

Votes

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE EIGHTEENTH PARLIAMENT.

TUESDAY, 11 APRIL, 1899.

1. **OPENING OF THE SESSION:**—The House met at Twelve o'clock at Noon, pursuant to a Proclamation of His Excellency the Lieutenant-Governor, bearing date the seventh day of April, 1899, of which a copy was read by the Clerk as follows:—

“NEW SOUTH WALES, } By His Excellency the Honorable Sir FREDERICK MATTHEW DARLEY,
“to wit. } Knight Commander of the Most Distinguished Order of Saint Michael
“ (L.S.) } and Saint George, Lieutenant-Governor of the Colony of New South
“FREDK. M. DARLEY, } Wales and its Dependencies.
“Lieutenant-Governor.

“WHEREAS the Parliament of New South Wales has been summoned for the despatch of business on Tuesday, the eleventh day of April instant: NOW I, Sir FREDERICK MATTHEW DARLEY, in pursuance of the power and authority in me vested as Lieutenant-Governor of the said Colony, do hereby further announce and proclaim that the said Parliament shall assemble for the despatch of business on the aforesaid eleventh day of April instant, at twelve o'clock at noon, in the buildings known as the Council Chambers, situate in Macquarie-street, in the City of Sydney: And the Members of the Legislative Council and Legislative Assembly respectively are hereby required to give their attendance at the said time and place accordingly.

“Given under my Hand and Seal, at Government House, Sydney, this seventh day of April, in the year of our Lord one thousand eight hundred and ninety-nine, and in the sixty-second year of Her Majesty's Reign.

“By His Excellency's Command,
“JAMES N. BRUNKER.

“GOD SAVE THE QUEEN!”

2. **ADVANCES TO SETTLERS BILL:**—Mr. Speaker acquainted the House that during the recess he had received the following Message from His Excellency the Lieutenant-Governor:—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 1.

A Bill, intituled “An Act to authorise the raising of a loan for making temporary advances to settlers; to provide for the making and repayment of such advances; and for purposes incidental to or consequent on those objects,”—as finally passed by the Legislative Council and Assembly, having been presented to the Lieutenant-Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 4th April, 1899.

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

“Mr. Speaker,—

“It is the pleasure of the Lieutenant-Governor that this Honorable House do attend His Excellency immediately in the Legislative Council Chamber.”
The House went,—and being returned, adjourned, on motion of Mr. Brunker, at a quarter after Twelve o'clock until Three o'clock This Day.

11th April, 1899.

The House resumed, pursuant to adjournment.

4. 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—

“ Edward William O’Sullivan, Esquire,	Simeon Phillips, Esquire,
“ William Patrick Crick, Esquire,	William Sawers, Esquire,
“ Samuel Wilkinson Moore, Esquire,	John Moore Chanter, Esquire,
“ John Haynes, Esquire,	Francis Edward McLean, Esquire,
“ Hugh Macdonald, 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 eleventh day of April, in the year of our Lord one thousand eight hundred
“ and ninety-nine.

“ J. P. ABBOTT,
“ Speaker.”

5. CHAIRMAN OF COMMITTEES:—Mr. Moore (*by consent*) moved, without Notice, That William McCourt, Esquire, be Chairman of Committees of the Whole House for the present Session.
Question put and passed.
Whereupon Mr. McCourt made his acknowledgments to the House.
6. TEMPORARY CHAIRMEN OF COMMITTEES:—Mr. Speaker, pursuant to Standing Order No. 28, appointed—
- | | |
|-------------------------------|-------------------------------------|
| John Henry Cann, Esquire, | Samuel Edward Lees, Esquire, |
| William Thomas Dick, Esquire, | Edward William O’Sullivan, Esquire, |
| John Lionel Fegan, Esquire, | |
- to act as Temporary Chairmen of Committees during the present Session.
7. ORDNANCE LANDS TRANSFER BILL:—Mr. Reid presented a Bill, intituled “ *A Bill for confirming the transfer to the Secretary at War in England from the Principal Officers of Ordnance there of certain lands in New South Wales, and for amending the Ordnance Land Act of Council, 1840,* ”—which was read a first time *pro forma*.
8. THE LIEUTENANT-GOVERNOR’S OPENING SPEECH:—Mr. Speaker reported that the House had this day attended the Lieutenant-Governor in the Legislative Council Chamber, when His Excellency was pleased to deliver an Opening Speech to both Houses of Parliament, of which, for greater accuracy, he had obtained a copy,—which he read to the House as follows:—

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

1. I have called you together upon this occasion after a very brief recess to deal with a special matter of great urgency and importance.

2. My Advisers feel that the Government is under the strongest possible obligation to urge upon the attention of Parliament the propriety of providing for a free and untrammelled vote of the whole body of the electors upon the momentous question of Federal union.

3. This obligation is in harmony, in their opinion, with the maintenance of good faith in the relations of this country with the other self-governing Colonies of Australia, whose Governments and Parliaments have fully conceded the leadership of the Federal movement to New South Wales from first to last, a leadership which has been accepted and acted upon in a number of legislative and administrative transactions by successive Parliaments and Governments in this Colony.

4. It is accordingly the intention of the Government to immediately submit for your consideration a Bill enabling the electors to decide for or against Federal union, upon the terms embodied in the Bill prepared by the Australian National Convention, as modified by a Conference of the Prime Ministers of Australia held a few months ago at the invitation of this Government, and with the concurrence of Parliament.

5. I now leave you to your deliberations, with an earnest prayer that your labours may tend to the peace and prosperity of all classes of the community.

Mr. McLean then moved, and Mr. Whiddon seconded the motion,—

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

(2.) That such Committee consist of Mr. Archer, Mr. Archibald Campbell, Mr. Moore, Mr. Garland, Dr. Graham, Mr. Newman, Mr. Harris, Mr. Millard, Mr. Affleck, and the Mover.

Debate ensued.

Mr. Haynes having demanded that the Select Committee be appointed by Ballot,—

Points of Order :—

(1.) Mr. Speaker was requested to decide whether the demand for a Ballot should not close the Debate, and involve the immediate putting of the Question.

