post office at Woolloongabba. The first date of the registered letters given is the 27th April, 1893? With reference to the registered letters generally, I may state that registered letters had been coming on behalf of my mother-in-law. I had formerly acted as agent for her in the sale of some of her property, and registered letters were in the habit of coming, and are still coming, I presume, to her address. Persons were instructed to send the registered letters to her address. One man in particular always sent his letters there, and still sends them there, I believe.
1350. You will notice that the officer says, in his affidavit, that he gave the letters to John Willard, who gave him receipts in his own name? I do not know how he could say that. In the first place he does not know me, and he does not know my handwriting. The only explanation I can offer is that he has, in some instances at all events, mistaken the signature of my wife, which is sometimes "J. J. Willard," and sometimes "J. Willard," for my own.
1351. *Mr. Kelly.*] Does your wife write like you? No, not like me; but she writes a sufficiently bold hand for it to be taken for a man's handwriting.
1352. *Mr. Barton.*] Are any of the dates mentioned by the officer dates on which you were in Brisbane? On the first date given, 27th April, 1893, I was there.
1353. And you were there, I believe, on the 26th June; so it is quite possible that you signed for both of those letters? I may have done so.
1354. With reference to the next day, 21st July, were you in Brisbane on the 21st July, 1893? No; I was in Sydney at that time.
1355. So that if there is a signature "J. Willard" for a registered letter delivered on that date in Brisbane it is not your signature? No; it may have been the signature of my mother-in-law or my wife.
1356. The next date given is the 29th August, 1893;—were you in Brisbane on that date? Yes, the signature on that date may have been mine.
1357. And on the 22nd October? On that date I was in Sydney.
1358. And the signature, "J. Willard," for a registered letter delivered in Brisbane on that date would not be your signature? No.
1359. On the 27th November, the next date given, I believe you were in Sydney? Yes.
1360. And your answer to the last question would apply to that date also? Yes.
1361. On the 3rd January, the next date given, you were in Brisbane, and therefore the signature may have been yours? Yes.
1362. Have you any separate and independent recollection of any particular registered letter? No.
1363. *Mr. Leo.*] The deponent of one of the affidavits says that during 1893 you were carrying on business in Brisbane as land and commission agent;—is that a fact? I carried on no business there during 1893.
1364. He says that on the 27th June, which is the day on which you left Brisbane for Sydney, he interviewed you;—do you remember that? Yes; I have already said so in my evidence, and I gave the Committee particulars of the transaction.
1365. After the 27th June did Mr. Leo personally interview you on behalf of a client who had purchased freehold land from you? He never purchased freehold land from me on behalf of any client.
1366. Did he see you after the 27th June in Brisbane in reference to the purchase of any freehold land? No; he saw me during June—not afterwards.
1367. You returned to Brisbane at the end of July;—he may have seen you then? He may have seen me in August. I saw him in the street the other day when I was up there.
1368. Did he see you about the purchase of any freehold land in August, or about the 3rd or 4th September, or in the third or fourth week in December? No.
1369. *Mr. Wise.*] When did you first go to reside at the Jones'? About November, 1892.
1370. Will you look at your answers to questions 334, 335, and 336?
334. When did you leave again? At the end of January, 1893.
335. Where were you residing during the nine or ten months you were in Sydney, in 1892? During most of the time I resided at 13, Jersey-terrace, Crown-street.
336. When you left Brisbane in 1892, did you give up your place of abode? When I went up in October I did.
- Also to your answers to questions 345, 346, 347, and 348?
345. How long did you stay up there? Up to June.
346. Having left Sydney at the end of January? Yes.
347. Was it then that you settled up your affairs in the Bankruptcy Court? Yes.
348. You got your certificate of discharge, and you paid 20s. in the £? Yes; I got a deed lodged on the 4th May in the Supreme Court, certifying that every creditor had been fully satisfied. I got my certificate prior to the date for which it was granted.

Also

Also to your answers to questions 350, 351, 352, and 353 ?

350. Did you then finally leave Brisbane intending to settle elsewhere ? Yes ; I resumed my intention of settling here.

351. Where did you go to reside then ? At 31, Pickup-street, Alexandria.

352. Who occupies that house ? George Longworth Jones.

353. How long did you stay there ? I went up to Brisbane again about the 30th July. I know that I was in Brisbane on the 1st August.

I call your attention to that series of answers, and I desire to know whether you wish to give any explanation of not having mentioned that you went to the Jones' before the January of 1893. Anyone reading these answers would come to the conclusion that you resided in Crown-street before that ; that you went away, and that on your return from Brisbane you went to the Jones' for the first time ? I simply answered the questions put to me by Mr. Hill. He had my statement, and he might have asked me further questions if he had liked.

1371. Will you refer to your answers to the questions from 364 down to 378 inclusive ?

364. Did you give up your lodgings in Pickup-street ? No.

365. You continued them ? Yes ; I did not expect to be away more than a week or two.

366. Did you leave part of your personal effects behind you ? I left everything there except a change of clothing which I took with me.

367. And you paid for your lodgings as if you had been there ? Yes.

368. You did not expect to be away more than a week or so, but it was not until the 3rd or 4th September that you returned ? That is so.

369. Had you been sick up there during that time ? I was pretty bad for about a fortnight, if I remember right, with an attack of pleurisy.

370. You arrived back in Sydney on 5th September, and you went to your lodgings in Pickup-street ? Yes ; I went back again.

371. How long did you continue at Jones's from that time ? Up to December.

372. Continuously ? Yes.

373. What caused you to go to Brisbane in December ? I went up again the first or second week in December, my wife being ill.

374. Were you sent for ? Yes.

375. Did you go by boat or by rail ? By rail.

376. When you went away in December, did you give up your lodgings ? No.

377. You still continued paying for them, leaving a part of your personal effects there as before ? Yes ; I did not expect that I should be away more than over the Christmas holidays, if as long.

378. *Mr. Crick.* How much a week did you pay for your lodgings ? Five shillings a week.

You speak there of keeping on your lodgings, but the answers all relate to a period subsequent to June, 1893 ;—how was it that when you were asked these questions you did not mention that from January to June you were paying for your lodgings with the Jones' ? I simply answered the questions put to me by Mr. Hill. He knows that I was very ill that night, and that I had the greatest difficulty in following him.

1372. Do you tell us that from January 27th down to June 28th, during those five months you were paying 5s. a week for your room ? From about the 1st of February when I arrived in Brisbane, yes, I was.

1373. How was it that you did not mention a matter of such supreme importance when you were first examined upon the point ? I simply answered the questions which were put to me.

1374. Are not the answers to which I have directed your attention inconsistent with your having paid for your room during the whole of that time ? I do not remember whether I referred to that circumstance later on in my evidence or not, but I know that I wrote down the statement for Mr. Hill. He simply took up my statement and asked me questions upon it. Had I been making the statement myself I could have given a perfectly connected case quite as well as by answering questions. Up to the time I went to Brisbane, in October, I was living in Crown-street, but after my father-in-law died when I returned to Sydney, I went to the Jones'.

1375. When did you return here ? In November.

1376. But you do not state that. Let me refer you to your answer to question 351. It would appear from that, that having left Brisbane on the 27th June, and having arrived in Sydney on the 28th, you went then to reside for the first time at Pickup-street, Alexandria ? Yes ; but let me refer you to my answers to questions 329 and 330 :

329. Did you return to Sydney at the end of 1892 ? About the middle of November.

330. How long did you remain in Sydney then ? Till the end of January, 1893.

1377. *Mr. Barton.* Look at question 336 and the answer to it ;—what does your answer to that question refer to ;—do you mean that when you went up in October you gave up your place of abode in South Brisbane ? Yes ; my wife had been living in the old house in Latrobe-street.

1378. That refers to the arrangement by Mr. Phillips carried out by Mansford ? Yes.

1379. Look at question 335. You say that during most of the nine or ten months you were in Sydney, in 1892, you were residing at 13, Jersey-terrace, Crown-street ? Yes.

1380. You went thence to Pickup-street, Alexandria ? Yes ; in November, after my father-in-law's death.

1381. You stayed at Pickup-street from that time until you went to Brisbane at the time of the great flood ? Yes.

1382. That is your explanation of any apparent discrepancy ? Yes.

1383. You paid Mrs. Jones 4s. for your room and 1s. a week for your washing ? That is correct.

1384. Did you, as a matter of fact, pay for your lodging with Mrs. Jones for every week during which the room was reserved for you, whether you were in it or not ? Yes, substantially. There may be a few weeks for which I did not clear up. I think it is very likely that there were. I remember giving Mrs. Jones the £2 10s. referred to to-day.

1385. Will you look at your answer to question 377. You say that you did not expect you would be away more than over the Christmas holidays, if as long. Do you mean it to be inferred from that that you continued paying for your lodging whether you were in Brisbane or not ? Yes.

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1386. *Mr. Wise.*] What were you doing at Brisbane for the five months, from the end of January until the beginning of June? Well, the floods came, and it was impossible to do anything.
1387. But after the floods what were you doing there? My mother-in-law was ill, and my wife was also taken ill. While there I decided to wind up my affairs in insolvency, although, as a matter of fact, they did not go through the insolvency division, but through liquidation.
1388. When did you file your schedule? In April, 1893.
1389. Did you go up to Brisbane with the intention of winding up your affairs? No; I went up there because my mother-in-law was so ill.
1390. Did Mrs. Jones appear in your schedule as a creditor? No; I only owed her a little—I sent her down the £1.
1391. You owed her from January to April? I sent her down £1 for arrears due up to that time, and I said at the time that I should still be away for some time, although I did not quite know how long.
1392. What could have been your object, when you were in such financial difficulties as to file your schedule, in continuing to pay 5s. a week for a room which you could not occupy? I was not in such sore straits as that. I did not owe money. I had not one creditor.
1393. What did you keep your room for? Mainly because the Jones' were a bit hard up.
1394. Had you known the Jones' before you met them in Sydney? I had known Mr. Jones in Brisbane. He worked upon my election committee once.
1395. *Mr. Bavister.*] Did you not tell the Committee in the first instance that you went to live at the Jones' in consequence of your own difficulties? I do not think so. I may have said I preferred going there to paying for my comparatively expensive lodgings in Crown-street.
1396. *Mr. Wright.*] Do you not remember saying, in answer to one of Mr. Crick's questions as to where you dined, that if he must know, you sometimes had no dinner at all, thereby leaving the Committee to infer that you were very hard up? I remember saying that; but Mr. Crick was pressing me with questions at the time, and I resented going into such details. I did not see what they had to do with the inquiry.
1397. *Mr. Barton.*] As a matter of fact, when you went to the Jones' in the first instance you were quite able to pay them, and they were rather hard up, but afterwards you became worse off, and were sometimes not able to pay for your dinner? Yes.
1398. *Mr. Wright.*] Still when you were in Brisbane you continued to pay 5s. for a room which you knew you would be unable to occupy for some time? I had my mother-in-law to fall back upon.
1399. *Mr. Bavister.*] You have referred to the sale of your furniture. When that sale took place was everything sold? Almost everything.
1400. Have the few articles which were not sold ever been removed from Brisbane? No, except the few things I have with me.
1401. *Mr. Barton.*] The other things are in charge of your wife? Yes.
1402. And they have been in her charge since you sold off the furniture? Yes.
1403. *Chairman.*] With reference to the affidavit of the letter-carrier which has been read here this afternoon, he says he personally handed registered letters to you at different dates between April and November, and that you signed for them in his presence. Is the statement made in that affidavit correct? The man cannot possibly be correct in regard to the whole of the dates. He must be mistaken.
1404. *Mr. Bavister.*] Is it not somewhat singular that the fact of your having sent £1 from Brisbane to the Jones' escaped your attention when you were giving your evidence before seeing how important it was in connection with your endeavour to impress upon the Committee the fact of your continued occupancy of the room? Mr. Hill, before starting to examine me, said that the Committee had evidently made up their minds—in fact Mr. Crick said as much—to restrict themselves to dates between June, 1893, and June, 1894. For that reason, I suppose, Mr. Hill did not think it worth while entering upon a prior period.

## ELECTION PETITION—KELLY v. WILLARD—THE TWEED.

## APPENDIX.

[*Handed in by Mr. Kelly, 3rd October, 1894.*]

## A1.

In the matter of John Willard, Member of the Legislative Assembly of New South Wales.

I, THOMAS JOHN O'BRIEN, of Kangaroo Point, in the Colony of Queensland, civil servant, and an employec in the Government Post Office, being duly sworn, make oath, and say :—

1. It is part of my official duty to deliver letters from the Woolloongabba post-office, South Brisbane, to persons residing within the radius of that branch.
2. That I know, and am acquainted with, one John Willard, who resides in the second house on the right-hand side (proceeding from the Lytton Road) in Heidelberg-street, East Brisbane, in the Municipality of South Brisbane, and Colony of Queensland, such house also being next but one to the local Police Station, and have delivered letters and newspapers at his house during the last twelve months.
3. That I delivered a registered letter addressed to the said John Willard at his said address at Heidelberg-street, in the Municipality of South Brisbane, on Friday, the 31st day of August last past, his wife taking delivery of same.
4. That J J Willard, wife of the said John Willard, resides at Heidelberg-street, in the Municipality of South Brisbane aforesaid.
5. That I am informed, and verily believe, that the said John Willard has lately been elected a Member of the Legislative Assembly for the Colony of New South Wales, for the Electoral District of The Tweed.

All the facts and circumstances herein deposed to are within my own knowledge, save and except such as are from information only, and my means of knowledge and sources of information are apparent on the face of this, my affidavit.

T. J. O'BRIEN.

Signed and sworn by the said deponent, at Brisbane aforesaid, }  
this 1st day of October, A.D. 1894, before me,— }

ALEX. M'NAB, a Commissioner for taking Affidavits for the Colony of New South Wales, resident in Queensland.

## A2.

At Brunswick, in the Colony of New South Wales—on the 27th day of September, A.D. 1894.

ALEXANDER CORR, commission agent, being duly sworn, maketh oath, and saith as follows :—On Wednesday, the 1st August, 1894, I had an interview with Mrs. Willard (wife of John Willard, who was returned as Member of the Legislative Assembly for The Tweed Electorate, at the last General Election) at her place of residence, South Brisbane, Queensland. Mrs. Willard said that her husband (Mr. Willard) had left Brisbane for Sydney, on Friday, 27th July, 1894, to attend the opening of Parliament. She also stated that she was residing with her mother, and had resided or lived in Brisbane, Queensland, all along, while Mr. Willard was away in Sydney.

ALEXANDER CORR.

Sworn before me at Brunswick, in the Colony }  
of New South Wales,— }

E. WALLINGHAM, a Commissioner for Affidavits.

[*Handed in by Mr. Kelly, 4th October, 1894.*]

## B.

In the matter of John Willard, a Member of the Legislative Assembly for New South Wales.

I, JOHN MANNION, of Brisbane, in the Colony of Queensland, police officer, being duly sworn, maketh oath, and say :—

1. That I am a police officer, employed by the Queensland Government, and stationed in Heidelberg-street, in the Municipality of South Brisbane and Colony of Queensland.
2. I know one John Willard, who, with his wife and family, reside next door but one to me in Heidelberg-street aforesaid, off the Lytton Road, in the said Colony of Queensland, in which house the said John Willard and family have resided over the last twelve months.
3. It was part of my duty in January last to get suitable persons for the Jury List, and I, accordingly, in that month called at the house of the said John Willard, whom I saw, and informed him of the nature of my business. He signed the Jury List I then produced to him himself, and gave his occupation as a civil engineer, and he never said anything about his leaving, or having the intention of leaving the said district.
4. The Jury Lists were revised in April last past, and the said John Willard's name was not struck off the said Jury List.
5. That J J Willard, the wife of the said John Willard, and their family, still reside in Heidelberg-street aforesaid.
6. That I have been informed, and verily believe, that the said John Willard has been elected a Member of the Legislative Assembly for the Colony of New South Wales for the Electoral District of The Tweed.

All the facts and circumstances herein deposed to are within my own knowledge, save and except such as are from information only, and my means of knowledge and sources of information are apparent on the face of this, my affidavit.

Signed and sworn by the said deponent, at Brisbane aforesaid, }  
this 2nd day of October, 1894, before me,— }

JOHN MANNION.

ALEX. M'NAB, a Commissioner for taking Affidavits for New South Wales, resident in Queensland.

[*Handed.*]

[Handed in by Mr. Barton, 23rd October, 1894.]

## C1.

In the matter of the provisions of the Parliamentary Electorates and Elections Act of 1893, and in the matter of a Petition of Joseph Bede Kelly against the return of John Willard, Esquire, to serve as a Member of the Legislative Assembly for the Electoral District of The Tweed.

On this 19th day of October, 1894, Matthew Reid, of Toowong, in the Colony of Queensland, a Member of the Legislative Assembly of Queensland, being duly sworn, maketh oath, and saith as follows:—

1. I know John Willard, of Sydney, in the Colony of New South Wales, now M.P. for The Tweed.
2. I did not at any time, prior to or since the last General Elections in New South Wales, telegraph or write to any person stating that the said John Willard was not qualified to be elected or to sit as a Member of the Legislative Assembly in New South Wales.
3. I am not aware that the said John Willard is not qualified to be elected as such Member.

Signed and sworn by the deponent, on the 19th day of October, 1894, } MATTHEW REID.  
at Brisbane, in the Colony of Queensland, before me, — }  
WILLIAM T. BLAKENEY, a Justice of the Peace for New South Wales, resident in Queensland.

## C2.

In the matter of the provisions of the Parliamentary Electorates and Elections Act of 1893, and in the matter of a Petition of Joseph Bede Kelly against the return of John Willard, Esquire, to serve as a Member of the Legislative Assembly for the Electoral District of The Tweed.

On this 19th day of October, 1894, David Alexander Cumming, of Turbot-street, Brisbane, in the Colony of Queensland, printer and publisher, being duly sworn, maketh oath, and saith as follows:—

1. I am now, and have been for about four and a half years past, the printer and publisher of *The Worker* newspaper, published at Brisbane aforesaid.
2. I know John Willard, of Sydney, in the Colony of New South Wales, and know his handwriting well.
3. As printer and publisher, everything for publication in *The Worker* passed through my hands, and I always knew when anything from the said John Willard was published.
4. I received nothing for publication in *The Worker* from the said John Willard, or in his handwriting, prior to the month of February, 1893, and nothing (with the exception of two brief paragraphs received from him during the month of August) after the month of May, 1893.
5. With the exception of the period from February to May, 1893, the said John Willard has not been a contributor to *The Worker* with the one other exception during August last year above specified.

Signed and sworn by the deponent, on the 19th day of October, 1894, } DAVID ALEXANDER CUMMING.  
at Brisbane, in the Colony of Queensland, before me, — }  
PHILIP PINNOCK, Police Magistrate, Brisbane, and a Justice of the Peace for New South Wales.

## C3.

In the matter of the provisions of the Parliamentary Electorates and Elections Act of 1893, and in the matter of a Petition of Joseph Bede Kelly against the return of John Willard, Esquire, to serve as a Member of the Legislative Assembly for the Electoral District of The Tweed.

On this 18th day of October, 1894, Thomas Dibley, of Ipswich Road, Woolloongabba, in the Colony of Queensland, butcher, being duly sworn, maketh oath, and saith as follows:—

1. I am one of the aldermen of the Municipality of South Brisbane, in the Colony of Queensland, representing the district known as East Brisbane, in which Latrobe and Heidelberg Streets are situated. That district is represented in the Council by three aldermen, my colleagues being Alderman McKenna and Alderman James Overend.
2. Mr. William Stephens was never at any time an alderman for this district, and his aldermanic duties do not require him to visit that part of the borough. Mr. William Stephens is alderman for the number two Ward of the Municipality, which is widely separated from the district known as East Brisbane.
3. The name of John Willard was on the Municipal Roll for a property in Latrobe-street up to 1892, but has not since that year appeared on any Electoral Roll for this Municipality.
4. The property in Heidelberg-street, owned by Mrs. Naomi Brewer, was rated for some years in the joint names of Henry Brewer and Naomi Brewer, and has been rated during the years 1893 and 1894 in the name of Naomi Brewer only, who is entitled to vote in respect of the same at Municipal Elections.
5. I know Mrs. Brewer's house well. It is nearly opposite the house occupied for several years by Walter Thompson Tester, who left the district for Sydney about April last.

Signed and sworn by the deponent, on the 18th day of October, 1894, } THOMAS DIBLEY.  
at Brisbane, in the Colony of Queensland, before me, — }  
WILLIAM T. BLAKENEY, a Justice of the Peace for the Colony of New South Wales, resident in Queensland,  
and a Commissioner for taking Affidavits of the Supreme Court of New South Wales.

## C4.

In the matter of the provisions of the Parliamentary Electorates and Elections Act, and in the matter of a Petition of Joseph Bede Kelly against the return of John Willard, Esquire, to serve as a Member of the Legislative Assembly for the Electoral District of The Tweed.

On this 18th day of October, 1894, Jessie Jane Willard, wife of John Willard, of Sydney, in the Colony of New South Wales, but at present residing with her mother, Mrs. Naomi Brewer, at Heidelberg-street, East Brisbane, in the Colony of Queensland, being duly sworn, maketh oath, and saith as follows:—

1. I am the wife of John Willard, M.P., of Sydney, in the Colony of New South Wales, to whom I was married in England in October, 1879.
2. In February, 1892, I lived with my husband at Eastbourne, Latrobe-street, East Brisbane.
3. About that time, just after my husband left the City Council, my husband went to Sydney with the intention of settling there. He had been there several months in 1891, and also a great deal in previous years, often being away in New South Wales for five to seven months at a stretch. From his previous knowledge of that Colony thus acquired, and seeing that things were so bad in Brisbane, we agreed to settle in Sydney.
4. About October, 1892, my husband wrote to me from Sydney to sell the furniture, let our house, and come to Sydney, stating he had arranged for lodgings.
5. At this time my father, Henry Brewer, who had been ailing for two years, was taken very ill, and I wrote to my husband to come up at once. He returned to Brisbane, and remained there till my father's death took place in November, 1892.
6. We then decided to remove to Sydney. The furniture was sold, and our home in Latrobe-street broken up. My husband returned to Sydney, while I stayed behind to nurse my mother, who was much broken up by the death of my father.
7. My husband returned to Brisbane in January, 1893, owing to the serious illness of my mother, whose life was despaired of. She was ill for many months, requiring constant nursing. My husband remained here till June, when he again left for Sydney, returning to his old quarters there at Pickup-street, Alexandria.
8. Since June, 1893, up to the time of the General Elections in New South Wales this year, Mr. Willard visited us four times, staying for from about a week to about two months—his longest visit.



9. I remember my husband bringing Mr. Yewen out to Heidelberg-street. This was during a visit to us in August last year. That is the only time I ever saw Mr. Yewen. I understood my husband had been acquainted with Mr. Yewen during the Queensland elections in April and May last year. I understood Mr. Yewen was a political acquaintance, not an intimate friend.

10. My husband has frequently urged upon me to join him in Sydney, but I have always felt that I could not leave my aged mother, seeing her liability to recurring attacks of paralysis, each more dangerous than the previous. She has tried to sell her house, and we fully intended to join my husband in Sydney as soon as circumstances would permit. On two occasions my mother has agreed to let her house, but has had to cancel the agreement owing to illness.

11. The state of my own health has also rendered it advisable to remain with my mother, on whom we have been mainly dependent since my husband's losses through insolvency in May, 1893.

12. My husband never at any time resided at Kangaroo Point, Brisbane.

13. My mother never at any time lived with us in Latrobe-street, nor at any place in Brisbane, having always resided in her own house.

JESSIE JANE WILLARD.

Signed and sworn by the deponent on the 18th day of October, 1894, }  
at Brisbane, in the Colony of Queensland, before me,— }

WILLIAM T. BLAKENEY, a Justice of the Peace and Commissioner for New South Wales, resident in Queensland.

#### C5.

In the matter of the provisions of the Parliamentary Electorates and Elections Act of 1893, and in the matter of a Petition of Joseph Bede Kelly against the return of John Willard, Esquire, to serve as a Member of the Legislative Assembly for the Electoral District of The Tweed.

On this 18th day of October, 1894, Naomi Brewer, widow, of St. Albans, Heidelberg-street, East Brisbane, in the Colony of Queensland, freeholder, being sworn, maketh oath and saith as follows:—

1. John Willard, M.L.A., of Sydney, in the Colony of New South Wales, is my son-in-law. He married my only child, Jessie Jane, in England in 1879.

2. From 1883 to 1889 I lived with my late husband, Henry Brewer, in our own house at Milton, when I decided to remove to East Brisbane to be nearer my daughter. We rented a house in Latrobe-street, near Mr. Willard's, off a Mr. Hendriksen for about three months while my new residence in Heidelberg-street was being built. On its completion I moved to it, and have resided in Heidelberg-street ever since. I never at any time lived with my son-in-law in Latrobe-street.

3. I do not know William Stephens, M.L.A., for Woolloongabba. He is not an alderman for this neglected portion of the municipality and never has been. I am entitled to vote for my property at municipal elections, and know this is so.

4. I remember about February, 1892, Mr. Willard going to Sydney with the intention of settling there. He was there most of that year. My husband being dangerously ill, my daughter sent for Mr. Willard to come up to Brisbane. My husband died shortly after, on November 13, 1892.

5. Mr. Willard then broke up his home in Latrobe-street, disposing of his furniture, with the intention of returning to settle in Sydney. My daughter came to stay with me at Heidelberg-street, and Mr. Willard returned to Sydney.

6. About January or February, 1893, Mr. Willard came up from Sydney in consequence of my serious illness, which continued for several months. During his stay with me on that occasion he settled up his affairs in insolvency, and in June he returned to Sydney, where he has resided ever since.

7. Prior to July this year he visited us four times, on each occasion in consequence of the illness of either myself or my daughter. But for the constant care and attention of my daughter I could not have survived my long and dangerous illnesses.

8. Mr. Willard has frequently urged me to dispose of my house and come to Sydney, but sickness and the difficulty of selling property has prevented me. Finding I could not sell I have twice let my house, but each time have had to cancel the agreement through sickness occurring. Mrs. Willard herself has been in very poor health during the past nearly two years, and has recently undergone an operation of a very serious nature. Her proper place, under all these circumstances, is with me.

9. I have frequently supplied Mr. Willard with money since his insolvency last year, and have provided him with funds on several occasions to enable him to visit his wife and myself in our sickness. I have a private income of my own.

10. I have always paid the rates for my property in Heidelberg-street.

11. When Mr. Willard visited me in August last year he sprained his foot owing to the defective state of the footpath near my property, and I requested him to write to the Mayor to endeavour to get the footpath and some other matters attended to.

Signed and sworn by the deponent, on the 18th day of October, 1894, }  
at Brisbane, in the Colony of Queensland, before me,— }

N. BREWER.

WILLIAM T. BLAKENEY, a Justice of the Peace for New South Wales, resident in Queensland, and a Commissioner of the Supreme Court of New South Wales for taking Affidavits, &c.

#### C6.

In the matter of the provisions of the Parliamentary Electorates and Elections Act of 1893, and in the matter of a Petition of Joseph Bede Kelly against the return of John Willard, Esquire, to serve as a Member of the Legislative Assembly for the Electoral District of The Tweed.

On this 18th day of October, 1894, James Mansford, of Ashford-street, Heathfield Estate, East Brisbane, in the Colony of Queensland, freeholder and van proprietor, being duly sworn, maketh oath, and saith as follows:—

1. I know John Willard, M.P., of Sydney, in the Colony of New South Wales.

2. In November, 1892, I removed on behalf of the said John Willard, several loads of household furniture and effects from his house in Latrobe-street, East Brisbane, to Phillips' Auction Mart, Queen-street, Brisbane, for sale by auction. I knew then that Willard had given up housekeeping, and that shortly afterwards he left for Sydney where, I believe, he has since resided.

3. About the end of June, 1893, I drove Willard with some personal luggage in my waggonette from the house of Mrs. Brewer in Heidelberg-street, East Brisbane, to catch the Sydney mail train at the railway station. I understood then from Mr. Willard that he was returning to his residence in Sydney.

4. In the early part of February this year I again drove Mr. Willard to the station to catch the Southern mail. This was just after the Municipal Elections, during which my waggonette was used on behalf of one of the candidates. I remember on the way to the station Mr. Willard speaking about his lectures and the recent Municipal Elections. I always understood that Mr. Willard resided permanently in Sydney, and was only visiting Brisbane on account of the illness of his mother-in-law, Mrs. Brewer.

Signed and sworn by the deponent on the 18th day of October, 1894, }  
at Brisbane, in the Colony of Queensland, before me,— }

JAMES MANSFORD.

WILLIAM T. BLAKENEY, a Commissioner of the Supreme Court of New South Wales for taking Affidavits, &c.

## C7.

In the matter of the provisions of the Parliamentary Electorates and Elections Act of 1893, and in the matter of a Petition of Joseph Bede Kelly against the return of John Willard, Esquire, to serve as a Member of the Legislative Assembly for the Electoral District of The Tweed.

On this 18th day of October, 1894, Lewis Phillips, of Queen-street, Brisbane, in the Colony of Queensland, auctioneer, being duly sworn, maketh oath and saith as follows:—

1. I know John Willard, M.L.A., of Sydney, in the Colony of New South Wales.
2. About two years ago I sold, on behalf of the said John Willard, a quantity of household furniture and effects, removed to my mart from his former residence at East Brisbane for convenience of sale.
3. The goods were sold in consequence of Willard's removal to Sydney.

Signed and sworn by the deponent, on the 18th day of October, 1894, }  
at Brisbane, in the Colony of Queensland, before me,—

LEWIS PHILLIPS.

WILLIAM T. BLAKENEY, a Justice of the Peace for the Colony of New South Wales, resident in Queensland, and a Commissioner of the Supreme Court of New South Wales for taking Affidavits.

## C8.

In the matter of the provisions of the Parliamentary Electorates and Elections Act of 1893, and in the matter of a Petition of Joseph Bede Kelly against the return of John Willard, Esquire, to serve as a Member of the Legislative Assembly for the Electoral District of The Tweed.

On this 18th day of October, 1894, Frederick John Marlow, of Kennedy-terrace, South Brisbane, in the Colony of Queensland, Clerk of Petty Sessions at South Brisbane aforesaid, being duly sworn maketh oath and saith as follows:—

1. I am Clerk of Petty Sessions at South Brisbane, and act as Electoral Registrar for the Electoral District of Woolloongabba and other Parliamentary Electorates.
2. The name of John Willard has been for several years and is now on the Woolloongabba Electoral Roll under the qualification "Freeholder."
3. Ownership of freehold property of the clear value of (£100) one hundred pounds entitles any male adult to have his name upon the Parliamentary Roll of Voters, and absence from the Colony, either continuous or otherwise, does not disqualify. The names of many absentees appear upon the rolls.
4. No person has ever applied to me to have the name of the said John Willard struck off the roll, or objected to his qualification as a "freeholder." He has not been on the roll for a residence qualification. I never at any time said to any person that "Willard could not be struck off the roll, as he was still residing in East Brisbane." As a matter of fact I never knew where Mr. Willard resided and have not seen him for some years past. He would still be entitled to be upon the roll so long as he held a freehold qualification, although he did not reside in the Colony.
5. At the time of the General Elections in this Colony in April and May, 1893, the name of John Willard appeared on several Parliamentary Electoral Rolls under the qualification "freeholder."
6. The rolls hereunto annexed, marked "A" and "B," are true copies of the Electoral Rolls for the District of Woolloongabba for the years 1893 and 1894.

Signed and sworn by the deponent on the 18th day of October, 1894, }  
at Brisbane, in the Colony of Queensland, before me,—

F. J. MARLOW.

WILLIAM T. BLAKENEY, a Justice of the Peace and a Commissioner for taking Affidavits, &c., of the Supreme Court of New South Wales.

[Handed in by Mr. Kelly, 23 October, 1884.]

## D1.

In the matter of John Willard, a Member of the Legislative Assembly for the Tweed District, in the Colony of New South Wales.

I, PETER JAMES McDONALD, of Woolloongabba, in the Colony of Queensland, civil servant, being duly sworn, make oath and say:—

1. That I am the officer in charge of the post-office situated in Woolloongabba aforesaid.
2. That I know John Willard, of Heidelberg-street, South Brisbane, in the Colony of Queensland, commission agent, who was at one time an alderman for Brisbane, and who has since been elected a Member of the Legislative Assembly for the Tweed District, in the Colony of New South Wales, and am acquainted with his handwriting.
3. That I have examined the books and records of my office, and find that the aforesaid John Willard gave receipts in his own name for registered letters on the following dates, respectively, namely:—April the 27th, 1893; June the 26th, 1893; July the 21st, 1893; August the 29th, 1893; October the 27th, 1893; November the 27th, 1893; January the 3rd, 1894; and March the 5th, 1894.

Signed and sworn by the said deponent, at Brisbane aforesaid, }  
this 20th day of October, A.D. 1894, before me,—

P. J. McDONALD.

J. NICOL ROBINSON, of Brisbane, Commissioner for taking Affidavits of the Supreme Court of New South Wales, resident at Brisbane, Queensland.

## D2.

In the matter of John Willard, a Member of the Legislative Assembly for the Colony of New South Wales.

I, THOMAS JOHN O'BRIEN, of Kangaroo Point, in the Colony of Queensland, one of Her Majesty's civil servants employed as a letter-carrier delivering letters within the radius of the Woolloongabba branch postal delivery, being duly sworn, make oath and say:—

1. That I know John Willard, of Heidelberg-street, South Brisbane, in the Colony of Queensland, commission agent, who was an alderman for Brisbane at one time, and has since been elected a Member of the Legislative Assembly for the Tweed District, in the Colony of New South Wales.
2. That I saw the said John Willard at his residence, Heidelberg-street aforesaid, and delivered to him a registered letter on each of the following dates, namely, on the 27th day of April, 1893, on the 26th day of June, 1893, on the 21st day of July, 1893, on the 29th day of August, 1893, on the 27th day of October, 1893, on the 27th day of November, 1893, on the 3rd day of January, 1894, and on the \_\_\_\_\_, and duly obtained his signature in my official Receipt Book for each of such letters.

Signed and sworn by the said deponent at Brisbane, in the Colony of }  
Queensland, this 20th day of October, A.D. 1894, before me,—

T. J. O'BRIEN.

J. NICOL ROBINSON, of Brisbane, Commissioner for Affidavits of the Supreme Court of New South Wales, at Brisbane, Queensland.

D3.

## D3.

In the matter of John Willard, a Member of the Legislative Assembly of the Colony of New South Wales.

I, THOMAS LEE, of Queen-street, Brisbane, in the Colony of Queensland, commission agent, being duly sworn, make oath and say :—

1. That I know and am well acquainted with John Willard, of Heidelberg-street, East Brisbane, in the Colony of Queensland, commission agent, and formerly a member of the Municipality of the City of Brisbane.

2. That during the year 1893 the said John Willard carried on business as a land and commission agent in Brisbane as aforesaid.

3. That on or after the 27th day of June, 1893, and on two subsequent occasions, I personally interviewed the said John Willard, and on behalf of a client purchased certain freehold land through him. The whole transaction was completed in about four weeks' time from the date last aforesaid.

Signed and sworn by the said deponent, Thomas Lee, at Brisbane }  
aforesaid, this 20th day of October, A.D. 1894, before me,—

THOMAS LEE.

J. NICOL ROBINSON, of Brisbane, Commissioner for taking Affidavits of the Supreme Court of New South Wales, resident in Brisbane, Queensland.

[*Handed in by Mr. W. J. Hill, 6th November, 1894.*]

## E.

In the matter of the Parliamentary Electorates and Elections Act 56 Victoria No. 38, and in the matter of the Election Petition of Joseph Bede Kelly against John Willard, sitting Member for the Electoral District of The Tweed.

On this 6th day of November, in the year of our Lord 1894, William James Hill, of No. 47, Castlereagh-street, Sydney, solicitor, being duly sworn, maketh oath, and saith as follows :—

1. I am the solicitor for the abovenamed John Willard.

2. I am informed, and believe, the said John Willard was arrested in Brisbane on the 30th day of October last, on an alleged charge of stealing a book and certain forns, the property of the Postmaster-General of Queensland.

3. I am further informed, and verily believe, the said John Willard was brought before the City Police Court, Brisbane, on the said charge, on the 31st day of October last past, and was there remanded until the 1st day of November instant, when he was further remanded, on bail, until Tuesday, the 6th day of November instant, when the said John Willard will be compelled by law to appear in person to answer the said charge at the City Police Court, Brisbane, and it would be impossible for him to appear before this Committee on the 6th instant. In my judgment and belief, and I am so advised by Mr. Edmund Barton, Q.C., counsel for the said John Willard, it would be unfair and prejudicial to the said John Willard, and the interest of justice jeopardised, to proceed with this inquiry pending the decision of the Criminal Tribunal of Queensland on the said charge of stealing.

Sworn by the deponent, on the day first above- }  
mentioned, at Sydney, before me,—

W. J. HILL.

FRED. CURTISS, a Commissioner for Affidavits.



1894.

(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

---

ELECTION PETITION—O'CONNOR *v.* BLACK—SYDNEY—GIPPS DIVISION.

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REPORT FROM THE COMMITTEE

OF

ELECTIONS AND QUALIFICATIONS;

TOGETHER WITH THE

PROCEEDINGS OF THE COMMITTEE,

MINUTES OF EVIDENCE,

AND

APPENDICES.

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ORDERED BY THE LEGISLATIVE ASSEMBLY TO BE PRINTED,  
15 *November*, 1894.

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SYDNEY: CHARLES POTTER, GOVERNMENT PRINTER.

1894.

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1894.  
(SECOND SESSION.)

EXTRACTS FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

ELECTION PETITION—O'CONNOR v. BLACK—SYDNEY—GIPPS DIVISION.

VOTES No. 1. TUESDAY, 7 AUGUST, 1894.

11. COMMITTEE OF ELECTIONS AND QUALIFICATIONS :—Mr. Speaker, pursuant to the requirements of the Parliamentary Electorates and Elections Act of 1893, 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 Parliamentary Electorates and Elections Act of 1893, I do hereby appoint—

“ Thomas Bavister, Esquire,  
“ William Patrick Crick, Esquire,  
“ James Gornly, Esquire,  
“ James Hayes, Esquire,  
“ William McMillan, Esquire,

“ Philip Henry Morton, Esquire,  
“ Varney Parkes, Esquire,  
“ Bernhard Ringrose Wise, Esquire,  
“ Francis Augustus Wright, 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 August, in the year of our Lord one thousand eight hundred  
“ and ninety-four.

“ J. P. ABBOTT,  
“ Speaker.”

VOTES No. 5. TUESDAY, 4 SEPTEMBER, 1894.

3. COMMITTEE OF ELECTIONS AND QUALIFICATIONS :—

(1.) *Maturity of Warrant reported* :—Mr. Speaker reported that his Warrant, appointing the Committee of Elections and Qualifications for the present Session laid upon the Table on Tuesday, 7th August, 1894, 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 125th section of the Parliamentary Electorates and Elections Act of 1893.

(2.) *Members sworn* :—Thomas Bavister, Esquire, James Gornly, Esquire, James Hayes, Esquire, William McMillan, Esquire, Philip Henry Morton, Esquire, Varney Parkes, Esquire, Bernhard Ringrose Wise, Esquire, and Francis Augustus Wright, Esquire, came to the Table and were sworn by the Clerk as Members of the Committee.

(3.) *Appointment of First Meeting of Committee* :—Pursuant to the requirement of the 125th section of the Parliamentary Electorates and Elections Act of 1893, Mr. Speaker appointed the first meeting of the Committee of Elections and Qualifications, to take place at half-past Eleven o'clock a.m., on Thursday next, the 6th instant, in Committee Room No. 1.

VOTES No. 6. WEDNESDAY, 5 SEPTEMBER, 1894.

16. COMMITTEE OF ELECTIONS AND QUALIFICATIONS :—William Patrick Crick, Esquire, came to the Table and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.

VOTES

## VOTES No. 15. WEDNESDAY, 26 SEPTEMBER, 1894.

12. ELECTION PETITION (*Sydney—Gipps Division*):—Mr. Brunker, *by command*, laid upon the Table an Election Petition, which had been addressed to His Excellency the Governor, from Daniel O'Connor, of "Tara," Cleveland-street, Redfern, near Sydney, gentleman, alleging that Petitioner was a candidate for the representation of the Electoral District of Sydney—Gipps Division at the last General Election; that the Returning Officer declared George Black to be duly elected; that Petitioner claims to be entitled to the seat on the ground that the said George Black was not the holder of an Elector's Right which qualified him to be nominated as a candidate; that a large number of persons voted, who, not being natural-born subjects, had not been naturalised, and resided for one year within New South Wales after naturalisation; that these persons were improperly included as electors on the Roll for the said Gipps Division, and that the votes recorded by them were improperly recorded, and should be disallowed; and Petitioner claims that he should have been returned and declared elected without any polling having taken place, on the ground that the said George Black was not a duly qualified candidate within the meaning of the Parliamentary Electorates and Elections Act, or that the election be declared void, and a fresh election held on the ground of the reception of the votes of the unnaturalised persons mentioned, and Petitioner prays that the election of the said George Black may be declared void, and that your Petitioner may be declared to have been the only duly qualified candidate at the said election, and that he may be declared therefore to have been duly elected, or that such other relief in the premises may be granted to your Petitioner as will be in accordance with the terms of the said Parliamentary Electorates and Elections Act.
- Ordered, on motion of Mr. Brunker, that the Petition be referred to the Committee of Elections and Qualifications.

## 15. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

(1.) Mr. Speaker informed the House that he had received a letter from William McMillan, Esquire, resigning his seat as a Member of the Committee of Elections and Qualifications.

(2.) Mr. Speaker, then, pursuant to the requirement of the Parliamentary Electorates and Elections Act of 1893, laid upon the Table his Warrant appointing Charles Alfred Lee, Esquire, to be a Member of the Committee of Elections and Qualifications for the present Session, of which the following is a copy:—

"By the Honorable the Speaker of the Legislative  
"Assembly of New South Wales.

"PURSUANT to the power in that behalf vested in me, as Speaker of the Legislative Assembly of  
"New South Wales, by the Parliamentary Electorates and Elections Act of 1893, I do hereby  
"appoint Charles Alfred Lee, Esquire, being a Member of the said Assembly, to be a Member of  
"the Committee of Elections and Qualifications in the said Act referred to, during the present  
"Session of the Assembly aforesaid, in room of William McMillan, Esquire, resigned.

"Given under my hand, at the Legislative Assembly Chamber, Macquarie-street, Sydney,  
"this twenty-sixth day of September, in the year of our Lord one thousand eight  
"hundred and ninety-four. "J. P. ABBOTT,  
"Speaker."

## VOTES No. 19. THURSDAY, 4 OCTOBER, 1894.

## 1. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

(1.) *Maturity of Warrant reported*:—Mr. Speaker reported that his Warrant, laid upon the Table on the 26th September last, appointing Charles Alfred Lee, Esquire, to be a Member of the Committee of Elections and Qualifications for the present Session, not having been disapproved by the Assembly in the course of the three next sitting days on which the Assembly met for the despatch of business, had now taken effect; and intimated that it was therefore open to Mr. Lee to be sworn at the Table by the Clerk, in accordance with the 125th section of the Parliamentary Electorates and Elections Act of 1893.

(2.) *Member sworn*:—Mr. Lee came to the Table and was sworn by the Clerk as a member of the Committee of Elections and Qualifications.

## VOTES No. 37. THURSDAY, 15 NOVEMBER, 1894.

## -2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

(3.) (*Election Petition—O'Connor v. Black—Sydney—Gipps Division*):—Mr. Hayes, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Committee of Elections and Qualifications, to whom was referred, on 26th September, 1894, the Petition of Daniel O'Connor in reference to the election and return of George Black, as Member for the Electoral District of Sydney—Gipps Division.

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

"The Committee of Elections and Qualifications, duly appointed on 7th August, 1894, to  
"whom was referred on 26th September, 1894, a Petition from Daniel O'Connor, against the  
"return of George Black, as Member for the Electoral District of Sydney—Gipps Division, have  
"determined and do hereby declare:—

"That George Black, Esquire, the sitting Member, has been duly elected as Member for  
"the Electoral District of Sydney—Gipps Division.

"That the Petition of Daniel O'Connor, Esquire, is not frivolous nor vexatious.

"That the sum of £20 be awarded to George Black, Esquire, the sitting Member, towards  
"his costs and expenses, such amount to be paid by the Petitioner.

"No. 3 Committee Room, Legislative Assembly,  
"14th November, 1894."

"J. HAYES,

"Chairman.

Ordered, on motion of Mr. Hayes, that the Report, together with the Proceedings of the Committee, Minutes of Evidence, and Appendices be printed.

(4.) *Adjournment of the Committee*:—Mr. Hayes then moved, That the Committee of Elections and Qualifications have leave to adjourn *sine die*, the matters referred to them having been disposed of Debate ensued.

Question put and passed.



1894.  
(SECOND SESSION.)

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LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

---

ELECTION PETITION—O'CONNOR v. BLACK—SYDNEY—GIPPS DIVISION.

---

REPORT FROM THE COMMITTEE  
OF  
ELECTIONS AND QUALIFICATIONS.

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THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS, duly appointed on 7th August, 1894, to whom was referred, on 26th September, 1894, a Petition from Daniel O'Connor, against the return of George Black as Member for the Electoral District of Sydney—Gipps Division—have determined and do hereby declare:—

That George Black, Esquire, the Sitting Member, has been duly elected as Member for the Electoral District of Sydney—Gipps Division.

That the Petition of Daniel O'Connor, Esquire, is not frivolous nor vexatious.

That the sum of £20 be awarded to George Black, Esquire, the Sitting Member, towards his costs and expenses, such amount to be paid by the Petitioner.

J. HAYES,  
Chairman.

No. 3 Committee Room, Legislative Assembly,  
14th November, 1894.

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1894.  
(SECOND SESSION.)

MINUTES OF THE PROCEEDINGS OF THE COMMITTEE OF ELECTIONS AND  
QUALIFICATIONS.

*In the matter of the Petition, which had been addressed to His Excellency the Governor, from Daniel O'Connor, of Sydney, in the Colony of New South Wales, alleging that, for the reasons therein stated, the election of George Black was an undue election.*

THURSDAY, 4 OCTOBER, 1894.

MEMBERS PRESENT:—

Mr. Hayes in the Chair.

Mr. Gormly,  
Mr. Bavister,

Mr. Crick,  
Mr. Morton.

In attendance,—

The Second Clerk Assistant.

1. By direction of the Chairman, the Clerk read the Minutes of the previous meeting which were confirmed.
2. The Clerk read extract from Votes and Proceedings, referring the Petition of Daniel O'Connor to the Committee. [See Extract, page 4.]
3. Whereupon the Clerk, by the direction of the Chairman, read the Petition of Daniel O'Connor, to which a bank deposit receipt for £50 was attached, as follows:—

To His Excellency The Right Honourable Sir ROBERT WILLIAM DUFF, a Member of Her Majesty's Most Honourable Privy Council, a Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief of the Colony of New South Wales and its Dependencies.

The Petition of Daniel O'Connor, of "Tara," Cleveland-street, Redfern, near Sydney, in the Colony of New South Wales, gentleman,—

RESPECTFULLY SHOWETH—

That your Petitioner was a candidate for the representation of the Electoral District of Sydney—Gipps Division at the last General Election.

2. That at the said Election your Petitioner was opposed by one George Black.

3. That the polling at the said Election took place on the seventeenth day of July last, when the Returning Officer declared that nine hundred and fifteen votes were recorded for the said George Black and seven hundred and forty-two votes for your Petitioner, and fifteen votes were informal, being a total of one thousand six hundred and seventy-two votes.

4. That the said Returning Officer declared the said George Black to be duly elected as Member for the said Electoral District, and that he has since taken his seat and acted as a Member of the Legislative Assembly.

5. That your Petitioner claims to be entitled to the said seat on the ground that the said George Black was not the holder of an Elector's Right which qualified him to be nominated as a candidate. If the said George Black held an Elector's Right, it was an Elector's Right which was not a valid Right entitling him to be nominated as a candidate in accordance with the provisions of the Parliamentary Electorates and Elections Act, 56 Victoria No. 38.