Debate ensued.

Mr. Speaker ruled that no demand for a Ballot should close a Debate.

(2.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

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(2.) Mr. Crick submitted that the Select Committee referred to was not one to which the ordinary rules relating to Select Committees (laid down in Chapter XXVIII of the Standing Orders) could apply, and that the demand for a Ballot was irregular.

Debate ensued.

Mr. Speaker said that he felt bound to consider the difficulty which the House might be placed in if its practice should be altered upon a technicality, and he would act upon his own responsibility, and from a sense of duty to the House, and decide in favour of the invariable practice of this House in declaring that a Ballot could not be demanded in this case.

Question put and passed.

And the Committee retired to prepare the Address.

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

To His Excellency the Honorable SIR FREDERICK MATTHEW DARLEY, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor of the Colony of New South Wales and its Dependencies.

MAY IT PLEASE YOUR EXCELLENCY,—

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

We repeat the assurances we have already given of our desire to bring the federal movement to a successful issue.

We join your Excellency in a fervent desire that our labours may promote the welfare of the people of this country.

Mr. McLean then moved, and Mr. Archibald Campbell seconded the motion, that the Address-in-Reply to the Lieutenant-Governor's Opening Speech, as read by the Clerk, be now adopted by this House.

Debate ensued.

Mr. Fegan moved, That the Address be amended by the insertion of the following words, to stand paragraph 3:—

"We desire to express our regret that your Excellency's Speech does not make mention of other measures of pressing importance, dealing with the questions of Arbitration and Conciliation in Industrial Disputes, Early Closing, Reappraisalment of Lands, Reform of the Public Service Board, Inspection of Land Boilers, Miners Permanent Relief, Eight Hours, and Upper House Reform."

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

Debate continued.

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

Question put and passed.

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

9. ADJOURNMENT:—Mr. Reid moved, That this House do now adjourn until To-morrow at Three o'clock.

Debate ensued.

Question put and passed.

The House adjourned accordingly, at twenty-one minutes before Eleven o'clock, until To-morrow at Three o'clock.

F. W. WEBB,
Clerk of the Legislative Assembly.

J. P. ABBOTT,
Speaker.



New South Wales.

No. 2.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE EIGHTEENTH PARLIAMENT.

WEDNESDAY, 12 APRIL, 1899.

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

QUESTIONS:—

- (1.) Telluride and other Ores:—Mr. Hurley asked the Secretary for Mines,—

(1.) In view of the fact that the Government Geologist has visited West Australia, and has reported on the auriferous development of tellurium, and telluride gold ore, will he cause the same Government Geologist to visit some of the principal gold-fields in New South Wales, and take rocks (if any are on hand) and telluride specimens with him, with a view of imparting information to the miners who have not had the opportunity of seeing the tellurides?

(2.) Will he cause the report on West Australia, made by the Government Geologist, to be printed in pamphlet form, and supplied to the wardens of the many gold-mining districts, to be distributed amongst the miners, with a view of enlightenment to the miners of New South Wales on gold ores that at present they are not familiar with?

Mr. Brunker answered,—

(1.) Two collections of telluride specimens from Western Australia have been prepared by the Government Geologist, and are being exhibited in various gold-field towns for the purpose of enabling the miners to become familiar with their appearance. The Government Geologist is also having careful tests made of all stone from New South Wales likely to contain tellurides, and telluride of gold has already been recognised in one mine in this Colony. It is considered this serves the purpose without the officer in question being taken from other pressing and important duties travelling about the country.

(2.) Mr. Pittman's report on Western Australia has already been printed in two of the departmental publications, and it is not therefore considered necessary to publish it a third time.

- (2.) Water Supply for Cumnock:—Dr. Ross asked the Secretary for Public Works,—Has he yet caused an inspection or report to be made in reference to the influentially signed petition, presented to him during last month from residents of Cumnock, in the Molong District, respecting the urgent necessity for the construction of a reservoir in that locality for the conservation of water for the use of the inhabitants; if so, what is the nature of the report, and when is the work likely to be proceeded with?

Mr. Young answered,—A report has been called for.

- (3.) Weir at Nyrang Creek, near Canowindra:—Dr. Ross asked the Secretary for Public Works,—

(1.) Has any report yet been obtained, or any decision yet been arrived at, with regard to the necessity of the erection of a suitable weir at Nyrang Creek, near Canowindra, in the Molong District, and on the stock route between Canowindra, Bugowra, and the Lachlan?

(2.) Will he state when the matter is likely to be finally dealt with?

Mr. Young answered,—This matter is at present being inquired into. I have requested that the report be expedited.

- (4.) Parliamentary Allowance to Mr. McMillan:—Mr. Archer asked the Colonial Treasurer,—

(1.) What period of time was Mr. McMillan absent from the Colony whilst Member of Parliament?

(2.) During that period did he draw his Members' Parliamentary allowance?

(3.) Did he at any time return such allowance?

(4.) If so, how much, at what period, and at what dates?

Mr.

12th April, 1899.

Mr. Reid answered,—

(1 and 2.) No record is kept in the Treasury of the periods during which Members of Parliament are absent from the Colony, and it is impossible therefore to furnish the information required.

(3 and 4.) On 16th September, 1895, Mr. McMillan returned to the Revenue £106 15s. 4d. on account of Allowances, 25th February, 1895, to 5th July, 1895.

(5.) Telephone Tunnel Work :—Mr. Edden, for Mr. Hughes, asked the Postmaster-General,—

(1.) Is he aware that men written to, to attend at the Telephone Tunnels Office, after having come long distances by train and tram, and being given employment, have been ordered to stand aside to make room for others?

(2.) Will he explain the reason for this action on the part of the Telephone Tunnel Superintendent?

Mr. Parkes answered,—The Officer-in-charge of this work, Mr. Bavister, is not responsible for the putting on or the taking off of the men, but simply for the proper performance of the work. Under instructions, he called in a list of men whom it was contemplated to employ as a second shift, taking the place of the first shift as the men in that shift worked out their time. He did not start men and then put them off; but after receiving the notices, some of the men who presented them had to await their turn. These men, with the exception of twenty, have now been employed, and the remaining twenty will, in due course, find places, provided they are capable of performing the work.

2. PAPERS:—

Mr. Young laid upon the Table,—

(1.) Notification of resumption, under the Public Works Act of 1888, of land, parish of Kiama, county of Camden, for the supply of Water to Kiama.

(2.) Notification of resumption, under the Public Works Act of 1888, of land, parish of St. Andrew, county of Cumberland, for the construction of the Pymont Bridge.

(3.) Notification of resumption, under the Public Works Act of 1888, of land, parish of Branxton, county of Northumberland, for a Bridge over Dalwood Creek.

Referred by Sessional Order to the Printing Committee.

Mr. Parkes laid upon the Table,—Amended Rates and Regulation under the Electric Telegraph Act.

Referred by Sessional Order to the Printing Committee.

3. SUNDAY TRADING BILL (*Formal Motion*):—Mr. Copeland moved, pursuant to Notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to regulate, restrict, and legalise Sunday trading; to make other provisions with respect to the sale of liquor on Good Friday and Christmas Day; and to amend the law with respect to clubs and co-operative stores.

Question put.

The House divided.

Ayes, 39.

Noes, 31.

Mr. FitzGerald,	Mr. Ross,	Mr. Pyers,	Mr. Asleck,
Dr. Ross,	Mr. David Davis,	Mr. Carroll,	Mr. Young,
Mr. Suttor,	Mr. Nicholson,	Mr. Kidd,	Mr. Cann,
Mr. Garland,	Mr. Gormly,	Mr. T. H. Griffith,	Mr. McGowen,
Mr. Copeland,	Mr. Spence,	Mr. Hurley,	Mr. Law,
Mr. Parkes,	Mr. Mackay,	Mr. Millard,	Mr. Storey,
Mr. O'Sullivan,	Mr. Piddington,	Mr. McLean,	Mr. Newman,
Mr. W. W. Davis,	Mr. Cohen,	Mr. Molesworth,	Mr. Ashton.
Mr. Chanter,	Mr. Thomas Fitzpatrick,	Mr. Waddell,	<i>Tellers,</i>
Mr. Byrne,	Mr. Stevenson,	Mr. Bruncker,	
Mr. Barton,	Mr. James Thomson,	Mr. Fegan,	Mr. Edden,
Mr. Reid,	Mr. Hughes,	Mr. Rose,	Mr. Dight.
Mr. Meagher,	Mr. Willis,	Mr. Carruthers,	
Mr. E. M. Clark,	Mr. Smith,	Mr. Thomas Brown,	
Mr. Spruson,	Mr. Watson,	Mr. Thomas,	
Mr. Watkins,	Mr. Sleath.	Mr. Whiddon,	
Mr. Wood,	<i>Tellers,</i>	Mr. Archibald Campbell,	
Mr. Holman,		Mr. Thomas Clarke,	
Mr. Dacey,	Mr. Ferguson,	Mr. Moore,	
Mr. Haynes,	Mr. Austin Chapman.	Mr. Lees,	
Mr. Quinn,		Mr. Cook,	

And so it was resolved in the affirmative.

4. HOTELS DIMINISHING BILL (*Formal Motion*):—Mr. Copeland moved, pursuant to Notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to reduce the number of hotels in proportion to the population. Question put and passed.

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

" To His Excellency the Honorable SIR FREDERICK MATTHEW DARLEY, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor of the Colony of New South Wales and its Dependencies.

" MAY IT PLEASE YOUR EXCELLENCY,—

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

" We repeat the assurances we have already given of our desire to bring the federal movement to a successful issue. " We

12th April, 1899.

" We join your Excellency in a fervent desire that our labours may promote the welfare of the people of this country."

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

" We desire to express our regret that your Excellency's Speech does not make mention of other measures of pressing importance dealing with the questions of Arbitration and Conciliation in Industrial Disputes, Early Closing, Reappraisal of Lands, Reform of the Public Service Board, Inspection of Land Boilers, Miners Permanent Relief, Eight Hours, and Upper House Reform."

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

And the House continuing to sit till after Midnight,—

THURSDAY, 13 APRIL, 1899, A.M.

Proposed amendment, by leave, withdrawn.

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

Mr. Reid informed the House that he had ascertained it to be the pleasure of the Lieutenant-Governor to receive their Address-in-Reply to His Excellency's Opening Speech To-morrow at half-past Three o'clock.

6. AUSTRALASIAN FEDERATION ENABLING BILL:—The following Message from His Excellency the Lieutenant-Governor was delivered by Mr. Reid, and read by Mr. Deputy-Speaker :—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 2.

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 make provision for the acceptance and enactment of a Federal Constitution for Australia.

Government House,

Sydney, 12th April, 1899.