6. That at the said Election a large number of persons voted who not being natural born subjects, had not been naturalised, and resided for one year within New South Wales after naturalisation. That the said persons were improperly included as Electors on the Electoral Roll for the said Gipps Division, and that the votes recorded by them were improperly recorded, and all the votes given by them should be disallowed, in the case even of a properly qualified candidate.

7. That your Petitioner claims to have had a right to be returned, and to be declared elected without any polling having taken place at all, on the ground that on the nomination day the said George Black was not a duly qualified candidate within the meaning of the Parliamentary Electorates and Elections Act hereinbefore mentioned.

8. In the alternative your Petitioner claims that the said Election should be declared void, and a fresh election held on the ground of the reception of the votes referred to in the sixth paragraph hereof.

9. That your Petitioner has paid into one of the banks regulated by law within the said Colony, namely the City Bank of Sydney, to the credit of the Speaker of the Legislative Assembly, in relation to this Petition, the sum of fifty pounds, and that your Petitioner has annexed hereto the bank deposit receipt for the said sum of fifty pounds so deposited.

Your Petitioner, therefore, humbly prays that this petition may be taken into consideration and dealt with in accordance with the provisions of the Parliamentary Electorates and Elections Act, and that the Election of the said George Black may, for the reason herein contained, be declared void, and that your Petitioner may be declared to have been the only duly qualified candidate at the said Election, and that he may be declared therefore to have been duly elected, or that such other relief in the premises may be granted to your Petitioner as will be in accordance with the terms of the said Parliamentary Electorates and Elections Act.

And your Petitioner, as in duty bound, will ever pray, &c.

(Sgd.) D. O'CONNOR.

Dup.

Paid in for the credit of Hon. Sir J. P. Abbott, Speaker of the Legislative Assembly, the sum of fifty pounds.

£50

By DANIEL O'CONNOR.

£50. Teller,—A. TYTTER.

4. The Clerk then submitted letter from the Honorable the Speaker, enclosing certified copy of a letter he had received from George Black, Esq., the sitting Member, giving notice of his intention to defend his seat, which he read as follows:—

94/240.

The Speaker's Room, Legislative Assembly, Sydney, 2 October, 1894.

To the Committee of Elections and Qualifications.

Gentlemen,

I have the honor to transmit to you herewith a copy of a letter which has been received by me from George Black, Esquire, the sitting Member for Sydney—Gipps Division—giving notice of his intention to defend his return, against which a Petition is now under your consideration.

I have, &amp;c.,

J. P. ABBOTT,  
Speaker.

[Enclosure.]

O'Connor v. Black.

Dear Sir,

Parliament House, Sydney, 2 October, 1894.

In the matter of Mr. O'Connor's Petition against my continuance as representative for Gipps, I intend to enter a defence.

I have, &amp;c.,

GEORGE BLACK.

Sir Joseph Abbott, Speaker, N.S.W. Assembly.  
A true copy.—J. P. ABBOTT, Speaker.

5. Parties called in.

*Present*:—Mr. John McLaughlin (*Solicitor for Petitioner*).  
George Black, Esq. (*the sitting Member*).

6. Frederick William Webb, C.M.G., Clerk of the Legislative Assembly, called in, sworn, and examined.

Witness *produced* the Writ of Election certifying to the return of George Black as Member for Sydney, Gipps Division.

7. Mr. McLaughlin applied for an adjournment of the case to Wednesday next.

8. Room cleared, and Committee deliberated, and adjourned the further hearing of the case till Wednesday next, at Eleven o'clock.

R. W. ROBERTSON,  
*Second Clerk Assistant.*

WEDNESDAY, 10 OCTOBER, 1894.

MEMBERS PRESENT:—

Mr. Hayes in the Chair.

Mr. Bavister,		Mr. Gormly,
Mr. Lee,		Mr. Wright,
Mr. Crick,		Mr. Parkes.

In attendance,—

The Second Clerk Assistant.

- The Clerk by direction of the Chairman read the minutes of the previous meeting, which were confirmed.
- Parties called in:—  
*Present*:—Daniel O'Connor, Esq. (*the Petitioner*).  
Edmund Barton, Esq., Q.C. (*Counsel for Petitioner*).  
George Black, Esq. (*Sitting Member*).  
Dr. Richard Sly (*Counsel for sitting Member*).
- Mr. Barton addressed the Committee in reference to the validity of the Electors' Right held by Mr. George Black.  
Counsel *produced* copy of certificate of marriage of George Black with Rosalind Woodbridge Singleton.
- Mr. Black *produced* his Elector's Right.
- Alexander Farthing called in, sworn, and examined.  
Witness *produced* book showing entry of payments made by Mr. Black from June 21 to July 23, 1894.  
Witness withdrew.
- Mary Ann Nichol, called in, sworn, examined.  
Witness withdrew.
- Counsel agreed that it was not necessary to call evidence to show that Mr. George Black and Mr. Daniel O'Connor were the only candidates for Sydney—Gipps Division, or that Mr. O'Connor was qualified to be a candidate, as those facts were admitted by both sides.
- John Beston, called in, sworn, and examined.  
Witness withdrew.
- Committee deliberated and adjourned the further hearing of this case to To-morrow at eleven o'clock.
- Committee adjourned till half-past Four o'clock This Day.

R. W. ROBERTSON,  
*Second Clerk Assistant.*

THURSDAY, 11 OCTOBER, 1894.

MEMBERS PRESENT:—

Mr. Wright		Mr. Gormly.
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There not being five members present one hour after the time appointed for the meeting of the Committee, the members present adjourned till Tuesday next at Eleven o'clock.

R. W. ROBERTSON,  
*Second Clerk Assistant.*

TUESDAY,

TUESDAY, 16 OCTOBER, 1894.

MEMBERS PRESENT :—

Mr. Hayes in the Chair.

Mr. Lee,		Mr. Gormly,
Mr. Wright,		Mr. Crick,
Mr. Wise,		Mr. Parkes,
	Mr. Bavister.	

In attendance,—

The Second Clerk Assistant.

1. By direction of the Chairman, the Clerk read the minutes of the previous meeting, which were confirmed.
2. Parties called in.  
*Present* :—Daniel O'Connor, Esq. (*the Petitioner*).  
Edmund Barton, Esq., Q.C. (*Counsel for Petitioner*).  
George Black, Esq. (*the sitting Member*).  
Dr. Richard Sly (*Counsel for sitting Member*).
3. Alexander Farthing, junior, called in, sworn, and re-examined.  
And Mr. Barton objecting to the line of examination by Dr. Sly,—  
Room cleared; Committee deliberated, and decided to allow the questions objected to.  
Parties called in and informed and examination continued.  
Witness withdrew.
4. Adelaide Guthrie, called in, sworn, and examined.  
Witness withdrew.
5. George Black, Esq., M.P., the sitting Member, made an affirmation and was examined.
6. Dr. Sly addressed the Committee.
7. Room cleared.  
Committee deliberated and adjourned till To-morrow at Eleven o'clock.

R. W. ROBERTSON,  
*Second Clerk Assistant.*

WEDNESDAY, 17 OCTOBER, 1894.

MEMBERS PRESENT :—

Mr. Hayes in the Chair.

Mr. Wise,		Mr. Parkes,
Mr. Crick,		Mr. Lee,
Mr. Gormly,		Mr. Bavister,
	Mr. Wright.	

In attendance,—

The Second Clerk Assistant.

1. By direction of the Chairman the Clerk read the minutes of the previous meeting, which were confirmed.
2. Parties called in :—  
*Present* :—Daniel O'Connor, Esq. (*the Petitioner*).  
Edmund Barton, Esq., Q.C. (*Counsel for Petitioner*).  
George Black, Esq. (*the sitting Member*).  
Dr. Richard Sly (*Counsel for the sitting Member*).
3. Dr. Sly continued his address to the Committee.
4. Mr. Barton addressed the Committee.
5. Room cleared; Committee deliberated.  
Resolved,—That Mr. Black was duly qualified to be a candidate.
6. Parties called in and informed.
7. Committee adjourned the further hearing of this case till Tuesday, 30th October.  
Committee adjourned till To-morrow, at Eleven o'clock.

R. W. ROBERTSON,  
*Second Clerk Assistant.*

TUESDAY, 30 OCTOBER, 1894.

MEMBERS PRESENT :—

Mr. Hayes in the Chair.

Mr. Lee,		Mr. Parkes,
Mr. Wright,		Mr. Crick,
Mr. Gormly,		Mr. Bavister.

In attendance,—

The Second Clerk Assistant.

1. By direction of the Chairman, the Clerk read the minutes of the previous meeting, which were confirmed.

## 2. Parties called in :—

*Present* :—Daniel O'Connor, Esq. (*the Petitioner*).  
 Edmund Barton, Esq., Q.C. (*Counsel for Petitioner*).  
 George Black, Esq. (*the sitting Member*).  
 Dr. Richard Sly (*Counsel for the sitting Member*).

3. Mr. Barton made an application to be allowed to tender further evidence in reference to the qualification of Mr. Black to be a candidate, and give reasons in support, and handed in Statutory declarations. [See Appendices A 1 and A 2.]
4. Dr. Sly opposed the application.
5. Mr. Barton replied.
6. Room cleared ; Committee deliberated.  
 Mr. Crick moved "That the case be re-opened."  
 Question put and passed.
7. Alexander Farthing, junior, called in, sworn and cautioned, and further examined.  
 Dr. Sly put in an affidavit made by witness.  
 Witness withdrew.
8. Adelaide Guthrie called in, sworn and cautioned, and further examined.  
 Witness withdrew.
9. Alexander Farthing, junior, called in and further examined.  
 Witness withdrew.
10. Sergeant Henry Baxter, called in, sworn, and examined.  
 Witness withdrew.
11. Constable Michael Roche called in, sworn, and examined.  
 Witness withdrew.
12. Senior-constable William Charles Bowler called in, sworn, and examined.  
 Witness withdrew.
13. Constable Michael Roche called in and further examined.  
 Witness withdrew.
14. Constable James Fraser called in, sworn, and examined.  
 Witness withdrew.
15. Senior-constable Abraham Robert Shewood called in, sworn, and examined.  
 Witness withdrew.
16. Sarah Pryor called in, sworn, and examined.  
 Witness withdrew.
17. John Pryor called in, sworn, and examined.  
 Witness withdrew.
18. Evan Roberts called in, sworn, and examined.  
 Witness withdrew.
19. Committee adjourned the further hearing of this case till Thursday next at Four o'clock.  
 Committee adjourned till to-morrow at Eleven o'clock.

WILLIAM S. MOWLE,  
*Acting Second Clerk Assistant.*

THURSDAY, 1 NOVEMBER, 1894.

MEMBERS PRESENT :—

Mr. Hayes in the Chair.

Mr. Gormly,	Mr. Bavister,
Mr. Lee,	Mr. Crick,
	Mr. Wise.

In attendance,—

The Acting Second Clerk Assistant.

1. By direction of the Chairman the Clerk read the minutes of the previous meeting, which were confirmed.

## 2. Parties called in.

*Present* :—Daniel O'Connor, Esq. (*the Petitioner*).  
 Edmund Barton, Esq., Q.C. (*Counsel for Petitioner*).  
 George Black, Esq. (*the sitting Member*).  
 Dr. Richard Sly (*Counsel for the sitting Member*).

3. Henry Baxter called in and further examined.  
 Witness withdrew.
4. Charles Moorley called in, sworn, and examined.  
 Witness withdrew.
5. Alexander Farthing, junior, called in and further examined.  
 Witness withdrew.
6. Reginald Champ called in, sworn, and examined.  
 Witness withdrew.
7. George Black, Esq., M.P., further examined.
8. Committee adjourned the further hearing of this case till Tuesday next at Four o'clock.
9. Committee adjourned till Tuesday next at Eleven o'clock.

WILLIAM S. MOWLE,  
*Acting Second Clerk Assistant.*  
 TUESDAY,

TUESDAY, 6 NOVEMBER, 1894.

MEMBERS PRESENT:—

Mr. Hayes, in the Chair;	
Mr. Gormly,	Mr. Bavister,
Mr. Wise,	Mr. Lee,
Mr. Wright,	Mr. Parkes.

In attendance,—

The Acting Second Clerk Assistant.

1. By direction of the Chairman the Clerk read the minutes of the previous meeting, which were confirmed.
2. Parties called in.  
*Present*:—Daniel O'Connor, Esq. (*the Petitioner*).  
Edmund Barton, Esq., Q.C. (*Counsel for Petitioner*).  
George Black, Esq. (*the sitting Member*).  
Dr. Richard Sly (*Counsel for the sitting Member*).
3. George Black, Esq., M.P., further examined.
4. William Charles Bowler called in and further examined.  
Witness withdrew.
5. Committee adjourned the further hearing of this case till Thursday next at Four o'clock.
6. Committee adjourned till To-morrow at Eleven o'clock.

WILLIAM S. MOWLE,  
*Acting Second Clerk Assistant.*

THURSDAY, 8 NOVEMBER, 1894.

MEMBERS PRESENT:

Mr. Hayes in the Chair.	
Mr. Gormly,	Mr. Bavister,
Mr. Parkes,	Mr. Lee,
Mr. Crick,	Mr. Wright.

In attendance,—

The Acting Second Clerk Assistant.

1. By direction of the Chairman the Clerk read the minutes of the previous meeting which were confirmed.
2. Parties called in.  
*Present*—Daniel O'Connor, Esq. (*the Petitioner*).  
Edmund Barton, Esq., Q.C. (*Counsel for the Petitioner*).  
George Black, Esq. (*the sitting Member*).  
Dr. Richard Sly (*Counsel for the sitting Member*).
3. Elizabeth McElroy called in, sworn, and examined.  
Witness withdrew.
4. Mr. Barton addressed the Committee.
5. Dr. Sly addressed the Committee.
6. Committee adjourned the further hearing of this case till Tuesday next at Four o'clock.
7. Committee adjourned till Tuesday next at Eleven o'clock.

WILLIAM S. MOWLE,  
*Acting Second Clerk Assistant.*

TUESDAY, 13 NOVEMBER, 1894.

MEMBERS PRESENT:—

Mr. Hayes in the Chair.	
Mr. Bavister,	Mr. Gormly,
Mr. Parkes,	Mr. Lee,
Mr. Wright,	Mr. Wise.

In attendance,—

The Acting Second Clerk Assistant.

1. Parties called in.  
*Present*:—Daniel O'Connor, Esq. (*the Petitioner*).  
Edmund Barton, Esq., Q.C. (*Counsel for the Petitioner*).  
George Black, Esq. (*the sitting Member*).  
Dr. Richard Sly (*Counsel for the sitting Member*).
2. Mr. Barton replied to Dr. Sly.
3. Committee adjourned the further consideration of this case until To-morrow at Four o'clock.
4. Committee adjourned till To-morrow at Eleven o'clock.

WILLIAM S. MOWLE,  
*Acting Second Clerk Assistant.*

WEDNESDAY,

WEDNESDAY, 14 NOVEMBER, 1894.

MEMBERS PRESENT:—

Mr. Hayes in the Chair.

Mr. Gormly,	Mr. Bavister,
Mr. Lee,	Mr. Parkes,
Mr. Crick,	Mr. Wright.

In attendance,—

The Second Clerk Assistant.

1. By direction of the Chairman, the Clerk read the minutes of the previous meeting, which were confirmed.
2. Mr. Crick moved,—“That George Black, Esquire, the sitting Member, has been duly elected as Member for the Electoral District of Sydney, Gipps Division.”  
Question put and passed.
3. Mr. Lee moved,—“That the Petition of Daniel O'Connor, Esquire, is not frivolous nor vexatious.”  
Question put and passed.
4. Mr. Bavister moved,—“That the sum of £20 be awarded to George Black, Esquire, the sitting Member, towards his costs and expenses, such amount to be paid by the Petitioner.”  
Question put and passed.
5. Resolved,—That the conclusions at which the Committee have arrived be embodied in a Report and presented to the House.

R. W. ROBERTSON,  
Second Clerk Assistant.

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**COMMITTEE**  
OF  
**ELECTIONS AND QUALIFICATIONS.**

**ELECTION PETITION—O'CONNOR v. BLACK—SYDNEY—GIPPS DIVISION.**

THURSDAY, 4 OCTOBER, 1894.

Present:—

Mr. Crick,		Mr. Hayes,
Mr. Bavister,		Mr. Morton,
Mr. Gormly,		Mr. Wright,

J. Hayes, Esq., in the Chair.

J. McLaughlin, Esq., appeared for the Petitioner.  
Respondent appeared in person.

Frederick William Webb, Esq., C.M.G., Clerk of the Legislative Assembly, called in, sworn, and examined:—

1. *Chairman.*] You are Clerk of the Legislative Assembly? Yes.
2. You produce some documents? I produce the writ issued by His Excellency the Governor on the 29th day of June last, for the election of a Member to serve in the Legislative Assembly of New South Wales for the electoral district of Sydney, Gipps Division, with a certificate thereon by the Returning Officer in these words: "I hereby certify that George Black has been chosen the Member for the electoral district of Sydney, Gipps Division, to serve in the Legislative Assembly of New South Wales.—Peter Francis Hart, Returning Officer." F. W. Webb,  
Esq., C.M.G.  
4 Oct., 1894.

WEDNESDAY, 10 OCTOBER, 1894.

Present:—

Mr. Bavister,		Mr. Hayes,
Mr. Crick,		Mr. Lee,
Mr. Gormly,		Mr. Parkes,

Mr. Wright.

J. Hayes, Esq., in the Chair.

E. Barton, Esq., Q.C., appeared for Petitioner.  
Dr. Sly appeared for the Respondent.

Mr. Alexander Farthing called in, sworn, and examined:—

3. *Mr. Barton.*] I believe you are the licensee of "Her Majesty's Hotel" in Pitt-street? Yes.
4. You know the respondent, Mr. George Black? Yes.
5. Have you known him for some time? A considerable time—some eighteen months or so.
6. I believe he lived at your hotel at one time? Yes.
7. Your hotel is situated in the electorate of King? Yes.
8. Mr. Black occupied a room there? Yes.
9. On which floor? On the fifth floor at one time, and on the fourth floor afterwards.
10. When did he leave? I see that the last entry in the book is under date 23rd July.
11. Would that be the last night he slept there? I presume so. He might have slept there a night or two afterwards for aught I know to the contrary, but there is no account of it.
12. Did he not leave you at some date before that? Yes; on 21st June. There is a vacancy from 21st June to 9th July.
13. You are sure he left on 21st June? That is what the book shows.
14. But have you any doubt about it? Of course I am not absolutely certain about it. I am only going by the books.
15. Cannot you tell me whether in the month of June last Mr. Black left his room? I could not say for certain that he did. All that I know is that from the book he would appear to have done so.
16. Do you remember Mr. Black's marriage taking place? Yes.
17. Do you remember whether he left your hotel before he was married? I do not think so.
18. Did he leave it on the day he was married? Yes; I think he did.
19. Do you recollect what day that was? I have no idea.
20. Up to that time Mr. Black was residing on what floor? On the fifth floor.

Mr.  
A. Farthing.  
1 Oct., 1894.

- Mr.  
A. Farthing.  
10 Oct., 1894.
21. He had his luggage with him, I suppose? Yes.
  22. Are any of the entries in the book in your own handwriting? None.
  23. *Mr. Bavister.*] The book professes to contain only entries of payments? Yes.
  24. *Mr. Barton.*] At any rate, on the day of his marriage you think Mr. Black left you? I think so. I would not be too certain.
  25. He left the fifth floor then? Yes.
  26. Was the room he occupied then subsequently let? Yes.
  27. Mr. Black did not occupy that room any more? No.
  28. You have mentioned some other date at which, presumably, Mr. Black returned;—what date was that? The 9th July. According to the book he returned then.
  29. Have you any doubt as to the month of July being the date of his return? I do not think there can be much doubt about it, because the account is from that date.
  30. *Mr. Crick.*] Did you render an account to Mr. Black on the 21st June? I could not say for certain. Mr. Black often came in and paid himself, and sometimes did not get an account.
  31. *Mr. Barton.*] But you think he returned to your hotel on the 9th July? Yes.
  32. When did he leave again? On the 23rd.
  33. What room did he occupy during that stay? No. 6, on the fourth floor.
  34. A different floor? Yes.
  35. Did he come back to your hotel and live there at any subsequent date? I think not. There is no entry of it in the book.
  36. Has he since lived at your hotel as a lodger occupying a room? I think not. The 23rd July is the last entry in the book.
  37. *Dr. Sly.*] The room which Mr. Black occupied on the fifth floor has a single bed in it? Yes.
  38. When he came back to you he brought his wife with him? Yes.
  39. And he then occupied a room with a double bed in it on the fourth floor? Yes.
  40. Did you see him leave your hotel on 21st June? I do not know that I did.
  41. You have a son in your business, and there are other persons assisting you to conduct it? Yes.
  42. I presume your son and the other persons engaged in the conduct of the business besides yourself would take money from persons going away? It is not very often that I receive the payments myself.
  43. And you do not keep the book to which you have been referring? No.
  44. When Mr. Black went away on 21st June he had been living with you continuously for some time? Yes.
  45. Did he not come back to your hotel on the 2nd July? I do not know myself; I am going by what I see in the books. I see an entry there, "9th to 16th July."
  46. Mr. Black did not pay for his lodging in advance, did he? No.
  47. And if Mr. Black paid you anything on 9th July it would not be for board for the previous week? I should imagine not. The entry in the book is "9th to 16th July."
  48. *Mr. Crick.*] That means that Mr. Black paid you on the 16th July, not on the 9th? Yes.
  49. *Dr. Sly.*] I see two meals are entered in the book;—why are they entered in this way; if they were paid for in cash, why are they entered at all? They might have been paid for after they had been entered.
  50. But the amount is not entered? Probably Mrs. Black had them. I presume they were paid for before the bill was made out.
  51. What is the entry of £1 10s. at the bottom of the column mean? I do not know.
  52. Have the whole of the amounts entered been paid? Yes.
  53. Including that £1 10s.? Yes.
  54. There is a charge of £1 5s. from the 9th to the 16th July? Yes.
  55. And from the 16th to the 23rd July there is a charge of £1 15s.? Yes.
  56. And you say that Mr. Black left on 23rd July? Yes.
  57. Then what is this amount of £1 10s. following that entry for? I do not know.
  58. Can you trace that £1 10s. in any other book? I see from another book that on 21st July Mr. Black apparently paid £1 10s.
  59. That is entered in another book as having been paid on 21st July? Yes. I may mention that the book to which I have been referring is made up every Saturday.
  60. How much do you charge per meal? One shilling each meal; but sometimes Mrs. Black would have a few shillings in cash. In that case it would be put down. Mr. Black generally came in himself and paid these amounts. We did not bother at all about them.
  61. Did not Mr. Black leave some of his luggage at your hotel when he went away on 21st June? I believe he did.
  62. *Mr. Bavister.*] Did you see it? No.
  63. *Mr. Crick.*] Were you paid anything by Mr. Black for any occupation of your hotel between the 21st June and the 9th July? No.
  64. Did anyone hand you any payment received from Mr. Black for any occupation of your hotel between those two dates? I do not think so. If any amount had been due then it would probably have been entered.
  65. *Dr. Sly.*] There are other persons in the hotel besides yourself who receive money? Yes. Mr. Black, for instance, used almost always to pay the young lady in the bar, Miss Guthrie, or my son.
  66. *Mr. Parkes.*] Do you know what moneys are paid into your hotel, and who pays them, every week? Yes.
  67. *Mr. Barton.*] You say that when Mr. Black came back to your hotel he brought his wife with him? Yes.
  68. That was on the 9th July? I believe so.
  69. How long did Mrs. Black stay there? I could not say.
  70. Would you undertake to say that she stayed there more than a day at a time? I cannot say as to that.
  71. Could you tell us how often she slept there between the 9th and the 23rd July? I do not know.
  72. Do you think she slept there three times between those two dates? She might have slept there three times.
  73. You do not think she slept there more often? I cannot tell the precise number of times. I know that a double room was assigned to them.

74. *Mr. Crick.*] How much do you charge per week for a man at your hotel? £1 5s.  
 75. How much do you charge for a man and his wife? £2 10s.  
 76. The charges made in your book for the period to which we are referring are only £1 5s. per week;— that would not seem to show that Mrs. Black stayed at the hotel? No, they would not.  
 77. *Mr. Barton.*] There is no entry against the name of Mrs. Black as if she was there as a lodger? No.  
 78. *Chairman.*] You have told us that when Mr. Black returned to the hotel on the 9th July he was accompanied by his wife? Yes. I saw her at the hotel having meals. I remember that; but I got no notice when Mr. Black and his wife were there, and when they were not there. My son said to me, "Mr. and Mrs. Black are coming over," and I probably said, "You had better give them such-and-such a room." I remember that occurring.

Mr.  
A. Farthing,  
10 Oct., 1894.

Mrs. Mary Ann Nichol called in, sworn, and examined:—

79. *Mr. Barton.*] You are the wife of Samuel Nichol? Yes.  
 80. And you keep a boarding-house at Wahroonga? Yes.  
 81. What is your address? There is no street.  
 82. You know Mr. Black? Yes.  
 83. You know also the lady to whom he was married, Miss Singleton? Yes.  
 84. Before her marriage, had Mrs. Black been living with you? Yes.  
 85. From the previous April, I believe? Yes; I think it was from April.  
 86. Did you make Mr. Black's acquaintance before the marriage? Yes.  
 87. Do you remember the marriage taking place? Yes.  
 88. Were you present? I was.  
 89. At what date would it be? The 21st June.  
 90. Where did Mr. Black live from that date? At my place.  
 91. Did Mr. Black bring any luggage? Yes; he did.  
 92. A good deal? Yes; a good deal.  
 93. When did Mr. and Mrs. Black cease to live at your house? I think it is about a month ago since they lived at my place.  
 94. They left some time in September? I do not know the exact date.  
 95. Would it be 10th September? That would be about the time, I think.  
 96. Where did they go to live then? At North Shore.  
 97. I believe your son moved their things? Yes; he shifted their things away.  
 98. Did Mr. Black go away from your house at any time between the 21st June and the 10th September? He was away, I think, about a fortnight.  
 99. During what month? Just before the election and just after it.  
 100. That is to say he went away a little before the election, and came back a little after it? Yes.  
 101. And his luggage remained at your place? Yes; until they went away.  
 102. Was Mrs. Black away during any portion of Mr. Black's absence about the time of the election? Yes.  
 103. For how long? For about a week.  
 104. Then I suppose there were two weeks during which you did not receive any board from Mr. Black, and one week during which you did not receive any board from his wife? Yes.  
 105. During any portion of that fortnight did Mr. Black come over to your place? Not that I remember.  
 106. Do you not remember seeing him at your house during that time? It was not often that he came across.  
 107. I do not ask you whether he slept there, but did he come over during the day-time? I do not know at this moment whether he came over at all, but if he did it was only for a few hours.  
 108. *Mr. Crick.*] Did he come over at all? I am not quite certain whether he did or not.  
 109. *Mr. Barton.*] Do you remember his coming over for the purpose of getting a change of clothing? He may have come over for that purpose.  
 110. *Mr. Crick.*] He would not need to come over in the day-time to change his clothes while he was lodging there, so that if he came over for the purpose of getting a change of clothes it would be while he was away during the fortnight? Yes; I think that was the time he came over for a change of clothes.  
 111. You are now perfectly clear in your mind, then, that he did come over to your place during the fortnight to get a change of clothes? If he came at all that would be when he came, but I cannot be quite sure whether he came or not.  
 112. You are certain that he came over at some time for a change of clothes? I am not certain.  
 113. *Mr. Barton.*] Does any conversation you have had bring back to your mind the fact of Mr. Black coming over to change his clothes? Yes; I think so.  
 114. There was some conversation? Yes.  
 115. And does it bring the recollection to your mind that Mr. Black came over for that purpose? I am trying to recollect whether Mrs. Black took the change of clothing, or whether Mr. Black took it himself. I remember Mrs. Black speaking to me about it.  
 116. Either Mr. Black came over for a change, or Mrs. Black took the change to him? I cannot say for certain which it was.  
 117. *Mr. Crick.*] Did Mr. Black say why he was going away? No; he did not say anything about it.  
 118. He did not say, "I am leaving here"? No.  
 119. Did he say that he was coming back? No; he did not say anything about it. I remember Mrs. Black saying that she was going away for a week.  
 120. *Mr. Barton.*] With the exception of the fortnight at the time of the election, Mr. Black was at your place pretty well every night? With the exception of a fortnight, I do not think he was away at all.  
 121. *Dr. Sny.*] You are not sure that Mr. Black was not away more than a fortnight so far as sleeping at your house is concerned? He may have been away a few days longer.  
 122. Mr. Barton suggested a fortnight to you, but you cannot remember exactly how long it was? No; I did not put it down. I am speaking to the best of my knowledge.  
 123. Mr. Black slept away several nights, but Mrs. Black remained at your house? Yes.

Mrs. Mary  
Ann Nichol,  
10 Oct., 1894.

- Mrs. Mary Ann Nichol.  
10 Oct., 1894.
124. And Mrs. Black was away during the day-time occasionally, and slept at your house at night? Yes; she was away during a good many days, but she came back at night.
125. I believe Mrs. Black has been in a delicate state of health? She is rather delicate.
126. And you know that it suited her better to sleep at Wahroonga than in town? Yes.
127. *Mr. Barton.*] You have just told us that Mr. Black slept away sometimes, while his wife slept at your house, but you told me just before that, that with the exception of a fortnight, which has been referred to, Mr. Black slept at your house every night? Yes.
128. During part of the fortnight, I believe, Mrs. Black slept away from your house also—for about a week? Yes.
129. During the remaining week of the fortnight she slept at your house;—that is the time you refer to as that at which Mrs. Black slept there while Mr. Black was away? That is the time I mean.

Mr. John Beston called in, sworn, and examined:—

- Mr. J. Beston.  
10 Oct., 1894.
130. *Mr. Barton.*] You act as postmaster and your wife as postmistress at Wahroonga? Yes.
131. It is in the Electorate of Warringah? Yes.
132. The post-office is near Mrs. Nichol's? Yes.
133. Do you know Mr. George Black? Yes.
134. You knew of his marriage, I suppose? Yes; I was well aware of that.
135. In June last? Yes.
136. Do you recollect Mr. Black coming over at that time, and living at Mrs. Nichol's? Yes.
137. You received his letters, I suppose? Well, they went through the post-office.
138. Mr. Black called for them? Yes.
139. Do you remember the polling-day at the last general election? Yes, the 17th July.
140. Had Mr. Black been away from Mrs. Nichol's a little time before that? To the best of my knowledge he was away about five days before that.
141. Do you remember his coming back a little after the election? Yes.
142. How long did he continue to live at Mr. Nichol's? I do not quite know, but it was for some time afterwards.
143. Do you know where he went to then? Some letters came addressed to him after he had left. He had left me no address, and I was obliged to send to Mrs. Nichol's for it, in order that I might readdress the correspondence.
144. Did you get the address? Yes.
145. Did you send away the letters? Yes.
146. Where to? To Roslyn-street, North Sydney.
147. *Dr. Sly.*] You do not know when Mr. Black came back after the election;—for aught you know he may have come back the next day? For all I know he may have come back the next day. I know he was back that week.
148. You are only speaking from memory? Yes.

TUESDAY, 16 OCTOBER, 1894.

Present:—

Mr. Crick,	Mr. Lee,
Mr. Gormly,	Mr. V. Parkes,
Mr. Hayes,	Mr. Wisc,
Mr. Bavister,	Mr. Wright,

J. Hayes, Esq., in the Chair.

E. Barton, Esq., Q.C., appeared for the Petitioner.  
Dr. Sly appeared for the Respondent.

Mr. Alexander Farthing, jun., called in, sworn, and examined:—

- Mr. A. Farthing, jun.  
16 Oct., 1894.
149. *Dr. Sly.*] You are the son of Mr. Farthing who keeps "Her Majesty's Hotel"? Yes.
150. And you take part in the management of the hotel under your father? Yes.
151. You know Mr. Black? Yes.
152. I suppose you remember his being married on the 21st June last? Yes.
153. Had you been living at the hotel some time before that? A long time before that.
154. When he was going away did anything take place between yourself and Mr. Black? He told me that he was going away for a while.
155. *Mr. Barton.*] Who keeps the books? My father does some of the bookkeeping, the girl in the bar does some of it too. Sometimes I have to refer to the books myself.
156. Are any of the entries concerning Mr. Black in the book produced in your handwriting? No; I used to leave it to my father and Miss Guthrie.
157. *Mr. Black.*] Were you paid for Mr. Black's room while he was away? I do not know whether my father was paid or not.
158. You were not paid? I was not paid.
159. *Dr. Sly.*] Please tell me what took place between yourself and Mr. Black? He just said, "I am going away for awhile; I shall be back again; I have left some things in my room."
160. *Mr. Crick.*] Is that all he said? I think that is about all he said. He said "good-bye," and winked at me. We all knew that he was going to be married.
161. *Dr. Sly.*] Just think whether anything was said about a room? Mr. Black said, "I want a room kept for me when I come back." I remember telling my father that.
162. Do you remember whether, when Mr. Black did return, he occupied a double room? Yes; he had his wife with him.
163. Can you remember exactly when he did come back? I cannot speak as to the date, but I remember his coming back before the election, because I used to talk to him about the election.
- 164.

164. Can you remember whether Mr. Black slept at the hotel himself before his wife came to sleep there? To the best of my belief he did. His wife, so far as I know, only slept there a few nights.
165. *Mr. Barton.*] What you mean us to understand is that Mr. Black came back before his wife came? Yes; to the best of my belief.
166. *Dr. Sly.*] Did his wife come to the hotel before the elections? Yes.
167. And during the elections? Yes; she was there on the day of the election also.
168. Do you remember whether, when Mr. Black came again to sleep at the hotel he was there also during the day time? Oh, yes; he used to be there for his meals.
169. You know that he had meetings at various places? Yes; I remember his telling me about the places at which he was going to speak on certain nights.
170. During this time he used to be in and out of your hotel? Yes; he was always on the go.
171. For how long after the elections did Mr. Black stay at the hotel with his wife? Some days.
172. I suppose you have some means of ascertaining the nights when Mrs. Black slept there? Well, I did not take notice when she slept there and when she did not.
173. Did you, from time to time, receive money from Mr. Black on account of his lodgings? Sometimes, he paid me, sometimes he paid my father, and sometimes he paid in the bar.
174. *Mr. Crick.*] I suppose the occasions entered in the book when he had separate meals must have been during some time he was not staying there? I presume so.
175. Whom did he pay for those meals? I suppose he would pay for them in the dining-room.
176. He did not pay you for the meals? No; the girl in the dining room would collect the money for them.
177. If he paid for those meals in the dining-room would any of them be likely to be entered against him in the books? They might be.
178. You did not enter them? No.
179. *Mr. Barton.*] You have told the Committee that sometimes Mr. Black paid you, that sometimes he paid your father, and that sometimes he paid in the bar;—when he paid you or your father I suppose he was lodging in the hotel? Yes; stopping there.
180. When he paid you, would it not be your business to make an entry in the books? No; I used to give the amount to my father and say, "Mr. Black told me to give this to you," or something to that effect.
181. You never entered the amounts in the books? No; I sometimes used to look through the books to see who had paid and who had not, but that is all.
182. Did you look into the books to see whether these amounts paid by Mr. Black were entered? No; when I got the money I took it that it was all right. As long as my father put the money in his pocket and said nothing I supposed that everything was correct.
183. Do you know of Mr. and Mrs. Black going to Bondi together at any time and staying there? I remember Mr. Black being there some time ago.
184. But about this time, between July and September, do you remember Mrs. Black staying at Bondi? No.
185. You say that Mrs. Black slept at the hotel two or three times? I do not say twice or three times; I say she slept there sometimes.
186. Did she go away and return to North Sydney until the election was over? I do not know where she went.
187. Did she go away after the election? Some time after the election.
188. How many days? I did not count them.
189. How many days do you suppose it would be before Mr. Black left? I cannot say.
190. Cannot you give us some idea of the number? It would be about four or five days, I suppose.
191. You think that time elapsed before Mr. Black went away? I believe it would be something like that; it might have been seven days.
192. You say that Mrs. Black stopped at the hotel some nights with Mr. Black? She stopped there two or three nights.
193. Did she stop there two or three nights consecutively, or were they on separate nights? I could not say. I remember seeing her at the breakfast table and speaking to her.
194. We have it in evidence from your father that Mr. Black went to your hotel about the 9th July, the day before the nomination day, and that he remained there about a fortnight. Before that time, I suppose, Mr. Black would have meals there occasionally? I cannot quite remember the nomination day.
195. It was the 10th July; cannot you remember what took place about that time;—do you remember Mr. Black calling for meals sometimes during the day? I cannot say that I could fix the date.
196. You cannot fix any time for Mr. Black calling at the hotel to take meals there after he had left on the 21st June;—all that you recollect is that he came there with his wife? I cannot swear that he had meals there, or that he had not, but I think he had.
197. He may have had meals there occasionally? He may have had.
198. Just in the same way as other persons would call in and take their luncheon? Yes.
199. You say that Mr. Black had a room at your hotel before he went away to be married;—on what floor was it? The fifth floor.
200. When he came back on the 9th July he had a double-bedded room? Yes.
201. And that was on the fourth floor? Yes; there is not a double-bedded room on the fifth floor.
202. Mr. Black then went to a different place on his return? Yes; we had to put him there.
203. Had the room he had occupied formerly been let? I do not know whether it had or not, but we could not put him and his wife into a single-bedded room.
204. I am referring to the room in which Mr. Black slept before the 21st June;—do you know whether that was let after he went? I do not.
205. Will you swear that it was not? I will not.
206. Is the number of each room entered in the book when it is let? Yes.
207. Then you could tell from the books whether the room which Mr. Black used to sleep in was, or was not, let soon after he left? Yes.
208. Did you go into the room on the fifth floor after Mr. Black had left to be married? Not that I remember.
209. Then you did not see any luggage in the room? No; I did not go up.

Mr. A.  
Farthing,  
jun.  
18 Oct., 1894.

210. As a matter of fact, you do not know what Mr. Black left behind? No. He said he had left some things. That is all I know.
211. From what he said, however, you think he left some things there? From what he said I thought there were things in his room, but I did not go up and look.
212. Did not a Mr. Leopold succeed to Mr. Black's room three or four days after the 21st June? I do not remember the date, but it would seem from the books that Mr. Leopold was put into the room on the 25th June. From the entry in the book it is quite certain that Mr. Leopold had the room. I recollect his being there for a fortnight or so. He only stopped for a very little while.
213. He was there to the 30th of July, was he not? I am speaking from the books. He was not there long, I know.
214. When Mrs. Black came to the hotel with Mr. Black, somewhere about the 9th July, she was there with him on and off for about a fortnight, was she not? I think she was.
215. She slept there a few nights? Yes.
216. After the time during which Mrs. Black was in the habit of coming to the hotel, what became of the double-bedded room they had occupied;—was it let again? I do not know whether it was let or not. It is let now.
217. But you do not know whether the room was let then? No. I cannot say anything about that.
218. How old are you? Twenty on the 3rd December.
219. When the names were collected for the electoral roll were you present in the hotel? Yes.
220. Who was it that gave the names? I remember being in the bar, and I remember Miss Guthrie also being there. I think we both gave the names.
221. In what month would that be? I could not tell you the month. I remember the man coming, that is all.
222. Who gave Mr. Black's name? I think I gave Mr. Black's name to the man myself, but I will not be certain. I will not swear it. I remember the man saying, "We only want the names of those who have been here three months," and I said, "Mr. Black has been here longer than that."
223. Who used to make the entries in the day-book? They are in my father's handwriting.
224. This is, apparently, a book which contains payments made on account of board. You will see from one of the entries that Mr. Black paid £1 5s. in the week ending 4th November? Yes. That entry is in my father's handwriting.
225. Look at the book and refresh your memory in any other way you choose. Can you say whether Mr. Black ever paid any money for board before the date of that entry, the 4th of November? It is hard to understand the writing. I cannot remember the time you are trying to get at.
226. You will see an entry in the book on page 108; that is also in your father's handwriting? Yes.
227. I mean the entry with the pencil mark against it? Yes.
228. There is also an entry with a pencil mark against it on page 114; that is also in your father's handwriting? Yes.
229. I believe the amount for board was £1 5s. per week? Yes.
230. You have seen the entry against Mr. Black's name on page 114, under the heading of the week ending 4th November? Yes.
231. Will you undertake to say that before that time Mr. Black had ever paid any week's board and lodging? Of course if it is not in the book I will not swear it, but he may have done so all the same. My father, perhaps, did not enter the amount. It is quite probable that my father may have received money without entering it.
232. *Mr. V. Parkes.*] In other words you tell us that your books are badly kept? Yes, if you like.
233. And that no reliance whatever can be placed upon them? Well, there is some, and then there is not, if you can understand.
234. *Mr. Barton.*] You seem quite able to point positively to the items on which reliance can be placed and also to those upon which no reliance can be placed? Yes.
235. You will not undertake to say that any money was paid by Mr. Black before the week's board, to which I have referred? I will not say either way.
236. When you gave Mr. Black's name to the constable who collected the rolls were you aware that three months' residence was required in the electorate? Yes; he told me so.
237. Is it not a fact that the policeman was there in January? I do not know whether he was or not; I cannot swear to the month.
238. You cannot swear what time it was when you told a constable that Mr. Black had been residing in your hotel three months? I do not remember the day of the month.
239. Could you not tell us the month? I could not swear to it.
240. *Dr. Sly.*] Mr. Barton asked you with reference to the room which had been occupied by Mr. Black on the fifth floor whether as far as you could see from the books it was not let to a Mr. Leopold from a certain date, the 25th June or thereabouts; but as a matter of fact, were there not a number of rooms unlet at your hotel while Mr. Black was away? Plenty of them.
241. *Mr. Wise.*] Were any letters received at the hotel addressed to Mr. Black during the time he was away? Yes.
242. What did you do with them? He came and got them I suppose; I never touched them.
243. *Mr. Crick.*] Did you see them? Yes.
244. Did you count them? I did not count them; I know there was several letters.
245. What did you do with them? I left them there. They were simply addressed to "George Black, Esq., M.P."
246. Who brought them? The postman.
247. Did any Parliamentary messengers bring the usual Parliamentary papers down to the hotel for Mr. Black, either while he was away or while he was there? I do not know.
248. Have you seen any Parliamentary papers brought there by messengers? No.
249. *Mr. Barton.*] As far as you know, Mr. Black had no Parliamentary papers left at the hotel at all? Not that I know of.
250. *Mr. Crick.*] When were you told that you were wanted to give this evidence? I could not say what date.
251. When were you asked whether you could remember that Mr. Black told you that he wanted a room when he came back? I was asked one day whether I remembered it. That is all I know. 252.

252. Did Mr. Black ask you? I do not know whether it was Mr. Black or Mr. Moss.
253. Were a large number of rooms unlet at your hotel during the fortnight or three weeks Mr. Black was away? Yes.
254. And yet it was necessary for Mr. Black to tell you that he wanted a room kept? He said he wanted a room kept when he came back.
255. Was there any charge made to Mr. Black for this room? I do not know.
256. Did Mr. Black ask you if there would be any charge? I do not know; I thought he would be charged.
257. If Mr. Black wanted a room kept; if he had asked you to keep the room for him, does it not seem rather strange that a stranger should have been put into it? Well, we thought Mr. Black was going to get married.
258. Did he tell you that he was going to bring his wife back to the hotel and make it his home? What he said was that he wanted a room when he came back.
259. Did you not know that at that time Mr. Black was living in lodgings somewhere else with his wife? I did not know where he lived.
260. Did you ever send any message to him at the place at which he was living—at Wharoonga? I do not think so. I do not remember the name of Wharoonga.
261. Any money you ever received from Mr. Black you gave to your father? Yes.
262. And if he did not enter it up in the book, that was his neglect, and not yours? Yes.
263. You did not hand it to Miss Guthrie? She might have received some of it; but if I saw my father I gave it to him.
264. You are not very clear as to what you did? No. Miss Guthrie would know if I gave her the money.
265. *Dr. Sly.*] You made the statement as to your remembering Mr. Black asking you to keep a room for him in the presence of Mr. Moss? Yes.
266. That is the time you have spoken of? Yes.

Mr. A.  
Farthing,  
jun.

16 Oct., 1894.

Miss Adelaide Guthrie called in, sworn, and examined:—

267. *Dr. Sly.*] In June last you were at "Her Majesty's Theatre Hotel"? Yes.
268. In the capacity of barmaid? Yes.
269. You have been there some time? A little over two years.
270. Do you remember Mr. Black residing at the hotel? Yes.
271. And you remember when he left to get married? Yes.
272. Used you to take money at the hotel sometimes from the lodgers? Yes.
273. In other words, you took some part in the management of the hotel? Yes.
274. Are you still at the hotel? Yes.
275. You remember the time when Mr. Black was leaving the hotel to get married? Yes.
276. Did you know in what way he was going to return or not? Not definitely. I did not know if he would return or not.
277. Did Mr. Black say anything to you on going away? I do not remember his saying anything.
278. But you knew that he was going to get married? Yes.
279. Can you remember anything which took place;—do you remember Mr. Black saying anything to you or you to him? Of course when he was leaving we thought he would be back. We did not know for certain that he would come, but we thought there was a probability of his coming.
280. *Mr. Barton.*] Nothing transpired to induce you to think that Mr. Black would certainly come back? No.
281. *Dr. Sly.*] Do you know if Mr. Black received any letters at the hotel? Yes.
282. You remember the election taking place? Yes.
283. Up to that time did you receive any letters at the hotel for Mr. Black? Yes; letters were always coming there for him.
284. Did he get them at the hotel? Yes.
285. And they were addressed to the hotel? Yes.
286. I suppose you do not remember the exact date of the election? No.
287. However, you remember Mr. Black leaving to get married on 21st June? Yes.
288. Between that date and the date of the election was Mrs. Black at the hotel? Yes; she used to come occasionally after Mr. Black had come back.
289. Can you tell me whether when Mr. Black came back he occupied a single or double room? A double room.
290. Did he give any orders as to that room? Yes; to me.
291. When was that? On the 9th July.
292. Do you remember whether before Mr. Black asked for the double room on the 9th July he was having meetings in Sydney—just before that, I mean? Yes; I dare say he was.
293. Can you tell me whether, as a matter of fact, Mr. Black had any meals at the hotel then? Yes; he used to come there for meals.
294. That was before the 9th July? Yes.
295. Whom did he pay for those meals? The waitress in the dining-room.
296. In cash? Yes.
297. Then they would not be entered in the book? No.
298. Can you tell me also whether, as a matter of fact, during the week prior to the 9th July—say, about the 4th July—Mr. Black slept at your hotel one night? I would not like to swear it.
299. What is charged for a double room per week? Mr. Black was paying the same as usual, I believe.
300. How is that? The price charged all depends upon what room it is, or in what part of the house it is.
301. *Mr. Crick.*] Do you mean to say that you board a man and his wife at the same price that you board a man? No.
302. Suppose a man and his wife came to your hotel and asked for board, what would you charge them? They would have to pay 25s. a week each.
303. You are aware that only £1 5s. per week was charged Mr. Black? Yes.
304. *Dr. Sly.*] Do you know anything about bookkeeping? A little.

Miss  
A. Guthrie.

16 Oct., 1894.

Miss  
A. Guthrie.  
16 Oct., 1894.