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

7. BUSINESS DAYS (*Sessional Order*):—Mr. Reid moved, pursuant to Notice, That it be a Sessional Order that, unless otherwise ordered, this House shall meet for the despatch of business at " Three " o'clock p.m. on Tuesday, Wednesday, and Thursday in each week.
Mr. McLaughlin moved, That the Question be amended by leaving out the word " Three " and inserting the word " Four " instead thereof.
Question proposed,—That the word proposed to be left out stand part of the Question.
Debate ensued.
Question,—That the word proposed to be left out stand part of the Question,—put and passed.
Original Question put and passed.
8. PRECEDENCE OF GOVERNMENT BUSINESS (*Sessional Order*):—Mr. Reid moved, pursuant to Notice, That, during the present Session, Government Business shall take precedence of General Business on each day on which the House meets for the despatch of Business.
Question put and passed.
9. STANDING ORDERS COMMITTEE (*Sessional Order*):—Mr. Reid moved, pursuant to Notice, That the Standing Orders Committee for the present Session shall consist of Mr. Speaker, Mr. McCourt, Mr. Barton, Mr. Lyne, Mr. See, Mr. Molesworth, Mr. McGowen, Mr. Crick, Mr. Morgan, and the Mover, with leave to sit during any adjournment, to report in any matter or thing referred to or pending before the said Committee, and to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Council ; and that Mr. Speaker be empowered to convene meetings of the Committee.
Question put and passed.
10. LIBRARY COMMITTEE (*Sessional Order*):—Mr. Reid moved, pursuant to Notice, That the Library Committee for the present Session shall consist of Mr. Speaker, Mr. Barton, Mr. Neild, Mr. Ashton, Mr. Perry, Mr. Arthur Griffith, Mr. Mackay, Mr. Fegan, and the Mover, with leave to sit during any adjournment, and authority and power to act jointly with the Library Committee of the Legislative Council, in accordance with the Assembly's resolution of 6th August, 1862.
Question put and passed.
11. REFRESHMENT COMMITTEE (*Sessional Order*):—Mr. Reid moved, pursuant to Notice, That the Refreshment Committee for the present Session shall consist of Mr. Speaker, Mr. Neild, Mr. Hayes, Mr. Levien, Mr. Anderson, Mr. Austin Chapman, Mr. Piddington, Mr. Cann, and the Mover, with leave to sit during any adjournment, and authority to act in matters of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.
Question put and passed.
2. PRINTING COMMITTEE (*Sessional Order*):—Mr. Reid moved, pursuant to Notice,—
(1.) That the Printing Committee for the present Session shall consist of Mr. Gormly, Mr. Watson, Mr. Hayes, Mr. Dugald Thomson, Mr. Nobbs, Mr. Kidd, Mr. Price, Mr. Dick, Mr. Archibald Campbell, and the Mover, to whom are hereby referred all papers (except such as the Standing Orders direct shall be printed, Reports from Select Committees on Private Bills, Estimates of Expenditure,

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12th April, 1899.

Expenditure, and Estimates of Ways and Means) which may be laid upon the Table of the House. It shall be the duty of such Committee to report from time to time which of the papers referred to them ought, in their opinion, to be printed, and whether in full or in abstract; and it shall be in the power of the Committee to order such papers, or abstracts thereof, to be prepared for press by the Clerk in attendance upon such Committee.

(2.) That the Clerk of the House shall cause to be printed, as a matter of course, all reports from the Printing Committee.

Question put and passed.

13. COAL AND SHALE MINES HOURS REGULATION BILL:—

(1.) Mr. Edden moved, pursuant to Notice, That leave be given to bring in a Bill to regulate the hours of labour in coal and shale mines in the Colony of New South Wales.

Question put and passed.

(2.) Mr. Edden then presented a Bill, intituled "*A Bill to regulate the hours of labour in coal and shale mines in the Colony of New South Wales,*"—which was read a first time.

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

14. AUSTRALASIAN FEDERATION ENABLING BILL:—

(1.) Mr. Reid (*by consent*) moved, without Notice, That this House do now resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to make provision for the acceptance and enactment of a Federal Constitution for Australia.

Question put and passed.

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

Mr. Deputy-Speaker resumed the Chair; and Mr. Fegan, Temporary Chairman, reported that the Committee had come to a resolution.

Ordered, on motion of Mr. Fegan, that the report be *now* received.

Mr. Fegan then reported the resolution, which was read a first time, as follows:—

Resolved,—That it is expedient to bring in a Bill to make provision for the acceptance and enactment of a Federal Constitution for Australia.

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

(2.) Mr. Reid then presented a Bill, intituled "*A Bill to make provision for the acceptance and enactment of a Federal Constitution for Australia,*"—which was read a first time.

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

15. ADJOURNMENT:—Mr. Reid moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

The House adjourned accordingly, at four minutes before Five o'clock a.m., until Three o'clock p.m. This Day.

F. W. WEBB,

Clerk of the Legislative Assembly.

J. P. ABBOTT,

Speaker.

New South Wales.

No. 3.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE EIGHTEENTH PARLIAMENT.

THURSDAY, 13 APRIL, 1899.

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

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

And being returned,—

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

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

I have to thank you, in Her Majesty's name, for your loyal Address-in-Reply to my Speech at the opening of Parliament, and for your expressions of attachment to Her Most Gracious Majesty's Throne and Person therein contained. I confidently rely upon your wisdom and patriotism in the discharge of your important duties.

FREDK. M. DARLEY,
Lieutenant-Governor.

13th April, 1899.

2. DEPUTY-SPEAKER'S COMMISSION TO ADMINISTER THE OATH OF ALLEGIANCE:—Mr. Speaker reported that he had received a Commission, under the Great Seal of the Colony, dated twelfth April, 1899, and signed by His Excellency the Lieutenant-Governor, empowering William McCourt, Esquire, Chairman of Committees of the Legislative Assembly, in the absence of the Speaker, to administer to Members the Oath or Affirmation of Allegiance required by law,—which Commission, by direction of Mr. Speaker, was read by the Clerk, as follows:—

"By His Excellency the Honorable SIR FREDERICK MATTHEW DARLEY, Knight Commander
"of the Most Distinguished Order of Saint Michael and Saint George; Lieutenant-Governor
"of the Colony of New South Wales and its Dependencies.

"To all to whom these presents shall come,—

"Greeting:

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

"Given under my Hand and the Seal of the Colony, at Government House, Sydney, in New South Wales aforesaid, this twelfth day of April, in the year of our Lord one thousand eight hundred and ninety-nine, and in the sixty-second year of the Reign of Her Majesty Queen Victoria.

"FREDK. M. DARLEY,
Lieutenant-Governor.

"By His Excellency's Command,
"JAMES N. BRUNKER."

13th April, 1899.

3. QUESTIONS:—

(1.) Government Metallurgical Works at Clyde:—Mr. Hurley asked the Secretary for Mines,—

(1.) Is it a fact that the Government are now trying, at the Government Metallurgical Works at Clyde, some new machinery for gold-saving, such machinery not being the property of the Government; if yes, who is the judge on the efficiency of the machinery—the Government Experimentalist, the man who owns the machinery, or the miner who is having the ore treated?

(2.) While the Government are testing gold-saving machinery, the property of one man, on the gold ore of another man, is care taken that justice is being done to the country at large?

(3.) Is there any good machinery for gold-saving known to the Government; if so, will the Minister cause to be erected a permanent metallurgical and gold-saving plant that has been proved, and cease using the institution on experiments?

Mr. Cook answered,—

(1.) Yes. The owner of the machinery is satisfied as to the efficiency of his plant, and has brought it to the works to convince the Government Metallurgist of its value. Further, the owner of the ore brought it specially to be treated by this special plant. A parcel was actually on its way to Ballarat to be treated by this process, but the owner hearing that it was in operation at the works had it returned to be treated here.

(2.) Yes.

(3.) Yes, there is good machinery known to the Government. The Department intends to erect such plant as may be necessary to aid miners in treating the innumerable varieties of ore found in the Colony. The object of the establishment of the works was to work existing methods as well as to test new and approved appliances. As scarcely two parcels of ore are alike, and as there is no finality in metallurgical science, experiments must be conducted with new appliances to discover the best and most effective method of treatment.

(2.) Truck System:—Mr. Nicholson asked the Secretary for Public Works,—

(1.) Is he aware that the "truck system" is largely carried on by contractors under his Department?

(2.) Has he approved of the system being in operation amongst the employees of Government contractors?

(3.) If not, will he at once issue positive instructions that no Government contractor shall carry on the truck system within a reasonable distance of where stores can be purchased in the usual way?

Mr. Young answered,—

(1.) No.

(2.) No.

(3.) This is fully provided for in the following clause of the Conditions attached to Contracts:—

"The workmen and labourers of every class employed on the works shall be paid their wages in full, in money, current coin of the Colony, at least once in every month, and no ticket or other system of payment by provisions, liquors, or goods will on any pretence be allowed; nor shall the contractor, or any person or persons employed by him, or in any way connected with him, establish any shop for the supply of provisions, liquors, or goods; nor shall the contractor oblige his workmen to take provisions, liquors, or goods of any kind from any person in particular. The workmen and labourers of every class shall be paid on the works if it be possible, or in some building in the vicinity; and in no case shall they be paid at a public-house or other place where liquors or refreshments are sold. The contractor for each and every breach of this condition shall pay to the Government the sum of £50 as and for liquidated damages; and the sum or sums payable as such damages may be deducted from any sum or sums due to the contractor under this or any other contract with the Government." Whenever my attention has been drawn to a breach of this Regulation, I have taken action in accordance with the terms thereof.

(3.) Promotion of A. F. Wolfe, of the Dredge Service:—Mr. Hurley, for Mr. Dick, asked the Secretary for Public Works,—Will he lay upon the Table of this House all correspondence between A. F. Wolfe, of the Dredge Service, and the Public Works Department, with reference to his claim for promotion to the dredge "Antleon"?

Mr. Young answered,—Yes, if moved for in the usual manner.

(4.) Public Health Act:—Dr. Ross asked the Colonial Secretary,—In order to carry out more effectually the principles and provisions embodied in the Public Health Act, will he see that some steps or provisions be made, by way of inspection or otherwise, against the spread of infectious diseases through the traffic that is being carried on in "left-off clothing," and the exposing of the same for sale in our public thoroughfares, to the danger of public health?

Mr. Reid answered—This matter is one of considerable importance, but the Government cannot undertake to execute the law in detail. The Public Health Act, section 30, makes it illegal to expose infected articles in public places without proper precautions, and imposes the duty of executing the Act on the local authorities for the Districts into which the whole country is divided. It is not known that local authorities do not execute section 30; but they alone have opportunity of becoming aware that garments in particular houses have become infected, and power to see that they are disinfected.

(5.) Appointment of Mr. Donaldson as Stipendiary Magistrate:—Mr. Chanter asked the Minister of Justice,—

(1.) Has Mr. L. S. Donaldson been appointed Stipendiary Magistrate at Newcastle?

(2.) Is this the same Mr. Donaldson who was at one time Crown Lands Agent at Moama, and dismissed from that position for irregularities in connection with land applications?

(3.) Are there any Police Magistrates senior in service to Mr. Donaldson; if so, will he state their names and length of service?

(4.)

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(4.) Will he cause inquiry to be made into Mr. Donaldson's actions at Moama in connection with his position as Crown Lands Agent, and the reasons for his dismissal from that position?

(5.) Having made such inquiry, will he then take such steps as may be necessary to have some other more qualified Magistrate appointed to the important position of Stipendiary Magistrate at Newcastle?

Mr. Lee answered,—

(1.) Yes.

(2.) Over seventeen years ago, Mr. Donaldson, who then held the offices of Police Magistrate, Clerk of Petty Sessions, and Land Agent at Moama, was deprived of the position of Land Agent by the then Minister for Lands (Sir John Robertson), who was dissatisfied with the manner in which he had discharged the duties of that office. He was, however, allowed to retain the offices of Police Magistrate and Clerk of Petty Sessions. I would invite the Honorable Member's attention to the replies already given to questions concerning Mr. Donaldson, asked by Dr. Ross on the 18th November, 1897.

(3.) Yes. Mr. W. S. Caswell, who has served as a Police Magistrate for 41 years and 9 months; Mr. C. E. Smith, for 41 years 8 months; Mr. T. A. Smith, for 27 years 9 months; Mr. F. R. Wilshire, for 27 years 1 month; Mr. G. Martin, for 23 years and 8 months; Mr. W. F. Parker, for 20 years 10 months.

(4 and 5.) Having carefully read the papers connected with Mr. Donaldson's actions at Moama, I see no reason whatever for taking any further steps in his case.

(6.) Men Committed for Trial at Greta Police Court:—Mr. Dight asked the Minister of Justice,—

(1.) Is it a fact that, on or about the 25th March last, three young men were committed for trial at Greta Police Court on the charge of killing a pig, the property of Mr. G. D. Natrass, and that the Attorney-General declined to prosecute them?

(2.) If so, will he state the reasons why?

Mr. Reid answered,—

(1.) Yes.

(2.) It is not usual to do this.