305. The entries on page 146 of the ledger are in your handwriting? Yes.
306. *Mr. Crick.*] With reference to that entry of 5s., would it be paid separately? I think the word "paid" there applies to the item of £1 15s.
307. *Mr. Wise.*] Were these entries made at the same time? Those on the 23rd July were.
308. *Dr. Sly.*] Mr. Black paid for his wife's board and lodging, I suppose, while she was at the hotel? Yes.
309. And for himself? Yes.
310. There is nothing in the ledger to show the date for which the board was paid? It shows the date for which it was paid, but not the date on which the money was received.
311. The day-book would show the date on which the moneys were paid? Yes. This would only show the week.
312. The bedroom No. 6 entered in the book is a double room? Yes.
313. For the week ending 14th July there is an entry of £1 12s.? Yes; that is made up of £1 5s. for board and 7s. for meals.
314. Is it not a fact that Mr. Black slept at the hotel one night before he returned during the time of the elections? If Mr. Black paid for a single room for one night Mr. Farthing would receive the money for it.
315. Mr. Black had paid you up to 28th July? Yes. I think the amount of £1 10s. at the bottom of the column would be payment up to 28th July. I do not know whether the payment would be up to the 23rd or the 28th. The other book might show you the date on which Mr. Black left. Mr. and Mrs. Black, I see on the book, were to come again on the 28th July. That accounts for the entry under that date, but they did not come. I presume, therefore, that the last payment would be up to 23rd July.
316. *Chairman.*] Do you know that Mr. Black stayed at the hotel from the 9th July to the 23rd July? He lived there regularly during that period.
317. Did Mrs. Black stay with him to your knowledge? I do not think she stayed there continuously.
318. But for any time? Yes; she was a good while there.
319. Did she sleep there? Yes; but not always.
320. Several times? Yes.
321. How many times, as far as you can remember? Perhaps two or three times a week.
322. You are not clear about that? No.
323. But you know of your own knowledge that Mrs. Black was there during the period? Yes; I used to see her at the breakfast table.
324. *Dr. Sly.*] About how long was Mr. Black resident at the hotel before he left to get married? From the previous November, I think.
325. *Mr. Crick.*] You are clear about that? I know he was there in November; he may have been there before.
326. Why do you mention November? Because, on looking over the book, I see Mr. Black's name under a date in November.
327. And that is the only way you can remember his being there? If there is an entry in the book it must have been that he was living there.
328. *Dr. Sly.*] Was he not there some time before November? If the book shows it. I did not keep the book at the time; it was kept by Mr. Farthing.
329. Were you at the hotel in July, 1893? Yes.
330. Was not Mr. Black staying there then? I do not know about that.
331. There is an entry of 10s. in July, 1893, against Mr. Black's name? Yes; that would be for the rent of a room. You will find an entry of 10s. perhaps for each week in July, 1893, because for some months at about that period I remember that Mr. Farthing let the dining-room and retained only the bedrooms and the bar. At that time Mr. Black would be paying cash for his meals.
332. Then from July, 1893, Mr. Black was a resident of the hotel up till the time he went away to get married? Yes, apparently.
333. *Chairman.*] You can say that of your own knowledge? Yes.
334. *Mr. Wise.*] I suppose there was no other Mr. Black staying at the hotel? Not that I know of.
335. *Mr. Barton.*] You will see that there is an entry under the week ending 22nd September, 1893;—was not Mr. Black away for some time before that? I do not remember his leaving at any time other than when he went away to get married.
336. You cannot explain the September entry? No.
337. Is there any entry of 10s. a week after the month of July, 1893? There is an entry on the 12th of August.
338. Between the entry on 12th August and the 26th September, are there any entries in the book showing that Mr. Black stayed at the hotel? No.
339. Notwithstanding that entry of 26th September, can you tell me whether Mr. Black appears to have been a lodger paying for his board and lodging at the hotel at any time from August until after the 4th November? The book does not show it.
340. The entry on the 4th November represents one week's board? Yes.
341. And prior to that the last payment for board or anything else apparently was made on 12th August? Yes.
342. Had you anything to do with the bedrooms? Yes; I used to look after them.
343. I believe No. 22 was let to Mr. Leopold a few days after Mr. Black left to get married? Yes.
344. And when he came back again he got the double-bedded room? Yes, No. 6.
345. That is the first you know of his returning at all? Yes. After he left on the 21st June.
346. In the meantime, did you see any luggage of Mr. Black's at the place? No. Of course, if it were left in any of the store-rooms I should not see it.
347. Did you happen to see any? No.
348. While Mr. Black was at the hotel on the 9th July to 23rd July did you see any luggage of his then? Yes; he had some luggage then.
349. Had he a portmanteau? I could not say what he had, but I know he had luggage.
350. He had a change of clothing? I think so.
351. After their marriage, was there any period of a whole week during which Mrs. Black stayed with Mr. Black at "Her Majesty's Hotel"? I do not think she stayed a week.



352. Did she at any time stay more than two nights in succession? I do not know that, but I know that Mrs. Black used to come and stay there.
353. She was there off and on during the fortnight? Yes.
354. During the last week of the fortnight used Mrs. Black to sleep at the hotel at all? I am not positive about that. I cannot speak definitely as to the dates.
355. You do not know whether Mrs. Black slept there at all during the last week of the fortnight? I think so.
356. But you cannot be sure? I could not be sure.
357. You told Dr. Sly that between 21st June and the date of the election Mrs. Black used to come to the hotel occasionally after Mr. Black had come back;—does that refer to the fortnight in question? Yes.
358. Do you know where Miss Singleton, who is now Mrs. Black, had been living up to the time of her marriage? I could not say where she was living.
359. At the time Mr. Black left to be married, did you know where he was going? I did not know at the time, but I knew afterwards he was living up the line somewhere.
360. You did not then know he was going to Wharoonga? No.
361. Look at the book under date of March, 1894. There is entry against the 14th March, "Mr. Black returned." What is the fact about that? There appears to have been an absence of something under three weeks between a late period in February and the middle of March.
362. Were there any payments in the meanwhile? The book does not show any.
363. As far as you know there were none? No.
364. *Chairman.*] It is a rule at the hotel that if a lodger were away for a week he would not be charged? Yes.
365. *Mr. Barton.*] Unless he rented a room? Yes.
366. So that a room would not be kept for a person unless they said they would rent it in the meantime? No.
367. There have been cases where persons have been absent and have paid for their room in the meantime? Yes. Persons leaving for a short time have done so.
368. So as to retain the same room? Yes.
369. And to make sure of a place to return to? Yes.
370. Generally speaking, are there not twenty or thirty bedrooms vacant at the hotel? I suppose we have about fifty bedrooms altogether.
371. And there would frequently be twenty or more bedrooms vacant? Yes.
372. *Dr. Sly.*] During the time which it would appear Mr. Black was away in March, you did not consider that he had left the hotel? No.
373. His luggage was there then? Yes. He did not remove all his things.
374. You say that 10s. a week was charged up to a certain period? Yes; but when Mr. Farthing took the dining-room back again, the former charge of 25s. was made.
375. In August, for instance, the amount would be £1 5s.? Yes.
376. And that would be when Mr. Farthing had taken the dining-room back again? Yes.
377. The last entry of 10s. a week appears under date of 22nd July? Yes.
378. And after that 25s. is charged? Yes.

George Black, Esq., M.P., having made an affirmation, was examined:—

379. *Dr. Sly.*] You were formerly on the electoral roll for East Sydney, were you not? Yes; I was on the electoral roll of East Sydney for 1890, 1891, 1892, and I think 1893. I voted at two general elections prior to the last for East Sydney. At the last election I voted for the King Division.
380. How long have you been resident in the country? Over sixteen years in New South Wales; over twenty years in Australia.
381. As to your residence at "Her Majesty's Hotel," when did you first go there? On 26th June, 1893.
382. And you were resident there up to the time of your marriage on 21st June, 1894? With two brief exceptions.
383. What were those exceptions? On 12th August, 1893, as nearly as I can tell, I went to Bondi, and I was there, I think, until the 23rd September; I was away six weeks, I believe. Those are the dates as nearly as I can make out from my cash-book.
384. You lived at Bondi for six weeks? Yes.
385. What is the other exception to which you refer? In 1894 I went to Wentworth Falls on 28th February, and returned on Wednesday, 14th March. I was suffering from sleeplessness. I had been subject to it at times, and I had found that the only cure was a change of air.
386. Where were you staying at Wentworth Falls? At a boarding-house.
387. When you went to visit Wentworth Falls for a fortnight did you leave your luggage at the hotel? Everything except a portmanteau and a handbag. I left it all in the room I had occupied, and I went back to the room.
388. Before 21st June, the day on which you were married, had you made any preparations for the election? Yes; I had announced myself as a candidate, and I had held several meetings—five or six meetings.
389. What took place when you left the hotel to be married, on the 21st June? I spoke to several persons about the circumstance. I said that I was going away, but not for good. Mr. Farthing, junior, was one of the persons with whom I spoke. I said, "I am not going away for good, Alec. I will be back very soon. I am not going away for long; will you keep a room for me?"
390. Did you say anything else? I said I had left some luggage behind.
391. Was that a fact? Yes; I told him at the time, I think, that he need not bother about looking after it, but I am not quite sure.
392. What did you do with the luggage? I left it in the care of Mr. Melbourne Jamieson.
393. Was he living there? He had been living there, on and off, for a considerable period—for a month or so before that time.

Miss  
A. Guthrie.  
16 Oct., 1894.

G. Black,  
Esq., M.P.  
16 Oct., 1894.

G. Black,  
Esq., M.P.  
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394. What is Mr. Melbourne Jamieson? At that time he was travelling for a wine merchant; now he is at Wyalong.
395. And you say your luggage was left at the hotel? Yes; it was taken into his room.
396. You were married on the 21st June, and there is an entry in the book from which it would appear that you came back to the hotel on the 9th July;—were you back at the hotel before that? About the 2nd July, I think. I then began to come into town every day, working in connection with the election-cerising matters all day until the evening. I had my meals at "Mer Majesty's Hotel," and I believe I paid for them as I got them.
397. What meals? Well, I was in the habit of getting dinner and tea there. On one night about that time I slept there, and I believe it was on Wednesday, 4th July.
398. *Mr. Barton.*] Independence Day? Yes; I remember it from that circumstance.
399. *Dr. Sly.*] From the time of your leaving to get married on the 21st June up to the 9th July, were your letters still addressed to the hotel? Yes; I continually got letters there when I came into town—they were left in the bar for me. I do not suppose more than six or eight letters were addressed to me at Wharoonga during that period.
400. But many were addressed to the hotel? There were two or three at the hotel every day. I had most of my letters addressed to the House, and my Parliamentary papers were kept there.
401. Your Parliamentary papers were always kept at the House? Yes; until lately, I think, they never had an address of mine.
402. Had you meetings in town on the 2nd, 3rd, and 4th July? I had four meetings. I held only one meeting a night.
403. You held four meetings during a short period commencing from the 2nd July? Yes.
404. On the 8th July, which I believe was Sunday, you returned to the hotel? Yes; I lectured at Leigh House that night, and there was no night train going to Wharoonga, so I had to stop at the hotel.
405. And you stayed there until when? Either the 23rd or the 25th July—I do not remember which date.
406. There is an entry in the book under date 23rd July? I think I stayed there until the 25th.
407. The elections were held on the 17th July. During this interval did your wife sleep at the hotel? Mrs. Black first came there eight days after I had returned; that would make it about the 16th. She slept there a couple of nights and went away again. She returned the night before the election. I think I had been over a week sleeping at the hotel regularly before my wife came there; it may have been a little longer.
408. Was it before the election? Yes, considerably.
409. How long before the election do you suppose it was? I think it was the Monday previous. She stayed there two or three nights.
410. She was there at the time of the election? Yes; she was there on election night. At that time she was there two nights, perhaps three—I am not certain which.
411. And after that? She returned to Wharoonga and came back again. I think she was sleeping at the hotel on the Friday and Saturday following the election, because I remember that we went to a couple of little social meetings in town, and she could not have returned to Wharoonga on those nights, because we were at these gatherings until 1 o'clock in the morning.
412. After the election how many nights did Mrs. Black sleep at the hotel altogether? Altogether, I should say that she was there over a week.
413. She was staying at a boarding-house at Wharoonga? Yes; she was there four or five months prior to my going away from the hotel.
414. *Mr. Wise.*] Was she there as a boarder? Yes.
415. *Dr. Sly.*] You think it was the 23rd or 25th July that you left the hotel;—where did you go to then? To Wharoonga.
416. To the boarding-house? Yes.
417. How long did you stay there? Until the beginning of September;—I think the 8th or 10th September. I was looking out for a permanent abode after I returned there. I did not regard the place at Wharoonga as a home.
418. You were here until you could get a house? Yes; I rented a house in Roslyn-street, North Sydney. I think I have been there six weeks. I rented the house for a term.
419. I think it is admitted that you were on the electoral roll for the King Division? I was on the roll.
420. And you voted at the election for the King Division? Yes.
421. The roll describes you as follows: "George Black, Her Majesty's Hotel, Pitt-street, journalist"? Yes.
422. In pursuance of that you voted at the election? Yes; I did not vote at the by-election.
423. Has there since been a Revision Court? I believe the Court will sit at the end of this month.
424. Has any objection been taken to your name appearing on the roll? My name is not on the list of objections.
425. By-the-bye, do you remember whether, when you told young Mr. Farthing to keep a room for you, anything was said about charging? I remember telling him to keep a room.
426. He did not charge you for the room while you were away? No.
427. Miss Guthrie says you got a room from her on 9th July;—do you remember that? Yes; I remember having two or three conversations with her.
428. Did you see her before you went away? Yes.
429. What did you say? I said I was not going away for good, and that she might expect to see me back again. She happened to be in the bar when I went out. I do not think Mr. Farthing was about that day. Whenever races were on he was away, and that might have been a race day. I remember telling Miss Guthrie that I would not say good-bye, because I was not going away for good. We had a little joke and I went.
430. When you got your room on the 9th July it was a double-bedded room on a different floor? When I intended to come back I spoke to Miss Guthrie about it. I said "I am coming back again—have you kept a room for me?" That was on the Saturday previous to the 9th. I really returned to the hotel on the night of Sunday the 8th. Miss Guthrie said to me jokingly, "Do you want a double or a single-bedded room?" She said there were plenty of rooms.

431. *Mr. Orick.*] Then Miss Guthrie had not kept any particular room for you? I do not know. I am simply telling you the question she asked me. I believe she afterwards asked me if I would like such and such a room, mentioning the number.

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432. You paid for your wife and yourself at the hotel? Yes; I believe I paid about £4 or £4 10s. to Mr. Farthing for that time. That must have been for more than two weeks board for myself.

433. What date did you leave the house at Wharoonga? On the 8th or 10th September, I believe.

434. *Mr. Wise.*] For what period was your room taken at Wharoonga? From week to week. I returned there about the 25th July, and except for occasional absences, I remained there until the 8th or 10th September. I then went to Roslyn-street, where I rented a house for three months.

435. *Mr. Barton.*] The rent of the single-bedded room at the hotel was £1 5s., and of the double-bedded rooms £1 15s.? I do not know. Mr. Farthing made exceptions in the cases of persons who were living with him for considerable periods. I do not know what Mr. Farthing charged me. He never gave me an account. Sometimes I did not pay him for a month at a time.

436. He told you what you owed and you paid it? Yes.

437. So that you cannot say how the books were made up? No.

438. You cannot enlighten us about the books at all? No. Sometimes I would go to him to pay him what I owed him, and he would say, "I do not know what you owe me; make it so-and-so; that is near enough."

439. You do not know how the items were applied? No; and I do not think he did.

440. Did you take any luggage to Wharoonga when you went there to be married? A good deal of luggage.

441. Most of it, I suppose? I took two boxes from the hotel, one containing clothes, and the other books, and also a hat-box. I had some other things, but I did not take them with me from the hotel.

442. You anticipated being away some while, and you took the bulk of your clothes with you? Yes.

443. Was it a portmanteau that you left behind? Yes.

444. You simply left it in Mr. Melbourne Jamieson's hands? Yes.

445. You took it out of your room? Yes; the portmanteau I have just mentioned, and another which was not mine. I asked him to take care of both.

446. Was he sleeping on the same floor? I think so—two or three doors away from me, if I remember rightly.

447. Is Mr. Melbourne Jamieson in Sydney? No; he is at Wyalong. He has a 5-oz. reef there, I believe.

448. Concerning Mrs. Black, are you quite certain that the time she stayed there with you was not during the first week after your going back to the hotel? I am in doubt as to whether she paid two visits to the hotel or three. I know she was there twice, and she may have been there three times.

449. To stay the night? For a longer period than that on both occasions.

450. How often did she stay over the night? On one occasion—I think the first—she stayed two nights. On a later occasion she stayed three or four nights.

451. Were those the occasions on which she attended your meetings? Yes.

452. And sometimes the meetings would close at a time which would make it rather late for her to return to Wharoonga by train? Yes; she came in with the intention of staying.

453. On the nights of the meetings and on the nights on which the socials were held? Yes.

454. I suppose the socials did not break up till an early hour in the morning? Yes. There were two, I think, after the elections.

455. During the fortnight between the 8th and the 22nd July, did you go back to Wharoonga at all for a change of clothes? I did not go back for a change of clothes. I spent one Sunday there, I think. I may then have put on a clean collar, a pair of stockings, and perhaps a shirt—I am not sure about it. I remember that I went up on the Saturday night, and remained until the Monday morning. No doubt I put on clean underclothing on the Sunday morning.

456. The house at Roslyn-street, North Sydney, is a furnished house? Yes.

457. You took it as a furnished house? Yes.

458. You were at Bondi for a certain time;—can you give us the address? I should remember the name of the street if I heard it.

459. Do you remember the name of the landlord? No; I did not rent the house.

460. You lodged there? Yes. The name of the lady who kept the house was Mrs. Boyd.

461. Did you take your luggage to Bondi when you went there? Some of it; I think I took a box.

462. When you were living at "Her Majesty's Hotel," I suppose you knew pretty well the size of the place? Yes; I think it is about six storeys high.

463. You knew there were a large number of bedrooms always vacant? Yes.

TUESDAY, 30 OCTOBER, 1894.

Present:—

Mr. Bavister,		Mr. Hayes,
Mr. Crick,		Mr. Lee,
Mr. Gormly,		Mr. V. Parkes,
Mr. Wright.		

J. Hayes, Esq., in the Chair.

E. Barton, Esq., Q.C., appeared for petitioner.

Dr. Sly appeared for respondent.

Alexander Farthing, junr., recalled and further examined:—

464. *Chairman.*] Before you give any evidence, I desire to caution you with reference to the answers you may give to the questions asked you. You gave certain evidence at our last meeting to consider this case, and we have now before us a declaration which you have since made, and which, to some extent, as far as I can at present see, is opposed to the evidence you have before given. I desire to caution you particularly, and to remind you of the possible consequences of your giving any false evidence. You are not bound to answer any questions which may incriminate you. You understand that? Yes.

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- Mr. A. Farthing, jun. 30. Oct., 1894.
465. *Mr. Barton.*] You are the same Mr. Farthing who was examined by the Committee at its previous meeting? Yes.
466. You are still living at "Her Majesty's Hotel"? Yes.
467. Do you remember when the electoral rolls were being collected late last year? Yes.
468. About what month was it, do you remember? I could not say what month.
469. But it was late in the year? Yes.
470. Before the rolls were collected, had you any conversation with Mr. Black on the subject? Yes.
471. Did he ask you to do anything? He asked me to put him on the roll.
472. For that Division? For the King Division.
473. What was the conversation? He said, "Alce, I want you to put me on the roll. You need not say anything to any one about it, except just to your father. I want to be put on the roll."
474. Was that request made once only? I think he spoke two or three times about it.
475. Do you remember Sergeant Baxter calling to collect the roll? Yes.
476. What took place when he came—what was said? He said, "What people have been living here three months, or over three months. I am collecting the electoral rolls."
477. I suppose the names of certain persons were given who are not concerned in this matter? Yes.
478. Who gave Mr. Black's name? I did. I said, "George Black."
479. You are sure that something was said by the sergeant about the time persons would require to have resided? Yes. He said, "They must have been living here three months." I think those were his exact words.
480. That was before you gave Mr. Black's name? Yes.
481. Before you gave Mr. Black's name had you any conversation with anyone else but the sergeant? I was sitting in the bar when he came. I did not see him before.
482. Was Miss Guthrie in the bar when he came? Yes.
483. What took place so far as she is concerned? Miss Guthrie and I had an argument about Mr. Black's name being put on to the roll. Miss Guthrie said he had not been at the hotel three months, and I said that he had been. I winked at Miss Guthrie to let her know that I wanted Mr. Black's name to be put on to the roll. I wished her to understand that I wanted Mr. Black's name taken, and that I did not wish her to be saying "No," because the sergeant was looking suspiciously at us.
484. Miss Guthrie said that Mr. Black had not been at the hotel three months? Yes.
485. And you said? I said he had.
486. Then you winked? Yes. She seemed to collapse when I winked at her.
487. She gave in? Yes.
488. Then the sergeant took the name? Yes. He said, "You will be getting yourselves into trouble over Mr. Black."
489. After he had said that, did you still give Mr. Black's name? Yes; I pressed the name upon him.
490. Was Mr. Black at that time actually living at the hotel? No.
491. Where was he living; do you know? Well, I met him on a tram going to Bondi, and I rode with him one day a good way out. I heard that he was living there.
492. Do you remember any expressions used by Mr. Black when he asked you to get his name put on the roll? He told me that he wanted particularly to be put on the roll.
493. Did he use any expression besides that? Not that I remember.
494. Nothing else? He may have said "I will do as much for you some day"; I think he said that.
495. Did he use the words "at any cost"? I cannot remember, but I remember his saying, "I will do as much for you some day."
496. In giving Mr. Black's name to the sergeant, and pressing it upon him, will you say distinctly at whose instance you were doing it? I did it because Mr. Black told me to do it.
497. Have you been in any way pressed or persuaded since the last meeting of the Committee by Mr. O'Connor, or by anyone on his behalf, to come forward and give evidence? No; he never said anything to me about it.
498. *Mr. Crick.*] What age are you? I am nearly 20.
499. *Dr. Sly.*] When did you first see Mr. M'Laughlin after the last meeting of the Committee? I do not know when it was; I do not know on what day.
500. About how soon after the last meeting would it be? It must have been some days, but I could not say how many.
- 501-2. Was it before the Committee gave their decision in the case? I am sure it was not.
503. When was it then? It must have been after that.
504. How long after? I could not say.
505. Can you say within a week when Mr. M'Laughlin saw you. How long after you gave evidence here do you suppose it was? I think it might have been about a week. Mind, I am not swearing that it was.
506. Where did he see you? I was sitting in the bar, and he said "I want to see you, Farthing."
507. He came to see you there? Yes.
508. He is the solicitor to the landlord of your father's hotel, is he not? I think he collects the rent.
509. Do you not know that as a matter of fact he is the solicitor to the landlord? Yes, I do; I know that he or his clerks come to collect the rent.
510. What did Mr. M'Laughlin say to you in the bar? He said "You kept something back about that electioneering business." My father knew all about it. Miss Guthrie had been talking about it; in fact, we were all talking about it.
511. Has Mr. M'Laughlin seen your father since the last meeting of the Committee? I suppose he has. I have not seen them talking, but it is very likely he has seen him. He often comes in for a drink.
512. How often do you think it likely he has seen your father? Several times, very likely.
513. Has he collected any rent since the last inquiry of the Committee? I could not tell you that.
514. *Mr. Crick.*] Have you yourself seen him with your father since the last meeting of the Committee to deal with this case? I have not seen him.
515. *Dr. Sly.*] At all events, you have seen Mr. M'Laughlin at the hotel since you gave your evidence? Yes.
516. How many times? Several times.
517. Once, twice, or half-a-dozen times? He may have been there three or four times.
518. Has your father been in the hotel when he has been there? He has.

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519. In what part of the hotel has Mr. M'Laughlin been when he has come—in the bar? Yes.
520. Anywhere else? I could not say.
521. Have you seen him anywhere else in the hotel outside the bar? I have not.
522. When he spoke to you as you have described, it was in the public bar? Yes.
523. Were any other persons there drinking? Yes.
524. How many? I could not say. I think I remember some persons having been in the bar, but I did not take particular notice. I remember Mr. M'Laughlin saying "Farthing, I want to see you."
525. Tell me all he said to you at the bar when these other persons were there having drinks? I think he asked me "Who put Mr. Black on the roll?" I believe he said "Was it you?" and I think I said "Yes." He then said, "Will you make a declaration that you put him on the roll?" I said, "I will say what I know." My father said to me on the following day, "You speak the truth, and you need fear no one." That is all I know about it. I remember my father saying, "You have nothing to fear if you speak the truth."
526. How did your father know that Mr. M'Laughlin had seen you? I do not know whether anyone had told him or not. I might have told him myself. Of course he knew all about the business of putting Mr. Black's name on the roll. Miss Guthrie had also told him about it.
527. Were you present when Miss Guthrie told him? No.
528. What I want to know is, how did your father know that Mr. M'Laughlin had seen you? I could not tell you at this moment, how. He may have come into the bar at the time for all I know. I remember speaking to my father about it afterwards.
529. Just now you said you might have told your father yourself? I am sure I told him.
530. I suppose the whole of your father's books are at the hotel? Yes.
531. As a matter of fact, did your father let his dining-room to anyone in the middle of last year? I could not say when he let it, but I know he let it for several weeks.
532. To whom? I cannot say at this moment. Whoever it was, he was only there several weeks.
533. You cannot remember the person's name? No.
534. Was Mr. Black living at the hotel at the time? I could not answer that question. He may have been up the mountains; he often went up there.
535. You do not know then whether he was living at the hotel at the time? I do not know.
536. As a matter of fact, was not Mr. Black living at the hotel long before the constable called? According to Miss Guthrie he was not—I do not know myself.
537. Do you mean to say you do not know whether Mr. Black had lived at the hotel before the constable called? He had been living there before that, but I do not know for how long.
538. Could you not give us some idea? I could not say.
539. Would it be six months? I should not think it was.
540. In other words, you do not know when Mr. Black was living at the hotel? I do not know the months. I know what I said when the constable called, as I have already told you. All that I wanted to do was to try to get Mr. Black put on to the roll.
541. What I want to know is how long Mr. Black had been living at the hotel before that? I could not tell you.
542. You have said that Mr. Black had had several conversations with you, and had told you he wanted to be put on the roll; is that so? Yes.
543. When was that? That was some time before the constable came round. I remember his saying "They will soon be round." I did not pay much attention at the time.
544. Where was it that Mr. Black told you that he wanted to be put on to the roll? At one time he told me at the public bar of the hotel. I think that was the place, but I would not swear that it was.
545. What was he doing at your hotel then;—was he stopping there? If he was not stopping there he probably came to me and told me. I often used to have a chat with him.
546. Where else was it that Mr. Black told you he wished to be put upon the roll? I could not say. I did not pay much attention at the time.
547. But it would be at the hotel, would it not? Yes.
548. You think that on each occasion it would be at the hotel? Yes.
549. Was Mr. Black not stopping there when he told you these things? I think he came into town. I could not tell you.
550. Was he not living at the hotel at the time? I could not tell you.
551. How long were these conversations before the constable came round? Some time before, but I could not say how long.
552. Mr. Black said that the constable would shortly be round? He said someone will be round shortly. I do not know that he mentioned the constable.
553. You think he used the word "shortly"? Yes. He said someone would come round shortly, and I told my father about it.
554. *Mr. Crick.*] Was it anything unusual for Mr. M'Laughlin to go to the hotel? No; he often went there for drinks.
555. Mr. M'Laughlin had been in the habit of going to the hotel, then, before he went to see you about the evidence you gave? Yes.
556. It was his usual custom to go there? Yes.
557. When Mr. Black asked you to put him on the roll, did you know that you were doing something which was wrong? I knew it was not right to put him on; I thought it was wrong. I thought he had no right to be put on.
558. Did you tell Mr. Black that he was asking you to do a wrong thing? I thought that was understood between us.
559. When Mr. Black asked you to put him on and you thought it was wrong, did you say, "You are asking me to do what is not right; you might get into trouble about it?" I did not say anything about that.
560. Did Mr. Black say anything at all to show that he thought he was not entitled to be put on? He said "I will do as much for you some day."
561. But did he say anything to show you that he thought he had no right to be put on? I understood that it was wrong; that is all I know. I did not ask any questions. I said, "All right, Mr. Black, I will put you on."

- Mr. A. Farthing, jun.  
30 Oct., 1894.
562. When you gave evidence the other day, how was it that you came to state what was not absolutely correct? No question was asked me about this.
563. Did anyone suggest to you the other day what evidence you were to give before you came in here? I only know what I heard from Mr. Moss, the solicitor. He asked me about Mr. Black going to this place and that, and coming back again, and I just answered his questions.
564. Did Mr. Moss, Mr. Black, or any one else tell you what evidence was necessary? No; they did not say what evidence was necessary. They asked me if I remembered certain things.
565. And you gave them your answers? Yes.
566. They did not suggest to you that you were to swear what was not true? I do not think they did.
567. Then, if you have stated anything which is not true, you did so without it being suggested to you by anyone that you should give that evidence—you gave it of your own accord? The evidence I gave was what I thought was true; that is all I know.
568. If you gave evidence before that was not true—for instance, if you said Mr. Black had been living at the hotel for a long time before the constable called,—you deny that now, and you say to-day that as far as you know that that was not true? I certainly gave Mr. Black's name, if that is what you mean.
569. The constable said, "We only want the names of those who have been here for three months";—you were reminded of that, and you then said, in answer to a question, that Mr. Black had been at the hotel longer than that—you knew that that was not true? I might have tried to evade the question. I remember Mr. Barton asking me that question. I got very frightened when he asked it, because I thought everything was coming out, and I did not want it to come out.
570. So you tried to evade the question? Yes.
571. Why, if you came here only to tell the truth, and if neither Mr. Black nor Mr. Moss had asked you to say anything that was not true, did you want to evade the question,—no one had asked you to tell a lie? I thought it might be doing Mr. Black an injury, and I did not want to do that. Black was my friend and O'Connor was nothing to me. I did not care, so far as he was concerned.
572. *Mr. F. Parkes.*] You were a bit nervous, and not at your ease when you were answering these questions? Yes.
573. *Mr. Crick.*] You thought you might be doing Mr. Black a bad turn? I thought that if I let everything out Mr. Black would be upset.
574. Your friendly relations with Mr. Black have evidently changed since then? No; I have not seen him since then, but my father said, "Don't you tell lies to anyone; you tell the truth, and you have nothing to be afraid of."
575. Mr. Black did not ask you to tell anything that was false? No.
576. *Mr. Barton.*] You say now that you do not know the number of months Mr. Black was living at the hotel before the roll was collected? I do not.
577. Was he living at the hotel at that time? No.
578. Nor for some time afterwards? No; he came back some time after that.
579. Do you remember in what month before the constable called Mr. Black ceased living at the hotel? I could not tell you the month. If you could tell me of anything which happened about that time I might be able to tell you.
580. Do you know whether it was in June or July? No.
581. Was there a considerable interval between the time when Mr. Black left to live in one of the suburbs and the time when the sergeant called to collect the roll? Yes, there was.
582. Could you say how many months? It must have been some months.
583. Can you give us any idea as to how many;—was it more than three? It may have been three, four, or five months. Mind, I am not swearing as to how many months it was.
584. Do you believe it was fully three months? I fully believe it to have been three months.
585. *Chairman.*] Was Mr. Black resident three months in "Her Majesty's Hotel" prior to the constable coming to the bar and asking for the names of those who were to be put on the roll? I do not think he was.
586. *Mr. Wright.*] You are not certain about it? No.
587. *Mr. Lee.*] Do you happen to know in what month the sergeant called to collect the rolls? I could not say what month. I think it was October. Some one said it was October.
588. But you do not know it of your own knowledge? No.
589. Of your own knowledge you do not know whether it was January, October, or May? No.
590. It may just as well have been May as October? If you could tell me of anything which happened at the time, I might be able to tell you the month.
591. When the sergeant asked you for the names to go upon the roll, what did he say? He asked for the names of persons who had been resident continuously for three months, and I gave him Mr. Black's name among others.
592. Did the sergeant make any special comment about Mr. Black's name? He said, "You will be getting into trouble about Black."
593. Why did he say that? I suppose it was because Miss Guthrie and I were having such a heated argument about Mr. Black's name. I said Mr. Black had been there three months, and she denied it.
594. Eventually you gave Mr. Black's name to the constable as having resided at the hotel for three months prior to that date? Yes.
595. Did you, of your own knowledge, know that Mr. Black had resided there for three months? I thought he had not. I thought he was being put on the roll wrongly.
596. He had resided at the hotel for some period prior to that? Yes.
597. For how long? I could not tell you.
598. Had you reason to suppose that Mr. Black was residing at any particular place at that time? Yes; I had reason to believe he was living at Bondi.
599. What reason had you to suppose that? I had been told so. I had also met him on a tram going to Bondi. I think Mr. Black himself told me he was living at Bondi.
600. Do you swear positively that you gave his name to the sergeant? I swear that.
601. Because Mr. Black had requested you to do it? Yes.
602. You swear that positively? Yes.
603. Then you were prepared to tell the constable collecting the rolls a positive untruth? I told him to oblige Mr. Black.
604. You knew you were telling the constable an untruth? Yes.

605. You deliberately told the constable a lie? Mr. Black asked me to do it, and of course I knew what I was doing.
606. Did Mr. Black hold out any promise or hope of reward to you? No, he did not; except that he said, "I will do as much for you some day." I took it for granted from that, that if I wanted anything, he would do it for me. I thought, for instance, that if he happened to be Postmaster-General, he might get me a billet.
607. When you were before the Committee before, you were asked similar questions;—how is it that you did not give the same answers? I did not want to do harm to Mr. Black at the time. I tried to evade the questions.
608. Then the evidence that you then gave was not the whole truth? It was true as far as it went, but I was not asked about certain things, and I said nothing about them. I tried to evade some of the questions.
609. *Dr. Sly.*] You say you met Mr. Black on a tram going to Bondi;—in what month was that? I could not tell you.
610. Was it in June last year? If you could tell me of something else which happened about that time, I might be able to tell you.
611. Apart from that you do not know the month? No.
612. Did you make a statement to Mr. Moss, the solicitor? Yes.
613. Did you sign it? I think I did.
614. Did you ever see Mr. Moss before that time? No.
615. You went to Mr. Moss' office, and he there got you to sign a statement which was witnessed? Yes.
616. Is the signature to the document I have in my hand your signature? Yes.
617. Mr. Black was not present then, was he? I think he was there. I know he was there one time when I was at the office, but I do not know which time it was.
618. At all events you had seen Mr. Moss for the first time when you went to his office? Yes.
619. And it was on that first occasion that you signed that document? I may have signed it; I think I did sign it.
620. Was it read to you before you signed it? I believe it was.
621. By Mr. Moss? Yes.
622. Did you not also tell Mr. Moss you would make an affidavit if necessary? I do not think I did.
623. The document you signed is in these terms:—"I am son of A. Farthing, proprietor of 'Her Majesty's Hotel.' I know George Black, M.P. He has been stopping at my father's hotel for over a year continuously. He was stopping at the hotel for more than a year before 17th July last—the date of the general election. I remember George Black, on or about 21st June last, telling me that he was about to get married, and was going away for his honeymoon. He told me to keep his room for him, and he left some things behind. We did keep a room for him. He said, 'I am not going away for good; I am coming back.' I remember Mr. Black coming back to the hotel about twelve days before the general election—it might have been fourteen or fifteen days before the general election. He resided at my father's hotel about a fortnight before the general election, and resided there for about a week after the general election. I remember the night before the general election. I remember Mrs. Black being there with Mr. Black, and stopping all night. Mr. and Mrs. Black were also at the hotel on 17th July, and remained all that night. I think Mrs. Black remained for a few days after the general election. For the last year past, before and after the date of the general election, George Black, M.P., was a permanent resident of my father's hotel." You remember signing that statement? Yes.
624. *Mr. Parkes.*] Are you sure that when you signed it you knew the whole of its contents? I do not think I could have understood the last part of it referring to the "last year past." I can't say I understand it now.
625. *Dr. Sly.*] Have you anything to say in explanation of the document? No. Of course, Mr. Black used to come to and fro to the hotel. He used to come and go. That is all I have to say.

Miss Adelaide Guthrie recalled and further examined:—

626. *Chairman.*] I desire to make it quite clear to you that you must be very particular what evidence you give to-day. You have already been examined on oath before the Committee, and you have since made a declaration which conflicts to some extent with your previous evidence. I want to point out to you that any questions which you are asked which you are not quite satisfied about, or which you are not quite clear about in your own mind, you need not answer. You quite understand the penalties to which you are subject if you give false evidence? Yes.
627. *Mr. Barton.*] You are the Miss Guthrie who gave evidence here the other day? Yes.
628. Do you remember the sergeant of police calling at the hotel to collect the names of the residents for the roll? Yes.
629. I believe it was Sergeant Baxter who called? I do not know who he was.
630. When the sergeant came were you in the bar? Yes.
631. Was young Mr. Farthing there too? Yes.
632. Will you say what actually took place between the three of you? Yes. Alec was giving the names, and he gave the name of Mr. Black.
633. Before you proceed further, tell me what the sergeant asked you for? He asked for the names of men who had been living in the hotel for three months.
634. Did he use any words beside that—did he say "continuously," for instance? I do not remember about that.
635. And then young Mr. Farthing began giving the names? Yes. We both gave the sergeant the names of people, and Alec gave him Mr. Black's name. I said, "You cannot give Mr. Black's name; he has not been here for that time."
636. Did you mention when he was living there? I am not sure whether I did or not, but I think he had then been living with us a few days. When I asked Alec whether Mr. Black had been living at the hotel three months he motioned to me not to say anything.
637. You mean that he winked? Yes; and of course I did not say anything more.
638. Do you remember the sergeant saying anything to young Mr. Farthing about his being careful about getting himself into trouble;—did he say, "You will be getting yourself into trouble about Mr. Black"? I cannot say that I recollect that.

Mr. A.  
Farthing, jun.  
30 Oct., 1894.

Miss  
A. Guthrie.  
30 Oct., 1894.

Miss  
A. Guthrie.  
30 Oct., 1894.

639. At that time, do you know whether Mr. Black was actually at the hotel? I do not know positively; but I know he was living there on the 4th November, because he paid for a week's board. He must have been there then.
640. But you do not know of your own knowledge that he was living at the hotel at that particular time? No.
641. Do you remember that afterwards the sergeant called several times to deliver Mr. Black's electoral right? Yes.
642. You remember his calling there several times and not finding Mr. Black at home? I did not see him myself, but I know that the servants used to be looking about for Mr. Black.
643. Do you remember in what month the sergeant was there? I think it was early in November.
644. At this time had Mr. Black been away? Yes.
645. Do you know where he was living? I thought he was living at Bondi.
646. How long had he been away when he returned? I do not know that.
647. Can you give us the minimum period;—how long would it be at least? I could not say how long he had been away; I could only tell you from the books.
648. Had he been away three months? I have no idea.
649. Still you said to young Mr. Farthing, "You cannot give Mr. Black's name; he has not been here that time"? Of course I knew that Mr. Black had been away before that.
650. When you said that Mr. Black had not been at the hotel for that time, meaning the three months, you believed what you said? Yes.
651. You did not think he had been there three months? I knew he had not been living there three months. Mr. Black, as far as I remember, had come back only a few days before then.
652. Up to the time of his coming back, cannot you tell us how long he had been away? I do not know. What I meant when I used the words was, that Mr. Black had been away.
653. That he had not been living at the hotel for the three months? Yes.
654. You cannot say precisely how long he had been away? No.
655. How long did the argument last between yourself and young Mr. Farthing? Not more than one or two minutes.
656. *Dr. Sly.*] What I understand you to mean is that Mr. Black had been away some short time before the constable called? Yes.
657. And you think he called in November? Yes.
658. What you meant was that Mr. Black had not been living three months continuously there? Yes; I did not know whether he had been there during the three months.
659. But Mr. Black before that had been living at "Her Majesty's Hotel"? Yes, for some time before.
660. He occasionally went to the mountains and other places? Yes; he had been away several times.
661. Can you tell me whether Mr. Black had been staying at the hotel in July, 1893? I do not know the months.
662. Do you remember the dining-room being let? Yes.
663. Do you remember whether Mr. Black was stopping at the hotel then? He was stopping there when the dining-room was let; I know that.
664. Can you tell me the name of the gentleman to whom the dining-room was let? There were two or three of them.
665. Did Mr. Black continue to live at the hotel some time after Mr. Farthing got back the dining-room? I do not know. I should not like to say. I do not think he left just then.
666. From July, 1893, assuming that to be the time when the dining-room was let, except for occasional absences on the mountains, until the time when Mr. Black left to get married he was a resident of the hotel? Of course, as soon as Mr. Black left his name would go off the books, and he would not be put on again until he came back.
667. *Mr. Parkes.*] Do you know whether Mr. Black was living anywhere else when the rolls were taken? I do not know the date on which the roll was taken. I know that on the 4th November he paid for a week's board. I cannot remember whether he was living at the hotel when the roll was collected or not.
668. *Dr. Sly.*] At the time the roll was collected, according to the best of your belief, Mr. Black was living at the hotel? Yes.
669. *Mr. Barton.*] You told us at the last meeting of the Committee that between the 12th August and the 4th November there were no entries to show that Mr. Black had lived at the hotel? I went by the books.
670. You gave your evidence solely from the books? Yes.
671. Have you any impressions which do not depend upon the books about the intervening time? No.
672. *Mr. Parkes.*] Would not that be the time when you thought Mr. Black was living at Bondi? I do not know that he was living there all that time, but I heard that he was living there.
673. Did you hear of Mrs. Boyd's place in Watson-street, Bondi? No.

Mr. Alexander Farthing, junior, recalled and further examined:—

Mr. A.  
Farthing, jun.  
30 Oct., 1894.

674. *Dr. Sly.*] You said your father had told you to tell the truth;—when was that? It was one day when we were sitting together. He will remember it.
675. But when was that;—cannot you say yourself? I could not tell you the exact date.
676. Was it after Mr. M'Laughlin had spoken to you? I think I was telling him at the time about Mr. M'Laughlin having asked me about the roll. I think he said, "You need not give a damn, to them; you can go and speak the truth."

Mr. Henry Baxter called in, sworn, and examined:—

Mr.  
H. Baxter.  
30 Oct., 1894.

677. *Mr. Barton.*] You are a Sergeant of Police? Yes.
678. I believe you were engaged in collecting the present electoral roll? Yes.
679. For the King Division? Yes.
680. In the course of that collection, did you go to "Her Majesty's Theatre Hotel"? Yes.

681.



681. On about what date? It would be somewhere about the early part of October—about the first week in October. I could hardly tell you the exact day. I know that we started the collecting on the 26th September, and finished on the 6th October. It would be two or three days before I finished collecting that I should get to "Her Majesty's Theatre Hotel." I should say it would be about the 4th October.

682. *Mr. Crick.*] It was before the 6th? Yes.

683. *Mr. Barton.*] When you went into the hotel, did you see young Mr. Farthing there? Yes; he and his father—they were both together.

684. Did you see Miss Guthrie? I do not know Miss Guthrie. There was a barmaid at the hotel.

685. How often did you call there for the purpose of collecting the roll? Only once.

686. Will you tell me exactly what took place by way of conversation between yourself and others upon that occasion? I asked for the names of all those who had been living there for three months continuously. I asked Mr. Farthing, senior, first. He gave me his own name and then left me. He said, "My son will give you all the information you want; I cannot stay." The son gave me the names of several residents, including Mr. George Black, who was the Member for West Sydney. When he gave me the name of Mr. Black, the girl said something about his not having been at the hotel long enough. As nearly as I can remember, the girl said that Mr. Black was not living there.

687. Who had said that he was? Young Mr. Farthing had given me his name. When the girl said that he was not living there, young Mr. Farthing said that he had been living there for over three months. I said, "Be careful what you are doing; you are liable to get yourself into trouble by giving me wrong information." He said, "He lives here." Of course I could not dispute the matter, and I took the name.

688. After the girl had said that Mr. Black did not live there, what became of her? I could not say. I did not pay much attention to her, but I do not think she left the bar. She was in the bar just off Pitt-street.

689. Did she walk away;—after she had made the remark about Mr. Black, what did she do? I could not say; I did not pay much attention to what she did.

690. At this time Mr. Farthing, senior, had left the bar? Yes.

691. What was the question you asked as to residence? I asked him to give me the names of all the men over the age of 21 who had been living on the premises for three months continuously. Mr. Farthing said, "It is six months, is it not?" I said, "No; the new Act says three." He then left me to his son to get the information.

692. He said his son would give you the particulars, and he did? Yes.

693. Did you afterwards have to go to the hotel to deliver electors' rights? Yes.

694. Had you an elector's right to deliver to Mr. George Black? I had.

695. From what time did you have that right? I started to deliver the rights on the 12th March, and perhaps five days after that I should be at "Her Majesty's Theatre Hotel." I called there fully a dozen times to deliver Mr. Black's right to him. I was there day after day, sometimes twice a day, and as often as three times a day.

696. Without finding Mr. Black? Without finding him.

697. *Mr. Crick.*] Did you ever call at meal times? Yes.

698. At what meals? I was there at luncheon time, and also about breakfast time.

699. Those were the hours you generally called? Yes.

700. *Mr. Barton.*] Were you there in the evening? I called in the evening; in fact I called at all hours of the day. You may say that I was there nearly every hour in the day, taking all the days together.

701. You did not follow any direction you got to look for Mr. Black? Mr. Farthing told me once or twice when I called that he had just gone out.

702. At any rate you could not find him? I could not find him in to deliver the right to him, and I left word with Mr. Farthing to tell Mr. Black that he had better call at the police station and get the right there.

703. *Dr. Sly.*] Could you tell me what date that was? No.

704. *Mr. Barton.*] At this time had you delivered the other rights to the residents in the hotel? Yes, with the exception of one or two. For instance, there was one young man engaged at the *Truth* office. I served it on him at the *Truth* office; I found him there.

705. *Mr. Crick.*] What was his name? I could not remember it now.

706. *Mr. Barton.*] After Mr. Farthing, senior, had given you his name, did anyone else give you names except young Mr. Farthing? No.

707. *Dr. Sly.*] Have you any memoranda to show that you went to deliver Mr. Black's right on the 12th March? No; that is the day we commenced to deliver them.

708. Is there any record which could show it? Well, the duty-book would show that we were engaged delivering the rights on that date, and that is all.

709. When you called you got word that Mr. Black had just gone out, and things of that nature, and you left word that he was to call at No. 4 Police Station for the right? Yes; Mr. Black called there and got the right.

710. You delivered a great number of rights besides Mr. Black's? Yes.

711. And you have no memorandum or anything to show you on what date you first went to the hotel with the right? No.

712. *Mr. Barton.*] The only thing you can refer to is the duty-book? Yes; and all that that would show is that on certain days we were engaged on certain duties.

713. *Mr. Crick.*] When young Mr. Farthing gave you Mr. Black's name as a resident of the hotel, the young lady said that Mr. Black was not residing there;—did you notice what stopped the young lady from persisting in her statement that Mr. Black was not residing there; did you notice any signal from the young man? Well, she did not say anything more after the young fellow said that Mr. Black was stopping there.

714. Have you any personal knowledge as to whether Mr. Black was or was not staying there? No; but I had an idea from the way the young fellow was at me that he was not.

715. You have no personal knowledge? No.

716. *Dr. Sly.*] You asked for the names of those who had three months' continuous residence at the hotel? Yes.

717. *Mr. Barton.*] You spoke just now of the way the young fellow was "at you,"—what do you mean by that? He seemed so very anxious about it, and I thought from the way in which he was talking to me that

Mr. H. Baxter. that things were hardly right, and I said, "Are you sure Mr. Black has been here three months continuously?" I cautioned him before that. He wanted to give me two other names. One of the men was living at the hotel one week, and was in the country another week, and so on.  
30 Oct., 1894. 718. That was one of the instances that caused you to caution him? Yes.