(7.) Amending Mining Bill:—Mr. Moore asked the Secretary for Mines,—Will he introduce this Session his promised Amending Mining Bill, so as to afford Honorable Members and miners generally the fullest opportunity of studying its provisions before the measure comes to be dealt with?

Mr. Cook answered,—As I before told the Honorable Member, in reply to a similar question, the Bill will be introduced early next Session, and full opportunity afforded Honorable Members for its perusal before being dealt with.

(8.) Reappraising Conditional Purchases and Leases:—Mr. Carroll, for Mr. Rose, asked the Secretary for Lands,—Is it the intention of the Government at the earliest possible date next Session to proceed with the Bill for reappraising conditional purchases and leases?

Mr. Bruncker answered,—Yes.

(9.) Stephen's Creek Water Supply:—Mr. Cann asked the Colonial Secretary,—

(1.) Have monthly samples been taken and analysis made of the water supplied by the Stephen's Creek Water Supply Company, as recommended by the Chairman of the Board of Health some time ago?

(2.) If not, will he give effect to the recommendation?

Mr. Reid answered,—As soon as the filters lately put in by the Company, at the instance of the Government, are reported to be running regularly, measures will be taken to procure monthly samples, which will be reported upon by officers of the Department of Public Health as the Metropolitan Water Supply is.

4. PAPERS:—

Mr. Cook laid upon the Table,—Return to an Order, made on 29th March, 1899,—“Dudley Colliery “Explosion Inquiry.”

Referred by Sessional Order to the Printing Committee.

Mr. Young laid upon the Table,—Metropolitan Drainage By-laws—Double Bay Creek Stormwater Drain.

Referred by Sessional Order to the Printing Committee.

Mr. Bruncker laid upon the Table,—

(1.) Fifteenth General Report of the Parliamentary Standing Committee on Public Works.

(2.) Return (*in part*) to an Order, made on 21st September, 1898,—“Monthly Returns of “Accidents.”

(3.) By-law of the Sydney Hospital.

(4.) By-law of the Municipal District of Coonamble.

(5.) By-laws of the Borough of Ashfield.

(6.) By-law of the Borough of Young.

(7.) Abstract of Crown Lands authorised to be dedicated to Public Purposes, in accordance with the 104th section of the Act 48 Victoria No. 18.

(8.) Return to an Order, made on 22nd December, 1898,—“Special Purchase Application at Bega “by J. T. Ritchie and W. J. Lane.”

Referred by Sessional Order to the Printing Committee.

13th April, 1899.

5. AUSTRALASIAN FEDERATION ENABLING BILL :—

(1.) The Order of the Day having been read,—Mr. Reid moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

Mr. Deputy-Speaker resumed the Chair, and Mr. Fegan, Temporary Chairman, reported the Bill with an amendment.

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

(2.) Whereupon Mr. Reid moved, That this Bill be now read a third time.

Debate ensued.

Question put and passed.

Bill read a third time, and, on motion of Mr. Reid, *passed*.Mr. Reid then moved, That the Title of the Bill be "*An Act to make provision for the acceptance and enactment of a Federal Constitution for Australia.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to make provision for the acceptance and enactment of a Federal Constitution for Australia,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 13th April, 1899.*

6. ADJOURNMENT :—Mr. Reid moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

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

F. W. WEBB,

Clerk of the Legislative Assembly.

J. P. ABBOTT,

Speaker.

New South Wales.

No. 4.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE EIGHTEENTH PARLIAMENT.

TUESDAY, 18 APRIL, 1899.

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

QUESTIONS :—

- (1.) Metropolitan Fire Brigades Board :—Mr. Carroll asked the Colonial Treasurer,—
- (1.) Through what agent was the last fire-engine obtained for the Government of this Colony?
 - (2.) Is Mr. Charles Bown, of the firm of T. J. Bown & Co., the same gentleman who is chairman of the Fire Brigades Board?
 - (3.) Has the firm of T. J. Bown & Co. been paid any moneys within the last twelve months for contracts or otherwise by the Fire Brigades Board?

Mr. Brunker answered,—The following information has been furnished by the Metropolitan Fire Brigades Board :—

- (1.) No fire-engine has been obtained for this Government. The last fire-engine imported was ordered by the late Superintendent of Fire Brigades, Mr. Bear, directly from Messrs. Shand, Mason, & Co., of London, for the Fire Brigades Board.
- (2.) Yes.
- (3.) Yes. For scaling-ladders which were not stocked elsewhere, and for a special make of fire-hose manufactured by Messrs. McGregor & Co., of Scotland. These were obtained upon the recommendation of the late Superintendent. The total sum paid to the firm was £339.

- (2.) N.S.S. "Sobraon" :—Mr. E. M. Clark asked the Minister of Public Instruction,—
- (1.) Is it a fact that under the Act dealing with destitute and vagrant children any lad sent to the N.S.S. "Sobraon" ceases to be under State control on obtaining the age of 18?
 - (2.) Is it a fact that representations have been made to the Minister that a lad named George Smailes completed the limit age on the 22nd March last, and that no effort has been made to return him to his parents?
 - (3.) Is it a fact that this lad is still detained by and employed under apprenticeship; and, if so, what power have the authorities of the "Sobraon" to apprentice a lad for a period beyond a time when the State can claim authority over him?
 - (4.) Is it a fact that the Department refused to acquaint the parents of this lad of his whereabouts; and, if so, why?
 - (5.) Will he in future make provision that lads shall only be detained by the State in connection with the "Sobraon" within the limit line of the legal rights provided by Act of Parliament, and as well inform parents of the whereabouts of children removed from the ship?

Mr. Hogue answered,—

- (1.) Yes.
 - (2.) It is a fact that the lad Smailes completed the limit age on the date named, but it is not the practice to return boys to their parents. Boys become free agents on reaching the age of 18 years, and it is optional for them to remain in the country or to return home.
 - (3.) (a) No. (b) No; the authorities have no power.
 - (4.) Yes, in the boy's interest.
 - (5.) (a) This provision has always existed. (b) Each case must be decided on its merits.
- (3.) Evasions of the Poisons Act :—Mr. E. M. Clark asked the Minister of Justice,—
- (1.) Is it a fact that the Pharmaceutical Society of New South Wales has appointed an officer to take proceedings against grocers and storekeepers for evasions of the Poisons Act?
 - (2.) Is it a fact that the articles called poisons principally sold by these tradespeople are carbolic acid, infants' preservative, and chlorodyne, and that these articles are of general public use?

(3.)

18th April, 1899.

(3.) Is it a fact that, while several small struggling business people have been proceeded against, such firms as Anthony Hordern and Sons, Lassetter's, and the Civil Service Co-operative Company, who have been in the habit of selling like articles, have not been proceeded against; and, if so, why?

(4.) Is it a fact that, with regard to the Civil Service Co-operative Company, the officer employed by the Pharmaceutical Society has not taken proceedings because of the difficulty to find a Stipendiary Magistrate not interested in the Company to deal with the case?

(5.) Is it a fact that the fines imposed in the Metropolitan District have been in excess of those imposed at country Courts; and, if so, to what extent, and for what reason?

(6.) Is any part of the fines inflicted handed to the officers of the Pharmaceutical Society informing; and, if so, to what extent?

Mr. Reid answered,—

(1.) No. The Pharmaceutical Society has nothing to do with prosecutions under the Poisons Act; but the Pharmacy Board of New South Wales have appointed an inspector for the purpose of seeing that the Pharmacy Act and the Poisons Act are not violated.

(2.) Some of the articles sold in contravention of the Poisons Act were carbolic acid, infants' preservative, and chlorodyne, all of which either are or contain deadly poisons, and should, under no circumstances, be sold by persons who do not hold a license to sell such poisons. The three articles enumerated are on the Poisons list all over the world, and are not obtainable anywhere except from persons authorised by Government to sell poisons.

(3.) No. Two of the firms mentioned have been fined £10 each for selling poisons without license, and the third firm does not sell poisons.

(4.) No.

(5.) Yes. Country Courts have lately imposed fines of 20s. for breaches of the Poisons Act. The Metropolitan Courts have imposed fines of £10 for breaches of that Act. The reason is that the Metropolitan Courts were of opinion that small fines as imposed in the country do not act as a deterrent; but the fines inflicted in Sydney and suburbs act decidedly as a deterrent. The Board know from experience that small fines are paid and the sale of poisons is continued; but on account of the late fines inflicted in Sydney, a number of people are asking for poisons licenses now who formerly did not have such licenses, but were accustomed to sell poisons.

(6.) The officer appointed by the Pharmacy Board (not by the Pharmaceutical Society) is paid by the Board, and has to deliver all fines received from the Courts to the Board.

(4.) *Transit Commission*:—*Mr. Whiddon* asked the Colonial Secretary,—In view of the widespread dissatisfaction at the constitution of the present Transit Commission, and its failure to control the vehicular traffic of the city and suburbs, as expressed and endorsed by the recent public meetings of the city, suburban aldermen, and others, will he take the necessary steps during the recess to bring in a Bill to reform this Commission, in accordance with a promise made by him on 30th August, 1898, when this matter was discussed in the House under the resolution moved by *Mr. Whiddon*?

Mr. Brunker answered,—This important matter has not been overlooked, and its further consideration will be given attention to directly an opportunity offers.

(5.) *Road from Dilga to Molong*:—*Dr. Ross* asked the Secretary for Public Works,—

(1.) Is it a fact that the Department of Works is at present carrying out the construction of a new road, known as the old road from Dilga to Molong, at Old Burrawang Station, formerly belonging to the late Francis Lord?

(2.) For what reason is this road deviation now being carried out, and at whose request?

(3.) Is he aware that, as far back as the year 1882, one William Ross, the then owner of Dilga Station, was prosecuted at the Police Court at Molong for cutting down the fence, and insisting on the opening of this road in the interest of settlers and the public?

(4.) Is it not also a fact that the then local or District Surveyor at Molong reported in favour of the old road being retained, notwithstanding that such road passes up a very steep hill, rendering it almost impossible for teamsters to travel with a heavy load of produce to market?

(5.) Will he have any objections to lay the papers and correspondence upon the Table of this House?

(6.) What is the amount of money now being expended in the construction of this new road?

(7.) The amount that was expended in the formation and construction of the old road on the rise of the hill?

Mr. Young answered,—

(1.) Yes.

(2.) To avoid steep gradients and sharp turns on the existing road. Decided upon by the Department in response to general complaint by various persons who use the road at Burrawang Hill.

(3.) I am not aware.

(4.) I cannot say. Final steps have been taken by the Lands Department to establish the deviation resumed 29th March.

(5.) There is no objection if moved for in the usual manner.

(6.) £145 4s. Od. (estimate).

(7.) This could be furnished in the form of a Return if moved for.

(6.) *Power-house at Ultimo*:—*Mr. Carroll*, for *Mr. Nelson*, asked the Secretary for Public Works,—

(1.) What is the cause of the delay in completing the power-house at Ultimo?

(2.) Is it a fact the machinery has been here six months before it is required owing to the building not being completed; if so, whose fault is it?

(3.) Will he make some effort to have this work completed at an early date?

Mr. Young answered,—

(1.) The contractor's inability to provide the materials required in contract time.

(2.) The machinery arrived in various shipments between April and July last year. The delay in completing the building rests entirely with the contractor.

(3.) I have given the most stringent instructions that the work is to be finished at the very earliest possible date.

(7.)