Mr. Michael Roche called in, sworn, and examined:—

Mr. M. Roche. 719. *Mr. Barton.*] You are a constable in the police force? Yes.  
720. In the latter part of the year 1893 you were on duty in Bondi? Yes.  
30 Oct., 1894. 721. Do you know a cottage there said to have been at that time occupied by a Mrs. Boyd? Yes.  
722. How long have you been living at Bondi? Two years and some weeks.  
723. This cottage is in Watson-street? Yes, it is called "Priory Cottage;" it is only a small place.  
724. What street were you living in? Curlewis-street.  
725. How far from Watson-street? About three-quarters of a mile.  
726. During the latter half of last year did you frequently see Mr. Black out there? Yes; I saw him there.  
727. Between what dates? It was in the latter end of August that I first saw him. I cannot give you all the dates; but I saw him up to November.  
728. Did you ever see him in the tram? Yes.  
729. Coming from Sydney? Yes; and I have seen him walking.  
730. From the tram home? From the Tea Gardens, and to the Tea Gardens. On some of the occasions two ladies were with him. He may have walked from Sydney sometimes for all I know. I saw him walking down the Bondi Road.  
731. By what tram did he usually come out? I have seen him at all times.  
732. Have you seen him go to the house you mentioned just now? I have seen him at the house.  
733. Did you know Mrs. Boyd by name? There were two ladies there. I do not know which was Mrs. Boyd.  
734. Was it a boarding-house? Not that I know of.  
735. Was it big enough for one? There were three rooms and a kitchen in it. I know the accommodation of the place, because I was once looking at it myself, with a view to taking it.  
736. There were living there two ladies and Mr. Black? That is all that I know.  
737. Do you know by sight the lady named Mrs. Boyd? No; I have not seen her to my knowledge.  
738. How can you say whether Mr. Black was stopping at the place? I did not say he was stopping there. I said I had seen him there. I do not know in what capacity he was there.  
739. Have you known him to come out by a late tram at night? Yes.  
740. And you saw him at Bondi at different times from August to November? Yes; but I cannot give you the dates.  
741. You ceased to see him after that? Yes.  
742. Do you know whether he left alone, or whether the ladies left with him? The house then became untenanted, I think.  
743. The ladies left, and you saw no more of them or of Mr. Black? No.  
744. *Mr. Orick.*] What is the number of the house? "Priory Cottage" is the name of it. There is no number to it that I know of.  
745. *Mr. Barton.*] You saw Mr. Black there up to November? Yes; I saw him at the place.  
746. In the same way that you had seen him all along? I had not seen him at the cottage itself right up to November, but I saw him going backwards and forwards. I saw him at the cottage in August, and I saw him there again in October.  
747. Would it be late or early in October? I could not give the date.  
748. How often do you think you saw him in the late tram going out there? I could not tell you how often.  
749. Was it fairly frequently, or only once or twice? Once or twice I have seen him in the late trams.  
750. Going out to this place? Yes.  
751. Pretty often taking it altogether? Not so very often. I could not tell how often.  
752. *Dr. Sly.*] You have seen Mr. Black at Bondi several times—you saw him at this place in August and in October, and at other times you have seen him going out there? Yes.  
753. You saw Mr. Black there at the latter end of August? Yes.  
754. And up to November? I have seen him going backwards and forwards up to November.  
755. Did you see him going backwards and forwards during September? Occasionally.  
756. *Dr. Sly.*] You saw him at the place in August you say, and in October? Yes.  
757. *Mr. Barton.*] You are not on duty at an hour of the morning when persons are generally going to business? No; I am not on duty until 10 o'clock in the morning.

Mr. William Charles Bowler called in, sworn, and examined:—

Mr. W.C. Bowler. 758. *Mr. Barton.*] You are a senior constable? Yes.  
30 Oct., 1894. 759. You were engaged in collecting the electoral rolls in the Waverley electorate, I believe? Yes.  
760. Do you know a cottage called "Priory Cottage" in Watson-street, Bondi? I do.  
761. Did you go there when collecting the rolls? Yes.  
762. On what date? I cannot remember the exact date, but I think it was in the latter end of the first week in November last.  
763. When did you start collecting the rolls? On the 27th October.  
764. And you finished early in November? I think on the Wednesday or Thursday of the second week of November.  
765. Towards the end of the first week in November you called at "Priory Cottage"? Yes.  
766. You know the ladies who live there by sight? No; I should not know either of them again if I saw them.  
767. However, when you called to collect the rolls a female answered your knock? Yes.  
768. Did you afterwards see her and Mr. Black leave the same house together? Yes; while I was next door doing the same work.  
769.

769. I suppose that when you were calling at "Priory Cottage" you put the usual questions as to who lived there? The question I generally put is, "Who lives here?" and in this case the woman answered "Mr. Black." Mr.  
W.C. Bowler.
770. Did you ask for the Christian name? Yes; and she said "George." I said, "Is that the only Christian name?" and she said "Yes." 30 Oct., 1894.
771. What did you then say? I asked how long he had resided there. I cannot remember the exact reply, but at any rate it was over the three months required by the law.
772. You think that that is so because you took the name? Yes.
773. Whatever the answer was you took the name as the name of a qualified person? The answer must have satisfied me that I was justified in putting the name upon the roll.
774. Did you ask any question as to occupation? I asked her what Mr. Black's occupation was, and she replied, "He is a Member of Parliament."
775. I suppose you then asked if he had any other occupation? Yes. She said, "Yes, he writes for the papers." I said, "I suppose I shall be correct in describing him as a journalist?" and she said, "I suppose so."
776. You then inserted Mr. Black's name upon the roll? Yes.
777. Have you seen the proof rolls for the Waverley electorate? The roll which I collected was impounded by Mr. Lewis. The copy produced is that which I collected. You will find written in it the name "George Black, residence, Watson-street, Bondi, occupation, journalist." The number was 160 on the proof copy of the roll.
778. There is another—George Black, in Leichhardt-street, Waverley, a cab-driver;—that is not the gentleman you now refer to? No.
779. After collecting Mr. Black's name, and when you went on to the next cottage, you saw Mr. Black leave "Priory Cottage" with the lady who had come to the door? Yes.
780. Before that time did you know whether Mr. Black was living at the place? I knew it by repute. I had seen him going backwards and forwards on several occasions. It was generally known in the neighbourhood that he was living there.
781. Have you any knowledge yourself as to what time he was living there? I have not.
782. Were you about at the time the late trams came in from Sydney? Yes.
783. Have you seen Mr. Black in those trams? Only on one or two occasions prior to the date I have named, but not afterwards. I was engaged compiling the rolls and jury lists for some time afterwards.
784. *Dr. Sly.*] You say you saw Mr. Black in one or two late trams. In what month would that be? I could not say, probably in September. I was on night duty in the month of September.
785. *Mr. Crick.*] Did you know this particular house before the time to which you refer? Yes.
786. Was it a furnished house? I could not say.
787. *Mr. Barton.*] Is Mr. Pryor the owner of the place? I believe he is.
788. *Dr. Sly.*] You never saw Mr. Black at this house on any previous occasion? No.
789. *Mr. Barton.*] Did Mr. Black go into the house between the time you received the answers from the lady and the time you passed on to the next place? No.
790. He must have been at the place when you first called? Yes; I could hear what I took to be a man's footsteps passing about. He walked along the passage and into the front room while I was talking to the lady at the door.
791. *Mr. Crick.*] Could he have heard what was being said? Yes.
792. *Mr. Barton.*] Was the door open? Yes; and the lady was fully dressed to go out.
793. And her going away with Mr. Black was only a minute or two afterwards? One minute afterwards at the outside.
794. *Dr. Sly.*] If you heard footsteps passing about inside the house, and if you at the same time were talking to the lady at the door, do you think it possible for the person walking about to have heard all that took place? I did not say that he did hear it, but I should think that he could have done so.
795. Mr. Black was not sent for at all? No.

Mr. Michael Roche recalled and further examined:—

796. *Mr. Crick.*] Was "Priory Cottage" a furnished cottage? I have since heard that it was furnished.
797. *Mr. Bavister.*] You say you wanted to take it once yourself. Was it furnished then? No.
798. *Mr. Barton.*] That was in the beginning of July? Yes.
799. It afterwards became untenanted? Yes.
800. You do not know whether it was unfurnished after it became untenanted? There was nothing in it when it was untenanted.
801. Did you look in? There were no window-blinds, everything was down. That was in December. A man named Champ took it in July, and it was previous to his being there that I looked at the cottage with a view to renting it myself.
802. Was Mr. Champ a married man? I do not know.
803. Was he living there apparently with a wife and family? I do not know. There was a woman there.

Mr. James Fraser called in, sworn, and examined:—

804. *Mr. Barton.*] You are a constable in the police force? Yes.
805. In October, 1893, were you stationed at Bondi? Yes.
806. On day or on night duty? On night duty.
807. In what months of 1893 were you on night duty? In the month of October only.
808. And you were on day duty in Bondi in what month? In November.
809. You know Mr. Black by sight? Yes.
810. Do you know "Priory Cottage" in Watson-street, Bondi? Yes.
811. Mrs. Boyd was supposed to be living there. Did you hear her name mentioned in connection with the cottage? No.
812. But you know the cottage? Yes.
813. Did you ever see Mr. Black in the trams at that time? I have seen Mr. Black during the month of October coming home by the late tram.
814. Where to? He used to go to the cottage in Watson-street.
815. Did you see him get out of the tram? No; I saw him in the tram going towards Bondi.

Mr. J. Fraser.  
30 Oct., 1894.

- Mr. J. Fraser. 816. How often? Three or four times.  
 817. Did you see him afterwards in November? Once. That was when I was on day duty.  
 30 Oct., 1894. 818. Was he going to Bondi? He was at the cottage.  
 819. *Dr. Sly.*] On what day in November was that? I cannot say the day of the month, but it was on Sunday.  
 820. What time of the day? About noon, as far as I can tell.

Mr. Abraham Robert Sherwood called in, sworn, and examined:—

- Mr. A. R. Sherwood.  
 30 Oct., 1894. 821. *Mr. Barton.*] You are a senior-sergeant of police? Yes. I am in charge of Waverley, which includes Bondi.  
 822. Had you charge of that district at the latter end of last year? Yes.  
 823. Do you know Mr. George Black? Yes.  
 824. Do you know a place called "Priory Cottage?" Yes, in Watson-street, Bondi.  
 825. Did you see Mr. Black at Bondi during the latter end of last year? I saw him in Watson-street during the time we were collecting the electoral rolls—about the beginning of November.  
 826. You were collecting the rolls with Bowler? Yes; he was collecting with me. We started collecting on the 27th October, and we were at Bondi about the first week in November; I cannot give you the exact date.  
 827. What took place at this cottage when the roll was being collected? I cannot tell you what took place. Senior-constable Bowler collected there. I was collecting on the other side of the road.  
 828. Did you see Mr. Black that day? I was coming across from a cottage in a paddock occupied by a man named Louergan. When I came on to Watson-street I saw Mr. Black, in company with a lady, walking down the street in the direction of the tram.  
 829. From "Priory Cottage?" Yes.  
 830. Was that after Constable Bowler had been there? Yes; I spoke to Bowler at the time about it. I asked Bowler whether Mr. Black was living there, and he pointed out the house in which Mr. Black was living at the time.  
 831. That is the house from which you saw him come? Well, it was in the direction from which I saw him coming.  
 832. Do you know anything of Mr. Black's residence there after the date you speak of? No; except that several times I had seen him in the tram, going to and coming from Bondi. I had seen him for some time previously.  
 833. For how long previously? For a couple of months at all events. I had seen him going out to Bondi on the late trams during those two months.  
 834. *Mr. Lee.*] Do you know the name of the owner of the cottage? Mr. John Pryor.  
 835. Where does he live? Almost opposite the cottage, on the other side of the street.

Mrs. Sarah Pryor called in, sworn, and examined:—

- Mrs. Sarah Pryor.  
 30 Oct., 1894. 836. *Mr. Barton.*] What is your husband's name? John Pryor.  
 837. Do you know "Priory Cottage" in Watson-street, Bondi? Yes.  
 838. It is your husband's cottage? Yes.  
 839. Do you know a person named Champ? Yes.  
 840. Do you remember his living at the cottage for a certain time? Yes.  
 841. He left the cottage at a certain time in 1893? Yes; in July, 1893, I think. He said he had to go up to Newcastle.  
 842. He returned there later on to live? Yes; in December. I cannot give the exact date, but I think it would be about the middle of the month.  
 843. After Mr. Champ left the cottage in July was it untenanted? Not at all.  
 844. Some other persons moved in? Yes.  
 845. Who were the persons who lived there then? I cannot give you the names of the persons. Mr. Champ came to us and said that he had been called into the country, and he asked us whether we would mind his subletting the cottage to a friend of his for three or six months. The parties to whom he sublet stayed for three months and three weeks.  
 846. How many persons were there? Three—two ladies and one gentleman.  
 847. And they were three months and three weeks there from July? Yes.  
 848. Can you give us the exact date upon which Mr. Champ left in July? My husband may be able to give it to you from his pocket-book or diary.  
 849. You had nothing to do with the sub-tenants; you looked to Mr. Champ for the rent? Yes; he used to send us the rent every month.  
 850. *Mr. Crick.*] Do you know Mr. Black? I cannot say whether I know him or not. I never took much notice of the people because they seemed very quiet; they did not interfere with anyone, and we did not interfere with them. We got our rent, and that is all we wanted. We did not know but what they were most respectable persons who were in the house. I cannot say whether Mr. Black stopped there or not. Persons in Bondi were asking whether I knew that I was letting my cottage for improper purposes.  
 851. *Chairman.*] Would you not be likely to know the parties if they were living in the house for three months? I could not tell them again if I saw them; I did not take that much notice.  
 852. *Dr. Sly.*] When did Mr. Champ take the cottage first? In July.  
 853. How long did he stop there? I would not be quite sure. My husband has a rent-book, and he will be able to tell you.  
 854. You do not know how long then the persons who succeeded Mr. Champ were in the cottage? About three months and three weeks. Mr. Champ went out about three weeks after he took the cottage, and the other persons then came in. He said they were very respectable persons. He said that he was very fond of the cottage, and he did not want to take the furniture away; so he sublet it.  
 855. Was not the cottage empty for part of the time Mr. Champ was away? No. A Mrs. Lockwood took the cottage from the day the Champs went out.

856. How do you come to know that these persons were in the cottage for three months and three weeks? I said thereabouts. I know it was over three months, and I can tell you why. We did not get the money at the time we ought to have received it, and I asked whether there was a fraud in it.

Mrs.  
Sarah Pryor.  
30 Oct., 1894.

857. But you got the money from Champ? Yes; he was responsible for it.

858. Whether the cottage was empty or not, so far as you were concerned, you looked to Mr. Champ for the money? Yes.

859. *Mr. Barton.*] Did Mr. Champ leave the tenancy of the house altogether just before or just after Christmas? Just before Christmas.

860. *Mr. Crick.*] Why did Mr. Champ leave the cottage—did you have a row? He said he had to leave for the good of his health.

861. *Mr. Barton.*] As I understand the matter the Champs were in the cottage three weeks in July. Then the other persons came in and stayed three months and three weeks, and then the Champs returned and stayed till just before Christmas? Yes.

Mr. John Pryor called in, sworn, and examined:—

862. *Mr. Barton.*] You are the owner of "Priory Cottage," Watson-street, Bondi? Yes.

863. You know Mr. Champ? Yes.

864. He was living at the cottage in 1893? Yes.

865. You have the dates in your rent-book—can you tell us when Mr. Champ first came and when he first left? He first came on the 10th July, 1893, and he left about three weeks afterwards; it might be a day or two over.

866. He was succeeded by some other persons in the occupation of the cottage? Yes. He said he had to go into the country for three or four months, and he asked whether I had any objection to his letting the cottage to a friend of his. I said "Certainly not, if they would look after it."

867. *Mr. Crick.*] What was the rent of the cottage? Twelve shillings; that is what we were getting from Mr. Champ.

868. *Mr. Barton.*] How long did the persons who succeeded Mr. Champ stay in the cottage? As nearly four months as possible, I should think.

869. Would it be rather over than under four months? I could not say exactly. It was as nearly four months as possible—August, September, October, and November.

870. *Mr. Crick.*] Who paid you every week when Mr. Champ was in the country? He sent me a cheque every three or four weeks.

871. *Mr. Barton.*] Then Mr. Champ came back and stayed till about what date? Till about a week before Christmas.

872. Did the persons who succeeded Mr. Champ stay in the cottage from the time he left until the time of his return? Yes.

873. Who were they—were they all men, all women, or what were they? I saw two women there.

874. Did you see a gentleman there at all? No; I heard there was one; that is all I could tell you. I heard from the neighbours. They will be chattering and talking.

875. Do you know a Mr. Evan Roberts living in the neighbourhood? He lives next door.

876. *Mr. Crick.*] I suppose "Priory Cottage" is a small cottage? There are three rooms, a kitchen, and bathroom.

877. How many bedrooms are there? There is a front room, back room, bedroom, and kitchen.

878. *Mr. Barton.*] When Mr. Champ returned, about how many weeks was he in the cottage before he left? About three.

879. *Dr. Sly.*] You live opposite "Priory Cottage"? Some hundred yards away.

880. *Mr. Barton.*] What were the names of the ladies who were there, do you know? I could not say.

881. *Dr. Sly.*] As a matter of fact, there is nothing in your rent-book to show when Mr. Champ went away to the country and when he returned? The rent-book simply shows the receipts for the rents.

882. Then you are speaking from memory as to when the Champs left—how do you come to recollect the date? It was such a short time after they had come in, only three or four weeks, and I was surprised at their going out.

883. Have you any memorandum anywhere which would remind you of the date? No.

884. Have you any memorandum which would remind you of the date of their return? No.

885. You are speaking from memory as to when the Champs went away and when they returned? Yes.

886. You were paid your rent regularly by Mr. Champ? Yes.

887. *Chairman.*] Have you any other cottages which you let? Yes, a cottage next door tenanted by Mr. Roberts.

Mr. Evan Roberts called in, sworn, and examined:—

888. *Mr. Barton.*] You are a carpenter living at Watson-street, Bondi? Yes.

889. Do you know "Priory Cottage"? Yes.

890. When did you go to reside in Watson-street? On 14th August, 1893.

891. You live next door to "Priory Cottage"? Yes, in "Ethel Cottage."

892. Do you know Mr. Black by sight? Yes.

893. Do you know where he was living when you first went to live at Bondi? Next door to me at "Priory Cottage."

894. Did you see him there in the mornings? Occasionally.

895. Did you ever see him there between 7 and 8 in the morning? Yes.

896. Before breakfast? Yes.

897. There are some fowls there, I believe? Yes.

898. Did you see him feeding them? I suppose he must have been feeding them.

899. How was he clad on those occasions—have you ever seen him in his pyjamas? I cannot say about pyjamas. You might say he had a shirt on, and nothing more; pants I suppose you would call them.

900. He was clad in that way when he was feeding the fowls and knocking about the place in the morning? Yes.

901. Did you see him at night time also? Yes, often at night time.

902. What other occupants of the cottage were there? I believe there were two ladies.

Mr.  
E. Roberts.  
30 Oct., 1894.

- Mr. E. Roberts,  
30 Oct., 1894.
903. Did you see Mr. Black in the tram going backwards and forwards? I saw him going out in the tram occasionally.
904. How long did you see Mr. Black at "Priory Cottage" after the 14th August? I should think till about the latter end of November.
905. As nearly as you can judge? Yes.
906. During that time did he come to the place frequently,—was he living there? I thought it was his home from what I saw.
907. *Dr. Sly.*] When you say the latter end of November, are you speaking from memory? Yes; as nearly as I can.
908. You have no memorandum to show you that the date was the latter end of November? No.
909. How did you come to think that it was about that time? Because the persons who came to the house after Mr. Black left went out of it during the time some friends of mine were on the mountains.
910. How do you come to connect that with Mr. Black leaving;—I do not see the connection between the two things? Another lady and gentleman came to the house where Mr. Black had been living.
911. What is their name? Champ.
912. *Mr. Barton.*] How long were the Champs there after Mr. Black had gone out? I think about three weeks.
913. And that is what brings the circumstances to your memory? Yes.
914. Who was living in the cottage when Mr. Black was there? Two ladies were living there besides Mr. Black.
915. And they discontinued living there when Mr. Black went away? Yes; they went away at the same time.

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THURSDAY, 1 NOVEMBER, 1894.

Present:—

Mr. Bavister,		Mr. Crick,
Mr. Gormly,		Mr. Hayes,
Mr. Lee,		Mr. Wise.

J. Hayes, Esq., in the Chair.

E. Barton, Esq., Q.C., appeared for petitioner.

Dr. Sly appeared for respondent.

Mr. Henry Baxter recalled and further examined:—

- Mr. H. Baxter,  
1 Nov., 1894.
916. *Mr. Barton.*] You gave me some evidence the other day in regard to the date of your collection of the lists for the King Division of Sydney. I understand that you have discovered that you have made a mistake in the dates you then gave. Upon what date were you at "Her Majesty's Hotel"? We were collecting from the 26th October to the 6th November.
917. You were for the whole of that time occupied in collecting the list for the King Division? Yes.
918. And you would be at "Her Majesty's Theatre Hotel" when? In the first week in November. It would be about the 3rd or 4th.
919. When you spoke to young Mr. Farthing about Mr. Black's qualification, you say that Miss Guthrie said something. I am not quite sure whether you told me that she said, "Mr. Black has not been living here so long," or what? She said, "He has not been living here; he has left." Mr. Farthing said, "He is living here—he has been living here more than three months."
920. How did you become aware that you had made a mistake in the dates on the previous occasion? I had another memorandum on another subject, and in turning up the books to make sure I saw that I had made a mistake. I then went to Mr. McLaughlin's office and informed him about the matter.
921. *Dr. Sly.*] I believe when you called at the hotel you said, "Will you give me the names of all those persons who have been living continuously upon the premises for the last three months?" Yes.
922. Did you take any note about what Miss Guthrie said? No.
923. You are speaking entirely from memory in referring to what she said? Yes. I do not know that the young lady was Miss Guthrie—I should not know her if I saw her.
924. At any rate young Mr. Farthing said, "Mr. Black has been here?" Yes.
925. And I understand that what Miss Guthrie said was, "He has not been here three months?" She did not address me at all.
926. But referring to Mr. Black did she say, "He has not been here three months?" I think she said, "He is not living here," and young Mr. Farthing said he was.
927. You asked for persons who had been continuously resident? Yes; that was my first question.
928. Did not Miss Guthrie say, "Mr. Black has not been here three months?" I do not think so.
929. You have no notes upon the subject? No.
930. There is nothing to impress upon your memory what Miss Guthrie said? No.

Mr. Charles Moorley called in, sworn, and examined:—

- Mr. C. Moorley,  
1 Nov., 1894.
931. *Mr. Barton.*] You are a tram guard, I believe? Yes.
932. And you have been in the service some ten years? Yes.
- 932½. You are on the Bondi line? Yes.
933. How long have you been on that line? About eight years.
934. Were you employed on that line during the latter part of last year? Yes.
935. Do you know Mr. George Black by sight? Yes.
936. Did you see him travelling on the Bondi tram during the period I have mentioned? Yes.
937. Between what months? I should say from about August up to the latter end of November.
938. Late or early in August? I think it was towards the latter end of the month when I first noticed Mr. Black coming that way.
939. What hours were you on duty? We change our shifts every week, one week I am on the morning shift and the next week I am on the evening shift.
- 940.

Mr. C. Moorley.  
1 Nov., 1894.

- 940. At what hour of the morning did you go on duty when you were on the morning shift? I could not say the exact hour, but I went on from the starting of the early running and remained on until 2 o'clock.
- 941. Did you ever bring Mr. Black into Sydney in the morning? Oh yes, I have brought him in from Bondi.
- 942. Did you see him very frequently? Well, I saw him several times when I happened to be on the particular run in from Bondi by which Mr. Black travelled.
- 943. *Mr. Crick.*] Did he generally come in by the same run? No; not by the same run.
- 944. *Mr. Barton.*] Have you seen Mr. Black going out by the evening runs? I have taken him at night-time when I have been on the late runs.
- 945. By the last tram? I cannot speak exactly about the last tram. I do not think Mr. Black travelled at any particular time.
- 946. Have you seen Mr. Black going out to Bondi by the last tram? I could not say about the last tram, but I have seen him travelling home late at night.
- 947. Have you been in charge of the late Parliamentary trams on that line? Yes.
- 948. During the time you are speaking of? I could not say about that, but I have run the Parliamentary trams out there. I never carried Mr. Black in a late Parliamentary tram out there.
- 949. Did you see Mr. Black on the trams as frequently as you saw any ordinary residents of Bondi? Yes; going backwards and forwards.
- 950. As any ordinary resident would do? Yes.
- 951. *Dr. Sly.*] Will you swear that you saw Mr. Black travelling on the Bondi trams up to the end of November? I could not swear it.
- 952. But that is what you said? What I said was that I had seen him on the trams in November, but I could not swear to any particular date.
- 953. Will you swear that you saw Mr. Black on the Bondi trams in the latter end of November? I could not swear to any particular dates. He was travelling up and down.
- 954. You said just now that you saw Mr. Black on the Bondi trams up to the latter end of November;—will you swear that that is so? I will not swear to any particular date. What I said was that I saw him on the Bondi trams from about the end of August until, I should say, the latter end of November.
- 955. What part of November did you see Mr. Black on the Bondi trams? I could not fix any particular dates.
- 956. When were you first spoken to about your having seen Mr. Black on the Bondi trams? Only since this inquiry has been going on.
- 957. And you have nothing except your memory to guide you in fixing the particular months? No; but I know that I saw him just as I saw other passengers on the trams. I think it was about the time I have named that Mr. Black discontinued travelling upon them. I remember missing him.
- 958. Could you give me at this moment, with regard to any other passenger whom you know to have travelled on the Bondi tram, the same particulars that you have just given the Committee in regard to Mr. Black taking any three months of the year? I knew Mr. Black to be a Member of Parliament, and naturally I should take particular notice of him and miss him when he discontinued travelling on the trams.
- 959. This occurred in October, 1893, and you were first spoken to about your having seen Mr. Black travelling on the trams about a week ago? I suppose it would be a week ago.
- 960. Nothing has occurred in the interval between November last and the present time to direct your attention to the circumstance of Mr. Black having travelled on the trams? Nothing whatever.
- 961. That being so, when you were spoken to on the subject a week ago you at once recollected that Mr. Black had been travelling on the trams up to the end of November? I must have remembered it or I should not have stated it.
- 962. You might perhaps be able to recollect Mr. Black travelling on the tram, but how can you recollect that he travelled up to the end of November? I missed him then.
- 963. How do you come to recollect that you missed him then? I suppose I have the same knowledge as anyone else.
- 964. Take any other Bondi passenger or Member of Parliament travelling that way, could you tell me exactly what month he commenced to travel with you last year and exactly what month he discontinued travelling with you? Yes, if you were to name the particular person.
- 965. Can you give me the name of any particular person who left off travelling with you at a particular month last year? I could not say unless you mentioned the name of the person. If I knew any one personally I should certainly miss them if they discontinued travelling by the trams at a certain time.
- 966. Remember you are not asked about the period at which Mr. Black discontinued travelling on the trams until about a year after the occurrence, but immediately you are spoken to about it a year afterwards you at once remember;—can you give me the names of any other passenger travelling on the same trams who discontinued travelling with you in a certain month last year? If I knew them.
- 967. What I want to know is how you can fix the end of November or any month as the month at which Mr. Black ceased travelling upon your tram? I think I could tell you when such a thing happened if I knew the person.
- 968. Is Mr. Black the only person you knew travelling upon the tram? No; I knew plenty of other men. If you could give me any instance, if you could name any person, I dare say I could give you the information you want.
- 969. You know a number of persons travelling upon the Bondi tram;—can you tell me the particular month in which any one of them ceased travelling on the tram last year? I do not know whom you are alluding to.
- 970. I give you an opportunity to choose anyone you like? It is quite probable that no one with whom I am personally acquainted left.
- 971. I suppose you know persons travelling on the Bondi tram by name? I might be travelling on the road for years and might not know the name of a person, although I might know him very well by sight. You yourself might be travelling on the tram and I might not know your name, although I might know you by sight. If you were a Member of Parliament, for instance, I should make it my business to find out who you were.
- 972. But as a matter of fact you know the names of a great many persons travelling on that tram? A great many. Of course, in time one gets acquainted with them.

- Mr. C. Moorley.  
1 Nov., 1894.
973. *Mr. Crick.*] There can be no doubt that you knew Mr. Black? None.  
974. *Mr. Barton.*] If a man showed you a Parliamentary pass you would naturally ask who he was? Yes, and I should endeavour to find out.  
975. You know Watson-street Bondi? Yes.  
976. The trams pass that street? Yes.  
977. How many houses are there in it? Very few.  
978. You knew that that was Mr. Black's street? Yes; he used to get on at Watson-street.  
979. When he first came on to the tram and showed you his Parliamentary pass you found out who he was? Yes.  
980. I suppose he used also to get off the tram at Watson-street? Yes.

Mr. Alexander Farthing, jun., recalled and further examined:—

- Mr. A. Farthing, jun.  
1 Nov., 1894.
981. *Dr. Sly.*] I asked you before whether you had seen Mr. Moss the solicitor and made a statement to him, and you said you had? Yes.  
982. At that interview, or at the next, did you not tell Mr. Moss that Mr. M'Laughlin was your father's landlord and that he did not want to offend Mr. M'Laughlin? No. I may have said that M'Laughlin and O'Connor had been to see my father's books. I think that is all I said.  
983. But did you not say, "You know M'Laughlin is his landlord"? I do not know that I said that. I would not deny that I said it or I would not say that I did.  
984. *Mr. Crick.*] Have you any recollection of saying anything like that? I have no recollection.  
985. *Dr. Sly.*] Did not Mr. Moss, after taking your evidence, ask you about your father, and did you not say, "You know M'Laughlin is his landlord and he does not want to offend M'Laughlin"? No, why should I say that. My father pays his rent every week. I may have said, "I have seen M'Laughlin and O'Connor there several times looking over my father's books."  
986. *Mr. Barton.*] Is Mr. M'Laughlin your father's landlord? He is solicitor to the estate.  
987. Is it at all likely that you would ever have told anyone that Mr. M'Laughlin was your father's landlord? I do not think it is. I know my father pays him the rent.  
988. *Mr. Bavister.*] Is Mr. M'Laughlin the only person who has dealings with your father such as a landlord would have with his tenant? I do not know what my father's dealings are.  
989. *Mr. Barton.*] You said something about Mr. Black having said to you, "If you do this for me I will do as much for you another day"? Yes, he did say that.  
990. Did Mr. Black say anything to you about his expectations at any time? He expected to be in Reid's Ministry.  
991. You think that from what he said? I understood from various hints he gave that he was going to be Postmaster-General.  
992. *Dr. Sly.*] You referred the other day to your getting a billet;—do you mean to say that Mr. Black told you that he would give you a position in the Post Office? He did not say that in as many words; but someone else said, "Black will be all right when he is Postmaster-General. Either he or some other labour member will be put into the post."  
993. Did Mr. Black tell you that he would give you a position in the Post Office? I do not remember his using those words.  
994. Did he say anything whatever about a position in the Post Office? No; it was only understood that he was going to be Postmaster-General in the Reid Ministry. How do you think it likely that he would tell me what he did not know himself?  
995. Did Mr. Black ever tell anyone that he expected any office from Mr. Reid? He never said so directly.  
996. Did he ever tell you so directly or indirectly? He said so by hints. He did not say in as many words, "I am going to be Postmaster-General."  
997. What were the hints? He said different things to me at different times. I did not always keep them in my mind.  
998. What did he say? I could not say exactly what he did say. I did not want to say anything to you at all about his expecting to be Postmaster-General, but you wanted to know.  
999. I do want to know. I want to know what Mr. Black said about the office of Postmaster-General? I have already told you that he did not say in so many words, "I am going to be Postmaster-General."  
1000. But what did he say which led you to think that that would be so;—can you tell me any one thing he said? I cannot remember the words he used, but I will swear that I always thought that he was to be Postmaster-General.  
1001. But I want you to tell me what Mr. Black said which led you to suppose so;—if you could tell me what particular time you are referring to I might be able to answer you.  
1002. *Chairman.*] Putting that aside, Mr. Black said, "I will do as much for you another time;"—you are quite clear about that? Yes.  
1003. Did he at any time say to you, "If at any time I get a ministerial office I will put you into some position"? No, not in so many words.  
1004. Not at any time? No.  
1005. All that you remember his saying to you is, "I will do as much for you at some other time"? Yes.  
1006. *Mr. Barton.*] You said just now something about Mr. Black dropping hints;—can you give us a specimen of those hints? Well, we used to be talking and one thing would lead up to another. We used to talk politics and I always understood that Mr. Black was to be Postmaster-General, which is the lowest position the labour party could get into.

Mr. Reginald Champ called in, sworn, and examined:—

- Mr. R. Champ.  
1 Nov., 1894.
1007. *Dr. Sly.*] What are you? House and land agent.  
1008. Where do you carry on business? At Strathfield.  
1009. Have you been there long? For ten months—since the beginning of this year.  
1010. Do you know Mr. George Black at all? I cannot say that I do.  
1011. When did you first speak to him? In the lobby outside, just now.  
1012. You were communicated with by a solicitor this morning? Yes.

1013.



1013. You had a lease of "Priory Cottage," Watson-street, Bondi? A weekly tenancy.
1014. When did you first go there? I cannot be certain to a day or two but about the first week in July or the end of June.
1015. You are a married man? Yes.
1016. You lived there with your wife and you furnished a cottage? Yes.
1017. Were you called away anywhere or what happened? I went away to the north with my wife.
1018. And you sublet the cottage furnished? Yes.
1019. To whom? To Mrs. Boyd.
1020. When was it, and for how long? For three months—August, September, and October. From the 1st August to the 1st November.
1021. And you were paid your rent? Yes.
1022. Did you ever see Mr. Black in that transaction? No.
1023. Did you know him at all in the transaction? No.
1024. Were the keys given back to you by the lady who took the cottage? No, by some other lady who was with Mrs. Boyd. Mrs. Boyd, I may mention, was the tenant, but she left before her term was up, and another lady brought the keys to me.
1025. On what date was that? A day or two before the 1st November. I am quite sure it was not later—I think it was about the 30th or 31st October.
1026. Who went to live there after that? I re-occupied the premises for a short time.
1027. For how long? Until the middle of December—about a month and a half.
1028. With your wife? Yes.
1029. In the course of this transaction you did not see Mr. Black, and you have never spoken to him until you saw him to-day outside this room? No; I should not have known him had I met him in the street.
1030. *Mr. Barton.*] Did you let your cottage to Mrs. Boyd? Yes.
1031. Who was she? I could not tell you. I know that she gave me references at the time.
1032. Did you know her before? No; I advertised the cottage to let.
1033. And you did not know the person to whom you sublet it? No.
1034. Did you say to Mr. Pryor that you wished to sublet the cottage to a friend? I think I told Mr. Pryor that I had sublet it.
1035. Do you not remember telling Mr. Pryor that you wished to sublet the cottage to a friend;—did you not ask his permission? I do not recollect whether I said to a friend or not.
1036. Will you swear that you did not say so? I may have said a friend.
1037. Did you say anything about the persons to whom you were going to sublet being respectable persons? I might have said that.
1038. Will you swear that you did not say that they were friends of yours? I might have said that to him, but I cannot say one way or the other now.
1039. *Mr. Crick.*] If you told Mr. Pryor you were going to sublet the cottage to some friends of yours that would not be correct? No.
1040. *Mr. Barton.*] Still you may have said it? Yes.
1041. Did you say words to the same effect to Mrs. Pryor? I do not remember seeing her at all in the matter.
1042. Will you undertake to swear that you did not see Mrs. Pryor in reference to the subletting of the cottage? I did not speak to her about it, but she lived with her husband in a cottage there. They were always at home together, and she may have been present when I was speaking to Mr. Pryor about it.
1043. Did you not say, in Mrs. Pryor's presence and hearing, that you wanted to let the cottage to a friend of yours? I will not undertake to say that I did not. It is a small cottage, and Mrs. Pryor may have heard me speaking from one of the rooms.
1044. You let the cottage furnished? Yes.
1045. Have you anything to fix in your memory the date upon which you came back? Not positively.
1046. I suppose the persons to whom you sublet came into the cottage immediately after you left? They took it the next day after I left.
1047. Did the persons who were in the house leave it just when you came back? Yes; I think it was one day empty.
1048. To the best of your belief the persons who remained there up to the time of your coming back did not include Mrs. Boyd? I do not think so.
1049. Do you know whether Mrs. Boyd was the lady who is now Mrs. Black? I could not say.
1050. Did you hear the name of any other lady at the time? I did hear a name, but I do not recollect it for certain.
1051. Did Mrs. Boyd mention to you the name of any other lady? She may have done so.
1052. Did she say another lady was keeping house for her? Yes.
1053. And you cannot recollect whether she gave a name? No.
1054. You have been in the passage outside this room this evening? Yes.
1055. And you have seen a lady there? Yes.
1056. About the time of your coming back, will you undertake to say that you occupied the cottage for more than three weeks at that time? Yes, certainly.
1057. What is it that fixes the date in your memory? I know I left for Summer Hill just a week before Christmas.
1058. That would be about the 18th? Yes.
1059. And you are quite sure that you reoccupied the premises within a day or two, one way or the other, of Mrs. Boyd's lease being up? Yes; it would be about the 31st October or the 1st November.
1060. Does not the fact of Mrs. Boyd going away before the other lady render it possible, to your mind, that the other persons remained in the cottage longer than three months? No; I was in the house again myself by the 1st November.
1061. *Mr. Crick.*] Did Mrs. Boyd ask your leave to go away and give up the cottage before your term was up? She paid in advance, and I should not, in the ordinary course, go to take possession before the end of the month.
1602. Did she pay you herself? Yes; monthly. I came back earlier than I anticipated. I was back again from Newcastle within a month, and I took another small cottage at Bondi.

Mr.  
R. Champ.  
1 Nov., 1894.

- Mr. R. Champ. 1063. *Mr. Barton.*] Did you call at the "Priory Cottage" to collect the rent? Yes; I called for the last month's rent on the 1st October.
1064. *Mr. Crick.*] Was the agreement with Mrs. Boyd to pay you monthly? Monthly, in advance.
1065. How did you pay your rent to Mr. Pryor? Weekly.
1066. You paid weekly, and the sub-tenants paid you by the month;—did Mrs. Boyd say that it would suit her better for the payments to be made monthly than weekly? I do not think she made any stipulation at all. When I advertised the place I said I would require the rent monthly in advance, and she paid it.
1067. That is how it came to be paid monthly? Yes.
1068. *Mr. Barton.*] You are quite sure that you paid your own rent weekly? Yes.
1069. Is it not the fact that you sometimes paid three or four weeks' rent at a time? I may have done so.
1070. Did Mrs. Boyd pay you in cash? Yes; there were only three payments.
1071. What was the rent? 30s. a week.
1072. You paid 12s. a week for the cottage, and let it, furnished, for 30s.? Yes.
1073. Is there any particular fact which fixes it in your mind that you were back at "Priory Cottage" at the end of October or the beginning of November? No; only that I recollect that the persons in the cottage did not overstep their time. No extra payments were made.
1074. Mrs. Pryor has sworn that you came back to the cottage three weeks before you left? To the best of my belief that is incorrect.
1075. If both Mr. and Mrs. Pryor say so it would still be incorrect? Yes; I think so.
1076. But you will not be positive? I would not like to swear to it, but to the best of my belief I was in the house before the 1st November.
1077. *Dr. Sly.*] The person to whom you sublet paid only three months rent? That is all.
1078. You are sure there were no extra payments? I am quite sure.
1079. *Mr. Crick.*] You have told us that you saw a lady in the passage outside this room this evening? Yes.
1080. Have you seen her before? Yes; she was the lady Mrs. Boyd had with her.
1081. From whom did Mrs. Boyd show you a reference? I cannot recollect. I know that it was from a solicitor, I did not take the trouble to go and inquire.
1082. What was the value of the furniture you had in the house? About £200, perhaps not so much.
1083. Would £150 be a fair amount to allow? Yes.
1084. You let the cottage containing that furniture, to a lady you did not know at all, for 30s. a week, and upon her reference to a man whose name you cannot remember? I cannot remember his name now. It was a good name; I know that I considered it good at the time. I had to leave hurriedly and probably that was the reason I did not make inquiries.
1085. This lady, whoever she was, left before her term was up? Yes.
1086. Who handed you back the keys? The lady I saw outside in the passage to night; she brought them round to the house.
1087. Did you go to see if the furniture was all right? Yes, when she had gone. She was on her way to the tram. I afterwards went round to examine the place.
1088. Have you since seen Mrs. Boyd at all? No.
1089. I suppose this cottage is not big enough for a boarding-house? No; it is only a three-roomed cottage.
1090. Did you ever see Mr. Black there? No.
1091. How many times were you there during the three months? I was there on the 1st of every month. I remember on one other occasion, immediately after I got back to Bondi, going round to the cottage one evening to get some things I wanted.
1092. Did you leave anything there except the furniture;—was there any poultry for instance? There were, I suppose, half a dozen fowls.
1093. Were they there all right when the three months were up? Yes.
1094. Was Mrs. Boyd an elderly lady? Well, it is difficult to tell a lady's age, but I should say she was about 35.
1095. Did you ask her if she had ever rented a furnished place before? I do not think so. I cannot recollect doing so. I remember having some conversation about the matter.
1096. You did not know until now that Mr. Black was living there? I heard through neighbours afterwards that Mr. Black had been seen there. I did not know that he was living there.
1097. *Dr. Sly.*] Was Gaden the name of the solicitor to whom Mrs. Boyd gave you a reference? I should not like to say now one way or the other.
1098. *Mr. Barton.*] Did Mrs. Boyd state what her occupation was? She said she was a teacher of elocution.
1099. Did she say she was teaching elocution? I understood that she was going to take pupils at the cottage.
1100. Did she tell you that she was going to take lodgers in this three-roomed cottage? No.
1101. She did not mention that? No.
1102. Did she say anything about keeping a boarding-house? No.
1103. Where did you live when you went back to Bondi from Newcastle? In a cottage called "Waratah," in Anglesey-street.
1104. What is the name of the landlord? He is a plumber by trade. I cannot recollect his name at this moment, but I could let you know.

George Black, Esq., M.P., recalled, and further examined:—

- G. Black, Esq., M.P. 1105. *Dr. Sly.*] You remember the evidence you gave before this Committee on a former occasion? Yes; in every particular in which I was definite I can be just as definite now. In one or two instances I think I said "I do not exactly know the dates," but since then, from various particulars, I have been able to obtain them.
1106. The evidence you gave was absolutely true in every particular? Yes.
1107. You said you were at Bondi for six weeks? Yes.

1108. When did you first go to "Her Majesty's Hotel"? I think I first went there towards the end of June, 1893. I had been living previously in the same electorate at the "George Hotel" next door. I went there in February, 1893, and as nearly as I can recollect I went to live at "Her Majesty's Hotel" about the end of June of that year. I know I had been living three or four months at the "George Hotel" before I went to live at "Her Majesty's Hotel." There was a change of landlords when I left the "George Hotel" to live at "Her Majesty's Hotel."
1109. After that you resided at "Her Majesty's"? Yes.
1110. During part of the time you were there was the dining-room of the hotel let? Yes; when I went there for the first five weeks two or three men had the dining-room. One of them was called Leopold. At that time I paid them for my meals, and I paid Mr. Farthing for the rent of my rooms. That would be for about five weeks.
1111. At that time had you any other residence? No.
1112. After that Mr. Farthing took the dining-room back again? Yes; and I then paid him for my meals as well as for the rent of my room.
1113. When did you go to Bondi? Between the 12th and 19th of August I remember going from "Her Majesty's Hotel" to Windsor or Richmond for three or four days electioneering. On returning, instead of going back to "Her Majesty's Hotel" I called there to get a portmanteau, and went out to Bondi.
1114. Did you take all your luggage away from the hotel? No; I left two boxes in my room.
1115. You did not leave the hotel for good? No, I had no intention of leaving the hotel. I believe I told young Mr. Farthing that I intended to come back, and that my absence was only temporary.
1116. Do you say you went away about the 19th August? No; it was between the 12th and 19th that I left the hotel to go to Windsor and Richmond. It would be about the 12th, I think.
1117. And when did you get to Bondi? I think I got there about the 19th.
1118. When did you come back to the hotel? About the time the House met again. The House was in recess when I went to Bondi. I think the House met on the 26th September.
1119. You went back to the hotel then? Yes.
1120. And did you then continue to live at "Her Majesty's Hotel"? I lived there for a fortnight; then I went to Newcastle. I was at Newcastle some three or four days—I am not quite sure how long—electioneering. On returning from Newcastle I went to Bondi again, and was there several days.
1121. How long were you there? I know I was there on the 18th October from the fact that at that time there were no late Parliamentary trams running owing to Mr. Farnell's motion being carried. On one occasion I walked to Bondi at 3 in the morning with Mr. Haynes and one of the officers of the House. That gave me a sickener of it, and I gave up living there.
1122. After that, did you come back to "Her Majesty's Theatre Hotel"? Yes, my luggage was there.
1123. Did you live at "Her Majesty's Hotel" after that right on? Yes.
1124. Is it true that at any time during the month of November you slept out at that place at Bondi? No.
1125. *Mr. Crick.*] How long was it your home? I lived there continuously, I think, from about the 19th August to the 26th September. I am certain about that. Then again, on the 18th October and three or four days previous I was there again. I think that on the night after the 18th October I left the place for good. I fixed the date in my memory from the fact of my walking out as I have described.
1126. You slept afterwards at "Her Majesty's Hotel"? Yes; I think I went up to the Pitt Town settlement, and was there two nights.
1127. With that exception you slept at the hotel? Yes.
1128. You were not living at Bondi after that time? No.
1129. I suppose you have paid visits there in the daytime? Yes; and I have taken the ladies home from the theatre at night, and have gone back to "Her Majesty's Hotel."
1130. Had you anything more than a temporary residence there? No; I had no intention of giving up my residence at the hotel. It was only by accident that I knew I was on the roll out there.
1131. As a matter of fact, did you make yourself responsible for the rent of the cottage, directly or indirectly? No.
1132. Did you ever see Mr. Champ and make any arrangements in regard to it? No; I was introduced to him to-night in the passage outside of this room for the first time. That is the first time that I saw him.
1133. Do you remember when you got your electoral right? A man called at the hotel for me several times. Mr. Farthing used to say, "A man has just been here with your right." I remember going to the hotel for dinner and tea, and I remember Mr. Farthing saying, "You are late again; your friend has just been here with your right." That happened three or four days, and I think I then said, "If he can go round to *Truth* office with Mr. Wharton's right there is no reason why he should not come to Parliament House with mine."
1134. He would have had no difficulty in finding you at Parliament House? No; nor had he at "Her Majesty's Hotel," except that we never happened to hit one another.
1135. When did you first apply for your right? Early in March. I went to the police station and got it.
1136. As a matter of fact, in November, when the sergeant tells us he called at the hotel for the names for the list, you were living at the hotel? Yes; I think I remember Miss Guthrie telling me that the sergeant had called to collect the roll.
1137. You have heard young Mr. Farthing give his evidence? Yes.
1138. Did you induce him to do anything for you in connection with placing you on the roll under any promise? No. I liked the boy, and I do not know that I have any dislike to him now, but I never made any promise to him, and I never had any reason to do so. I never spoke to him about such matters as my expectations; in fact I never had any. I never dreamed of my getting a portfolio, and I never supposed that anyone else did so.
1139. *Mr. Crick.*] Did you ask young Mr. Farthing to have your name put on the roll? Yes; I thought the roll would be taken. It was at the end of November, and I said, "When the officer comes round to take the roll see that my name is not left off, Alick."
1140. *Dr. Sly.*] You were living at the hotel at the time? Yes. I believe that the remark was made at the breakfast-table, because I think a friend of mine, Mr. Wharton, who is upon the *Truth* newspaper, suggested that his name should also be remembered.
- 1141.

G. Black,  
Esq., M.P.  
Nov., 1894.

- G. Black, Esq., M.P.  
1 Nov., 1894.
1141. But you never offered any inducement to young Mr. Farthing to get your named placed upon the roll? I never thought it necessary.
1142. You mentioned this matter to him after your return to the hotel on the 26th September? Yes; I do not think I mentioned it to him before.
1143. You are quite sure you were living at the hotel when you mentioned it to him? Yes; I think it was done at the breakfast-table before other persons. I am almost certain that Mr. Wharton was sitting there, because I have a recollection of his making a similar request.
1144. During the six weeks you were at Bondi did you visit the hotel to get things from your boxes? Yes; I remember finding that they were not in the room where I left them. Louie, the housemaid, told me that she had had to wash out the room, and that she had put the things into the passage. There was an alcove formed by the lift and the bedroom, and they stood there.
1145. You are quite sure that when you were staying at Bondi you went to the hotel from time to time to get your things? Yes, as I wanted them.
1146. You were not present when Mr. Moss took young Mr. Farthing's statement the first time? No.
1147. Did you see him in Mr. Moss's company afterwards? On the night before the Committee sat for the first time, I think it was on a Tuesday, I went down from the House by appointment to see Mr. Moss at his office, and young Farthing was sitting there.
1148. Did you hear him say anything about Mr. McLaughlin being his father's landlord? Yes. He began to talk about bringing the books round to see whether his evidence was necessary. I believe he volunteered the statement that he was not very sure about his father. As far as I can recollect it began in that way. Mr. Moss asked him why he was not sure of his father and he said, "Well you know Mr. McLaughlin takes his rent." I know it came to this—that he thought his father would not care about offending Mr. McLaughlin.
1149. *Mr. Barton.*] Did he say that? Those are not his exact words but they amounted to that.

TUESDAY, 6 NOVEMBER, 1894.

Present:—

Mr. Bavister,	Mr. Gornly,
Mr. Varney Parkes,	Mr. Lce,
Mr. Wise,	Mr. Wright.
J. Hayes, Esq., in the Chair.	

E. Barton, Esq., Q.C., appeared for petitioner.  
Dr. Sly appeared for respondent.

George Black, Esq., M.P., recalled, and further examined:—

- G. Black, Esq., M.P.  
6 Nov., 1894.
1150. *Dr. Sly.*] Excepting the period of which you have told us during which you were living at Bondi did you at any other period of your life live there? No.
1151. You have heard evidence concerning a member of a police force coming to your house at Bondi? Yes.
1152. Did you hear any conversation which took place between that constable and the lady who it is now suggested is Mrs. Black? No, I never heard of the matter until it was brought up here.
1153. Did you in any way suggest to young Mr. Farthing that he should improperly get your name put upon the roll? No, I had no idea that I was doing anything improper. I thought that I was qualified and that the hotel was my place of residence.
1154. *Mr. Barton.*] You said in your evidence the other day that when you went to Bondi you first went to "Her Majesty's Hotel" and took some things out of your boxes? Yes, I occasionally went in there and took out the things that I wanted.
1155. I think that you said the boxes did not continue in the room you had occupied, but that they were placed outside in what you described as an alcove? Yes; the housemaid told me that she had to put them there as she was cleaning out the room. It was a corner formed by the lift and the passage. When I came back to the room the boxes were put back into it.
1156. Did you retain the room in the meantime by paying anything for it? No; I do not think anything was said on that point.
1157. Did you ever know Mr. Champ? I never saw him till I met him outside the door here the other day. In fact I had forgotten his name until it was brought up here. I had heard it before.
1158. With reference to the day on which a conversation took place at "Priory Cottage" between a lady and a constable who was collecting the roll, you heard the constable say that he saw you leave the cottage almost immediately afterwards with that lady, who is now Mrs. Black? Yes.
1159. Do you remember that occasion? Well, I have talked to Mrs. Black about the matter since, and she says she remembers the occasion perfectly; but on my questioning her about it I discovered that she did not know the object with which the constable called.
1160. Do you remember leaving the house with Mrs. Black on that occasion? She says it took place the very last day she was in the cottage, and that when she left the cottage later on it was to give up the keys.
1161. According to her that was on the day on which the constable called? Yes.
1162. Then you are sure it was not later than the 8th of November? Mrs. Black says it was on the 1st of November.
1163. Whatever she says as to the date, we are both referring to the same occasion—that is, the occasion of the constable calling? Yes; I was in the cottage in the time according to his statement.
1164. Am I to understand that Mrs. Black never informed you what the constable had been there for? I do not think she ever mentioned it.
1165. Not a word about it? No.
1166. You knew nothing about the old lady and gentlemen who were examined here—Mr. and Mrs. Pryor? No; I do not remember seeing them before I saw them here. I remember the tram-guard.

1167.

1167. You say that the day upon which Mrs. Black gave up the keys of the house at Bondi was the day on which the constable called? Yes; she says it was on the day on which she gave up the keys.
1168. And it was then immediately taken on by the Champs? So he stated; but I have no knowledge on that point.
1169. Are you prepared to swear that the day in question was not the 10th of November or later? I am perfectly certain it was not.
1170. I mean the day on which the electoral officer called? I am perfectly certain of that.
1171. The day on which the keys were given up? I am quite sure about it.
1172. With regard to this place at Bondi;—were you a lodger there? Yes.
1173. Paying for your board and lodging? Yes.
1174. Whom did you pay for it? I paid Mrs. Boyd.
1175. Who was Mrs. Boyd? She was an actress when I first knew her. I knew her husband had died shortly before the time she went to Bondi. She was teaching elocution at that time at the houses of the persons she taught, as a rule; but I think one or two pupils came to Bondi.
1176. Where is Mrs. Boyd now? She is living at Neutral Bay.
1177. Is she here to-day? I believe not.
1178. Has she been here at any time during this inquiry? No; I only discovered her to-day to tell you the truth.
1179. You heard the evidence given by Mr. Evan Roberts? Yes.
1180. You heard him speak of seeing you at Bondi in the morning between 7 and 8 o'clock? He may have done so.
1181. He said from what he saw that he believed it to be your home;—is there any way you can suggest to us by which an outside observer would be led not to believe it your home? Well, while I lived there I made it my temporary home. I usually rose early to go for a walk, or something of that kind.
1182. About what date was it that you told young Mr. Farthing to get your name placed on the roll? I think it was some time towards the end of October; but I am not certain. I think it was about then. To the best of my recollection, I spoke to him about it a couple of times.
1183. Was it before or after the 18th October? I think it was after the 18th October, but I am not quite clear about that. It was certainly after the 26th September.
1184. When did you first see the books of "Her Majesty's Theatre Hotel"? About two days before this inquiry opened—it may have been the day before.
1185. You mean before the inquiry opened in the first instance? Yes, and then I saw only one page.
1186. What page was that? The page that related to the moneys paid at the end of June, or the beginning of July of the present year.
1187. About the time of your marriage? Yes—that was the only page I saw.
1188. You did not then see nor did you at any time before this inquiry see the page which speaks of your having come back to the hotel on the 26th September, 1893? I had never seen any page, except the one to which I refer, and I have never seen even that since. I think when the leaves were turned over, you drew my attention here to the page to which you now refer and asked me some questions about it.
1189. Can you tell us what you were paying Mrs. Boyd a week? Twenty-five shillings.
1190. You are certain that you had nothing whatever to do with the taking of the house? Quite certain. I was never consulted in the matter; in fact I had no intention of going there until they had been there some two weeks or so. I never dreamed of it.
1191. Do you know whether it was Mrs. Boyd or the lady who is now Mrs. Black who made arrangements with Mr. Champ? It was Mrs. Boyd.
1192. You are pretty positive about that? I am sure of it. I asked Mrs. Boyd the question to-day.
1193. And she represents that she did it in her own right? Yes.
1194. If Mr. Champ had represented to anyone that he had let his house to Mr. and Mrs. Black that would be a misrepresentation? I am sure he would never say such a thing.
1195. What was the longest time you stayed at "Priory Cottage" without sleeping away? I could not exactly say. I think I was away three times altogether. I went out there for about six weeks, and during that time I paid three visits to the country.
1196. Between one time and another without your going away to sleep anywhere else, what would be the greatest consecutive number of nights you slept at "Priory Cottage"? It is almost impossible for me to say now. I do not think I slept there for more than a fortnight without a break.
1197. A break of one night at any rate? When I went away, I went away for three or four days each time. It was in the parliamentary recess, and I did a good deal of travelling.
1198. You heard the evidence given upon the question of your living out at Bondi by various witnesses who have been examined—by Baxter, by Roche, by Bowler, by the Pryors, and by Evan Roberts; is there anything in their evidence you would like to contradict? I think they are all mistaken in swearing to my having been seen there in the month of November. I think they are all incorrect in that particular.
1199. They are all incorrect if they swear that you were there in the month of November? Yes, they have made a mistake in the month.
1200. They have all made a mistake in the month? I should not like to say that they are swearing falsely, but they are mistaken.
1201. There is no doubt that the lady whom the policeman saw at the door of the cottage on the day he was collecting the roll is the lady who is now Mrs. Black? There is no doubt about that. I asked her about it and she told me then of the circumstance as far as she could remember it. She said she did not understand the purport of the visit.
1202. *Dr. Sly.*] You say you discovered Mrs. Boyd to-day? Yes.
1203. In consequence of what has taken place? Yes, I tried to find her before.
1204. You had a certain conversation with her? Yes.
1205. And have you any reason to change the evidence you have given? Not in any particular.

Mr. William Charles Bowler recalled, sworn, and further examined:—

- Mr. W. C. Bowler. 6 Nov. 1894. 1206. *Mr. Barton.*] You know Mr. Reginald Champ? I could not say that I should know him now. I only saw him on one occasion and I have not seen him since.  
 1207. Did you go to "Waratah Cottage" at Bondi? Yes.  
 1208. Did you there see a person who gave you the name of Reginald Champ? Yes.  
 1209. You were collecting the roll? Yes.  
 1210. What date was that? The 31st October.  
 1211. You are sure it was the 31st October? Yes.  
 1212. What occupation did Mr. Champ give you? He said he was a sericulturist.  
 1213. You then took his name for the roll and put it on the roll for that place? Yes.

THURSDAY, 8 NOVEMBER, 1894.

Mr. V. Parkes,		Mr. Hayes,
Mr. Gormly,		Mr. Wright,
Mr. Lec,		Mr. Bavister,
	Mr. Crick.	

J. Hayes, Esq., in the Chair.

E. Barton, Esq., Q.C., appeared for the petitioner.

Dr. Sly appeared for respondent.

Mrs. Elizabeth McElroy called in, sworn, and examined:—

- Mrs. E. McElroy. 8 Nov., 1894. 1214. *Mr. Barton.*] You are the wife of Charles McElroy, a plumber? Yes.  
 1215. He is the owner of a cottage called "Waratah" in Anglesea-street, Bondi? Yes.  
 1216. You know Mr. Reginald Champ? Yes, well, as a tenant.  
 1217. I believe that "Waratah," before you saw Mr. Champ, was let to a Mr. Buxton? Yes.  
 1218. Towards the end of August did you see Mr. Buxton and Mr. Champ together? Yes. I have a bad memory for dates, but you will find that the rent-book is quite right. There is nothing wrong in that.  
 1219. You produce your rent-book? Yes.  
 1220. When did you see Mr. Buxton and Mr. Champ about the house? I could not tell you without looking at the book, but it would be some time in August. As far as I can recollect I went to see them.  
 1221. At "Waratah Cottage"? Yes.  
 1222. Up to that time Mr. Buxton had been occupying it? Yes.  
 1223. What took place? Mr. Champ told me he had let his house and furniture and the servant to a gentleman. What the name was I could not tell. Either Mr. Buxton or Mr. Champ mentioned Mr. Black's name. One of them, I forget which, said he was in the house. Mr. Champ said he would take my cottage furnished, paying weekly instalments. He said he might take it for six months. I may say that I do not know Mr. Black at all.  
 1224. That was the first you heard of him? Yes. Mr. McElroy is very particular to whom he lets his cottages.  
 1225. As the result of your conversation Mr. Champ took the cottage? Yes. Mr. Champ did not stay in the cottage as long as he promised, but he said, "I will get you a tenant." I could not swear that he mentioned Mr. Black's name, but I think he said that Mr. Black had been in his cottage, that my cottage was not his home, and that he could not be paying two rents. He said Mr. Grummer would take my place off his hands, as he wanted to go back to his cottage.  
 1226. The dates in your rent-book confirm your recollection? Yes. My son keeps my rent-book, and it is properly kept.  
 1227. Have you looked at the rent-book in the meantime? I never should have thought of it, or said anything about it, but a gentleman and a constable came to me and asked me the date upon which Mr. Champ went into the cottage, and the day he went out of it. I said I could not say without referring to the book, and they asked me to show them the butts. I went at once to my wardrobe and handed the butts to them.  
 1228. The rent was paid in advance? A week in advance. There is a receipt from Mr. Buxton for 14s. under date of August 28th.  
 1229. Then there is another receipt under date of September;—is that the next receipt? Yes.  
 1230. There is another date, September 11th, 1893;—that is a receipt of the rent for the same cottage from Mr. Champ? Yes.  
 1231. And there is another receipt of rent from Mr. Champ under date September 18th? Yes.  
 1232. There is another receipt from Mr. Champ under date October 30th;—that extends for a week only? Yes.  
 1233. There are several receipts following that under date of November 13th? Yes.  
 1234. Then you come to a receipt apparently under date of November 31st, but there are several dates of November 13th following it again? Yes; they would be for the other houses.  
 1235. Then the receipt for 31st November, between the several receipts for November 13th, should in reality be another receipt for November 13th? Yes; it is a mistake.  
 1236. It is from Mr. Grummer? Yes. It shows that on that date Mr. Grummer paid his first week in advance.  
 1237. On what date would Mr. Champ have left, then? He would have left within a week before that.  
 1238. I believe Mr. Champ went out on the Friday as it were? Mr. Champ went out in the morning, and Mr. Grummer came in on the same day.  
 1239. Then Mr. Champ went out on the 13th November? Yes, within a day or two to the best of my knowledge. Mr. Champ's rent was paid in advance, and Mr. Grummer's rent was also paid in advance.  
 1240. So that when Mr. Grummer paid you rent on the 13th that would cover him up to the 20th November? Yes.  
 1241. And you are sure that Mr. Grummer came in on the day that Mr. Champ went out? Yes. To the best of my belief Mr. Grummer went in on a Friday.

1242. The 13th was on a Monday? Yes. Mr. Champ had paid up to the Monday, but he went out on the Friday. Mr. Grummer's rent really began a day or two after he went in.
1243. Then it would be on the 10th or 11th Mr. Champ went out? Yes.
1244. *Dr. Sly.*] Who is Mr. Grummer;—is he a tenant of yours? Yes.
1245. These receipts were made out by your son? Yes.
1246. You never make them out? No.
1247. You did not see this entry about Mr. Grummer until the other day? Oh, yes; I have always had the book in my possession—in my wardrobe.
1248. But do you look through the receipts every night? No; but Mr. McElroy keeps them to refer to.
1249. Where did you find out that your son had put the "3" before the "1" in the particular receipt referred to just now by Mr. Barton? The gentleman who came to my house said, "Here are several receipts for the 13th, then there is a receipt for the 31st, and several other receipts for the 13th follow that. There must be a mistake." I said, "There certainly must."
1250. When was that? I forget when the gentleman called.
1251. Was it a week ago or a year ago? About a week ago. He said, "Would you be so kind as to tell me when Mr. Champ left your house—when he took it and when he left it?" I said, "I forget." He then said, "Can't you tell by the receipts?" I said, "Certainly, if you come inside I will get the book." The gentleman looked over the book, and we found out the mistake.
1252. You know nothing about the letting of the cottage except from these receipts? No.
1253. And they are written by your son? Yes.
1254. Where is he? At work. I know I delivered the receipts and got the money.
1255. Do you remember when you delivered the receipts? I delivered them every Monday morning, and got the rent from Mr. Champ.
1256. And you think that the receipt which has been referred to by Mr. Barton should be for the 13th and not the 31st November? Yes.
1257. Who was in the cottage before Mr. Grummer? Mr. Champ.
1258. Was not a Mr. Moore there? He was in the place next door.
1259. How do you know one receipt from the other? Some are for "Waratah," and some are for other cottages.
1260. But there is nothing in the book to distinguish one from another? Well there is Anglesca-street. The name of the cottage would appear upon the receipt given to the tenant.
1261. When were these receipts made out? On the Saturday night before the Monday morning on which they would be delivered.
1262. On the Monday morning you would deliver receipts made out for the past week, or for the coming week—which? For the coming week. It was a furnished cottage, and the rent was paid in advance.
1263. If the rent was paid in advance I suppose the receipts were dated in advance? All I know is that the rent was paid a week in advance.
1264. But was the receipt given for the day on which the money was paid? Yes, for that day.
1265. Do I understand that the receipt from Mr. Grummer shows that Mr. Champ had left the week before; or what is your explanation about that? Mr. Champ left on the Thursday or Friday, and Mr. Grummer came in on the evening of the same day. Mr. Grummer's rent did not commence until the following Monday.
1266. *Mr. Barton.*] Can you tell from the name of the persons what houses they occupied? Yes.
1267. You are certain that Mr. Grummer's first receipt on the 13th November was given on the day his rent began, or about four days after he came into the house? Yes.
1268. The 13th is your first receipt from Mr. Grummer; he then paid a week in advance? Yes.
1269. *Chairman.*] Your last receipt from Mr. Champ according to this book is on the 30th October? Yes.
1270. And you have said in your evidence that Mr. Grummer came in when Mr. Champ left? Yes.
1271. Mr. Champ left the house during the week for which his rent had been paid in advance? Yes.
1272. The rent paid on the 30th October would be up to the 6th November, the Monday following? Yes.
1273. Did Mr. Grummer pay you any rent on 6th November? I do not know.
1274. *Dr. Sly.*] What was the rent a week? 17s. 6d.
1275. I notice that one of the butts is torn out of the book;—what has become of that? My son might want to write something in the book, and he would then tear it out, or in drawing out a particular receipt he may have made a mistake.
1276. Did you not always give Mr. Champ a receipt for the money? Yes, he paid a week in advance.
1277. *Mr. Barton.*] Is the 13th November the first receipt from Mr. Grummer? To the best of my belief it is.
1278. *Chairman.*] Have you any interest in any of the parties in this case? No, in neither. I do not know either of them.

Mrs.  
E. McElroy.  
8 Nov., 1894.

## ELECTION PETITION—O'CONNOR v. BLACK—SYDNEY—GIPPS DIVISION.

## APPENDIX.

[*Handed in by Mr. Barton, 30th October, 1894.*]

## A1.

## STATUTORY DECLARATION.

I, ADELAIDE GUTHRIE, of "Her Majesty's Theatre Hotel," Pitt-street, Sydney, in the Colony of New South Wales, barmaid, do hereby solemnly and sincerely declare as follows:—I have been a barmaid in the said hotel for the last two years, and I remember a sergeant of Police calling at the hotel early in November last year to collect the names of those residing in the hotel for the Electoral Roll. Alexander Farthing, junior, was in the bar when the sergeant came in. The sergeant said he wanted the names of those staying at the hotel who were entitled to vote, and said they must have three months' continuous residence. Young Mr. Farthing gave the sergeant the name of Mr. George Black, M.P. I said, "Alec, you must not put his name down; he is not living here; he is living at Bondi." But Mr. Farthing, junior, immediately winked at me so significantly that I said nothing more, although I knew Mr. Black was not then living at the hotel, and had not been living there for some months previously. And I make this solemn declaration, conscientiously believing the same to be true and by virtue of the provisions of an Act made and passed in the ninth year of the reign of Her present Majesty, intituled "An Act for the more effectual abolition of Oaths and Affirmations taken and made in various Departments of the Government of New South Wales, and to substitute Declarations in lieu thereof, and for the suppression of voluntary and extra-judicial Oaths and Affidavits."

ADELAIDE GUTHRIE.

Subscribed and declared at Sydney, this 29th day of October, 1894, before me,—

G. W. WALLACE,

A Commissioner for Affidavits.

## A2.

## STATUTORY DECLARATION.

I, ALEXANDER FARTHING, of Pitt-street, Sydney, in the Colony of New South Wales, do hereby solemnly and sincerely declare as follows:—I am residing with my father, who is the lessee of "Her Majesty's Hotel" in Pitt-street aforesaid. I know Mr. George Black, the present Member for Gipps Division of Sydney. About the time the Electoral Rolls were being made up last year, in October, I think, Mr. Black asked me to have him put on the roll for the King Division of Sydney, and to say that he was living there in the hotel, although as a matter of fact he was not living there at all at the time, and I believe he was then, and had been for some time, living at Bondi. Mr. Black asked me several times before the rolls were collected not to forget this, and also to tell my father. When the sergeant came with the rolls I gave him Mr. Black's name, and the sergeant asked me if Mr. Black had been living there three months. I said "Yes," when the sergeant said, "Now, you will be getting into trouble about Mr. Black." I knew Mr. Black had no right to be on the rolls in respect of "Her Majesty's Hotel," and I only did this because Mr. Black was so pressing about the matter. I know that Mr. Black was not then residing at the hotel, because he always came in every morning for letters. And I make this solemn declaration, conscientiously believing the same to be true and by virtue of the provisions of an Act made and passed in the ninth year of the reign of Her present Majesty, intituled "An Act for the more effectual abolition of Oaths and Affirmations taken and made in various Departments of the Government of New South Wales, and to substitute Declarations in lieu thereof, and for the suppression of voluntary and extra-judicial Oaths and Affidavits."

ALEX. FARTHING.

Subscribed and declared at Sydney, this 24th day of October, 1894, before me,—

WALTER CHURCH, J.P.



1894.

(SECOND SESSION.)

---

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

---

ELECTION PETITION—RAE *v.* FITZPATRICK—THE MURRUMBIDGEE.

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REPORT FROM THE COMMITTEE

OF

ELECTIONS AND QUALIFICATIONS;

TOGETHER WITH THE

PROCEEDINGS OF THE COMMITTEE,

MINUTES OF EVIDENCE,

AND

APPENDICES.

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ORDERED BY THE LEGISLATIVE ASSEMBLY TO BE PRINTED,  
15 *November*, 1894.

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SYDNEY: CHARLES POTTER, GOVERNMENT PRINTER.

1894.

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1894.  
(SECOND SESSION.)

EXTRACTS FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

ELECTION PETITION—RAE *v.* FITZPATRICK—THE MURRUMBIDGEE.

VOTES NO. 1. TUESDAY, 7 AUGUST, 1894.

11. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—Mr. Speaker, pursuant to the requirements of the Parliamentary Electorates and Elections Act of 1893, 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 “Parliamentary Electorates and Elections Act of 1893,” I do hereby  
“appoint—

“Thomas Bavister, Esquire,  
“William Patrick Criel, Esquire,  
“James Gornly, Esquire,  
“James Hayes, Esquire,  
“William McMillan, Esquire,

“Philip Henry Morton, Esquire,  
“Varney Parkes, Esquire,  
“Bernhard Ringrose Wise, Esquire,  
“Francis Augustus Wright, 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 August, in the year of our Lord one thousand eight hundred  
“and ninety-four.

“J. P. ABBOTT,  
“Speaker.”

VOTES NO. 2. TUESDAY, 28 AUGUST, 1894.

6. ELECTION PETITION (*The Murrumbidgee*):—Mr. Brunker, *by command*, laid upon the Table an Election Petition, which had been addressed to His Excellency the Governor, from Arthur Rae, alleging that at the last General Election of Members to serve in the Legislative Assembly of this Colony, Petitioner was one of the candidates duly nominated for the Electoral District of The Murrumbidgee when a poll was demanded; that the Petitioner was duly qualified to be elected; that the Returning Officer declared Thomas Fitzpatrick to be duly elected, and endorsed his name on the Writ; that the Returning Officer declared publicly that the said Thomas Fitzpatrick had polled seven hundred and eleven votes; that in consequence of many mistakes made in counting the ballot-papers, and of unqualified persons being allowed to record votes, the said Thomas Fitzpatrick did not poll that number of votes; that many of the ballot-papers were declared informal which were not informal, and that such votes should have been counted in favour of Petitioner; that many of the said ballot-papers were not initialled by the Deputy Returning Officers, and were therefore informal; that the Returning Officer and Deputy Returning Officers were not supplied with proper check rolls, and consequently there were no available means of ascertaining the validity of many of the votes polled: that the Deputy Returning Officer at the polling-booth at Juneo Reefs permitted two persons to vote who were not electors for the Electoral District of The Murrumbidgee, and whose names were not on the Electoral Roll of the said Electoral District, but were in possession of Electoral Rights for the Electoral District of Queanbeyan not transferred for the Electoral District of The Murrumbidgee, and that the said Deputy Returning Officer did not place the ballot-papers of the said persons in the ballot-box, but laid them aside and forwarded them in a separate parcel to the Returning Officer, reporting all the circumstances to him; and praying that this Petition may be dealt with according to law, and that the return of the said Thomas Fitzpatrick as a Member of the Legislative Assembly for the Electoral District of The Murrumbidgee may be declared null and void for the reasons aforesaid; that a scrutiny of all ballot-papers should be made by the Committee of Elections and Qualifications; that for the reasons aforesaid it may be declared that the said Thomas Fitzpatrick was not lawfully elected, and is not such Member; that it may be declared and determined that Petitioner was duly elected at the said election to serve and be a Member of the said Legislative Assembly for the said Electoral District, and is entitled to take his seat accordingly.  
Ordered to lie on the Table.

VOTES

## VOTES NO. 5. TUESDAY, 4 SEPTEMBER, 1894.

## 3. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

(1.) *Maturity of Warrant reported*:—Mr. Speaker reported that his Warrant, appointing the Committee of Elections and Qualifications for the present Session laid upon the Table on Tuesday, 7th August, 1894, 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 125th section of the Parliamentary Electorates and Elections Act of 1893.

(2.) *Members sworn*:—Thomas Bavister, Esquire, James Gormly, Esquire, James Hayes, Esquire, William McMillan, Esquire, Philip Henry Morton, Esquire, Varney Parkes, Esquire, Bernhard Ringrose Wise, Esquire, and Francis Augustus Wright, Esquire, came to the Table and were sworn by the Clerk as Members of the Committee.

(3.) *Appointment of First Meeting of Committee*:—Pursuant to the requirement of the 125th section of the Parliamentary Electorates and Elections Act of 1893, Mr. Speaker appointed the first meeting of the Committee of Elections and Qualifications, to take place at half-past Eleven o'clock a.m., on Thursday next, the 6th instant, in Committee Room No. 1.

## 4. ELECTION PETITIONS:—Mr. Bruncker moved, That the following Election Petitions, laid upon the Table of this House on Tuesday, 28th August, 1894, be referred to the Committee of Elections and Qualifications:—

\* \* \* \* \*

(2.) From Arthur Rae, with reference to the election and return of Thomas Fitzpatrick as member for the Electoral District of The Murrumbidgee.

\* \* \* \* \*

Question put and passed.

## VOTES NO. 6. WEDNESDAY, 5 SEPTEMBER, 1894.

## 16. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—William Patrick Crick, Esquire, came to the Table and was sworn by the Clerk as a member of the Committee of Elections and Qualifications.

## VOTES NO. 15. WEDNESDAY, 26 SEPTEMBER, 1894.

## 15. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

(1.) Mr. Speaker informed the House that he had received a letter from William McMillan, Esquire, resigning his seat as a member of the Committee of Elections and Qualifications.

(2.) Mr. Speaker then, pursuant to the requirement of the Parliamentary Electorates and Elections Act of 1893, laid upon the Table his Warrant appointing Charles Alfred Lee, Esquire, to be a member of the Committee of Elections and Qualifications for the present Session, of which the following is a copy:—

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

“PURSUANT to the power in that behalf vested in me, as Speaker of the Legislative Assembly of  
“New South Wales, by the Parliamentary Electorates and Elections Act of 1893, I do hereby  
“appoint Charles Alfred Lee, Esquire, being a Member of the said Assembly, to be a member of  
“the Committee of Elections and Qualifications in the said Act referred to, during the present  
“Session of the Assembly aforesaid, in room of William McMillan, Esquire, resigned.

“Given under my hand, at the Legislative Assembly Chamber, Macquarie-street, Sydney,  
“this twenty-sixth day of September, in the year of our Lord one thousand eight  
“hundred and ninety-four.

“J. P. ABBOTT,  
“Speaker.”

## VOTES NO. 19. THURSDAY, 4 OCTOBER, 1894.

## COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

(1.) *Maturity of Warrant reported*:—Mr. Speaker reported that his Warrant, laid upon the Table on the 26th September last, appointing Charles Alfred Lee, Esquire, to be a member of the Committee of Elections and Qualifications for the present Session, not having been disapproved by the Assembly in the course of the three next sitting days on which the Assembly met for the despatch of business, had now taken effect; and intimated that it was therefore open to Mr. Lee to be sworn at the Table by the Clerk, in accordance with the 125th section of the Parliamentary Electorates and Elections Act of 1893.

(2.) *Member sworn*:—Mr. Lee came to the Table and was sworn by the Clerk as a member of the Committee of Elections and Qualifications.

## VOTES No. 29. TUESDAY, 30 OCTOBER, 1894.

## 1. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

- (1.) Mr. Speaker informed the House that he had received a letter from Philip Henry Morton, Esquire, resigning his seat as a Member of the Committee of Elections and Qualifications.
- (2.) Mr. Speaker then, pursuant to the requirement of the Parliamentary Electorates and Elections Act of 1893, laid upon the Table his Warrant appointing Edmund William Molesworth, Esquire, to be a Member of the Committee of Elections and Qualifications for the present Session, of which the following is a copy:—

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

“ PURSUANT to the power in that behalf vested in me, as Speaker of the Legislative Assembly of  
“ New South Wales, by the Parliamentary Electorates and Elections Act of 1893, I do hereby  
“ appoint Edmund William Molesworth, Esquire, being a Member of the said Assembly, to be a  
“ Member of the Committee of Elections and Qualifications in the said Act referred to, during the  
“ present Session of the Assembly aforesaid, in room of Philip Henry Morton, Esquire, resigned.

“ Given under my Hand, at the Legislative Assembly Chamber, Macquarie-street, Sydney,  
“ this thirtieth day of October, in the year of our Lord one thousand eight hundred and  
“ ninety-four.

“ J. P. ABBOTT,  
“ Speaker.”

## VOTES No. 31. THURSDAY, 1 NOVEMBER, 1894.

10. COMMITTEE OF ELECTIONS AND QUALIFICATIONS—*Disapproval of Warrant*:—Mr. McGowen moved, That this House disapproves of Mr. Speaker's Warrant, laid on the Table on Tuesday, 30th October, 1894, appointing Edmund William Molesworth, Esquire, to be a Member of the Committee of Elections and Qualifications.

Debate ensued.

Question put.

The House divided.

## Ayes, 31.

Mr. Watkins,	Mr. Wood,
Mr. Sleath,	Mr. Hawthorne,
Mr. O'Reilly,	Mr. Stevenson,
Mr. Schey,	Mr. Fowler,
Mr. Fegan,	Mr. Harris,
Mr. Miller,	Mr. Lees,
Mr. Watson,	Mr. Griffith,
Mr. Smailes,	Mr. Millen,
Mr. Law,	Mr. Ashton,
Mr. Loughnaue,	Mr. Thomas Brown,
Mr. Macdonald,	Mr. Chanter,
Mr. Davis,	Mr. Barnes.
Mr. Carroll,	<i>Tellers,</i>
Dr. Hollis,	
Mr. Edden,	Mr. McGowen,
Mr. O'Sullivan,	Mr. Thomas.
Mr. Nicholson,	

## Noes, 29.

Mr. James Morgan,	Mr. Affleck,
Sir George Dibbs,	Mr. Mahony,
Mr. Piddington,	Mr. Stephen,
Mr. Young,	Mr. Cook,
Mr. Carruthers,	Mr. Henry Chapman,
Mr. Knox,	Mr. Ewing,
Mr. Frank Farnell,	Mr. Dick,
Mr. Brunker,	Mr. William Morgan,
Dr. Ross,	Mr. McLean,
Mr. Clarke,	Mr. Garrard.
Mr. Pyers,	<i>Tellers,</i>
Mr. Sydney Smith,	
Mr. Gould,	Mr. Perry,
Mr. Hogue,	Mr. Willis.
Mr. Reid,	
Mr. Joseph Abbott,	
Mr. Anderson,	

And so it was resolved in the affirmative.

## VOTES No. 32. TUESDAY, 6 NOVEMBER, 1894.

5. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—Mr. Speaker, pursuant to the requirement of the Parliamentary Electorates and Elections Act of 1893, laid upon the Table his Warrant appointing Samuel Edward Lees, Esquire, to be a member of the Committee of Elections and Qualifications for the present Session, of which the following is a copy:—

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

“ PURSUANT to the power in that behalf vested in me, as Speaker of the Legislative Assembly of  
“ New South Wales, by the Parliamentary Electorates and Elections Act of 1893, I do hereby  
“ appoint Samuel Edward Lees, Esquire, being a Member of the said Assembly, to be a member  
“ of the Committee of Elections and Qualifications in the said Act referred to, during the present  
“ Session of the Assembly aforesaid, in room of Philip Henry Morton, Esquire, resigned.

“ Given under my Hand, at the Legislative Assembly Chamber, Macquarie-street, Sydney,  
“ this sixth day of November, in the year of our Lord one thousand eight hundred and  
“ ninety-four.

“ J. P. ABBOTT,  
“ Speaker.”

## VOTES No. 36. WEDNESDAY, 14 NOVEMBER, 1894.

## 2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

(1.) *Maturity of Warrant reported*:—Mr. Speaker reported that his Warrant, laid upon the Table on the 6th November instant, appointing Samuel Edward Lees, Esquire, to be a member of the Committee of Elections and Qualifications for the present Session, not having been disapproved by the Assembly in the course of the three next sitting days on which the Assembly met for the despatch of business, had now taken effect; and intimated that it was therefore open to Mr. Lees to be sworn at the Table by the Clerk, in accordance with the 125th section of the Parliamentary Electorates and Elections Act of 1893.

(2.) *Member sworn*:—Mr. Lees came to the Table and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.

## VOTES No. 37. THURSDAY, 15 NOVEMBER, 1894.

## 2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

(1.) *Election Petition—Rae v. Fitzpatrick—The Murrumbidgee*:—Mr. Hayes, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Committee of Elections and Qualifications, to whom was referred, on 4th September, 1894, the Petition of Arthur Rae, in reference to the election and return of Thomas Fitzpatrick as member for the Electoral District of The Murrumbidgee.

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

“The Committee of Elections and Qualifications, duly appointed on 7th August, 1894, to whom was referred on 4th September, 1894, a Petition from Arthur Rae, against the return of Thomas Fitzpatrick, as Member for the Electoral District of The Murrumbidgee, have determined, and do hereby declare:—

“That Thomas Fitzpatrick, Esquire, the sitting Member, has been duly elected as member for the Electoral District of The Murrumbidgee.

“That the Petition of Arthur Rae, Esquire, is not frivolous nor vexatious.

“That the sum of £10 be awarded to Thomas Fitzpatrick, Esquire, the sitting Member, towards his costs and expenses, such amount to be paid by the Petitioner.

“No. 3 Committee Room, Legislative Assembly,  
“14th November, 1894.”

“J. HAYES,  
“Chairman.”

Ordered, on motion of Mr. Hayes, that the Report, together with the Proceedings of the Committee, Minutes of Evidence, and Appendices, be printed.

\* \* \* \* \*

1894.  
(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

---

ELECTION PETITION—RAE *v.* FITZPATRICK—THE MURRUMBIDGEE.

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REPORT FROM THE COMMITTEE  
OF  
ELECTIONS AND QUALIFICATIONS.

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THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS, duly appointed on 7th August, 1894, to whom was referred on 4th September, 1894, a Petition from Arthur Rae against the return of Thomas Fitzpatrick, as Member for the Electoral District of The Murrumbidgee, have determined and do hereby declare :—

That Thomas Fitzpatrick, Esquire, the sitting Member, has been duly elected as Member for the Electoral District of The Murrumbidgee.

That the Petition of Arthur Rae, Esquire, is not frivolous nor vexatious.

That the sum of £10 be awarded to Thomas Fitzpatrick, Esquire, the sitting Member, towards his costs and expenses, such amount to be paid by the Petitioner.

J. HAYES,  
Chairman.

*No. 3 Committee Room, Legislative Assembly,  
14th November, 1894.*

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1894.

(SECOND SESSION.)

---

**MINUTES OF THE PROCEEDINGS OF THE COMMITTEE OF ELECTIONS  
AND QUALIFICATIONS.**

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*In the matter of the Election Petition, which has been addressed to His Excellency the Governor, from Arthur Rae, alleging that at the last General Election of Members to serve in the Legislative Assembly of this Colony, Petitioner was one of the candidates duly nominated for the Electoral District of The Murrumbidgee when a poll was demanded; that the Petitioner was duly qualified to be elected; that the Returning Officer declared Thomas Fitzpatrick to be duly elected, and endorsed his name on the Writ; that the Returning Officer declared publicly that the said Thomas Fitzpatrick had polled seven hundred and eleven votes; that in consequence of many mistakes made in counting the ballot-papers, and of unqualified persons being allowed to record votes, the said Thomas Fitzpatrick did not poll that number of votes; that many of the ballot-papers were declared informal which were not informal, and that such votes should have been counted in favour of Petitioner; that many of the said ballot-papers were not initialled by the Deputy Returning Officers, and were therefore informal; that the Returning Officer and Deputy Returning Officers were not supplied with proper check rolls, and consequently there were no available means of ascertaining the validity of many of the votes polled; that the Deputy Returning Officer at the polling-booth at Junees Reefs permitted two persons to vote who were not electors for the Electoral District of The Murrumbidgee, and whose names were not on the Electoral Roll of the said Electoral District, but were in possession of Electoral Rights for the Electoral District of Queanbeyan not transferred for the Electoral District of The Murrumbidgee, and that the said Deputy Returning Officer did not place the ballot-papers of the said persons in the ballot-box, but laid them aside and forwarded them in a separate parcel to the Returning Officer, reporting all the circumstances to him; and praying that this Petition may be dealt with according to law, and that the return of the said Thomas Fitzpatrick as a Member of the Legislative Assembly for the Electoral District of The Murrumbidgee may be declared null and void for the reasons aforesaid; that a scrutiny of all ballot-papers should be made by the Committee of Elections and Qualifications; that for the reasons aforesaid it may be declared that the said Thomas Fitzpatrick was not lawfully elected, and is not such Member; that it may be declared and determined that Petitioner was duly elected at the said election to serve and be a Member of the said Legislative Assembly for the said Electoral District, and is entitled to take his seat accordingly.*

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TUESDAY, 9 OCTOBER, 1894.

MEMBERS PRESENT:—

Mr. Haycs in the Chair.

Mr. Gormly,  
Mr. Wright,

Mr. Lee,  
Mr. Bavister.

In attendance,—

The Second Clerk Assistant.

1. The Clerk, by direction of the Chairman, read the Minutes of the previous meeting, which were confirmed.
2. The Clerk, by direction of the Chairman, read the extracts from Votes and Proceedings referring to the resignation of Mr. McMillan and the appointment of Mr. Lee as a member of the Committee [*Vide Extracts, page 4*], also the extract from Votes and Proceedings, by which the Petition of Arthur Rae was referred to the Committee. [*Vide Extract, page 4*.]
3. The Clerk then by direction of the Chairman, read the Petition of Arthur Rae, to which the Bank deposit receipt was attached, as follows:—

To His Excellency The Right Honorable Sir ROBERT WILLIAM DUFF, Member of Her Majesty's Most Honorable Privy Council, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief of the Colony of New South Wales and its Dependencies.

The humble Petition of Arthur Rae, of Premier-street, Marrickville, near Sydney, in the Colony of New South Wales, gentleman,

Showeth—

1. That at the last General Election of Members to serve in the Legislative Assembly in the said Colony, Thomas Fitzpatrick, Thomas Charles Humphrys, and your Petitioner were severally candidates to be elected as Members of the said Assembly for the Electoral District of The Murrumbidgee.

2. That at the Nomination for the said Election each of them, the said Thomas Fitzpatrick, Thomas Charles Humphrys, and your Petitioner, were duly nominated and proposed as such Members, and the Returning Officer then stated that a Poll would be taken on Tuesday, the seventeenth day of July of the present year of our Lord one thousand eight hundred and ninety-four, which was afterwards taken.

3. That before and at the time of the said Nomination, and from thence, your Petitioner was and is a person duly qualified by law to be elected a Member of the said Legislative Assembly.

4.



4. That the Returning Officer on the day of the declaration of the Poll for the said Electoral District declared the number of votes polled for the respective candidates to be as follows:—

For the said Thomas Fitzpatrick.....	Seven hundred and eleven votes.
For the said Thomas Charles Humphrys .....	Two votes.
For your Petitioner .....	Seven hundred and four votes.

And thereupon declared the said Thomas Fitzpatrick to be duly elected as a Member of the said Legislative Assembly for the said Electoral District: and the said Returning Officer afterwards endorsed on the Writ for the said Election, the name of the said Thomas Fitzpatrick as the person so elected, and returned the said Writ.

5. That the Returning Officer for the said Electoral District of The Murrumbidgee declared publicly that the candidate Thomas Fitzpatrick had polled seven hundred and eleven votes, and your Petitioner has heard and verily believes that in consequence of many mistakes made in counting the ballot-papers, and in consequence of unqualified persons being allowed to record votes, the said Thomas Fitzpatrick did not poll that number of votes.

6. That your Petitioner has heard and verily believes that many of the ballot-papers were declared informal which were not informal, and that such votes should have been counted in favour of your Petitioner, thereby giving, as your Petitioner verily believes, a majority of votes in favour of your Petitioner.

7. That your Petitioner has also heard and verily believes that many of the said ballot-papers were not initialled by the Deputy Returning Officers according to the provisions of the Parliamentary Electorates and Elections Act, and were therefore informal.

8. That your Petitioner has also heard and verily believes that the said Returning Officer and Deputy Returning Officers were not supplied with proper check rolls in accordance with the provisions of the Parliamentary Electorates and Elections Act, and that consequently there were no available means of ascertaining the validity of many of the votes polled.

9. That your Petitioner has heard and verily believes that the Deputy Returning Officer at the Polling Booth at Junee Reefs, in the said Electorate, permitted two persons to vote who were not electors for the Electoral District of The Murrumbidgee, and whose names were not on the Electoral Roll of the said Electoral District, but were in possession of Electoral Rights for the Electoral District of Queanbeyan not transferred for the Electoral District of the Murrumbidgee, and that the said Deputy Returning Officer did not place the ballot-papers of the said persons in the ballot-box, but laid them aside and forwarded them in a separate parcel to the Returning Officer, reporting all the circumstances to him.

10. Your Petitioner, pursuant to the Parliamentary Electorates and Elections Act of 1893, has caused the sum of fifty pounds to be paid into the Bank of New Zealand, Town Hall Branch, Sydney, to the credit of the Speaker of the Legislative Assembly, in relation to this Petition, and the Bank deposit receipt for such payment is hereto annexed.

Your Petitioner therefore humbly prays that this Petition may be dealt with according to law, and that the return of the said Thomas Fitzpatrick as a Member of the said Legislative Assembly for the said Electoral District of The Murrumbidgee may be declared null and void for the reasons aforesaid; that a scrutiny of all ballot-papers should be made by the Committee of Elections and Qualifications; that for the reasons aforesaid may be declared that the said Thomas Fitzpatrick was not lawfully elected, and is not such Member of the Legislative Assembly for the said Electoral District of The Murrumbidgee. That it may be declared and determined that your Petitioner is duly elected at the said Election to serve and be a Member of the said Legislative Assembly for the said Electoral District, and is entitled to take his seat accordingly in the Legislative Assembly.

And your Petitioner will ever pray, &c.

ARTHUR RAE.

Dated at Sydney, the thirteenth day of August, A.D. 1894.

BANK OF NEW ZEALAND.

Sydney, 11 August, 1894.

PAY the Honorable the Speaker fifty pounds sterling (£50).

For the Bank of New Zealand, Town Hall Branch,

ROBERT M. Mc. ANDERSON,  
Manager.

A. H. BATH,  
Accountant.

4. The Clerk submitted letter from the Honorable the Speaker, enclosing certified copy of a letter which had been received from Thomas Fitzpatrick, the Sitting Member for The Murrumbidgee, giving notice of his intention to defend his return, against which a Petition is now under consideration.

“The Speaker’s Room, Legislative Assembly, Sydney, 5 September, 1894.

“To the Committee of Elections and Qualifications.

“Gentlemen,

“I have the honor to transmit to you herewith a copy of a letter which has been received by me from Thomas Fitzpatrick, Esquire, the Sitting Member for The Murrumbidgee, giving notice of his intention to defend his return, against which a Petition is now under your consideration.

“I have, &c.,

“J. P. ABBOTT,  
“Speaker.”

Sir,

Sydney, 5 September, 1894.

In accordance with the 133rd section of the Parliamentary Electorates and Elections Act of 1893, I have the honor to inform you that it is my intention to defend my Seat as Member for the Electoral District of The Murrumbidgee, before the Committee of Elections and Qualifications, to whom was referred a Petition from Arthur Rae, touching the validity of my election and return as Member for the said Electoral District.

I have, &c.,

THOMAS FITZPATRICK.

The Honorable the Speaker, Legislative Assembly.

A true copy.—J. P. ABBOTT, Speaker.

5. The Chairman read a letter from Arthur Rae, Esquire, together with the reply thereto as follows:—

To the Honorable the Chairman, Elections and Qualifications Committee.

Dear Sir,

Marshall-street, Cobar, 24 August, 1894.

In connection with my Petition against the return of Mr. Thomas Fitzpatrick for the Electoral District of The Murrumbidgee, I desire to inform your Committee that I will be unable to be present at the inquiry into the same, owing to the fact that I am unable to get away from my present occupation, and not having the means to engage legal assistance, I must leave the matter entirely in the hands of your Committee.

In regard to the subject matter of my Petition, I desire to point out that while there is a very general opinion current that any ballot-paper bearing the initials or signature of the voter is thereby rendered informal, that I can find nothing in the Parliamentary Electorates and Elections Act of 1893, nor in the Acts amending the same, or the Regulations under the Act, making any such provision.

I may be wrong, and the provisions of some other Act may apply, but if not, then I respectfully submit to your Committee that the spirit of the Act providing for secret balloting is solely in the direction of protecting the voter from all fear of possible consequences were such secrecy violated by others against the wishes of the voter; but where the voter voluntarily reveals his own identity by signing his name or initials, it appears to me that unless expressly forbidden, such action should not be held to invalidate a voting-paper.

Trusting that you will submit this letter to your Committee, and have due consideration given to the question I have raised.

I have, &c.,

ARTHUR RAE,  
Petitioner in the case of Rae v. Fitzpatrick.

Sir, No. 1 Committee Room, Legislative Assembly, Sydney, 4 October, 1894.  
 In reference to your letter of the 24th August, 1894, I am directed by the Chairman of the Elections and Qualifications Committee to inform you that the Committee have decided "that where a petition asks for a recount of votes it shall not be granted without *prima facie* evidence is given in support of the application," and also that evidence must be forthcoming in support of the other allegations in a petition.

I am further to inform you that it will not be necessary for you to attend in person or by counsel, but that you may authorise some person to do so on your behalf.

I have, &c.,

R. W. ROBERTSON,  
 Second Clerk Assistant.

Arthur Rae, Esq., &c., &c.

6. Parties called in.

*Present* :—James Ashton, Esq., M.P. (*on behalf of Petitioner*).  
 Thomas Fitzpatrick, Esquire (*the sitting Member*).

7. Frederick William Webb, Esquire, C.M.G., Clerk of the Legislative Assembly, called in, sworn, and examined.

Witness produced Writ of Election, certifying to the return of Thomas Fitzpatrick as Member for The Murrumbidgee; also, parcels containing the ballot-papers, &c., received from the Returning Officer for The Murrumbidgee.

Witness withdrew.

8. Mr. Ashton applied for a postponement of the case.

9. Room cleared, Committee deliberated, and decided to postpone the further hearing of the case till Tuesday, 23rd October.

10. Committee adjourned till To-morrow, at Eleven o'clock.

R. W. ROBERTSON,  
 Second Clerk Assistant.

TUESDAY, 23 OCTOBER, 1894.

MEMBERS PRESENT :—

Mr. Hayes in the Chair.

Mr. Morton,  
 Mr. Lee,  
 Mr. Parkes,

Mr. Gormly,  
 Mr. Wright,  
 Mr. Bavister.

In attendance,—

The Second Clerk Assistant.

1. By direction of the Chairman, the Clerk read the minutes of the previous meeting, which were confirmed.

2. Parties called in.

*Present* :—Arthur Rae, Esquire (*the Petitioner*).  
 Thomas Fitzpatrick, Esquire (*the sitting Member*).  
 John M'Laughlin, Esquire (*Solicitor for sitting Member*).

3. Mr. M'Laughlin took exception to the Petition, on the ground that no fact had been definitely alleged. Objection overruled.

4. Room cleared.

5. Committee deliberated, and adjourned the further hearing of this case till Thursday, 1st November, at Eleven o'clock.

6. Committee adjourned till half-past Four o'clock This day.

R. W. ROBERTSON,  
 Second Clerk Assistant.

THURSDAY, 1 NOVEMBER, 1894.

MEMBERS PRESENT :—

Mr. Hayes,

Mr. Lee.

Mr. Gormly,

There not being five members present within one hour of the time fixed for the meeting of the Committee, the members present adjourned till Four o'clock This day.

WILLIAM S. MOWLE,  
 For Second Clerk Assistant.

WEDNESDAY, 7 NOVEMBER, 1894.

MEMBERS PRESENT :—

Mr. Hayes in the Chair.

Mr. Bavister,  
 Mr. Crick,

Mr. Wright,  
 Mr. Lee,

Mr. Wise.

In attendance,—

The Acting Second Clerk Assistant.

1. By direction of the Chairman the Clerk read the minutes of the previous meeting, which were confirmed.

2. Parties called in.

*Present* :—Arthur Rae, Esq. (*the Petitioner*).  
 Thomas Fitzpatrick, Esq. (*the sitting Member*).  
 A. J. Williams, Esq. (*Solicitor for the sitting Member*).

3. Mr. Rae handed in statutory declaration and affidavits, which were read by the Clerk by direction of the Chairman (*Vide Appendix, A1 to A4*).

4. Arthur Rae sworn and examined.

5. Room cleared.

6. Committee deliberated and adjourned the further hearing of the case till Wednesday next at eleven o'clock.

7. Committee adjourned till to-morrow at Four o'clock.

WILLIAM S. MOWLE,  
 For Second Clerk Assistant.

WEDNESDAY,

WEDNESDAY, 14 NOVEMBER, 1894.

MEMBERS PRESENT :—

Mr. Hayes in the Chair.  
 Mr. Bavister, | Mr. Parkes,  
 Mr. Crick, | Mr. Lee.

In attendance,—

The Acting Second Clerk Assistant.

1. By direction of the Chairman the Clerk read the minutes of the previous meeting, which were confirmed.
2. Parties called in.

*Present* :—Arthur Rae, Esquire (*the Petitioner*).

Thomas Fitzpatrick, Esquire (*the Sitting Member*).

John McLaughlin, Esquire (*Solicitor for the Sitting Member*).

3. George Lewis, Chief Electoral Officer, called in, sworn, and examined.  
 Witness withdrew.
4. Mr. Rae addressed the Committee.
5. Room cleared ; Committee deliberated.
6. Parties called in.
7. Mr. McLaughlin addressed the Committee, and handed in affidavits, which were read by the Clerk.  
 [*Vide Appendices B1 to B3.*]
8. Mr. Rae having replied, room cleared, Committee deliberated.
9. Mr. Bavister moved,—“That a recount of the ballot-papers be allowed.”  
 Question put.  
 Committee divided.

Ayes, 4.

Mr. Hayes.

Mr. Parkes.

Mr. Bavister.

Mr. Lee.

No, 1.

Mr. Crick.

And so it was resolved in the affirmative.

10. Committee adjourned till Four o'clock this day.

WILLIAM S. MOWLE,

*For Second Clerk Assistant.*

WEDNESDAY, 14 NOVEMBER, 1894, P.M.

MEMBERS PRESENT :—

Mr. Hayes in the Chair.

Mr. Crick, | Mr. Lee,  
 Mr. Parkes, | Mr. Bavister,  
 Mr. Wright, | Mr. Wise,  
 Mr. Lees.

In attendance,—

The Second Clerk Assistant.

1. By direction of the Chairman the Clerk read the minutes of the previous meeting, which were confirmed.
2. Clerk read extracts from Votes and Proceedings appointing Samuel Edward Lees, Esquire, a member of the Committee, in room of Philip Henry Morton, Esquire, resigned. [*Vide Extracts, p. 4.*]
3. Committee proceeded to the scrutiny of the ballot-papers.

And the scrutiny being concluded the Chairman read the result as follows :—

For Mr. Thomas Fitzpatrick	...	...	...	710 votes.
For Mr. Arthur Rae	...	...	...	701 votes.
For Mr. Thomas Charles Humphrys	...	...	...	5 votes.

4. Mr. Crick moved,—“That Thomas Fitzpatrick, Esquire, the sitting Member, has been duly elected as Member for the Electoral District of The Murrumbidgee.”  
 Question put and passed.
5. Mr. Crick moved,—“That the petition of Arthur Rae, Esquire, is not frivolous nor vexatious.”  
 Question put and passed.
6. Mr. Crick moved,—“That the sum of £10 be awarded to Thomas Fitzpatrick, Esquire, the sitting Member, towards his costs and expenses, such amount to be paid by the Petitioner.”  
 Question put and passed.
7. Resolved,—That the conclusions at which the Committee have arrived be embodied in a report and presented to the House, and that the Chairman move that the Committee have leave to adjourn *sine die*.

R. W. ROBERTSON,

*Second Clerk Assistant.*

LIST OF WITNESSES.

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Webb, Frederick William, C.M.G. ....	13





**Mr. A. Rae.** This took place at noon on the day following the election. That afternoon several hours later it was discovered that Mr. Fitzpatrick had a majority of votes according to the official count. Mr. M'Callum has since made no more fuss about the matter.

7 Nov., 1894.

4. Can you suggest any way by which a recount of the votes would enable the Committee to detect any irregularities? I might point out that the Governor-in-Council, or whoever is responsible for a proclamation which has appeared in the *Gazette*, has cut the ground from underneath my feet. I drew attention to the absence of check rolls in my petition before the *Government Gazette* proclamation was published validating the election, notwithstanding the absence of check rolls. I afterwards saw in the newspaper press copies of the *Gazette* notice to the effect that, notwithstanding the absence of check rolls, Mr. Fitzpatrick was duly elected.

5. *Chairman.*] When did you lodge your petition? On the 16th August. With regard to the way in which a recount would bear upon any irregularities, let me point out that I have set forth in my petition that, owing to the absence of check rolls, there was no available means of ascertaining the validity of many of the votes polled. What I object to is the validating of the election in the absence of the check rolls. I may inform the Committee that having seen through the newspapers that the *Gazette* notice had been published, and being at the time out in the west, and ignorant of the procedure of the Committee, I thought that the whole case had been settled. It was stated that the return of Mr. Fitzpatrick had been declared valid, and I thought the case had been heard in my absence. Consequently, I never tried to hunt up evidence or to proceed any further with the case.

WEDNESDAY, 13 NOVEMBER, 1894.

Present:—  

Mr. Crick,		Mr. Bavister,
Mr. Parkes,		Mr. Lee.
Mr. Hayes in the Chair.		

Petitioner appeared in person.

J. M'Laughlin, Esq., Solicitor, appeared on behalf of the respondent.

Mr. George Lewis called in, sworn, and examined:—

**Mr. G. Lewis.** 6. *Chairman.*] You are the Chief Electoral Officer? Yes.

7. In section 50, sub-section 2, of the Parliamentary Elections and Electorates Act, it is provided that the Returning Officer shall be provided with check rolls? Yes.

13 Nov., 1894.

8. In the case of the last Murrumbidgee election, was the Returning Officer provided with the necessary number of check rolls? I will read a telegram which I forwarded to the Electoral Registrar with reference to the preparation of check rolls, dated 7th July, 1894. It is as follows:—"Check rolls forwarded. Contents confidential. You will carefully note therein, names of persons deceased, the names of those who have transferred their rights to other electorates, those to whom new certificates have been issued under section 39, and also those disqualified under section 46. Names corrected shown on published lists should also be noted on these rolls and Returning Officers supplied."

9. Do you, of your own knowledge, know that the Registrar did not forward the necessary check rolls to the Returning Officer for The Murrumbidgee electorate? I am not aware that he did not forward them.

10. Is it essential to the conduct of an election that the Returning Officer should be provided with check rolls? Yes.

11. Did you bring this question under the notice of the Government? Yes; it was submitted to the Chief Secretary.

12. By you? As well as I can remember, I think it was by myself.

13. Under what section of the Act was the election validated? Section 110.

14. *Mr. Crick.*] Is every Returning Officer provided with check rolls? He should be.

15. Do you know of any election where that has been done? I am not aware of any case where it has been omitted.

16. The only difference, comparing the check rolls for The Murrumbidgee electorate with the original rolls, would be that the check rolls would show the number of the elector's right? Yes.

17. Could a name appear on the check roll which was not on the other roll? No; not in this particular instance.

18. *Mr. Rae.*] In the event of two persons claiming to have the same name demanding the right to vote, and only one person of that name appearing on the Electoral Roll, then if there were only an ordinary roll would it not be impossible to ascertain which of the two persons had a right to vote? The means of identification lies with the right to a certain extent. The elector's right identifies the elector to a certain extent.

19. Take the case of two electors, each possessing a right, each having the same name and claiming to vote, but only one name appearing on the roll? No two persons could claim the same right for the one vote.

20. But suppose there were two electoral rights? I suppose the holder of a right could be identified by his residence and occupation.

21. *Mr. Bavister.*] Is it not possible that a name may be on the original roll, and a right not having been issued or applied for, the same name with its corresponding number of right would not appear on the check roll; that is to say, your second roll is made out from the original;—is there any difference between them, or are the names simply transferred with the number of the electoral right added? In this case there has simply been a transfer of the names with the number of the right—nothing more.

22. *Mr. M'Laughlin.*] Do you think it is possible for two rights to be issued in the same name without the name being put down twice on the roll? It is not possible to issue two rights to one person without a fraud, of course.

23. *Mr. Bavister.*] Is it not possible for an elector who has had a right issued to him to appear before the Registrar of his district and certify that he has lost his right, honestly believing at the time that he has lost it, and to get a fresh right issued to him, the original one, perhaps, being subsequently found? Yes; but he could not properly vote twice.

APPENDIX.

## ELECTION PETITION—RAE v. FITZPATRICK—THE MURRUMBIDGEE.

## APPENDIX.

[*Handed in by Mr. Rae, 7th November, 1894.*]

## A1.

## STATUTORY DECLARATION.

IN the matter of the Petition of Arthur Rae against the return of Thomas Fitzpatrick, as Member for the Electorate of The Murrumbidgee.

I, CHARLES LEDWIDGE, of Methul, in the Colony of New South Wales, Public School Teacher, do solemnly and sincerely declare :—

1. I am an elector of The Murrumbidgee, and reside at Methul.
2. I was present at the polling-booth at Methul on Tuesday, the seventeenth day of July last past, when a poll was taken for the election of a Member of the Legislative Assembly to represent The Murrumbidgee, for which election Thomas Fitzpatrick, Thomas Charles Humphrys, and Arthur Rae were candidates.
3. At the said polling-booth one David Mitchell, of Coolamon, grain dealer, was Presiding Officer, and one Hayes, of the same place, solicitor, was Poll Clerk.
4. There was no scrutineer acting for Arthur Rae at the said polling-booth.
5. The said David Mitchell was, at the time of the said election, a political opponent of the said Arthur Rae, and was one of a conference that met at Coolamon prior to the said election to decide as to the merits of the said Thomas Fitzpatrick and Thomas Charles Humphrys as a candidate to oppose the said Arthur Rae for the said election, and this conference decided to support Thomas Fitzpatrick.
6. I was present at the said polling-booth between the hours of eight o'clock in the morning and five o'clock in the afternoon on Tuesday, the seventeenth day of July last past.
7. I saw the said David Mitchell come out of the said polling-booth and engage in conversation for a considerable time with a number of the electors while the polling was in progress.
8. There were five or six informal votes recorded at the said polling-booth, but it is impossible to obtain any definite information as to what actually took place within the said polling-booth ; however, I have reason to believe that certain votes were there counted as informal which were not informal, and certain other votes counted as formal which should have been counted as informal, and that the said Arthur Rae was entitled to more votes than were actually recorded for him.

And I make this solemn declaration, conscientiously believing the same to be true, and by virtue of the provisions of an Act made and passed in the ninth year of the reign of Her present Majesty, intituled "An Act for the more effectual abolition of oaths and affirmations taken and made in the various departments of the Government of New South Wales, and to substitute declarations in lieu thereof, and for the suppression of voluntary and extra-judicial oaths and affidavits."

Subscribed and declared at Junee, this 3rd day  
of November, 1894, before me,—

CHARLES LEDWIDGE.

M. R. MOONEY, J.P.

## A2.

IN the matter of the Petition of Arthur Rae against the return of Thomas Fitzpatrick for the Electorate of The Murrumbidgee.

ON this 27th day of October, 1894, Harry Maughan Houlding, accountant, of Narrandera, in the Colony of New South Wales, maketh oath, and saith as follows :—

1. I was the duly appointed scrutineer for the above-named Arthur Rae, and acted as such at the polling booth at Narrandera, on Tuesday, the 17th day of July last past, when a poll was taken for the election of a Member of the Legislative Assembly for the Electorate of The Murrumbidgee.

2. At the Narrandera polling booth, the Returning Officer was not in possession of any check roll, and consequently some irregularity took place, one instance being : A voter possessing his elector's right voted, his name being ticked by the poll clerk ; subsequently another voter was allowed to vote, although his name and number corresponded with the one already ticked. The poll clerk wrote the name of this second voter in blue pencil at the bottom of the page on which his name was printed and already ticked.

3. No check rolls were supplied to any of the Deputy Returning Officers, and I verily believe irregularities occurred at the Rock, Junee Reefs, and elsewhere.

Sworn by the deponent, on the day above-mentioned,  
at Narrandera, before me,—

H. M. HOULDING.

HARRY WREN,  
A Commissioner for Affidavits.

## A3.

IN the matter of the Petition of Arthur Rae against the return of Thomas Fitzpatrick, for the Electorate of The Murrumbidgee.

ON this 25th day of October, 1894, Albert Beetham, of Junee, in the Colony of New South Wales, Council Clerk to the Borough of Junee, being duly sworn, maketh oath, and saith as follows :—

1. I was the Presiding Officer at the polling-booth at Junee Reefs, on Tuesday, the 17th day of July last past, when a poll was taken for the election of a Member of the Legislative Assembly for the Electorate of The Murrumbidgee.

2. The said Arthur Rae, Thomas Fitzpatrick, and Thomas Charles Humphrys, were candidates for election.

3. On the said 17th day of July last, at the Junee Reefs polling-booth, two men, whose names were not on the Electoral Roll for The Murrumbidgee, but who were in possession of Queanbeyan electors rights, presented themselves, and demanded ballot papers.

4. Being under the impression, after a consultation with both scrutineers, that they were entitled to vote, I acceded to their request, and their votes were duly recorded. Although having some doubts as to the correctness of my decision I kept the two ballot-papers separate and reported the occurrence to the Chief Returning Officer at Narrandera.

5. A scrutiny of the ballot-papers will show how these two men voted, and my report will show whether or no my opinion was correct.

Sworn by the deponent, on the day first above-mentioned,  
at Junee, before me,—

ALBERT BEETHAM.

M. R. MOONEY, J.P.

## A4.

## A4.

In the matter of the Petition of Arthur Rae against the return of Thomas Fitzpatrick, for the electorate of The Murrumbidgee.

On this 25th day of October, 1891, James Edward Hoad of Junee, in the Colony of New South Wales, saddler, being duly sworn, maketh oath, and saith as follows:—

1. I was the duly appointed scrutineer for the abovenamed Arthur Rae, and acted as such at the polling-booth at Junee on Tuesday the 17th day of July last, when a poll was taken for the election of a Member of the Legislative Assembly for the electorate of The Murrumbidgee.

2. In counting the ballot-papers after the closing of the poll I believe that a mistake was made in the reckoning of the numbers recorded for the respective candidates, Arthur Rae and Thomas Fitzpatrick.

3. The count made by me did not agree with the count made by George Dobbhys, the scrutineer of Thomas Fitzpatrick, and the Presiding Officer, James Arthur Day Sellin, as my count showed one vote recorded for the said Arthur Rae in excess of the number counted for him by the said George Dobbhys and James Arthur Day Sellin, whose count was taken as the official return.

4. I believe that my count of the votes was correct, and that a recount of the ballot-papers would prove the truth of my statement.

Sworn by the deponent, on the day first above-mentioned, }  
at Junee, before me, —

JAMES EDWARD HOAD.

T. C. MURPHY, J.P.

[*Handed in by Mr. McLaughlin, 14 November, 1891.*]

## B1.

On this tenth day of November, in the year one thousand eight hundred and ninety-four, George Dobbhys, of Junee, in the Colony of New South Wales, auctioneer, maketh oath and saith as follows:—I was the duly appointed scrutineer for Thomas Fitzpatrick, and acted as such at the polling-booth at Junee, on Tuesday, the seventeenth day of July last, when a poll was taken for the election of a Member of the Legislative Assembly for the Electorate of "The Murrumbidgee." In counting the ballot-papers after the closing of the poll, the numbers noted by the scrutineers and Presiding Officer did not agree on the first count, but on the ballot papers being recounted, the numbers noted by each of the scrutineers and the Presiding Officer exactly corresponded, and this was the number agreed to by the Presiding Officer and scrutineers and returned by the Presiding Officer, and which number I have every reason to believe was correct.

Sworn by the deponent, on the day first above- }  
mentioned, at Junee, before me, —

G. DOBBHYS.

ALFRED ELLIOTT, J.P.,  
A Commissioner for Affidavits.

## B2.

Coolamon, 9 November, 1894.

I, DAVID MITCHELL, grain merchant, Coolamon, acted as Presiding Officer at "Methul," on the 17th July last, when the poll was taken for election of a Member of the Legislative Assembly to represent The Murrumbidgee, at which election Thomas Fitzpatrick, Thomas C. Humphrys, and Arthur Rae were candidates. In answer to charges:—Previous to the election I was chosen by the Coolamon Farmers' Union as a delegate to attend a Conference to decide as to the merits of the two candidates, T. Fitzpatrick and T. C. Humphrys. I was in favour of T. C. Humphrys, but the majority decided in favour of Mr. Fitzpatrick. It was then generally believed that I would support Mr. Rae. I was present at the polling-booth at Methul between the hours of 8 a.m. and 5 p.m., and was not absent from the booth when any vote was recorded or voter inside the booth. As there were hours during the day that no vote was recorded, I did leave my seat for a short time, but was never over a few feet from the door, and was always in a position to see what was taking place within the booth, and at such time the Poll Clerk was in his seat at the table. As to the informal votes, so far as their accuracy or inaccuracy is concerned, I acted according to printed instructions supplied by the Government to guide presiding officers, and I have no hesitation in saying the election was carried out in a thoroughly impartial manner at Methul. Mr. Ledwidge was the first to vote, shortly after 8 a.m., and he informed me he had the necessary authority to appoint a scrutineer for Mr. Rae, but knowing me as he did he (Ledwidge) did not consider it necessary to do so. Further, I can produce a witness to whom Ledwidge stated that he was thoroughly satisfied with the manner in which the election at Methul was conducted.

Sworn before me, at Coolamon, this }  
9th November, 1894,—

DAVID MITCHELL

A. W. STINSON, J.P.

## B3.

Coolamon, 9 November, 1894.

I, JOHN MACDONALD, wheat-buyer, Coolamon, swear that I had a conversation with Mr. Charles Ledwidge, school-teacher, Methul, at the "Junction Hotel," on the night of 17th July ultimo. In course of said conversation he expressed his highest esteem for Mr. David Mitchell and the manner in which he had conducted the election, and his satisfaction of the results as then recorded.

Sworn before me at Coolamon, this 9th }  
day of November, 1894,—

JOHN MACDONALD.

A. W. STINSON, J. P.



1894-5.

## LEGISLATIVE ASSEMBLY.

## NEW SOUTH WALES.

## SEAT OF THE HONORABLE GEORGE HOUSTOUN REID.

(PETITION FROM JOHN NORTON, PRAYING THAT THE SEAT OF THE HONORABLE G. H. REID BE VACATED BY REASON OF HIS ACCEPTANCE OF OFFICE AS SOLICITOR-GENERAL)

*Received by the Legislative Assembly, 26 February, 1895.*

To the Honorable the Legislative Assembly of New South Wales, in Parliament assembled,—  
The humble Petition of the undersigned Elector of the Electoral District of Sydney—Fitzroy Division,—

HUMBLY SHOWETH:—

That whereas it was enacted in section 18 of the Constitution Act that the office of Her Majesty's Solicitor-General in the Colony of New South Wales was capable of being held by a Member of your Honorable House; and

Whereas the sum of one thousand pounds sterling was appropriated by section 49 of the said Act as the salary of the holder of the said office; and

Whereas section 18 of the said Act was repealed in 1884 by section 6 of the Constitution Act Amendment Act of that year; and

Whereas so much of section 49 of the Constitution Act as provides a salary for the holder of the said office of Solicitor-General was not repealed by the Constitution Act Amendment Act of 1884, and such salary is at all times enjoyable by any holder of the said office; and

Whereas it is enacted in section 2 of the Constitution Act Amendment Act of 1884 "that the holder of any office of profit under the Crown created by Act of Parliament as an office of the Executive Government shall be capable of being elected and of sitting and voting as a Member of the said Assembly"; and

Whereas the Legislature has not in its wisdom seen fit to enact that the holder of the office of Solicitor-General "as an office of Executive Government" is "capable of being elected and of sitting and voting as a Member" of your Honorable House; and

Whereas the Honorable George Houston Reid who was elected to serve in your Honorable House as the Member for the Electoral District of Sydney—King Division has accepted the office of Solicitor-General, and has in respect of the said office taken the oath required by law to be taken by an Executive Councillor; and

Whereas by virtue of section 2 of the Constitution Act Amendment Act of 1884, the office of Solicitor-General is *de facto* and *de jure* extinct as an office capable of being held by a Member of your Honorable House,

Therefore your Petitioner humbly submits to your Honorable House that the said Honorable George Houston Reid, by his acceptance of the office of Solicitor-General, vacated his seat as the Member for the Electoral District of Sydney—King Division in your Honorable House.

Wherefore your Petitioner humbly prays that your Honorable House will in its wisdom uphold the constitution of the country by declaring the seat of the said Honorable George Houston Reid has become vacant by his acceptance of the office of Solicitor-General, and will further be pleased to hear your humble Petitioner at the Bar of your Honorable House in support of the said prayer; and

Furthermore your Petitioner submits that whereas it is enacted by the Executive Councillors (Functions Substitution) Act of 1880 that "no such authority" (meaning the authority conferred by the said Act on the Executive Council to authorise one Minister of the Crown to act on behalf of another Minister of the Crown) "shall be granted in respect of the powers duties obligations now or hereafter to be by law annexed or incident to the office of Her Majesty's Attorney-General." And whereas it is enacted by section 307 of the Criminal Law Amendment Act of 1883 that only Her Majesty's Attorney-General may lawfully exercise certain functions with regard to the non-prosecution and discharge of persons committed for trial on criminal charges, the said Honorable George Houston Reid, in exercising the said functions of Her Majesty's Attorney-General, is violating the law and bringing the administration of justice into confusion, whereby the due and regular discharge of the functions of the Executive Government and the administration of justice is likely to be impeded and brought into disrepute.

Wherefore your Petitioner humbly prays that your Honorable House will be pleased in its wisdom to take into its early consideration the question of the desirability of validating all the acts unlawfully done and performed by the said Honorable George Houston Reid in the stead of Her Majesty's Attorney-General.

And your Petitioner as in duty bound will ever pray.

JOHN NORTON.



1894-5.

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

EXTENSION OF THE FRANCHISE TO WOMEN.

(PETITION FROM G. D. CLARK, G.C.T., CHAIRMAN, ON BEHALF OF THE MEETING OF MEMBERS OF THE INDEPENDENT ORDER OF GOOD TEMPLARS, IN FAVOUR OF.)

*Received by the Legislative Assembly, 12 June, 1895.*

To the Honorable the Speaker and Members of the Legislative Assembly of New South Wales in Parliament assembled.

Your Petitioners, members of the Independent Order of Good Templars, in Annual Session assembled, on Thursday, April 18th, 1895,—

HUMBLY SHOWETH,—

That the provisions of the existing Electoral Law are incomplete and one-sided, and would respectfully urge that steps be taken at an early date to extend the franchise to the women of the Colony.

Praying that your Honorable House will take the subject of this Petition into your most favourable consideration, and as in duty bound your Petitioners will ever pray.

G. D. CLARK,  
Chairman.

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1894.  
(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

GENERAL ELECTION, 1894.

(EXPENSES INCURRED IN CONDUCTING THE ELECTIONS IN THE METROPOLITAN CONSTITUENCIES.)

*Ordered by the Legislative Assembly to be printed, 31 October, 1894.*

*[Laid upon the Table of the House in answer to Question No. 11 of 25th October, 1894.]*

Question.

(11.) ISSUE OF ELECTORS' RIGHTS IN METROPOLITAN CONSTITUENCIES:—DR. GRAHAM *asked* THE COLONIAL SECRETARY,—

- (1.) The number of electoral rights issued in each of the metropolitan constituencies at the time of the General Election?
- (2.) The number of votes recorded in each of these electorates?
- (3.) The relative expenses incurred in conducting such elections?

Answer.

(1 and 2.)

The information asked for by the Honorable Member is embraced in the return relative to the last General Election, which was laid upon the Table on the 23rd instant.

(3.)

	£	s.	d.		£	s.	d.
Annandale ... ..	123	19	8	Sydney—Cook ... ..	214	0	3
Ashfield ... ..	185	14	6	Do. Denison ... ..	178	8	0
Balmain North ... ..	252	0	0	Do. Fitzroy ... ..	145	18	9
Do. South ... ..	213	5	9	Do. Flinders ... ..	153	2	10
Botany ... ..	120	0	0	Do. Gipps ... ..	126	11	2
Burwood ... ..	211	12	4	Do. King ... ..	179	10	7
Darlington ... ..	371	12	0	Do. Lang ... ..	206	10	6
Glebe .. ... ..	165	7	10	Do. Phillip ... ..	153	0	3
Leichhardt ... ..	158	17	3	Do. Pyrmont ... ..	145	1	0
Marrickville ... ..	173	2	0	Warringah ... ..	159	11	10
Newtown—Camperdown ... ..	165	2	6	Waterloo ... ..	149	18	3
Do. Erskine ... ..	125	5	2	Waverley ... ..	250	3	0
Do. St. Peter's ... ..	138	1	2	Woollahra ... ..	220	0	0
Paddington ... ..	167	12	9				
Petersham ... ..	295	18	11				
Randwick ... ..	260	13	0				
Redfern ... ..	78	18	0				
St. George ... ..	129	19	10				
St. Leonards ... ..	275	12	4				
Sydney—Belmore ... ..	114	18	4				
Do. Bligh ... ..	103	0	3				
				Canterbury ... ..	157	15	8
				Ryde ... ..	194	19	0
				Willoughby ... ..	311	14	9
				Woronora ... ..	140	0	0

Part only.



1894-5.

LEGISLATIVE ASSEMBLY.  
NEW SOUTH WALES.

GENERAL ELECTION, 1894.

(RETURN RESPECTING.)

Ordered by the Legislative Assembly to be printed, 20 June, 1895.

TABLE showing the number of Electors upon the Roll, approximate number of Electors qualified to vote, and the number of votes recorded in each Electorate.

Electoraltes.	Number of Electors upon the Roll.	Approximate number of Electors qualified to vote.	Number of votes recorded.	Percentage of Electors qualified to vote to the number upon the Roll.	Percentage of votes recorded to the number upon the Roll.	Percentage of votes recorded to the number qualified to vote.
Albury ...	2,212	1,922	1,639	86·89	74·10	85·28
Alma ...	2,533	2,058	1,848	81·25	72·96	89·80
Annandale ...	2,633	2,247	1,880	85·34	71·40	83·67
Argyle ...	2,120	1,971	1,550	92·97	73·11	78·64
Armidale ...	2,990	2,551	2,150	85·32	71·91	84·28
Ashburnham ...	2,841	2,218	1,848	78·07	65·05	83·32
Ashfield ...	2,637	2,388	1,961	89·88	73·81	82·12
Ballina ...	1,892	1,543	1,206	81·99	64·08	78·16
Balmain North ...	3,056	2,658	2,237	86·98	73·20	84·16
Balmain South ...	3,078	2,718	2,275	88·30	73·91	83·70
Barwon, The ...	2,525	1,634	1,280	64·71	50·69	78·34
Bathurst ...	2,587	2,403	2,024	92·89	78·24	84·23
Bega ...	2,190	2,029	1,764	92·65	80·55	86·94
Bingara ...	2,330	2,021	1,543	86·74	66·22	76·35
Boorowa ...	2,070	1,842	1,476	88·99	71·30	80·13
Botany ...	2,282	2,031	1,694	89·00	74·23	83·41
Bourke ...	2,569	1,675	1,124	65·20	43·75	67·10
Bowral ...	2,300	1,856	1,516	80·70	65·91	81·68
Braidwood ...	2,226	1,938	1,530	87·06	68·73	78·95
Broken Hill ...	2,210	1,813	1,563	82·04	70·72	86·21
Burwood ...	2,243	1,996	1,651	88·99	73·61	82·72
Camden ...	2,682	2,377	1,998	88·63	74·50	84·06
Canterbury ...	3,031	2,655	2,145	87·59	70·77	80·79
Clarence, The ...	2,188	1,999	1,470	91·36	67·18	73·54
Cobar ...	2,218	1,646	1,240	74·21	55·91	75·33
Condoublin ...	2,455	1,883	1,313	76·70	53·48	69·73
Coonamble ...	2,596	2,030	1,518	78·20	58·47	74·78
Cowra ...	2,125	1,903	1,463	89·55	68·85	76·88
Darlington ...	3,141	2,565	2,186	81·66	69·60	85·22
Deniliquin ...	2,285	2,022	1,584	88·49	69·32	78·34
Dubbo ...	2,345	2,048	1,608	87·33	68·57	78·52
Durham ...	2,301	2,136	1,641	92·83	71·32	76·83
Eden-Bombala ...	1,988	1,888	1,545	94·97	77·72	81·83
Glebe ...	3,033	2,501	2,132	82·46	70·29	85·25
Glen Innes ...	1,991	1,750	1,352	87·90	67·91	77·26
Gloucester ...	2,432	2,163	1,833	88·94	75·37	84·74
Goulburn ...	2,282	2,017	1,664	88·39	72·92	82·50
Grafton ...	2,245	2,108	1,753	93·90	78·08	83·16
Granville ...	2,370	2,210	1,865	93·25	78·69	84·39
Grenfell ...	2,606	2,101	1,491	80·62	57·21	70·97
Gundagai ...	2,262	2,002	1,557	88·51	68·83	77·77
Gunnedah ...	2,245	1,880	1,256	83·74	55·95	66·81
Hartley ...	2,322	2,031	1,560	87·47	67·18	76·81
Hastings, The; and Macleay, The...	2,419	2,239	1,845	92·56	76·27	82·40
Hawkesbury, The ...	2,582	2,418	2,151	93·65	83·31	88·96
Hay ...	2,275	1,823	1,279	80·13	56·22	70·16
Hume, The ...	1,927	1,663	1,184	86·30	61·44	71·20
Illawarra ...	2,126	1,923	1,644	90·45	77·33	85·49
Inverell ...	2,068	1,697	*	82·06	*	*
Kahibah ...	2,362	2,131	1,939	90·22	82·09	90·09
Kiama ...	2,065	1,858	1,612	89·98	78·06	86·76
Lachlan, The ...	1,985	1,575	1,092	79·35	55·01	69·33
Leichhardt ...	3,034	2,694	2,229	88·79	73·47	82·74
Lismore ...	1,721	1,360	947	79·02	55·03	69·63
Macquarie ...	2,546	2,239	1,678	88·73	65·91	74·28
Macquarie, West ...	2,903	2,609	1,869	89·87	64·38	71·64
Maitland, East ...	1,975	1,796	1,454	90·94	73·62	80·96
Maitland, West ...	2,591	2,385	1,985	92·05	76·61	83·23
Manning, The... ...	1,994	1,888	1,660	94·68	83·25	87·92
Marrickville ...	3,355	2,924	2,411	87·15	71·86	82·46

Electorates.	Number of Electors upon the Roll.	Approximate number of Electors qualified to vote.	Number of votes recorded.	Percentage of Electors qualified to vote to the number upon the Roll.	Percentage of votes recorded to the number upon the Roll.	Percentage of votes recorded to the number qualified to vote.
Molong...	2,135	1,850	1,428	86.65	66.88	77.19
Monaro	2,212	2,081	1,611	94.08	72.83	77.41
Moree	2,329	1,599	1,226	68.66	52.64	76.67
Moruya	2,015	1,932	1,614	95.88	80.10	83.54
Mudgee	2,792	2,558	2,043	91.62	73.17	79.87
Murray, The	2,587	2,077	1,543	80.29	59.64	74.29
Murrumbidgee	2,581	2,067	1,455	80.09	56.37	70.39
Narrabri	2,420	1,897	1,406	78.39	58.10	74.12
Nepean, The	2,381	2,068	1,803	86.85	75.72	87.19
Newcastle, East	2,138	1,824	1,618	85.31	75.68	88.71
Newcastle, West	1,733	1,532	1,374	88.40	79.28	89.69
Newtown—Camperdown Division	2,670	2,272	1,856	85.10	69.51	81.69
Newtown—Erskine Division	2,408	1,961	1,572	81.44	65.28	80.16
Newtown—St. Peters Division	2,748	2,336	2,008	85.01	73.07	85.96
Northumberland	2,089	1,903	1,493	91.10	71.47	78.46
Orange	2,736	2,420	2,004	85.45	73.25	82.81
Paddington	2,982	2,508	2,041	84.10	68.44	81.38
Parramatta	2,387	2,179	1,835	91.29	76.87	84.21
Petersham	2,477	2,178	1,827	87.93	73.76	83.88
Queanbeyan	1,976	1,791	1,428	90.64	72.27	79.73
Quirindi	2,115	1,619	1,426	76.55	67.42	88.08
Raleigh	2,003	1,786	1,452	89.17	72.49	81.30
Randwick	2,872	2,416	2,033	84.12	70.79	84.15
Redfern	3,102	2,572	2,177	82.91	70.18	84.64
Richmond, The	1,965	1,645	1,341	84.73	68.24	80.54
Robertson	2,906	2,571	1,981	88.47	68.17	77.05
Ryde	2,454	2,181	1,710	88.88	69.68	78.40
Rylstone	2,173	1,890	1,373	87.39	63.18	72.30
Sherbrooke	2,029	1,801	1,373	88.76	67.67	76.24
Shoalhaven, The	2,192	1,986	1,663	90.60	75.87	83.74
Singleton	2,589	2,359	1,916	91.12	74.01	81.22
St. George	2,996	2,685	2,161	89.62	72.13	80.48
St. Leonards	2,727	2,429	2,037	89.07	74.70	83.86
Start	2,115	1,741	1,481	82.32	70.02	85.07
Sydney—Belmore Division	2,424	1,903	1,586	78.51	65.43	83.34
Sydney—Bligh Division	2,420	1,932	1,542	79.83	63.72	79.81
Sydney—Cook Division	2,175	1,729	1,406	79.49	64.64	81.32
Sydney—Denison Division	2,143	1,767	1,410	82.45	65.80	79.80
Sydney—Fitzroy Division	2,666	2,213	1,708	83.01	64.07	77.18
Sydney—Flinders Division	2,201	1,836	1,451	83.42	65.92	79.03
Sydney—Gipps Division	2,611	2,133	1,672	81.69	64.04	78.39
Sydney—King Division	2,253	1,892	1,368	83.98	60.72	72.30
Sydney—Lang Division	2,180	1,735	1,298	79.59	59.54	74.81
Sydney—Phillip Division	2,584	1,981	1,556	76.66	60.22	78.55
Sydney—Pyrmont Division	2,000	1,730	1,390	86.50	69.50	80.35
Tamworth	2,046	1,719	1,428	84.02	69.79	83.07
Tenterfield	1,972	1,739	1,430	88.18	72.52	82.23
Tumut	1,943	1,820	1,403	93.67	72.21	77.09
Tweed, The	2,713	1,790	1,494	65.98	55.07	83.46
Uralla-Walcha	1,882	1,693	1,238	89.95	65.78	73.12
Wagga Wagga	2,092	1,793	1,220	85.71	58.32	68.04
Wallaseid	2,196	2,018	1,787	91.89	81.38	88.55
Waratah	2,330	2,126	1,869	91.24	80.21	87.91
Waringah	1,924	1,752	1,445	91.06	75.10	82.48
Waterloo	2,869	2,402	2,086	83.72	72.71	86.94
Waverley	2,610	2,274	1,858	87.13	71.19	81.71
Wellington	2,923	2,598	2,079	88.88	71.13	80.02
Wentworth	2,007	1,507	882	75.09	43.95	58.53
Wickham	2,048	1,854	1,663	90.53	81.20	89.70
Wilcannia	2,754	1,875	1,459	68.08	52.98	77.81
Willoughby	2,695	2,374	1,924	88.09	71.39	81.04
Woollahra	2,451	2,109	1,758	86.05	71.73	83.36
Woronora	2,294	1,963	1,706	85.57	74.37	86.90
Yass	2,045	1,807	1,308	88.36	63.96	72.39
Young	2,727	2,326	1,601	85.30	58.71	68.83
Total	298,817	255,802	204,246	85.60	68.35	79.85

TABLE showing the number of Electors upon the Roll and the number of votes recorded at the General Elections of 1891 and 1894.

GENERAL ELECTION OF 1891.			GENERAL ELECTION OF 1894.			
Number of Electors upon the Roll.	Number of votes recorded.	Percentage of votes recorded to the number upon the Roll.	Number of Electors upon the Roll.	Approximate number of Electors qualified to vote.	Number of votes recorded.	Percentage of votes recorded to the number qualified to vote.
305,456	184,091	60.27	298,817	255,802	204,246	79.85

Seven electorates were not contested.

One electorate not contested.



TABLE showing the number of votes polled at each Polling-place for each Candidate, together with informal votes.

Electorate.	Division.	Polling-place.	Names of Candidates.			Informal votes.	Total number of votes recorded.		
			W. H. Hall.	J. Wilkinson.					
Albury	Albury	Albury	585	510	8	1,103			
		Bowna	19	48	.....	67			
		Bungowannah	17	25	.....	42			
		Jindera	18	75	2	95			
		Moorwatha	14	24	.....	38			
	Gerogery	Burrumbuttock	22	28	2	52			
		Gerogery	37	38	1	76			
		Mullanjandra	7	15	1	23			
		Wagra	10	15	.....	25			
	Howlong	Howlong	53	64	1	118			
	Total	782	842	15	1,639				
Alma	Alma	Eyre-street, Alma	36	11	258	7	312		
		Patton-street, Alma	49	29	369	6	453		
		Proprietary Mine	109	11	198	5	323		
	Bourke	Mica-st. South, Broken Hill	82	10	442	3	537		
		Thomas-st. South, Broken Hill	37	10	175	1	223		
		Total	313	71	1,442	22	1,848		
	Annandale	Annandale	*Annandale Council Chambers.	.....	.....	.....	15	963	
*Glebe Town Hall			.....	.....	.....	2	917		
Total			527	271	657	149	259	17	1,880
Argyle	Crookwell	Binda	25	18	1	44			
		Bolong	21	18	1	40			
		Crookwell	121	159	2	282			
		Kjalla	13	67	.....	80			
		Laggan	29	56	1	86			
	Goulburn	Kenmore Bridge	123	61	6	190			
		Mummell	38	59	.....	97			
		Parkesburne	33	29	1	63			
		Tarlo	20	28	1	49			
		Towrang	36	30	2	68			
		Woodhouselee	24	40	3	67			
	Marulan	Big Hill	11	28	.....	39			
		Marulan	68	60	2	130			
	Taralga	Golspic	13	39	1	53			
		Taralga	90	167	5	262			
	Total	665	859	26	1,550				
Armidale	Armidale	Aberfoyle	1	18	10	.....	29		
		Armidale	218	402	401	8	1,029		
		Black Mountain	25	22	12	.....	59		
		Booroolong	1	19	2	.....	22		
		Dumaresq	6	52	15	.....	73		
		Puddledock	6	16	1	.....	23		
		Rockvale	12	22	20	.....	54		
		Thalgarrah	4	14	11	.....	29		
		Guy Fawkes	Guy Fawkes	2	32	5	.....	39	
			Hillgrove	274	154	132	2	562	
	Hillgrove	West Hillgrove	79	45	46	3	173		
		Wollomumbi	4	24	29	1	58		
		Total	632	820	684	14	2,150		

\* Actual figures not available.

Electorate.	Division.	Polling-place.	Names of Candidates.					Informal Votes.	Total number of votes recorded.	
			A. Gardiner.	J. M. Hanny.	G. F. Hutchinson.	T. E. Spencer.	A. Stokes.			
Ashburnham ...	Bunbury ...	Bunbury ...	21	.....	.....	1	3	.....	25	
		Goobang ...	7	2	3	2	31	3	48	
	Eugowra ...	Eugowra ...	43	1	13	2	18	3	80	
		Forbes ...	2	.....	1	1	12	.....	16	
	Parkes ...	Forbes ...	215	12	328	15	255	19	844	
		Kamandra ...	12	1	1	16	10	.....	40	
		Parkes ...	250	161	32	82	178	11	714	
	Tichborne Lead ...	27	18	8	2	23	3	81		
	Total ...	577	195	386	121	530	39	1,848		
Ashfield ...	Ashfield ...	*Ashfield Hall, late School of Arts	T. Bavister.	T. Evans.	M. J. Hanmond.	R. P. Thomson.				
		*Congregational School	.....	.....	.....	.....				
		Hall, Croydon	.....	.....	.....	.....				
		*Hall, Carlton Crescent, Summer Hill ...	.....	.....	.....	.....				
		Total ...	1,000	13	867	64	17	1,961		
Ballina ...	Alstonville ...	Alstonville ...	S. Dutton.	A. F. Hill.	G. Martin.	J. Perry.	S. Sohn.			
		Pearce's Creek ...	2	11	18	101	2	1	135	
	Ballina ...	Rous ...	.....	.....	8	17	.....	.....	25	
		Ballina ...	2	56	26	67	18	2	171	
		German Creek ...	1	122	61	207	6	1	398	
	Woodburn ...	Tintenbar ...	.....	12	18	24	5	.....	59	
		Wardell ...	.....	12	33	78	.....	3	126	
		East Coraki ...	13	7	16	66	48	2	152	
		Woodburn ...	.....	.....	14	43	2	2	61	
		Woodburn ...	.....	1	7	71	.....	.....	79	
	Total ...	18	221	201	674	81	11	1,206		
Balmain North	Balmain North	Oddfellows' Hall ...	S. Kirby.	W. A. Murphy.	J. J. Wheeler.	W. H. Wilks.				
			340	618	258	999	22	2,237		
		Total ...	340	618	258	999	22	2,237		
Balmain South	Balmain South	Central Hall, Darling-street and Birchgrove-road ...	G. Clubb.	J. Johnston.	S. J. Law.	G. R. Maclean.				
			321	194	293	4	10	822		
		St. Thomas' Schoolroom, corner Darling-street and Weston-road ...	395	533	482	12	31	1,453		
	Total ...	716	727	775	16	41	2,275			
Barwon, The...	Angledool ...	Angledool ...	P. Griffin.	D. M'Donnell.	R. H. Machattie.	L. Parker.	S. A. Rosa.	W. N. Willis.		
		The Grawin ...	.....	46	1	16	35	20	9	127
	Brewarrina ...	Weetalibah ...	.....	3	.....	3	.....	4	.....	10
		Beemery ...	.....	1	.....	16	1	1	.....	19
		Booroomba ...	.....	.....	2	1	.....	1	.....	4
		Brewarrina ...	.....	13	.....	1	.....	39	.....	58
		Bundabulla ...	.....	50	24	1	1	109	8	193
	Carinda ...	Charlton ...	.....	16	5	.....	.....	13	.....	34
		Milroy ...	.....	10	4	3	.....	4	.....	11
		Carinda ...	.....	29	9	2	.....	15	2	31
		Flemington ...	.....	1	4	.....	.....	12	.....	17
		Marra Creek ...	.....	10	2	.....	.....	28	1	41
	Collarendabri	Collarendabri ...	.....	25	4	3	1	17	.....	50
		Gundabloui ...	.....	9	12	7	.....	1	.....	29
		Mogil Mogil ...	.....	6	8	.....	.....	2	.....	16
	Goodooga ...	Moongulla ...	.....	.....	.....	.....	.....	6	.....	6
		Goodooga ...	1	81	4	17	2	46	1	152
		Tatala ...	.....	47	1	1	.....	25	1	75
	Lissington ...	Willawillingbah ...	.....	1	1	2	.....	14	.....	18
		Curribrie ...	.....	4	.....	.....	.....	9	.....	13
		Lissington ...	.....	5	1	.....	.....	16	.....	22
	Walgett ...	Borah Tank ...	.....	9	1	1	.....	7	.....	18
		Cumborah Springs ...	.....	17	.....	8	.....	8	.....	33
		Eumanbah ...	.....	8	.....	.....	.....	3	.....	11
		Walgett ...	.....	106	23	11	3	70	1	214
		Total ...	2	505	104	93	43	507	26	1,280

\* Actual figures not available.

Electorate.	Division.	Polling-place.	Names of Candidates.			Informal votes.	Total number of votes recorded.		
			S. Smith.	F. B. Suttor.	J. Walker.				
Bathurst	City	Bathurst	890	683	213	19	1,805		
		Dunkeld	14	13	1	1	29		
		Kelso	74	62	18	1	155		
		Perth	17	9	9	.....	35		
		Total	995	767	241	21	2,024		
Bega	Bega	Bega	237	144	305	43	22	751	
		Brickyards, near Tathra.	15	8	22	2	1	48	
		Brogo	4	5	13	.....	.....	22	
		Candelo	96	69	60	2	.....	227	
		Colombo	46	18	63	1	1	129	
		Mogilla	27	4	7	1	.....	39	
		Numbugga	20	7	5	1	.....	33	
		Wolumla	39	9	63	1	1	113	
	Cobargo	Bermagni	26	14	28	1	.....	69	
		Cobargo	60	28	107	1	.....	196	
		Quaama	26	17	27	.....	1	71	
		Tanja	10	25	14	2	1	52	
		Turross River and Roedy Creek Junction	10	1	3	.....	.....	14	
		Total	616	349	717	55	27	1,764	
		Bingara	Barraba	Barraba	7	1	86	.....	104
Cobbadah	1			1	10	.....	4	.....	16
Wood's Reef	8			.....	2	.....	21	.....	31
Bingara	Bingara		45	77	77	.....	152	7	358
	Horton River		.....	16	14	.....	21	4	55
	Upper Bingara		1	6	4	.....	28	.....	39
Bundarra	Bundarra		20	4	63	.....	47	4	138
	Kingstown		.....	.....	3	.....	3	.....	6
Manilla	Manilla		1	2	122	1	79	16	221
	Upper Manilla		1	.....	33	.....	32	1	67
Tingha	Stanborough		.....	2	1	.....	26	2	31
	Tingha		12	.....	.....	1	148	3	164
Wandsworth	Ben Lomond		.....	.....	18	.....	9	1	28
	Guyra		.....	1	52	1	12	2	68
	Llangothlin		.....	.....	11	.....	10	.....	21
	Sandy Creek		.....	1	14	2	7	.....	24
	Wandsworth		.....	.....	23	.....	48	2	73
Total	96		111	533	5	751	47	1,543	
Boorowa	Binalong		Binalong	73	.....	63	.....	2	138
			Kalangan	19	.....	7	.....	.....	26
		M'Mahon's Reef	15	.....	14	.....	1	30	
	Boorowa	Boorowa	233	.....	116	.....	3	352	
		Breakfast Creek	18	.....	9	.....	1	28	
		Frogmore	18	.....	76	.....	2	96	
		Gunning Flat	22	.....	22	.....	3	47	
		Jerringoman	18	.....	16	.....	1	35	
		Ryde Park, at Redman's Creek	44	.....	42	.....	1	87	
	Murrumburrah	Harden	45	.....	113	.....	4	162	
		Murrumburrah	170	.....	94	.....	7	271	
		Wallendbeen	56	.....	49	.....	5	110	
		Wombat	42	.....	47	.....	5	94	
Total	773	.....	668	.....	35	1,476			
Botany	North	North Botany Town Hall	187	41	78	221	14	541	
		South	Botany Road, near M'Evoy-street	293	36	128	175	8	640
	Botany School of Arts	131	53	89	236	4	513		
	Total	611	130	295	632	26	1,694		

Electorate.	Division.	Polling-place.	Names of Candidates.			Informal votes.	Total number of votes recorded.					
			W. W. Davis.	H. Langwell.	E. D. Millen.							
Bourke	Barrington	Barrington	8	34	16	.....	58					
	Bourke	Bourke	173	210	353	12	748					
	Enngonia	Enngonia	5	28	22	.....	55					
		Grass Hut	7	6	8	.....	21					
	Ford's Bridge	Ford's Bridge	25	8	9	3	45					
		Gumbalie	9	4	1	.....	14					
	Landsborough	Acton Hill	2	20	8	.....	30					
	Talycale	Hungerford	4	9	5	.....	18					
Wanaaring	Wanaaring	3	17	33	.....	53						
Yantabulla	Yantabulla	21	16	9	.....	46						
	Youngarignia	25	6	5	.....	36						
Total			282	358	469	15	1,124					
Bowral	Bowral	Bowral	268	77	2	84	2	433				
		Mittagong	21	2	.....	2	.....	25				
	Mittagong	Bahnoral	19	3	.....	15	3	40				
		Bargo	37	23	3	8	1	72				
		Joadja	97	114	3	95	6	315				
		Mittagong	21	2	.....	2	.....	25				
	Moss Vale	Berrima	86	2	4	2	.....	94				
		Bundanoon	42	13	1	20	1	77				
		Moss Vale	148	10	48	62	.....	268				
		Sutton Forest	56	2	1	29	.....	88				
		Wingello	32	2	4	14	1	53				
		Yarrunga	19	.....	2	5	.....	26				
		Total	846	250	68	338	14	1,516				
Braidwood	Araluen	Araluen	183	41	3	2	229					
		Elrington	126	11	5	3	145					
		Reidsdale	43	7	.....	.....	50					
	Braidwood	Braidwood	438	62	17	8	525					
		Jinglemoney	25	2	.....	.....	27					
		Mongarlowe	83	18	3	.....	104					
	Bungonia	Bungonia	30	35	.....	.....	65					
		Tiranna	15	21	.....	4	40					
		Windellama	29	41	.....	.....	70					
	Krawarree	Krawarree	56	1	.....	.....	57					
	Nerriga	Near Welcome Reefs	43	9	1	.....	53					
		Nerriga	46	6	.....	.....	52					
	Tarago	Manar	22	3	5	.....	30					
Tarago		53	22	8	.....	83						
Total			1,192	279	42	17	1,530					
Broken Hill	Willyama	Argent-street	W. Brown.		J. H. Caan.		14	1,286				
		Oxide-street	365	907	3	159						
		Thomas-street	35	121	.....	118						
		Total	23	95	.....	118						
Total			423	1,123	.....	17	1,563					
Burwood	Burwood	Burwood Town Hall	W. A. Dumbrell.	F. B. Gipps.	W. McMillan.	A. T. Fringle.	J. Quinnen.	G. E. Russell-Jones.	4	1,020		
		Concord	23	40	642	16	169	126				
		Concord Council Chambers	21	5	133	12	55	22			3	251
		Mortlake	2	3	70	2	74	18			.....	169
		Five Dock	36	10	87	5	42	26			5	211
Total			82	58	932	35	340	192	12	1,651		

Electorate.	Division.	Polling-place.	Names of Candidates.			Informal votes.	Total number of votes recorded.	
			W. P. Cullen.	E. G. Griffiths.	J. Kidd.			
Camden	Camden	Bringelly ... ..	13	6	12	.....	31	
		Brownlow Hill ... ..	7	31	19	.....	57	
		Camden ... ..	92	196	82	.....	370	
		Menangle ... ..	28	20	56	1	105	
		Narellan ... ..	31	16	43	1	91	
		Paddy's Swamp ... ..	3	7	36	.....	46	
		The Oaks ... ..	13	40	48	2	103	
		Westbrook ... ..	20	19	25	.....	64	
		Campbelltown	Appin ... ..	35	1	35	.....	71
			Campbelltown ... ..	115	19	214	3	351
	Cross Roads ... ..		18	5	23	.....	46	
	Holdsworth ... ..		4	.....	5	.....	9	
	Ingleburn ... ..		29	20	23	1	73	
	Minto ... ..		22	5	27	1	55	
	Picton	Burraborang ... ..	2	3	21	.....	26	
		Cox's River ... ..	1	5	14	.....	20	
		Picton ... ..	154	62	89	3	308	
		Strathfield on Cox's River ... ..	2	1	15	.....	18	
		Thirlmere ... ..	28	4	31	2	65	
		Upper Burraborang ... ..	8	3	32	3	46	
		Wilton ... ..	19	4	19	1	43	
Total ... ..		644	467	869	18	1,998		
Canterbury	Canterbury	Canterbury ... ..	182	164	78	18	473	
		Bankstown ... ..	12	48	42	2	118	
		Enfield ... ..	37	206	149	6	416	
		George's River Road, near Beaconsfield Estate ... ..	13	15	6	4	38	
		Strathfield ... ..	3	287	79	24	394	
	Liverpool	West Enfield ... ..	2	16	30	6	56	
		Cabramatta ... ..	2	63	14	10	91	
		Liverpool ... ..	15	222	237	23	500	
		The Hall, Canley Vale ... ..	1	38	9	10	59	
		Total ... ..	267	1,059	644	140	2,145	
	Clarence, The	Lawrence	Brushgrove ... ..	31	.....	79	1	111
Lawrence ... ..			69	.....	106	1	176	
Southgate ... ..			7	.....	47	.....	54	
Tynedale ... ..			13	.....	33	.....	46	
Maclean		Chatsworth Island ... ..	48	.....	89	.....	137	
		Harwood ... ..	47	.....	60	1	108	
		Iluka ... ..	6	.....	17	.....	23	
		Maclean ... ..	83	.....	282	5	370	
		Palmer Island ... ..	28	.....	80	3	111	
Ulmarra		Yamba ... ..	41	.....	45	.....	86	
		Ulmarra ... ..	45	.....	161	4	210	
		Upper Coldstream ... ..	1	.....	37	.....	38	
		Total ... ..	419	.....	1,036	15	1,470	
Cobar	Byerock	Byerock ... ..	4	25	62	1	92	
		Curraweena ... ..	1	.....	11	.....	12	
		Gongolgon ... ..	.....	5	11	.....	16	
		Tareoon ... ..	.....	2	7	.....	9	
		Yanda ... ..	.....	.....	7	1	8	
	Cobar	Barnato ... ..	5	8	9	.....	22	
		Billagoe ... ..	4	33	30	1	68	
		Cobar ... ..	39	136	131	3	309	
		Double Gates ... ..	1	11	11	.....	23	
		Wiltagoona ... ..	.....	2	25	.....	27	
	Coolabah	Budd's Gap (late hotel) ... ..	2	10	23	.....	35	
		Coolabah ... ..	5	20	41	.....	66	
		Monkey ... ..	.....	5	14	.....	19	
	Curryanyalpa	Tankarooka ... ..	1	15	9	.....	25	
		Compadore ... ..	.....	24	5	.....	29	
	Louth	Louth ... ..	1	47	22	.....	70	
		Nyngan ... ..	5	3	4	1	13	
	Nyngan	Buddabadah ... ..	.....	10	11	.....	21	
		Canonba ... ..	12	15	35	2	64	
		Giralambone ... ..	.....	6	3	.....	9	
Miandetta ... ..		.....	137	144	4	303		
Nyngan ... ..		18	.....	.....	.....	.....		
Total ... ..	98	514	615	13	1,240			

Electorate.	Division.	Polling-place.	Names of Candidates.				Informal votes.	Total number of votes recorded.	
			T. Brown.	T. F. De C. Brown.	H. H. Cooke.	P. V. Ryan.			
Condoublin	Alectown	Alectown ...	63		42	22	1	128	
		Badjerribong ...	36	1	18		6	61	
	Burra	Bogan Gate ...	9		7	5		21	
		Fifield ...	60		13	26	9	108	
	Condoublin	Woodlands ...	7	1	1	27		36	
		Condoublin ...	128	3	78	40	3	252	
	Dandaloo	Dandaloo ...	7			30		37	
		Wallanbillan ...	2		1	18		21	
	Melrose	Warge Rock ...	1			11		12	
		Melrose ...	9		13	20	1	43	
	Overflow	Walker's Hill ...	4		18	7		29	
		Peak Hill ...	10	1	4	4		19	
	Trundle	Bulgandramine ...	210	3	26	56	10	305	
		Peak Hill ...	50		13	33	2	98	
		Tomingley Reefs ...	2		5	14	1	22	
		Bullock Creek ...	4		2	16		22	
	Curra	Coradgery ...				7		7	
Curra ...					7		7		
Trundle Lagoon ...		20		13	58	1	92		
Total ...			622	9	254	394	34	1,313	
Coonamble	Coonamble	Bennett's Flat ...	4	9	8		21		
		Box Ridge ...	1	15	14		30		
		Calga ...		14	15		29		
		Coonmba ...		7	1		8		
		Coonamble ...	34	141	220	10	405		
		Weetalibah ...	3	11	3		17		
	Gilgandra	Wingadze ...	8	3	4		15		
		Balladoran ...		24	5		29		
		Berida ...		3	5		8		
		Bundenar ...	1	8	9		18		
		Galargambone ...	6	19	42		67		
		Gilgandra ...	4	34	40	2	80		
		Terabile ...	2	13	12		27		
	Grahway	Tooraweeeah ...	4	13	26	2	45		
		Buckinguy ...	2	9	12		23		
		Mount Harris ...		7	6		13		
		Murrawombic ...	2	6	2		10		
	Quambone	Sandy Camp ...	1	1			2		
		Bourbah ...	9	10	4		23		
		Bullagreen ...	9	5	13	1	28		
		Carrabear ...	26	26	8	2	62		
		Grudgery ...	12	5	3		20		
	Warren	Merri Merri ...	11	3	1		15		
		Quilbone ...		12	1	1	14		
		Collie ...	7	14	26	1	48		
		Eenawecna ...	1	5	5		11		
		Ellengerar ...	3	11	3		17		
	Total	Nevertire ...	20	20	68	1	109		
		Tenandra ...	10	23	23		56		
		Warren ...	26	39	201	2	268		
		Total ...	206	510	780	22	1,518		
		Cowra	Canowindra	Canowindra ...	61	66	9	5	141
				Carcoar	8	1	4		13
Burnt Yards ...	32			37	59	2	130		
Carcoar ...	35			5	6		46		
Gully Swamp ...	6			27	8	4	45		
Lumpy Swamp ...	40			29	23	2	94		
Cowra	Lyndhurst ...		36	17	14	3	70		
	Mandurama ...								
	Back Creek, at crossing of Grenfell Road ...		11	45	4		60		
	Cowra ...		226	228	62	11	527		
	Cowra to Canowindra Road at Walleroo Hall ...		7	10	3		20		
	Cowra to Goolagong Road, at Walsh's ...		3	18		2	23		
	Cowra to Young Road, at Dennis Cass' ...		2	13			15		
	Koorooatha ...			8	2		10		
	Morongla Creek ...		19	25	1	1	46		
	Mount Macdonald ...		39	25	11	1	79		
	Wolli ...		23	14	4	1	42		
Woodstock ...	34	48	14	6	102				
Total ...			582	619	224	38	1,463		
Cowra	Canowindra	Canowindra ...	61	66	9	5	141		
		Carcoar	8	1	4		13		
		Burnt Yards ...	32	37	59	2	130		
	Cowra	Carcoar ...	35	5	6		46		
		Gully Swamp ...	6	27	8	4	45		
		Lumpy Swamp ...	40	29	23	2	94		
		Lyndhurst ...	36	17	14	3	70		
		Mandurama ...							
		Back Creek, at crossing of Grenfell Road ...	11	45	4		60		
		Cowra ...	226	228	62	11	527		
		Cowra to Canowindra Road at Walleroo Hall ...	7	10	3		20		
		Cowra to Goolagong Road, at Walsh's ...	3	18		2	23		
		Cowra to Young Road, at Dennis Cass' ...	2	13			15		
		Koorooatha ...		8	2		10		
	Morongla Creek ...	19	25	1	1	46			
	Mount Macdonald ...	39	25	11	1	79			
	Wolli ...	23	14	4	1	42			
Woodstock ...	34	48	14	6	102				
Total ...			582	619	224	38	1,463		

Electorate.	Division.	Polling-place.	Names of Candidates.			Informal votes.	Total number of votes recorded.							
			D. Davis.	W. H. Manuell.	W. F. Schey.									
Darlington ...	Darlington ...	Darlington Town Hall ...	316	437	555	20	1,328							
		Wells-street, Redfern ...	228	334	289	7	858							
		Total ...	544	771	844	27	2,186							
Deniliquin ...	Barham Crossing.	Murray Downs ...	G. Chandler.		J. M. Chanter.		1	20						
		Stoney Crossing ...	5		14		1	27						
	Deniliquin ...	Conargo ...	11		22		.....	33						
		Deniliquin ...	229		423		7	659						
		Tuppai ...	10		23		.....	33						
	Moama ...	Barham Crossing ...	1		49		1	51						
		Mathoura ...	22		97		4	123						
		Moama ...	62		218		3	283						
		Tulla ...	21		19		1	41						
	Moulamein ...	Wambo ...	21		49		1	71						
		Moolpa ...	19		19		.....	38						
		Moulamein ...	20		82		1	103						
	Wangonilla ...	Booroorban ...	14		20		2	36						
		Murga ...	7		6		1	14						
		Wangonilla ...	21		30		1	52						
Total ...			465		1,095		24	1,584						
Dubbo... ..	Dubbo ...	Belarbagill ...	J. Morgan.		S. Phillips.		W. B. Wilkinson.		1	36				
		Beni ...	14		13		8		.....	39				
		Brocklehurst ...	17		9		13		.....	37				
		Coalbaggie ...	21		10		6		.....	25				
		Dubbo ...	17		5		3		.....	1,024				
		Eschol ...	378		435		199		12	38				
		Midway ...	9		17		11		1	9				
		Minore ...	6		2		1		.....	35				
		Murrumbidgee ...	11		14		9		1	12				
		Murrumbidgee Railway Stat'n	8		1		3		.....	42				
		Narromine ...	Murrumbidgee Railway Stat'n	6		16		20		.....	138			
			Narromine ...	54		57		25		2	31			
			Timbrebongie ...	21		8		2		.....	12			
		Trangie ...	Weemabah ...	12		.....		.....		.....	130			
			Trangie ...	71		17		41		1	645			
Total ...			604		341		18	1,608						
Durham ...	Clarence Town	Brookfield ...	H. H. Brown.		C. J. Duffy.		J. Wade.		.....	51				
		Clarence Town ...	32		4		15		2	189				
		Hinton ...	111		4		72		1	141				
		Seaham ...	102		1		37		1	50				
		Dungog ...	Allynbrook ...	28		7		14		.....	39			
			Bandon Grove ...	18		1		20		2	86			
			Dungog ...	23		1		60		5	337			
		Paterson ...	Dungog ...	147		2		183		.....	27			
			Eccleston ...	7		.....		20		.....	38			
			Lostock ...	32		.....		6		.....	47			
			Underbank ...	12		.....		32		.....	155			
			Gresford ...	117		5		31		.....	232			
			Largs ...	146		8		69		.....	189			
		Paterson ...	134		2		48		.....	60				
		Rosebrook ...	53		7		.....		.....	962				
Total ...			42		607		30	1,641						
Eden Bombala .	Bombala ...	Bibbenluke ...	M. Cohen.	E. J. Comans.	C. Murphy.	D. M. Myers.	J. M. O'Reilly.	M. M. Roche.	C. T. Stiles.	W. H. Woods.	S. D. T. A. M. Woods.	5	55	
		Bombala ...	3	8	18	21	1	1	7	1	10	43	402	
		Cathcart ...	1	3	30	12	...	1	1	15	5	10	78	
		Delegete ...	Corrowong ...	9	8	1	1	...	...	21	1	1	2	43
			Craigie ...	...	7	13	...	...	...	12	12	6	50	
	Eden ...	Delegete ...	1	...	24	16	2	...	...	84	1	23	151	
		Burragate ...	...	...	...	3	...	...	1	1	14	5	24	
		Eden ...	1	11	2	25	...	...	10	20	9	10	88	
		Kiah River ...	...	5	1	1	...	...	...	2	11	2	22	
		Lochiel ...	...	20	9	2	...	...	...	4	1	9	45	
		Merimbula ...	...	4	15	15	...	...	...	7	1	8	50	
		Panbula ...	...	51	25	31	1	1	3	20	3	21	156	
		Perico ...	...	...	...	8	...	...	...	5	11	1	25	
		Pipe Clay Creek ...	...	24	7	8	...	...	5	17	3	1	65	
		Rocky Hall ...	...	2	7	...	...	2	1	5	30	4	51	
	Holt's Flat ...	Towamba ...	...	6	1	...	...	1	7	2	37	2	56	
		Wyndham ...	...	5	6	3	...	13	4	7	26	8	72	
		Holt's Flat ...	1	3	23	5	...	...	2	22	2	9	67	
		Timbery Range ...	...	10	11	2	...	...	1	7	4	10	45	
		Total ...	7	162	309	267	12	20	74	334	181	179	1,545	

Electorate.	Division.	Polling-place.	Names of Candidates.						Informal Votes.	Total number of Votes recorded.
			W. Cary.	J. Clune.	M. J. Conlon.	A. G. Eagar.	J. A. Hogue.	T. J. Houghton.		
Glebe ...	Glebe ...	Court-house, Glebe ...	84	124	438	248	786	415	37	2,132
		Total ..	84	124	438	248	786	415	37	2,132
Glen Innes ...	Dundee ...	Bald Nob ...	7	17	.....	.....	5	.....	29	
		Dundee ...	3	22	.....	.....	40	3	68	
	Emmaville ...	Glen Elgin ...	1	13	1	.....	27	1	43	
		Emmaville ...	5	80	10	.....	107	1	203	
		Strathbogio ...	1	.....	.....	.....	21	.....	22	
	Glen Innes ...	Tent Hill ...	3	25	8	.....	25	2	63	
		Clarevaux ...	5	12	.....	.....	12	1	30	
		Glencoo ...	20	29	.....	.....	18	.....	67	
		Glen Innes ...	124	232	9	.....	209	6	580	
	Guyra ...	Waterloo ...	4	1	.....	.....	7	1	13	
		Wellingrove ...	7	13	.....	.....	9	2	31	
		Ben Lomond Head Station ...	1	1	.....	.....	21	.....	23	
	Kookabookra ...	Guyra ...	1	19	8	.....	29	.....	57	
		Oban ...	5	3	.....	.....	13	.....	21	
	Kookabookra ...	Kookabookra ...	6	11	1	.....	19	1	38	
		Red Range ...	7	30	.....	.....	27	.....	64	
			Total ...	200	508	37	589	18	1,352	
Gloucester ...	Bullah Delah ...	Bullah Delah ...	1	24	11	.....	104	1	141	
		Sandy Creek ...	.....	1	1	.....	9	.....	11	
	Copeland ...	Barrington ...	1	21	.....	.....	34	.....	56	
		Copeland ...	10	21	.....	.....	61	1	93	
	Forster ...	Curracabark ...	.....	2	2	.....	7	1	12	
		Glenrock ...	2	2	2	.....	27	1	34	
		Gloucester ...	.....	17	1	.....	19	.....	37	
		Kauthi ...	.....	9	1	.....	6	.....	16	
		Rawdon Vale ...	4	2	.....	.....	20	.....	26	
		Ward's River ...	2	12	3	.....	15	.....	32	
		Bungwall Flat ...	.....	18	4	.....	45	.....	67	
		Clarkson's Crossing ...	.....	35	11	.....	67	.....	113	
		Cooloongolook ...	.....	11	12	.....	29	1	53	
		Firefly Creek ...	.....	33	1	.....	46	7	87	
	Raymond Terrace ...	Foster ...	1	23	7	.....	29	1	61	
		Tuncurry ...	.....	9	5	.....	34	.....	48	
		Limeburner's Creek ...	3	19	5	.....	20	.....	47	
		Miller's Forest ...	.....	34	5	.....	81	.....	120	
		Nelson's Bay ...	.....	11	.....	.....	33	3	47	
		Nelson's Plains ...	.....	9	1	.....	29	.....	39	
		Raymond Terrace ...	1	157	6	.....	146	.....	310	
	Stroud ...	Tea Gardens ...	1	2	.....	.....	42	.....	45	
		William Town ...	2	28	19	.....	23	1	73	
Booral ...		.....	15	4	.....	54	.....	73		
Monkerai ...		.....	18	3	.....	20	.....	41		
Stroud ...		1	58	5	.....	84	3	151		
		Total ...	29	591	109	1,084	20	1,833		
Goulburn ...	City ...	East Grove ...	4	16	.....	.....	76	.....	96	
		Goulburn ...	66	293	.....	.....	818	18	1,195	
		North Goulburn ...	26	79	.....	.....	138	.....	243	
		West Goulburn ...	2	44	.....	.....	83	1	130	
		Total ...	98	432	.....	.....	1,115	19	1,664	
Grafton ...	Copmanhurst ...	Copmanhurst ...	16	7	.....	.....	114	2	139	
		Newbold ...	1	.....	.....	.....	15	1	17	
	Grafton ...	Ramornie ...	41	8	.....	.....	47	.....	96	
		Alumy Creek ...	9	.....	.....	.....	49	1	59	
	Newton-Boyd ...	Grafton ...	212	77	.....	.....	561	6	856	
		Buccarumbi ...	4	.....	.....	.....	4	.....	8	
	South Grafton ...	Newton-Boyd ...	12	1	.....	.....	5	.....	18	
		Burragan ...	52	.....	.....	.....	36	1	89	
		Chambigne ...	14	1	.....	.....	8	.....	23	
		Nymboida ...	22	.....	.....	.....	19	.....	41	
	Yugilbah ...	Seelands ...	5	.....	.....	.....	19	.....	24	
		South Grafton ...	229	7	.....	.....	107	3	346	
		Lionsville ...	19	8	.....	.....	10	.....	37	
		Total ...	636	109	.....	.....	994	14	1,753	



Electorate.	Division.	Polling-place.	Names of Candidates.						Informal votes.	Total number of votes recorded.
			T. Castle.	W. Ewart.	J. Ferguson.	G. M'Creddie.	J. Nobbs.	G. W. Smalles.		
Granville ..	Auburn ...	Auburn Council Chambers ...	1	87	2	132	79	196	5	502
	Granville ...	Goughton ...	...	3	1	59	4	12	2	81
		Granville Council Chambers ...	3	60	1	143	71	173	3	454
	Rookwood ...	Rookwood Council Chambers ...	1	30	3	193	256	334	11	828
		Total ...	5	180	7	527	410	715	21	1,865
Grenfell ...	Barmedman ...	Barmedman ...	G. H. Greene.	M. J. Loughnane.	R. M. Vaughan.	J. J. Williams.				
		Humburg ...	22	24	25	4	1	76		
		Wallandry ...	16	1	6	3	.....	26		
		Wyalong ...	7	18	6	1	.....	32		
			42	229	34	40	15	360		
	Euglo ...	Bena ...	21	1	31	1	3	57		
		Bygalore Station ...	7	3	7	1	.....	18		
		Moonbie ...	18	.....	7	3	2	30		
		Wardry ...	9	.....	2	.....	.....	11		
	Grenfell ...	Bumbaldry ...	11	4	1	.....	.....	16		
		Gooloogong ...	9	8	21	1	2	41		
		Grenfell ...	219	180	105	12	10	526		
		Piney Range ...	2	.....	7	.....	.....	9		
		Tyagong Creek ...	43	16	6	1	1	67		
	Marsden ...	Bimbi or Sandy Creek ...	11	3	5	1	.....	20		
		Bland Creek ...	2	3	1	.....	.....	6		
		Marsden ...	13	19	31	1	.....	64		
		Morangorell ...	10	1	1	3	1	16		
		The Gap ...	30	1	1	.....	.....	32		
		Wheogo ...	7	1	3	1	.....	12		
	Ooma ...	Lachlan River ...	7	4	5	.....	.....	16		
		Tomanbil ...	8	6	20	.....	.....	34		
		Waroo ...	12	2	4	4	.....	22		
		Total ...	526	524	329	77	35	1,491		
	Gundagai ...	Bethungra ...	Bethungra ...	J. F. Barnes.	R. E. M'Cook.	F. Pinkstone.	R. J. Ramsden.			
			Illabo ...	34	26	32	12	10	114	
				35	1	7	.....	1	44	
		Clarendon ...	Clarendon ...	35	8	4	1	4	52	
Cootamundra ...			234	119	201	7	18	579		
Gundagai ...		Kilrush ...	7	1	4	.....	.....	12		
		Muttana ...	34	12	12	3	.....	61		
		Adelong Crossing ...	16	19	11	17	.....	63		
		Coolac ...	26	20	11	3	.....	60		
		Gundagai ...	164	122	26	36	12	360		
		Mundarlo ...	3	1	4	3	.....	11		
		Nangus ...	15	19	2	7	.....	43		
Jugiong ...		Yammatree ...	4	1	10	.....	.....	15		
		Gobarralong South ...	30	3	.....	.....	1	34		
		Jugiong ...	62	33	9	3	2	109		
		Total ...	699	385	333	92	48	1,557		
Gunnedah ...	Boggabri ...	Boggabri ...	G. Berney.	J. Kirkpatrick.	J. P. Rendall.	S. W. Rose.	J. Sheldon.			
		Bingle ...	5	95	1	17	80	8	206	
		Bundella ...	.....	7	.....	.....	8	.....	15	
	Bundella ...	Bundella ...	2	21	.....	1	25	1	50	
		Tamba Springs ...	1	26	1	3	6	1	38	
		Binnoway ...	1	30	.....	.....	15	2	48	
	Coolah ...	Coolah ...	1	16	3	.....	14	1	35	
		Weetalabah ...	4	3	.....	.....	16	.....	23	
		Baradine ...	.....	35	5	1	4	.....	45	
	Coonabarrabran ...	Bulgaldi ...	2	15	.....	.....	6	.....	23	
		Coonabarrabran ...	2	87	.....	3	51	3	146	
		Rocky Glen ...	1	8	.....	.....	25	.....	34	
		Wharkton ...	1	5	.....	6	17	.....	29	
	Gunnedah ...	Carroll ...	.....	37	.....	.....	35	1	73	
		Curlewis ...	.....	27	.....	.....	11	.....	38	
		Gunnedah ...	5	244	.....	4	128	9	390	
		Mullaly ...	1	17	.....	.....	14	.....	32	
	Mendooran ...	Bearbong ...	.....	.....	.....	1	5	.....	6	
		Kirbin ...	.....	1	.....	6	17	1	25	
	Total ...	26	674	10	42	477	27	1,256		

Electorate.	Division.	Polling-place.	Names of Candidates.					Informal votes.	Total number of votes recorded.
			J. Cook.	G. Donald.	J. Henry.	J. Hurley.	W. Richardson.		
Hartley	Katoomba	Blackheath ... ..	30	9	1	43	4	1	38
		Jenolan Caves ... ..	3	.....	.....	9	.....	.....	12
		Katoomba ... ..	98	12	1	37	9	.....	157
		Megalong ... ..	19	2	.....	20	3	.....	44
		Mount Victoria ... ..	30	5	3	33	7	5	83
	Shooter's Hill ... ..	3	3	.....	1	5	.....	12	
	Lithgow	Hartley Vale ... ..	68	3	1	16	52	.....	140
		Lithgow ... ..	384	70	6	251	72	9	792
		Lowther ... ..	15	5	2	20	23	.....	65
	Wallerawang	Wallerawang ... ..	73	21	3	44	19	7	167
Total ... ..		723	130	17	474	194	22	1,560	
Hastings, The, and Macleay, The.	Bellbrook	Bellbrook ... ..	23	14	.....	.....	9	1	47
		Five Day Creek ... ..	20	4	1	.....	6	1	32
		Jeogla ... ..	2	.....	.....	1	6	.....	9
	Kempsey	Frederickton ... ..	17	53	1	.....	27	1	99
		Gladstone ... ..	93	74	1	.....	17	3	188
		Green Hill ... ..	62	58	15	.....	15	2	152
		Hickey's Creek ... ..	43	22	5	1	3	.....	74
		Moorparabali ... ..	12	6	2	.....	5	1	26
		Sherwood ... ..	24	13	.....	.....	4	.....	41
		West Kempsey ... ..	140	131	34	10	155	3	473
	Port Macquarie	Port Macquarie ... ..	77	20	1	6	105	8	217
		Rolland's Plains ... ..	20	17	.....	.....	44	.....	81
		Smith Creek ... ..	8	.....	.....	1	1	.....	10
		Telegraph Point ... ..	8	12	.....	12	8	.....	40
	Wauchope	Beechwood ... ..	41	28	.....	2	28	2	101
		Ellenborough ... ..	7	11	.....	.....	18	2	38
		Gannon's Creek ... ..	10	3	.....	.....	35	1	49
		Rawdon Island ... ..	16	18	.....	4	13	.....	51
		Wauchope ... ..	44	7	1	2	43	1	98
		Yarras ... ..	1	3	.....	1	14	.....	19
	Total ... ..	668	494	61	40	556	26	1,845	
	Hawkesbury, The.	Wilberforce	Central Colo ... ..	.....	8	1	3	.....	12
			Enfield ... ..	.....	73	2	38	1	114
			Labour Lease, Wilberforce Common ... ..	.....	9	2	2	.....	13
			Mouth of Colo ... ..	14	21	3	8	.....	46
			North Kurrajong ... ..	4	124	5	81	2	216
			Portland Head ... ..	1	5	.....	7	.....	13
Sackville Reach ... ..			11	27	.....	20	.....	58	
Upper Colo ... ..			2	19	1	19	.....	41	
Wilberforce ... ..			3	86	18	100	1	208	
Windsor			Labour Lease, Pitt-town Common ... ..	1	16	39	10	1	67
		Pitt Town ... ..	1	88	4	100	3	196	
		Richmond ... ..	3	188	12	141	5	349	
		Riverstone ... ..	4	75	12	146	5	242	
		Rouse Hill ... ..	.....	10	.....	21	1	32	
		Windsor ... ..	4	164	11	308	4	491	
		Wiseman's Ferry ... ..	2	26	.....	25	.....	53	
Total ... ..		50	939	110	1,029	23	2,151		
Hay	Currathool	Currathool ... ..	65	1	10	60	36	5	177
		Gunbar ... ..	29	1	23	8	15	2	78
		Hay ... ..	234	.....	122	54	224	10	644
		One Tree ... ..	2	.....	7	15	2	.....	26
		Sidonia ... ..	7	.....	4	8	.....	.....	19
	Maude	Maude ... ..	18	.....	8	35	20	1	82
		Whitton	2	.....	.....	4	.....	.....	6
	Whitton	Darlington Point ... ..	23	.....	.....	13	23	.....	59
		Mount Elliot ... ..	14	.....	.....	11	8	.....	33
		Mount Ida ... ..	10	.....	2	5	16	1	34
		Whitton ... ..	71	.....	2	6	39	3	121
		Total ... ..	475	2	178	219	383	22	1,279

Electorate.	Division.	Polling-place.	Names of Candidates.		Informal votes.	Total number of votes recorded.					
			H. R. Bridson.	W. J. Lyne.							
Hume, The	Germanton	Cookardinia	10	22	2	34					
		Culcairn	18	25	2	45					
		Dora Dora	2	4	.....	6					
		Germanton	83	130	3	216					
		Little Billabong	8	36	.....	44					
		Talmalmo	4	21	.....	25					
		Yarrara	9	20	.....	29					
	Hanging Rock	Bullenbong	3	20	.....	23					
		Green's Gonyah	3	22	1	26					
		Lalla Rook	.....	26	.....	26					
		Munyabla	6	39	1	46					
		The Rock	9	36	1	46					
		Yerong Creek	12	56	2	70					
	Tumbarumba	Glenroy	3	16	1	20					
		Jingellic	9	22	.....	31					
		Khancoban	1	18	.....	19					
		Ournie	2	17	1	20					
		Rosewood	2	28	.....	30					
		Tooma	3	15	.....	18					
		Tumbarumba	38	138	5	181					
		Walbundry	.....	26	1	27					
	Walbundry	Henty	5	45	3	53					
		Walbundry	26	41	1	68					
		Walla Walla	17	30	1	48					
		Yerong Creek	.....	12	.....	12					
	Yerong Creek	Sandy Creek	4	17	.....	21					
		Total	277	882	25	1,184					
	Illawarra	Albion Park	Albion Park	134	82	3	219				
			Dunmore	21	26	.....	47				
			Shellharbour	61	41	2	104				
			Woodstock	61	7	1	69				
		Dapto	Avondale	17	10	.....	27				
			Brownsville	103	45	3	151				
			Marshall Mount	20	23	2	45				
			Tongarra	16	16	.....	32				
		Wollongong	Mount Kembla	123	98	3	224				
			Unanderra	86	56	.....	142				
			Wollongong	330	249	5	584				
Total		972	653	19	1,644						
Inverell		Ashford	Ashford	G. A. Grueckshank.				Elected unopposed.	.....		
	Bonshaw		.....								
	Elsmore		.....								
	Paradise Creek		.....								
	Graman	Stannifer	.....								
		Swan Vale	.....								
		Graman	.....								
		Reedy Creek	.....								
	Inverell	Wallangra	.....								
		Goomoorah	.....								
		Inverell	.....								
		King's Plains	.....								
	Little Plain	Prairie Park	.....								
		Swamp Oak	.....								
		Little Plain	.....								
		Yetman	.....								
Kahibah	Adamstown	Adamstown	W. Case.	A. Edden.	G. Errington.	J. A. Gorrick.	J. Penman.	W. Williams.	.....	.....	
		Burwood (old Racecourse)	5	265	50	12	76	1			5
		Merewether	26	191	25	1	56	7			11
		New Lambton	35	323	39	7	162	33			4
	Charlestown	Dudley	1	87	195	4	17	.....			7
		Belmont	.....	20	12	3	7	.....			1
		Charlestown	.....	76	13	1	18	.....			7
	Total	Dudley	3	79	21	3	28	.....			2
		Total	70	1,041	355	31	364	41			37

Electorate.	Division.	Polling-place.	Names of Candidates.					Informal votes.	Total number of votes recorded.			
			A. Campbell.		G. W. Fuller.							
Kiama...	Kangaroo Valley	Kangaroo Valley	206	81	5	292						
		Woodhill	22	39	1	62						
	Kiama	Broughton Village	11	28	.....	39						
		Gerringong	125	54	1	180						
		Jamberoo	87	83	3	173						
		Kiama	172	307	9	488						
	Robertson	Burrawang	27	30	.....	57						
		Kangaloon	17	33	.....	50						
		Myra Vale	38	19	.....	57						
		Pheasant's Ground	11	12	.....	23						
Robertson		95	95	1	191							
	Total	811	781	20	1,612							
Lachlan, The...	Booligal	Booligal	24	49	.....	5	2	1	81			
		Culparlin	20	2	.....	.....	.....	1	23			
		Marowie Creek	15	13	.....	6	1	.....	35			
		Whealbah	11	15	.....	.....	3	.....	30			
	Cargellico	Cargellico	8	48	.....	25	27	2	110			
		Rankin Springs	9	2	.....	1	1	.....	13			
	Euabalong	Eremeran	9	5	.....	3	1	1	19			
		Euabalong	36	24	.....	3	2	.....	65			
	Hillston	Hillston	30	169	2	8	51	7	267			
		Roto	5	11	.....	.....	1	.....	17			
		Willanthry	9	6	.....	.....	1	.....	16			
	Mossgiel	Boolbadah	11	3	.....	.....	.....	2	16			
		Hardy's	2	.....	.....	.....	5	.....	7			
		Ivanhoe	22	3	.....	1	10	.....	36			
		Mossgiel	74	10	.....	1	16	1	102			
	Mount Hope.	Tiarra	17	3	.....	.....	.....	1	21			
		Gilgunnia	15	8	.....	1	1	.....	25			
	Mount Hope	Mount Hope	4	61	.....	25	2	1	93			
		Nymagee	30	20	11	40	9	6	116			
		Total	351	452	13	119	133	24	1,092			
	Leichhardt	Leichhardt	Leichhardt Town Hall	G. D. Clark.	R. B. Cropley.	E. Darnley.	J. S. Hawthorne.	W. A. Holman.	E. Purnell.	A. Wheeler.	19	1,891
				291	142	30	731	585	82	11		
Near Callan Park			81	17	4	95	146	13	.....	2	353	
			Total	372	159	34	826	731	95	11	21	2,249
Lismore	Lismore	Bexhill	31	6	.....	37						
		Clunes	46	4	.....	50						
		Corndale	21	1	.....	22						
		Dunoon	27	11	.....	38						
		Eureka	16	3	.....	19						
		Goolmangar	16	2	.....	18						
		Lismore	437	143	6	586						
		Roschill	37	6	1	44						
	Wyrallah	Gundurimba	33	8	.....	41						
		Wyrallah	54	38	.....	92						
		Total	718	222	7	947						

Electorate.	Division.	Polling-place.	Names of Candidates.					Informal votes.	Total number of votes recorded.	
			H. G. Brown.	J. Hughes.	W. F. Hurley.	J. O. Skelton.	J. E. Tonkin.			
Macquarie	Oberon	Charlton, at Campbell's River ...	.....	5	4	1	21	.....	31	
		Hampton ...	.....	24	1	.....	1	.....	26	
		Hillsbury ...	2	7	3	.....	7	.....	19	
	Peel	Oberon ...	2	79	21	7	43	1	153	
		Kelloshiel ...	1	.....	45	.....	15	3	64	
		Limekilns ...	.....	.....	12	4	12	.....	28	
		Peel ...	3	4	23	7	16	1	54	
		Winburndale Rivulet at the junction of Cheshire Creek ...	1	.....	1	.....	9	1	12	
	Sofala	Box Ridge ...	1	.....	.....	1	21	.....	23	
		Palmer's Oaky ...	.....	.....	8	8	23	.....	39	
		Sofala ...	5	1	11	31	63	1	112	
	Sunny Corner	Wattle Flat ...	1	13	12	69	83	.....	178	
		Cullen Bullen ...	2	3	20	11	19	.....	55	
		Meadow Flat ...	21	2	15	1	2	.....	41	
		Portland ...	2	1	28	.....	19	3	53	
	Tarana	Sunny Corner ...	9	3	170	58	136	12	388	
		Brewongle ...	.....	2	28	13	20	1	64	
		Frying Pan, Yetholme... ..	.....	.....	26	.....	11	1	38	
		Glanmire ...	4	1	19	1	14	1	40	
		Mutton Falls ...	3	5	5	3	20	.....	36	
		O'Connell... ..	1	14	53	5	45	2	120	
		Rydal ...	1	2	23	13	29	1	69	
	Tarana ...	1	8	14	4	8	.....	35		
		Total ...	60	174	542	237	637	28	1,678	
Macquarie, West..	Blayney	Blayney ...	50	125	19	2	95	7	298	
		Brown's Creek ...	26	14	3	1	8	.....	52	
		Hobby's Yards ...	7	21	1	1	27	1	58	
		Millthorpe ...	4	70	6	.....	56	9	145	
		Neville ...	8	26	3	2	21	9	69	
		Newbridge ...	9	54	5	20	30	8	126	
		Rock Forest ...	.....	9	.....	.....	.....	.....	9	
		Vittoria ...	8	52	1	.....	9	2	72	
	Burraga	Burraga ...	50	96	23	1	1	8	179	
		Porter's Retreat... ..	5	29	6	.....	.....	.....	40	
	Perth...	Caloola ...	2	3	5	2	21	2	35	
		Fitzgerald's Valley ...	1	9	5	1	2	2	20	
		Lagoon on Campbell's River... ..	3	41	3	.....	3	.....	50	
		Perth ...	43	52	14	.....	54	5	168	
	Rockley	Judge Creek ...	.....	20	6	2	1	.....	29	
		Rockley ...	5	79	19	.....	31	2	136	
	Trunkey	Trunkey Creek ...	23	42	6	1	55	7	134	
	Tuena	Bigga ...	1	9	17	.....	2	.....	29	
		Blanket Flat ...	1	20	28	1	5	3	58	
		Peelwood... ..	1	24	25	.....	7	3	60	
		Tuena ...	12	25	13	.....	44	8	102	
			Total ...	259	820	208	34	472	76	1,869
	Maitland, East	East Maitland	East Maitland ...	493		71		3	567	
Mulbring... ..			63		12		.....	75		
Oak Vale... ..			23		6		.....	29		
Tarro ...			46		8		1	55		
Minmi Morpeth		Minmi ...	169		280		3	452		
		Morpeth ...	207		62		7	276		
		Total ...	1,001		439		14	1,454		
Maitland, West	Cessnock	Cessnock ...	60	.....	1	43	.....	104		
		Pokolbin ...	20	.....	3	44	1	68		
	Hunter	Bishop's Bridge... ..	34	.....	.....	24	3	61		
		Lochinvar... ..	74	1	10	44	3	132		
		West Maitland ...	1,059	6	67	463	25	1,620		
			Total ...	1,247	7	81	618	32	1,985	

Electorate.	Division.	Polling-place.	Names of Candidates.					Informal votes.	Total number of votes recorded.				
			H. Dawson.	G. T. C. Miller.	J. I. O'Brien.	G. D. Ryrie.	C. F. Welch.						
Manaro	Adaminaby	Adaminaby	11	67	10	39	74	3	204				
		Kiandra	1	7		3	11		22				
	Bredbo	Bredbo	17	12	3	14	8	2	56				
		Colinton	2	10		7	2		21				
		Cowra Creek	7	32	14	13	4		70				
	Buckley's Crossing.	Little Plain	4	8	15	14	1		42				
		Micaligo	5	5		13	1		24				
		Beridale	15	57	6	24	8		110				
		Bobundarra	1	4		4	2	1	12				
	Cooma	Buckley's Crossing	12	59	5	18	17	4	115				
		Cooma	50	291	9	36	106	12	554				
		Dry Plains	2	10	1	2	16	1	32				
	Jindabyne	Umaralla	1	50	5	9	9	2	76				
Jindabyne		24	55	10	18	15	1	123					
Nimmitabel	Nimmitabel	8	105	7	12	16	2	150					
Total			160	772	85	276	290	28	1,611				
Manning, The	Camden Haven	Kendall	H. M'Kinnon.			J. H. Young.		3	118				
		Laurieton	56			59							
	Coopernook	Coopernook	41			46			87				
		Croki	57			57			114				
		Holey Flat	49			74			123				
	Taree	Cundletown	28			37			65				
		Oxley Island	58			63		3	124				
		Taree	55			26			81				
		Tinonce	129			142		4	275				
	Wingham	Upper Lansdown	42			71		1	114				
		Cedar Party Creek	40			29			69				
		Marlee	39			11			50				
		Wherrol Creek	23			43			66				
	Woodside	Wingham	20			7		1	28				
		Kimbriki	97			130		1	228				
		Tyrie	21			18			39				
		Woodside	12			25			37				
Total			777			870		13	1,660				
Marrickville	Marrickville...	Corner of Marrickville Road & Wardell Road	D. Gallagher.	A. Gross.	W. Johnson.	G. Leslie.	A. J. Macaulay.	F. E. McLean.	A. H. Scuttler.	4	251		
		Enmore Rd., near Juliet-street	23	26	49	15	1	121	12				
		Excelsior Hall, Marrickville Road	34	8	120	3	5	189	69			9	437
		Livingstone Road, near New Canterbury Road	146	42	343	7	13	378	80			19	1,028
		Renwick-st., The Warren	46	19	51	16	4	297	24			5	462
			25	4	59	1	1	130	9			4	233
Total			274	99	622	42	24	1,115	194	41	2,411		
Molong	CanowindraNorth	Lockwood	J. R. Ardill.	C. Lauer.	H. C. M'Culloch.	W. R. Melville.	A. Ross.	A. H. Sherwin.	2	72			
		Cargo	1	1	10	8	40	2					
	Cudal	Barragun	1	1	15	3	18		2	39			
		Cudal	1	34	14	42	25	15	4	135			
	Cumnock	Murga	1	1	6	7	11		8	138			
		Toogong	1	1	19	3	12		1	26			
		Cumnock	1	32	12	27	50		13	35			
	Eugowra East	Rocky Ponds	1	1	12	1	25		2	135			
		Yullundry	1	1	1	3	5		2	41			
		Eugowra	1	19	6	10	32	1	5	10			
		Boomey	1	4	3	5	9		5	74			
		Borenore	1	1	10	13	5		2	21			
		Cave Creek	1	1	1	1	4		1	29			
		Cheese-man's Creek	1	1	1	9	4		1	6			
		Coffee Hills	1	1	1	33	7		3	16			
		Garra	2	12		29			3	44			
		Mandagery	2	2	8	5			3	46			
	Obley	Manildra	21	49	6	26		9	15	111			
		Molong	4	89	78	32	117	1	26	347			
		Two-mile Creek	1	1	3	2	8		1	14			
Buckinbah		2	23		8			3	33				
	Obley	1	6	21		10		3	41				
Total			11	247	311	253	504	20	82	1,428			

Electorate.	Division.	Polling-place.	Names of Candidates.				Informal votes.	Total number of votes recorded.				
			J. Halse.	T. H. Hassall.	L. D. Mountt.	T. G. Vyner.						
Moree ...	Boggabilla	Boggabilla ...	3	78	22	2	.....	105				
		Garah ...	.....	40	14	.....	2	56				
	Meroe	Garah ...	.....	17	14	.....	1	32				
		Kunopia ...	.....	22	11	1	.....	34				
	Moree	Blairmore... ..	.....	22	8	.....	.....	30				
		Meroe ...	.....	1	40	16	5	2	64			
	Mungindi	Ashley ...	.....	1	14	14	.....	1	30			
		Booloroo... ..	.....	.....	8	12	.....	.....	20			
		Moree ...	.....	11	172	175	6	7	371			
		Pallamallawa	.....	.....	43	33	.....	2	78			
		Terry Hie Hie	.....	1	58	6	1	1	67			
		Tycannah ...	.....	1	11	4	.....	.....	16			
		Benarba ...	.....	1	24	14	.....	.....	39			
	Warialda	Mungindi... ..	.....	.....	21	51	5	2	79			
Warialda ...		.....	5	98	96	1	5	205				
Total ...			24	668	490	21	23	1,226				
Moruya	Milton	Brooman ...	W. Boot.	J. T. Brogan.	H. Clarke.	T. W. Garrard.	W. Millard.	J. Roseby.	.....	22		
		Conjola ...	.....	.....	1	.....	19	.....	.....	28		
		Currowan... ..	19	.....	14	.....	14	1	1	40		
		Milton ...	32	1	85	3	197	19	3	340		
		Terneil ...	8	.....	2	3	50	1	1	65		
		Ulladulla ...	5	.....	9	1	61	3	1	80		
		Woodburn ...	3	.....	3	.....	16	1	.....	23		
	Moruya	Bodalla ...	16	2	37	.....	49	.....	1	105		
		Deua River	7	.....	15	.....	2	.....	.....	24		
		Moruya ...	148	23	165	.....	59	5	3	403		
		Narooma ...	17	.....	18	.....	16	.....	1	52		
		Nerrigundah	14	.....	24	1	15	.....	1	55		
	Nelligen	Punkalla ...	1	.....	13	1	12	1	.....	28		
		Tilba Tilba	2	.....	22	.....	54	.....	3	81		
		Bateman's Bay	25	5	11	.....	67	2	2	112		
		Mogo ...	31	10	5	1	21	6	1	75		
		Nelligen ...	7	8	11	.....	44	2	.....	72		
		Total ...			339	49	448	10	708	41	19	1,614
		Mudgee	Gulgong	Gulgong ...	J. M. Appleyard.	R. Jones.	W. Loggan.	R. Rouse.	J. Scully.	.....	10	317
Guntawang ...	.....			11	.....	17	.....	.....	.....	28		
Home Rule ...	2			41	.....	11	.....	3	.....	57		
Two-mile Flat	.....			18	2	16	1	7	.....	44		
Hargreaves	Hargreaves ...		.....	42	.....	26	.....	7	.....	75		
	Maitland Bar		.....	18	.....	12	.....	2	.....	32		
	Upper Meroo		.....	21	.....	12	.....	6	.....	39		
Mudgee	Windeyer... ..		2	60	.....	14	1	12	.....	89		
	Apple-tree Flat		.....	30	.....	20	2	6	.....	58		
	Canadian Lead		.....	15	.....	39	.....	1	.....	55		
	Collingwood ...		.....	38	.....	14	1	5	.....	58		
	Cullenbone ...		.....	37	.....	27	1	4	.....	69		
	Limburn ...		.....	30	.....	5	.....	3	.....	38		
	Log Paddock ...		1	15	.....	23	.....	4	.....	43		
	Merinda ...		.....	58	.....	2	.....	4	.....	64		
	Mudgee ...		4	458	1	337	3	.....	.....	803		
Pipeclay Creek	.....		28	.....	21	.....	10	.....	59			
Stony Creek ...	1	22	.....	45	.....	47	.....	115				
Total ...			65	1,085	3	749	10	131	2,043			
Murray, The...	Corowa	Corowa ...	W. D. Drummond.			J. Hayes.		.....	3	436		
		Daysdale ...	172			261		.....	.....	61		
		Lowesdale ...	13			48		.....	.....	36		
	Jerilderie	Jerilderie ...	49			100		.....	1	151		
		Summer Glen	2			30		.....	2	34		
	Mulwala	Mulwala ...	30			110		.....	6	146		
		Savernake ...	14			34		.....	.....	48		
	Tocumwal	Berrigan ...	78			52		.....	3	133		
		Finlay ...	19			33		.....	1	53		
	Urana	Tocumwal ...	27			108		.....	2	137		
		Brookong ...	6			14		.....	.....	20		
		Morundah ...	3			26		.....	.....	29		
		Oaklands ...	19			20		.....	.....	39		
		Old Goree... ..	7			14		.....	2	23		
	Urana ...	84			79		.....	2	165			
	Whitlands ...	7			25		.....	.....	32			
	Total ...			543			976		24	1,543		

Electorate.	Division.	Polling-place.	Names of Candidates.			Informal votes.	Total number of votes recorded.		
			T. Fitzpatrick.	T. C. Humphreys.	A. Rae.				
Murrumbidgee, The.	Coolamon	Coolamon ...	138	1	66	5	210		
		Grong Grong ...	51	.....	46	.....	97		
		Methul ...	40	.....	26	5	71		
		Warri ...	28	.....	3	2	33		
		Yarringerry ...	21	.....	1	1	23		
	Junee	Junee ...	181	1	262	11	455		
		Junee Reefs ...	49	.....	8	3	60		
		The Rock... ..	31	.....	8	3	42		
	Narrandera	Mount Chrystal ...	14	.....	14	.....	28		
		Narrandera ...	158	1	270	7	436		
Total ...			711	3	704	37	1,455		
Narrabri	Burren	Bucklebone ...	9	.....	35	23	2	69	
		Burren ...	25	1	13	13	2	54	
		Yarranbali ...	21	.....	7	6	.....	34	
	Millie	Boggy Creek ...	14	.....	3	9	.....	26	
		Bulyeroi ...	21	1	2	4	.....	28	
		Kerrimingby ...	14	.....	.....	33	1	48	
	Murcadool	Mynall Vale ...	5	.....	4	14	1	24	
		Merrywinbone ...	13	.....	.....	8	1	22	
		Murcadool ...	23	.....	2	11	1	37	
	Narrabri	Baan Baa ...	16	.....	.....	3	.....	19	
		Eula Creek ...	27	3	1	4	.....	35	
		Galathera ...	10	.....	.....	7	.....	17	
		Maule's Creek ...	3	2	.....	1	.....	6	
		Narrabri ...	264	9	13	206	11	503	
	Pilliga	Narrabri West ...	38	.....	2	113	1	154	
		Bullarora ...	7	.....	1	2	.....	10	
		Come-by-Chance... ..	45	.....	.....	11	2	58	
		Cuttabri ...	11	.....	.....	8	.....	19	
		Goangra ...	14	.....	.....	12	.....	26	
		Merribien ...	4	.....	.....	15	.....	19	
		Pilliga ...	45	1	9	5	1	61	
	Wee Waa	Urawilkje... ..	2	.....	.....	.....	1	3	
		Wee Waa... ..	41	.....	38	53	2	134	
		Total ...	672	17	130	561	26	1,406	
	Nepean, The	Lawson	Lawson ...	35	1	16	1	53	
			Springwood ...	54	3	25	4	86	
			Wentworth Falls ...	24	2	16	.....	42	
		Penrith	Bringelly ...	30	.....	.....	23	.....	53
			Castlereagh ...	60	.....	17	47	1	125
			Emu ...	37	.....	43	35	.....	115
Hoxton Park ...			51	.....	.....	16	.....	67	
Llandillo ...			21	.....	1	22	.....	44	
Luddenham ...			45	.....	.....	58	.....	103	
Mount Druitt ...			31	.....	2	25	2	60	
Mulgoa ...			40	.....	3	37	.....	80	
Penrith ...			305	.....	40	319	2	666	
St. Mary's ...			151	.....	9	146	3	309	
Total ...			884	121	785	13	1,803		
Newcastle East	City ...	Council Chambers, Watts-street, Newcastle ...	158	.....	146	4	308		
		Court House, Bolton-st., Newcastle ...	174	.....	109	3	286		
		Old Court House, Hunter-street, Newcastle ...	359	.....	185	8	552		
		Stockton ...	171	.....	300	1	472		
	Total ...	862	.....	740	16	1,618			
Newcastle West.	West... ..	Brunker Road, Adamstown ...	26	43	13	101	1	186	
		Darby-street, Newcastle..	71	122	71	80	5	401	
		Honeysuckle Point ...	141	232	127	90	39	635	
		Junction ...	30	31	15	56	20	152	
		Total ...	268	428	226	327	112	1,374	



Electorate.	Division.	Polling-place.	Names of Candidates.				Informal votes.	Total number of votes recorded.							
			J. Abbott.	J. W. Cotton.	B. Morgan.	J. F. Smith.									
Newtown— Camperdown Division.	Camperdown	King-street, Newtown ...	173	15	104	48	7	347							
		Police Station, Newtown	458	39	249	235	20	1,001							
		Town Hall, Camperdown	221	9	201	72	5	508							
		Total ...	852	63	554	355	32	1,856							
Newtown— Erskine Di- vision.	Erskine	Oddfellows' Hall, Wilson-	J. B. Davis.	J. Hindle.	R. Hollis.	E. W. Molesworth.									
		street, Newtown ...	3	46	139	227	4	419							
		St. George's Hall, King-	5	29	134	183	2	353							
		street, Newtown ...	6	31	414	337	12	800							
		Town Hall, Erskineville													
Total ...	14	106	637	747	18	1,572									
Newtown— St. Peter's Division.	Tempe Enmore	Cook's River, near the dam	T. Beasley.	J.W.Bowes.	F. Cotton.	W. Rigg.									
		Town Hall, St. Peters ...	46	28	71	89	1	235							
		Enmore Oddfellow's Hall,	255	47	159	339	7	807							
		Enmore Road ...	161	80	277	442	6	966							
Total ...	462	155	507	870	14	2,008									
Northumberland..	Cooranbong ...	Catherine Hill Bay ...	J. Donnelly.	R. Stevenson.	H. C. Wheeler.										
		Cooranbong ...	59	34	9	.....	102								
		Swansea ...	31	54	42	.....	127								
		Toronto ...	8	11	13	.....	32								
		Wye ...	12	11	33	.....	56								
		Davis Town ...	11	5	23	.....	39								
		Gosford ...	1	8	13	.....	22								
		Gosford ...	13	70	136	3	222								
		Jilliby Jilliby ...	4	12	16	1	33								
		Kincumber ...	1	21	28	.....	50								
		Mangrove Creek... ..	5	43	10	.....	58								
		Ourimbah... ..	10	17	43	.....	70								
	Port Erina ... ..	4	6	31	.....	41									
	Wamberal ... ..	3	12	17	.....	32									
	Woy Woy ... ..	2	6	23	.....	31									
	Wyang ... ..	23	38	44	1	106									
	Yarramalong ... ..	.....	52	5	.....	57									
	St. Albans ... ..	3	73	25	.....	101									
	Wollombi ... ..	.....	25	29	1	55									
	Howe's Valley ... ..	.....	10	2	.....	12									
	Laguna ... ..	.....	50	7	2	59									
	Millfield ... ..	1	15	44	.....	60									
	Putty ... ..	.....	12	3	.....	15									
	Wiseman's Ferry	.....	34	10	.....	44									
	Wollombi... ..	.....	51	17	1	69									
	Total ...	191	670	623	9	1,493									
	Orange	Lewis Ponds..	Lewis Ponds ... ..	V. Heaton.	O.W. B. Jaeger.	H.W. Newman.									
Lucknow ... ..			10	1	67	.....	78								
Spring Hill ... ..			25	34	151	17	227								
Ophir		Ophir ... ..	51	2	54	4	111								
		East Orange ... ..	8	.....	24	.....	32								
Orange		Mullion Creek, on Iron-	43	6	276	3	328								
		barks Road ... ..	51	1	34	.....	86								
		Orange ... ..	463	10	531	8	1,012								
The Forest		Cadia ... ..	20	1	26	1	48								
		Forest Reefs ... ..	40	1	40	1	82								
Total ...	711	56	1,203	34	2,004										
Paddington ...	Paddington ...	*Norfolk-street, near Gur-	S. A. Byrne.	W. Cowper.	J. Dillon.	A. Godfrey.	R. T. Kirby.	J. Robinson.	W. C. Shipway.	T. J. West.	J. White.	M. E. S. Wrysell.			
		ner-street ... ..	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	11	529
		*Paddington Town Hall ...	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	37	1,512
		Total ... ..	309	2	77	4	35	7	731	390	420	15	48	2,041	

\* Actual figures not available.

Electorate.	Division.	Polling-place.	Names of Candidates.					Informal votes.	Total number of votes recorded.			
			W. J. Ferris.	W. F. Garrett.	D. P. O'Reilly.	H. Taylor.	J. Thomas.					
Parramatta ...	Parramatta ...	Court-house ... ..	212	1	236	246	1	6	702			
		School of Arts ... ..	124	1	185	168	.....	10	488			
		Town Hall ... ..	184	.....	243	213	.....	5	645			
		Total ... ..	520	2	664	627	1	21	1,835			
Petersham ...	Petersham ...	Brighton and Palace sts. Near Lewisham Station Near Stanmore Station... Petersham Town Hall ...	J. Bell.	C. J. Panshey.	J. Gelding.	W. Robson.	L. C. Russell-Jones.	B. Short.	W. Webster.	G. Withers.		
			5	30	1	16	110	44	35	4	2	247
			1	112	13	71	152	162	132	...	2	645
			1	30	...	29	161	56	50	3	1	331
			...	86	2	58	204	124	125	4	1	604
Total ... ..	7	258	16	174	627	386	342	11	6	1,827		
Queanbeyan ...	Bungendore ..	Bungendore ... ..	A. H. C. B. Conroy.			J. McInerney.		E. W. O'Sullivan.				
		Duck Flat ... ..	35		42		100		2	179		
		Hoskington ... ..	1		1		16		.....	18		
		Molonglo ... ..	16		3		37		.....	56		
	Captain's Flat	Captain's Flat ... ..	15		5		9		1	30		
		Captain's Flat ... ..	34		43		55		.....	132		
	Collector ...	Collector ... ..	37		4		35		.....	76		
		Currawang ... ..	21		10		40		2	73		
		Gundaroo ... ..	11		42		18		.....	71		
		Lake Bathurst ... ..	4		5		13		.....	22		
	Micaligo ...	Yarra ... ..	27		4		17		2	50		
		Gudgenby ... ..	1		.....		10		.....	11		
		Micaligo ... ..	4		5		43		.....	52		
	Queanbeyan...	Williamsdale ... ..	13		4		7		.....	24		
		Brindabella ... ..	2		.....		6		.....	8		
	Queanbeyan...	Canberra ... ..	35		14		28		.....	77		
		Gininderra ... ..	7		29		41		.....	77		
		Lanyon ... ..	9		2		35		1	47		
		Ledgerton ... ..	6		1		5		.....	12		
		Queanbeyan ... ..	147		23		171		3	344		
Sutton ... ..		8		17		16		1	42			
Urayarra ... ..		10		.....		16		1	27			
Total ... ..		443		254		718		13	1,428			
Quirindi ...	Blackville ...	Black Creek ... ..	1	.....	7		12		12	1	33	
		Glasston ... ..	1	.....	2		12		.....	.....	15	
		Yarraman ... ..	1	.....	.....		21		19	3	44	
	Breeza ...	Breeza ... ..	2	1	2		43		14	8	70	
		Kickerbil ... ..	1	.....	1		8		5	.....	15	
		Spring Ridge ... ..	.....	.....	3		11		25	1	40	
	Nundle ...	Bowling-alley Point ... ..	2	.....	15		66		24	2	109	
		Dungowan ... ..	1	.....	3		52		5	11	72	
		Goonoo Goonoo ... ..	1	.....	10		28		9	2	50	
		Hanging Rock ... ..	1	.....	7		16		12	1	37	
	Quirindi ...	Nundle ... ..	.....	.....	23		83		30	20	156	
		Currahubula ... ..	1	1	9		53		16	12	92	
		Doughboy Hollow ... ..	2	.....	2		10		6	.....	20	
		Quipolly ... ..	.....	.....	7		25		5	2	39	
		Quirindi ... ..	18	12	105		112		140	26	413	
		Wallabadah ... ..	.....	1	15		26		49	5	96	
	Werris Creek ... ..	1	1	5		31		37	3	78		
Willow Tree ... ..	.....	1	4		26		12	4	47			
Total ... ..	33	17	220		635		420	101	1,426			

Electorate.	Division.	Polling-place.	Names of Candidates.						Informal votes.	Total number of votes recorded.	
			J. W. Gregg.	P. Hogan.	J. Lynn.	J. McKay.	J. Laughlin.	W. T. Pallen.			E. F. Ruddle.
Raleigh	Bellington	Bellington ...	23	59	23	...	32	5	7	2	156
		Bellington Heads...	11	20	1	...	6	1	...	1	40
		Fernmount ...	27	50	7	1	13	...	1	...	99
		Never Never ...	2	17	6	...	1	1	1	1	29
		Raleigh ...	10	13	3	...	32	...	1	...	59
	Bostobrick	Blick's River ...	4	4	...	1	2	1	...	1	13
		Dorrigo ...	...	7	1	...	5	...	...	...	13
	Clybucca	Clybucca ...	4	4	8	1	5	...	...	1	23
		Jersyville ...	4	23	23	8	43	...	4	1	106
		Kinchola ...	2	10	24	...	7	...	...	...	43
		Smith Town ...	15	20	19	1	48	...	...	...	103
	Coff's Harbour	Yarrhapinni ...	8	...	18	...	11	...	...	1	38
		Coff's Harbour ...	21	8	7	3	18	8	12	...	77
	Dalmorton	The Junction ...	4	8	7	...	6	...	4	...	29
		Dalmorton ...	1	8	...	1	41	...	1	3	55
	Nambucca	Argent's Hill ...	6	3	11	...	16	...	1	...	37
		Bowra ...	5	62	15	2	66	...	1	...	151
		Macksville ...	11	30	36	...	10	2	3	4	96
		Nambucca Heads ...	57	13	1	...	4	...	...	1	76
		Taylor's Arm ...	...	12	8	2	2	...	1	1	26
	Nana	Unkya ...	4	8	17	1	2	...	4	...	36
		Coramba ...	2	6	10	1	1	...	4	...	24
		Corindi Station ...	...	1	...	1	...	16	...	...	18
Glenreagh ...		5	6	1	...	3	3	16	1	35	
Woogoolga	Sherwood ...	2	...	1	...	...	3	15	...	21	
	Woogoolga ...	2	7	1	...	5	26	7	1	49	
Total			230	309	253	23	379	66	83	19	1,452
Randwick	Randwick	Arden-street, near Macpherson-street...	25	...	5	47	75	...	...	152	
		Coogee ...	32	4	11	19	29	...	...	95	
		Green's Rd., near Oxford-street ...	84	17	31	73	156	...	...	361	
		Kensington Estate ...	24	2	1	4	24	...	1	56	
		Oxford-st., near Reservoir	158	22	46	105	285	...	6	622	
		Town Hall, Randwick ...	163	26	208	85	256	...	9	747	
		Total	486	71	302	333	825	16	2,033		
Redfern	Redfern	Redfern Town Hall ...	497	144	590	800	124	22	2,177		
		Total	497	144	590	800	124	22	2,177		
Richmond, The	Casino	Casino ...	36	9	162	230	23	7	467		
		Tatham ...	21	...	36	53	11	1	122		
	Coraki	Coraki ...	60	...	19	82	28	4	193		
	Myrtle Creek	Busby's Flat ...	1	...	8	14	...	...	23		
		Myrtle Creek ...	5	...	13	7	...	1	26		
	Wyandah	Wyandah ...	3	3	1	1	...	...	8		
	Roseberry	New Park ...	14	...	6	11	...	...	31		
		The Risk ...	8	...	4	5	1	...	18		
	Tabulam	Tabulam ...	3	2	18	23	1	...	47		
	Toooloom	Toooloom Diggings ...	4	1	6	4	...	...	15		
	Woodburn South	Broadwater ...	65	5	5	87	13	2	177		
		Eungawalbin ...	7	3	5	12	1	...	28		
Evan's River Diggings ...		2	...	...	10	...	...	12			
Woodburn South ...		71	1	26	73	1	2	174			
Total			300	24	309	612	79	17	1,341		

Electorate.	Division.	Polling-place.	Names of Candidates.			Informal votes.	Total number of votes recorded.				
			R. G. D. Fitzgerald.	M. Hickey.	E. Tucker.						
Robertson	Denman	Denman	46	5	23	1	75				
		Merry's Crossing	12	2	2	.....	16				
	Murrurundi	Blandford	55	14	13	1	83				
		Murrurundi	63	14	100	5	191				
	Musclebrook	Aberdeen	51	4	125	3	183				
		Kyuga	30	.....	15	.....	45				
		Liddell (Chain of Ponds)	13	1	5	1	20				
		Musclebrook	238	21	195	6	460				
		Muscle Creek	20	.....	16	.....	36				
		Wyhong	9	23	5	1	38				
	Scone	Belltrees	33	3	8	1	45				
		Bunnau	17	4	22	1	44				
		Ellerston	10	1	21	2	34				
		Gundy	25	5	22	1	53				
		Main Camp	50	.....	17	.....	67				
		Moonan	5	10	16	2	33				
		Plashett	39	1	6	.....	46				
		Scone	143	17	159	14	333				
		Stewart's Brook	10	2	50	1	63				
		Weldun	9	3	26	1	39				
		Whissonsett	16	1	7	.....	24				
		Wingen	9	6	38	.....	53				
		Total	903	137	900	41	1,981				
Ryde	Drummoyne	Drummoyne Council Chambers	F. Farnell. 149	T. Forsyth. 21	J. Lennon. 109	J. T. Rees. 3	E. Terry. 39	1	322		
	Ryde	Beecroft	35	3	.....	2	17	1	58		
		Dundas	68	11	3	2	39	1	174		
		East Carlingford	42	7	3	1	22	1	76		
		Gladesville	136	14	17	1	23	1	192		
		Hunter's Hill	190	8	62	28	43	4	335		
		North Ryde	48	12	2	2	14	1	79		
		Rydalmere	48	11	7	1	58	.....	125		
		Ryde	211	50	13	3	65	7	349		
		Total	927	137	216	43	370	17	1,710		
	Rylstone	Cassilis	Cassilis	F. J. Gilbert. 14	J. Granter. 34	J. F. Hill. ....	T. Hungerford. ....	J. Purser. 3	J. Taylor. ....	W. C. Wall. 61	3
Collaroy Station			7	3	.....	.....	.....	.....	29	1	40
Coolah			7	1	2	.....	.....	.....	8	3	21
Denison Town			6	3	.....	.....	.....	.....	5	1	15
Green Hills			9	4	1	1	.....	.....	26	.....	41
Leadville			15	12	.....	2	1	1	14	1	46
Tallawang			1	18	1	.....	1	.....	6	1	23
Uarbry			4	1	3	.....	.....	.....	19	1	28
Upper Tallawang			1	31	.....	1	.....	.....	18	3	54
Merriwa			Giant's Creek	.....	1	.....	17	.....	.....	18	.....
		Gungal	2	.....	2	7	.....	.....	19	.....	30
		Merriwa	46	11	2	5	1	.....	110	4	179
Rylstone		Botobolar	4	5	.....	.....	.....	.....	26	2	37
		Bylong	1	3	3	.....	.....	1	10	.....	18
		Capertee	.....	.....	8	.....	20	.....	11	1	40
		Crudine Post Office	.....	2	6	.....	3	1	17	1	30
		Cudgegong	3	4	7	.....	.....	.....	28	1	43
		Dungaree	25	4	3	1	.....	3	23	.....	59
		Glen Alice	.....	11	.....	1	4	.....	13	.....	29
		Iford	4	3	5	3	10	.....	37	.....	62
		Kerrabee	.....	.....	.....	19	.....	.....	4	.....	23
		Narrango	1	.....	1	.....	.....	.....	21	.....	23
		Pyramul	2	6	6	.....	.....	.....	22	6	42
		Rylstone	24	20	50	9	14	6	97	6	226
Wollar		Ulan	1	2	.....	.....	.....	.....	11	1	15
		Wollar	33	32	.....	2	.....	1	24	1	93
		Total	210	211	100	68	57	13	677	37	1,373

Electorate.	Division.	Polling-place.	Names of Candidates.										Informal votes.	Total number of votes recorded.
			W. G. Blaxton.	S. Burrell.	Sir C. Campbell.	J. C. J. Fitzpatrick.	J. Garrard.	A. Hallen.	H. R. Pigott.	J. Tansett.	E. S. Wakely.	J. Williamson.		
Sherbrooke ...	Blacktown ...	Blacktown ...	9	6	...	27	41	3	...	2	3	1	.....	92
		Eastern Creek ...	1	18	...	2	14	4	...	1	...	...	1	41
		Rooty Hill ...	3	12	1	23	79	12	...	1	9	2	3	145
		Seven Hills ...	1	13	...	4	20	20	1	1	9	3	1	73
		Toongabbee ...	4	5	1	1	19	5	...	2	2	7	2	48
	Castle Hill ...	Baulkham Hills ...	1	...	...	2	11	...	...	3	...	...	2	19
		Castle Hill ...	2	5	1	1	66	1	1	9	4	1	3	94
		Cross Roads ...	...	23	...	2	29	5	1	11	3	3	3	80
		Kellyville... ..	1	10	...	20	25	6	3	11	1	1	.....	78
	Dural ...	Dural ...	...	4	...	...	34	...	...	...	...	2	2	42
		Galston ...	8	21	...	3	49	1	...	...	...	...	3	85
		Kenthurst ...	...	7	...	12	32	...	2	...	1	6	.....	60
	Smithfield ...	Upper Dural ...	...	5	...	4	27	1	...	1	...	2	1	41
		Fairfield ...	11	33	...	11	48	8	...	...	7	20	3	141
		Prospect ...	12	15	...	6	20	...	...	...	10	2	7	72
Smithfield ...		8	46	...	31	66	8	...	2	10	35	4	210	
Wetherill Park ...		2	8	...	2	21	4	...	1	2	10	2	52	
Total ...			63	231	3	151	601	78	8	45	61	95	37	1,373
Shoalhaven, The...	Berry ...	Berry ...	108	...	...	43	192	...	...	11	7	361		
		Coolangatta ...	8	...	...	6	96	...	...	.....	3	113		
	Nowra ...	Bomaderry ...	34	...	...	18	24	...	...	2	2	80		
		Cambewarra ...	27	...	...	33	41	...	...	21	.....	122		
		Greenwell Point ...	27	...	...	8	39	...	...	2	.....	76		
		Nowra ...	186	...	...	123	178	...	...	59	4	550		
		Numba ...	16	...	...	9	39	...	...	1	.....	65		
	Sassafras ...	Terara ...	28	...	...	11	26	...	...	1	1	67		
		Sassafras ...	15	...	...	1	3	...	...	1	.....	20		
	Tomerong ...	Tomerong... ..	4	...	...	41	34	...	...	17	.....	96		
	Yalwal... ..	Burrier ...	4	...	...	15	1	...	...	.....	1	21		
		Yalwal ...	38	...	...	31	17	...	...	6	.....	92		
	Total ...			495	...	...	339	690	...	...	121	18	1,663	
	Singleton .....	Broke ...	Broke ...	4	...	...	32	32	...	...	2	70		
			Bulga ...	14	...	...	8	25	...	...	1	48		
Greta ...		Belford ...	2	...	...	26	40	...	...	2	70			
		Branxton ...	2	...	...	60	79	...	...	.....	141			
		Elderslie ...	1	...	...	13	22	...	...	.....	36			
Jerry's Plains		Greta ...	76	...	...	137	67	...	...	.....	280			
		Mitchell's Flat ...	3	...	...	27	42	...	...	.....	72			
		Jerry's Plains ...	6	...	...	16	26	...	...	.....	48			
Singleton ...		Warkworth ...	18	...	...	9	16	...	...	.....	43			
		Camberwell ...	12	...	...	29	34	...	...	.....	75			
		Glendon Brook ...	4	...	...	30	43	...	...	4	81			
		Goorangoola ...	14	...	...	15	25	...	...	.....	54			
		Singleton ...	244	...	...	195	390	...	...	13	842			
		St. Clair ...	6	...	...	2	19	...	...	.....	27			
Westbrook ...		3	...	...	4	22	...	...	.....	29				
Total ...			409	...	...	603	882	...	...	22	1,916			
St. George .....	St. George ...	Arneliffe ...	...	...	...	74	...	...	...	222	6	302		
		Bexley ...	...	...	...	47	...	...	...	112	6	165		
		Hurstville Council Chambers...	...	...	...	129	...	...	...	308	4	441		
		Kogarah School of Arts...	...	...	...	141	...	...	...	437	11	589		
		Oatley ...	...	...	...	32	...	...	...	57	.....	89		
		Rockdale Town Hall ...	...	...	...	181	...	...	...	387	7	575		
Total ...			604	...	...	1,523	...	...	34	2,161				
St. Leonards ...	St. Leonards...	Milson's Point ...	285	...	...	546	54	5	9	899				
		Walker-street ...	540	2	482	165	3	6	1,138					
		Total ...	825	2	1,028	159	8	15	2,037					

Electorate.	Division.	Polling-place.	Names of Candidates.							Informal votes.	Total number of votes recorded.		
			W. J. Ferguson.			J. Souter.							
Sturt ...	Broken Hill North.	Acacia Dam ...	10				3			7	15		
		Day Dream ...	13				2			15	15		
		Iodide-street ...	575				178			11	764		
		Lane-street ...	190				59			2	251		
		Mount Gipps ...	15				14			2	31		
		Pinnacles ...	21				7			1	28		
		Rockwell ...	18				12			1	31		
		Round Hill ...	18				18			1	36		
		Stephon's Creek ...	16				8			1	24		
		Purnamoota ...	Purnamoota ...	7				9			16	16	
Silverton ...	Silverton ...	83				21			104	104			
Thackaringa ...	Thackaringa ...	22				21			1	44			
Torrowangee ...	Euriowie ...	18				7			2	27			
Torrowangee ...	Torrowangee ...	59				34			2	95			
		Total ...	1,065			393			23	1,481			
Sydney ...	Belmore Division	Belmore, Lyceum Hall, Campbell-street ...	W. A. Court.	E. W. Foxall.	F. B. Freehill.	J. Graham.	R. Mackay.	T. J. Murray.	G. Perry.	J. J. A. Parcell.	T. Tytherleigh.		
			29	168	368	448	121	4	15	67	333	33	1,586
			Total ...	29	168	368	448	121	4	15	67	333	33
Sydney ...	Bligh Division	Palmer-street, between William and Stanley Streets ...	U. W. Carpenter.	J. A. Hendry.	P. J. Hourigan.	E. H. McConville.	J. Martin.	J. S. Murphy.					
			218	369	57	12	609	265	12	1,542			
			Total ...	218	369	57	12	609	265	12	1,542		
Sydney ...	Cook Division	Crown-street, between Little Devonshire and Cleveland Streets ...	W. H. Trull.	J. Watson.	S. T. Whiddon.								
			473	276	649	8	1,406						
			Total ...	473	276	649	8	1,406					
Sydney ...	Denison Division	Harris-st., near William Henry-street ...	W. Dormau.	M. Harris.	A. J. Kelly.	A. Thompson.	H. Willis.						
			35	590	417	208	141	21	1,410				
			Total ...	33	590	417	208	141	21	1,410			
Sydney ...	Fitzroy Division	Dowling-street, corner of Fitzroy Avenue ...	H. C. Cato.	H. Chapman.	H. Foran.	C. J. E. Forsberg.	J. M. Elhone.	W. F. Morrison.	R. Roberts.				
			355	666	32	17	422	180	13	23	1,708		
			Total ...	355	666	32	17	422	180	13	23	1,708	
Sydney ...	Flinders Division	Schoolroom, Foveaux-street, between Crown and Bourke Streets ...	J. A. Dobbie.	L. Kesteven.	W. H. Kippax.	J. E. Odliffe.	B. R. Wise.						
			379	34	286	77	656	19	1,451				
			Total ...	379	34	286	77	656	19	1,451			

Electorate.	Division.	Polling-place.	Names of Candidates.					Informal votes.	Total number of votes recorded.
			G. Black.		D. O'Connor.				
Sydney	Gipps Division	Federation Hall, corner Charlotte-place and Harrington-street	915		742		15	1,672	
		Total	915		742		15	1,672	
Sydney	King Division	Protestant Hall, Castle-roagh-street, near Bathurst-street	J. T. Gannon.	I. Henry.	W. E. J. McGuire.	G. J. Reeve.	G. H. Reid.	22	1,368
		Total	164	12	4	347	819	22	1,368
Sydney	Lang Division	Old Masonic Hall, in Clarence-street	J. Butler.	J. D. FitzGerald.	W. M. Hughes.	J. Taylor.		37	1,298
		Total	27	273	533	428		37	1,298
Sydney	Phillip Division.	Exhibition Building, Prince Alfred Park	R. Fowler.	Sir W. P. Manning.	C. T. Renshaw.	J. Wilson.		24	1,556
		Total	635	518	15	364		24	1,556
Sydney	Pymont Division	Elder's Hall, Union-street, Pymont	J. G. Carter.	T. M. Davis.	C. E. Fuller.	G. Landers.		19	1,390
		Total	394	716	197	64		19	1,390
Tamworth	Somerton	Keepit	Sir G. R. Dibbs.	A. B. Piddington.	J. M. Toohey.	R. J. Walsh.		19	
		Somerton	12	2		5		58	
	Swamp Oak	Nyangala	31	10	2	14	1	16	
		Rywang	13	3				44	
		Woolbrook, at Robson's.	13	6	5	19	1	6	
	Tamworth	Attunga	2	2		2		73	
		Moonbi	49	15		9		118	
		Tamworth	65	15	2	34	2	840	
		West Tamworth	368	293	19	156	4	202	
		Winton	30	127	7	34	4	52	
Total	29	19		4		12	1,428		
Tenterfield	Deepwater	Bolivia	H. E. Campbell.	J. Coxall.	C. A. Lec.		1	35	
		Deepwater		11	23			82	
	Drake	Boonoo Boonoo	1	39	42			25	
		Drake		16	9			145	
		Long Gully		101	42		2	24	
	Nine-mile	Pretty Gully		11	11		2	26	
		Timbarra	2	8	15		1	17	
		Mole Table-land		2	15			44	
		Nine-mile		22	20		2	98	
	Tenterfield	The Gulf	2	42	54			29	
		Clifton	1	14	13		1	12	
		Sandy Hill		7	5			21	
	Wilson's Downfall.	Tenterfield		9	9		3	666	
		Acacia Creek	5	333	322		6	39	
		Maryland	1	2	35		1	37	
		Rivertree	1	7	25		4	44	
		White Swamp	1	10	33			12	
	Wilson's Downfall	1	1	10			74		
	Total	1	25	46		2	1,430		

Electorate.	Division.	Polling-place.	Names of Candidates.					Informal votes.	Total number of votes recorded.				
			E. G. Brown.	J. Cheney, Junr.	J. Downing.	T. Jones.	R. Joyce.						
Tumut	Adelong	Adelong ... ..	80	3	21	215	40	7	366				
		Batlow ... ..	19	.....	40	5	20	.....	84				
		Mount Adrah ... ..	7	.....	1	5	8	.....	21				
	Bago	Three Brooks ... ..	11	3	1	6	16	.....	37				
		Humula	Humula ... ..	12	28	4	25	11	2	82			
	Humula	Upper Tarcutta ... ..	12	.....	4	22	10	1	49				
		Tumut	Brungle ... ..	16	.....	1	14	.....	2	33			
	Tumut	Tomorroma ... ..	5	.....	1	12	11	.....	29				
		Tumut ... ..	168	3	80	308	120	17	696				
	Yarrangobilly	Yarrangobilly ... ..	2	.....	.....	4	.....	.....	6				
Total ... ..			332	37	153	616	236	29	1,403				
The Tweed	Byron Bay	Byron Bay ... ..	2	.....	5	41	46	5	3	33	2	137	
		Byron Creek ... ..	1	.....	1	6	42	3	7	5	.....	65	
	Cudgen	Cudgen Scrub ... ..	57	.....	21	13	.....	22	17	4	134		
		Tumbulgum ... ..	5	.....	12	1	17	24	41	7	8	115	
		Tweed Heads ... ..	3	.....	2	17	2	43	4	.....	71		
	Mullumbimby	Brunswick ... ..	1	1	.....	2	6	1	19	6	.....	36	
		Mullumbimby ... ..	4	.....	6	2	34	1	2	8	.....	57	
		Upper Pocket ... ..	4	.....	4	.....	33	2	2	132	9	186	
	Murwillumbah	Burringbar ... ..	1	.....	1	14	.....	40	10	15	101	6	188
		Murwillumbah ... ..	19	.....	113	.....	139	38	64	118	14	505	
Total ... ..			97	1	1	178	52	387	86	218	431	43	1,494
Uralla-Walcha	Bendemeer	Bendemeer ... ..	3	.....	6	.....	6	1	18	34	3	71	
		Green Valley ... ..	.....	.....	6	.....	13	.....	2	4	.....	25	
	Nowendoc	Cooplacurripa ... ..	.....	.....	.....	.....	.....	.....	.....	16	.....	16	
		Nowendoc ... ..	.....	1	.....	.....	.....	.....	.....	21	.....	22	
	Uralla	Balala ... ..	.....	.....	3	.....	19	.....	13	1	1	37	
		Castle Doyle ... ..	2	.....	4	.....	4	.....	5	1	1	17	
		Gara River ... ..	.....	.....	1	.....	.....	.....	3	.....	.....	4	
		Invergowrie ... ..	.....	.....	2	.....	7	.....	7	7	.....	25	
		Kelly's Plains ... ..	.....	.....	.....	.....	3	.....	16	2	2	23	
		Kentucky ... ..	.....	.....	6	.....	9	.....	11	9	1	36	
		Rockwood ... ..	3	.....	1	.....	5	1	16	8	.....	34	
		Salisbury Plains ... ..	1	2	1	.....	1	.....	22	3	1	31	
	Walcha	Uralla ... ..	3	5	43	1	141	.....	138	95	10	436	
		Yarrowyck ... ..	.....	1	.....	.....	4	.....	1	1	.....	7	
		Glen Morrison Diggings ... ..	5	.....	.....	1	1	3	14	24	2	50	
		St. Leonard's Creek ... ..	.....	.....	2	.....	.....	.....	7	7	.....	16	
		Tia Diggings ... ..	1	19	.....	4	2	1	16	15	2	60	
		Walcha ... ..	22	2	1	4	13	1	38	160	4	245	
		Walcha Road ... ..	5	1	.....	2	4	.....	16	20	4	52	
Yarrowitch ... ..		1	19	.....	.....	.....	.....	6	3	2	31		
Total ... ..			46	50	74	14	232	7	349	431	35	1,238	
Wagga Wagga	Currawanna	Cottee ... ..	J. Gormly.		J. M'Darra.				1	24			
		Currawanna ... ..	18		5				.....	25			
		Koekibitoo ... ..	16		9				.....	43			
	Jackson's Waterhole.	Jackson's Waterhole ... ..	42		1				.....	33			
		Wagga Wagga	28		5				.....	36			
	Wagga Wagga	Alfredtown ... ..	29		7				.....	27			
		Borambula ... ..	12		15				.....	25			
		Cross Roads ... ..	24		1				.....	27			
		Downside ... ..	24		2				.....	14			
		Tooyal ... ..	10		4				.....	28			
Wagga Wagga ... ..		21		7				.....	917				
Wallacetown ... ..	689		217				11	21					
Total ... ..			20		1				.....	1,220			
Total ... ..			933		274				13	1,220			



Electorate.	Division.	Polling-place.	Names of Candidates.					Informal votes.	Total number of votes recorded.					
			A. Card.	A. F. Deering.	O. G. Steel.	T. Walker.	D. Watkins.							
Wallsend	Teralba	Teralba	4	1	7	46	76	1	135					
		Wallsend	2		12	26	36		76					
	West Wallsend	Plattsburg	12	4	144	158	307	2	627					
		Wallsend	16	2	148	156	338	15	675					
		West Wallsend	11	1	24	84	151	3	274					
	Total	45	8	335	470	908	21	1,787						
Waratah	Hamilton	Hamilton	A. H. Clapin.		A. H. Griffith.		N. Melville.							
		Lambton	140		255		206	5	606					
		Lambton	18		92		51		161					
	Waratah	Lambton	30		278		200	1	518					
		Hexham	27		13		25	4	69					
		Mosquito Island	1		17		33		51					
		North Waratah	48		58		90	2	198					
	Waratah	83		107		75	1	266						
	Total	356		820		680	13	1,869						
Warringah	Manly	Greendale	L. Dodds.		J. J. Lopherd.		H. C. Moss.		D. Thomson.					
		Manly	1		22		7		30					
		Narrabeen	31		26		300		226	9	592			
	Mosman	Pittwater	2				11		6		19			
		Mosman Bay	3		3		32		20		60			
		Neutral Bay	44		35		62		180		325			
		Neutral Bay	129		44		105		140		419			
	Total	210		108		532		579		1,445				
Waterloo	Waterloo	Alexandria Town Hall	G. Anderson.		E. Banner.		J. Navin.		W. H. Sharp.		G. C. Taylor.			
		Waterloo Town Hall	417		283		47		134		85		8	974
		Total	360		441		78		124		100		9	1,112
	Total	777		724		125		258		185		17	2,086	
Waverley	Waverley	Corner of Albion and Leichhardt Streets	A. Allen.		T. H. Barlow.		A. Cameron.		J. Carroll.		T. Kemp.			
		Grafton-street	45		101		94		1		34		4	279
		Lower Bondi	52		67		74		1		23			217
		Stratton's Hall, Ebley-st.	8		11		15		1		10			45
		Waverley Council Chambers	164		221		341		4		150		6	886
		Total	100		75		223		2		28		3	431
	Total	369		475		747		9		245		13	1,858	
Wellington	Cobborah	Ballmore	H. Boehme.		J. Haynes.		M. C. O'Halloran.		T. H. York.					
		Cobborah			8		11		5			24		
		Mendooran			32		11		32		2	77		
		Sandy Creek			15		5		7		1	28		
		Hill End			8		10		7			25		
		Hammond's			12		1		4			17		
		Hill End			2		168		21		8	208		
		Tambaroora			34		34		12		1	3	50	
		Upper Pyramul			1		16		5		10		32	
	Stuart	Burrendong			1		46		12		10		1	70
		Stuart Town			12		129		87		26		5	259
		Warne					37		23		22			82
	Wellington	Baker's Swamp					1		9		11			30
		Burnwood					11		11		7			32
		Comobella					11		10		8			29
		Cudgebegong					3		17		8		1	29
		Curra Creek					8		1		27			36
		Dripstone					3		15		6			24
		Geurie					1		15		8		3	34
		Goolma Creek					5		14		21		3	43
		Maryvale					15		11		4		1	31
		Mitchell's Creek					27		81		28		2	138
		Mumbil					15		14		10			39
		Murragundy					6		7		13			26
		Neurea					4		20		19		1	44
		Ponto					1		20		16			48
		Spicer's Creek					14		11		30		3	58
		Suntop					1		3		29			33
		Wellington					1		156		153		5	496
Willorang							2		2		5	9		
Woolman							1		10		1	28		
	Total			20		831		607		580		41	2,079	

Electorate.	Division.	Polling-place.	Names of Candidates.						Informal votes.	Total number of votes recorded.		
			Sir J. P. Abbott.			R. Scobie.						
Wentworth	Balranald	Balranald	77				109		186			
	Buckalow	Buckalow	6				3		9			
	Clare	Clare	3				7		10			
		Hatfield	10				5		15			
	Cuthero	Popiltah	13				1		14			
	Euston	Arumpo	7				5	1	13			
		Euston	32				16		48			
	Lake Victoria	Mallee Cliffs	2				1		3			
		Tarcena	20				5		25			
	Maufred	Victoria Lake					2		2			
	Menindie	Cuthero	29				11		40			
		Menindie	28				69	3	100			
	Oxley	Tolarno	13				30	5	48			
		Box Creek	8				11	1	20			
	Pooncaira	Oxley	14				45	1	60			
		Karpa-Kora	14				7		21			
Wentworth	Pooncaira	37				31	4	72				
	Gol Gol	15				1		16				
	Moorna	8				3	1	12				
	Para East	23				8	4	35				
	Wentworth	117				13	3	133				
	<b>Total</b>		476			383			23	882		
Wickham	Carrington	Carrington	40	J. B. Barclay.	P. Bennett.	J. J. Dick.	J. L. Fegan.	J. Gilbert.	W. Hestclow.	6	434	
		Tighe's Hill	40	5	38	258	79	8	8	359		
	Tighe's Hill	Smedmore	12	9	133	137	37	1	2	101		
		Tighe's Hill	27	1	45	84	44		1	202		
		Wickham	114	14	93	225	109	3	9	567		
		<b>Total</b>		233	32	338	743	279	12	26	1,663	
Wilcannia	Corona	Corona	13	E. R. L. Dickens.			R. Sleath.			1	31	
		Glenlyon	5							2	12	
	Llangawirra	Llangawirra	9								16	
		Milparinka	26							1	105	
	Mount Brown	Mount Brown	11								51	
		Baden Park	4								7	
	Cultowa	Cultowa	6								18	
		Fort Otway	12								16	
	Nonthorungee	Nonthorungee	7							1	21	
		Grassmere	9								14	
	Rocky Waterholes	Weinteriga	12							1	20	
		Tibooburra	30							7	149	
	Warri Warri	Warri Warri	2								24	
		Goorimpa	6								13	
	Tilpa	Tilpa	10							2	83	
		Tongo	9								12	
	Urisino	Elsinora	30								35	
		Momba	16								41	
	White Cliffs	Near Victoria Hotel (Pearce's)	16							2	62	
		White Cliffs	20							2	140	
	Wilcannia	Wilcannia	171							5	439	
Yandarlo	Pack Saddle	2								5		
	Yandarlo	21								41		
Yantara	Yaucannia	3								50		
	Yantara	13							1	54		
	<b>Total</b>		463			971			25	1,459		
Willoughby	Gordon	Gordon	11	J. F. Barris.	F. Coffee.	J. F. Cullen.	G. L. A. Davies.	T. Harper.	G. Howarth.	R. Moodie.	8	171
		Longueville	3	38	83		1	26	4	2	81	
		North Sydney, near Tram Terminus	50	250	318	1	53	215	5	6	898	
		Turrumurra	10	28	48		3	18		2	109	
	Hornsby	Willoughby	8	116	105	3	4	123		4	363	
		Hawkesbury Railway Station	1	2	18		27	1			48	
		Hornsby Junction	1	19	48		27	15		2	112	
		Rogan's Hill, near Castle Hill	3		37	1		2		1	44	
		Thornleigh		14	53	1	12	18			98	
			<b>Total</b>		86	491	748	6	127	432	9	25

Electorate.	Division.	Polling-place.	Names of Candidates.			Informal votes.	Total number of votes recorded.			
			A. Knox.	P. W. Moses.	J. C. Neild.					
Woollahra ...	Woollahra ...	Council Chambers, Woollahra..	178	42	84	.....	304			
		New South Head Road, near "Colebrook" ...	113	12	28	.....	153			
		New South Head Road, near Ocean-street ...	268	68	88	.....	424			
		Oddfellow's Hall, Queen-street	230	166	261	1	658			
		Sutherland-street, Paddington	30	27	23	.....	80			
		Watson's Bay ...	66	19	54	.....	139			
		Total ...	885	334	528	1	1,758			
Woronora ...	Bulli ...	Austinmer ...	16	.....	28	23	1	.....	68	
		Balgownie ...	46	.....	3	85	4	.....	138	
		Bellambi ...	15	.....	22	33	1	1	72	
		Bulli ...	137	1	31	97	7	5	278	
		Corrimal ...	37	1	22	50	2	3	115	
		Keira Village ...	53	.....	7	87	1	1	149	
		Para Meadow ...	21	.....	14	24	13	4	76	
		Woonona... ..	39	.....	27	101	1	.....	168	
	Clifton ...	Clifton ...	26	1	34	63	11	.....	135	
		Helensburgh ...	130	2	15	139	7	3	296	
	Sutherland ...	Miranda ...	30	.....	10	23	3	.....	66	
		Sutherland ...	93	.....	10	30	12	.....	145	
			Total ...	643	5	223	755	63	17	1,706
	Yass ...	Bookham ...	Bookham ...	4	.....	21	16	.....	41	
			Grabben Gullen..	7	.....	83	11	.....	101	
Gunning ...		Dalton ...	84	.....	23	8	.....	115		
		Greenfield Farm...	20	.....	8	4	1	33		
		Gunning ...	147	.....	65	11	.....	223		
Yass ...		Bevandale ...	27	.....	11	6	.....	44		
		Bowning ...	17	.....	22	25	1	65		
		Coodra Vale ...	2	.....	12	9	.....	23		
		Morumbateman ...	63	.....	15	32	.....	110		
		Tamangaroo ...	13	.....	15	1	.....	29		
		Warroo ...	7	.....	16	13	1	37		
Yass ...	125	.....	149	206	7	487				
		Total ...	516	440	342	10	1,308			
Young...	Murringo ...	Bendick Murrell..	.....	2	.....	2	1	.....	5	
		Koorawatha ...	.....	7	5	10	18	1	41	
		Marengo... ..	.....	15	.....	32	45	.....	92	
		Monteagle ...	.....	14	8	33	21	1	77	
	Stockinbingal	Creighton's Creek	.....	12	.....	3	18	.....	33	
		Grogan ...	.....	11	11	16	6	.....	44	
		Stockinbingal ...	.....	49	5	15	14	.....	83	
		Temora Road ...	.....	8	2	8	11	.....	29	
		Tubbal ...	.....	20	5	13	3	3	44	
	Temora ...	Temora ...	.....	128	11	63	189	5	396	
	Young ...	Burrangong Siding	.....	1	.....	5	34	.....	40	
		Thuddungra ...	.....	8	1	7	12	.....	28	
		Young ...	.....	126	26	193	331	13	689	
			Total ...	.....	401	74	400	703	23	1,001

\* Nomination declared informal.

Chief Electoral Office, 36 Young-street, Sydney,  
27 September, 1894.

Sydney: Charles Potter, Government Printer.—1895.

[Is. 6d.]

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