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- (7.) Case of William Mallett, of Botany:—*Mr. Carroll*, for *Mr. Cruickshank*, asked the Minister of Justice,—
- (1.) Is it true that a report by Detective Hines confirms the statements made in the Petition that was presented by William Mallett, of Botany, to the Legislative Assembly in 1897?
 - (2.) If so, have the Government taken any action in this matter, as this man alleges he has been robbed?
- Mr. Lee* answered,—
- (1.) No.
 - (2.) Inquiry has been made into the matter, but the circumstances do not appear to warrant any action on the part of the Crown.
2. MINISTERIAL STATEMENT:—*Mr. Reid* informed the House that he had to-day received from the Honorable the Attorney-General, *Mr. Want*, a telegram, resigning his position in the Administration; that the resignation had been forwarded to His Excellency the Lieutenant-Governor, and accepted by him.
3. PAPERS:—
- Mr. Hogue* laid upon the Table,—
- (1.) By-laws and Rules of the Australian Museum.
 - (2.) Report of the Carpenterian Reformatory for the year 1898.
 - (3.) Amended By-laws of the University of Sydney.
- Referred by Sessional Order to the Printing Committee.
- Mr. Brunker* laid upon the Table,—Third Report of the Royal Commission on Public Charities—Subsidised Benevolent Institutions, &c.
- Referred by Sessional Order to the Printing Committee.
- Mr. Cook* laid upon the Table,—
- (1.) Proclamations respecting the disease known as Tick Fever or Texas Fever.
 - (2.) Regulations under the Imported Stock Acts, 1871–1896.
 - (3.) Regulations under the Pastures and Stock Protection Act, 1898.
 - (4.) Proclamation prohibiting, for a period of two years from the 21st March, 1899, the importation of any swine from New Zealand.
- Referred by Sessional Order to the Printing Committee.
4. CITY AND NORTH SYDNEY CONNECTION BILL:—
- (1.) *Mr. McLean* presented a Petition from *John Sulman*, of Sydney, representing that the City and North Sydney Connection Bill, which was introduced into this House on the 24th August, 1898, and passed through several stages, was interrupted by the close of the Session, and praying that leave may be given to proceed with the said Bill during the present Session. And the 409th Standing Order of this House permitting of the prayer of the Petitioner being entertained,—
Petition received.
 - (2.) Ordered that the Bill be read a second time To-morrow.
5. SUNDAY TRADING BILL:—The following Petitions, protesting against giving increased facilities for the opening of public-houses and shops on the Sabbath, and praying the House to give the subject of these Petitions its favourable consideration, were presented by the Members named:—
- (1.) By *Mr. Morgan*—From certain adherents of the Wesleyan Church, residents of Sackville District.
 - (2.) By *Mr. McLean*—From certain residents of Dulwich Hill and Petersham.
 - (3.) By *Mr. McLean*—From certain citizens of New South Wales.
- Petitions received.
6. LEAVE OF ABSENCE:—
- (1.) *Mr. Reid* (*by consent*) moved, without Notice, That leave of absence for the present Session be granted to *Joseph Bernard Reymond*, Esquire, Member for Ashburnham.
Question put and passed.
 - (2.) *Mr. Reid* (*by consent*) moved, without Notice, That leave of absence for the present Session be granted to *Thomas Henry Hall Goodwin*, Esquire, Member for Gunnedah.
Question put and passed.
 - (3.) *Mr. McGowen* (*by consent*) moved, without Notice, That leave of absence for the present Session be granted to *Hugh Macdonald*, Esquire, Member for Coonamble.
Question put and passed.
7. CONCILIATION AND ARBITRATION BILL (*Formal Motion*):—*Mr. Reid* moved, pursuant to Notice, That the Conciliation and Arbitration Bill, forwarded to the Legislative Council during a previous Session, not having been finally dealt with because of the Prorogation of the Legislature, the following Message be sent to the Council:—*Mr. President*,—A Bill, intituled, “An Act to make provision for the prevention and settlement of Trade Disputes,”—forwarded to the Legislative Council for concurrence during a previous Session of the present Parliament, not having been finally dealt with because of the Prorogation of the Legislature, the Legislative Assembly requests that the said Bill be proceeded with under the Council’s Standing Order in that behalf.
Question put and passed.
Message to the Legislative Council sent accordingly.
8. MEN EMPLOYED ON TELEPHONE TUNNEL WORKS (*Formal Motion*):—*Mr. Hughes* moved, pursuant to Notice, That there be laid upon the Table of this House all papers relating to the employment, discharge, and rate of wage of men employed on telephone tunnel works since 10th February, 1899.
Question put and passed.

18th April, 1899.

9. OCEAN-STREET CABLE TRAMWAY (*Formal Motion*):—Mr. Whiddon moved, pursuant to Notice, That there be laid upon the Table of this House a return showing,—
- (1.) The number of ropes that have been used in the King-street section of the Ocean-street cable tramway since its construction, and including the one now working.
 - (2.) By whom supplied, and on what terms.
 - (3.) The total life and mileage of each rope.
 - (4.) The cost per mile run of each rope.
 - (5.) The number of ropes on hand or ordered for this section, from whom ordered, and on what terms.
- Question put and passed.
10. ADJOURNMENT:—Mr. Speaker stated that he had received from the Honorable Member for Wilcannia, Mr. Sleath, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz. :—"The unsatisfactory state of the Volunteer Forces."
- And the motion for the adjournment of the House being supported by five other Honorable Members,—
- Mr. Sleath moved, That this House do now adjourn.
- Debate ensued.
- Question put and negatived.
11. SUNDAY TRADING BILL:—The Order of the Day having been read,—Mr. Copeland moved, That Mr. Deputy-Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to regulate, restrict, and legalise Sunday trading; to make other provisions with respect to the sale of liquor on Good Friday and Christmas Day; and to amend the law with respect to clubs and co-operative stores.
- Question put.
- The House divided.

Ayes, 37.

Mr. Reid,	Mr. Arthur Griffith,
Mr. O'Sullivan,	Mr. Ferris,
Mr. Lee,	Mr. David Davis,
Mr. Anderson,	Mr. Pyers,
Mr. Chanter,	Mr. Lyne,
Mr. Copeland,	Mr. W. W. Davis,
Mr. Levien,	Mr. Hassall,
Mr. Byrne,	Mr. Henry Clarke,
Mr. Mesagher,	Mr. James Thomson,
Mr. Sleath,	Mr. Hurley,
Mr. Ross,	Mr. Watson,
Dr. Ross,	Mr. Nicholson,
Mr. Holman,	Mr. Willis,
Mr. Wilson,	Mr. Cohen,
Mr. Ferguson,	Mr. Wood.
Mr. Mackay,	<i>Tellers,</i>
Mr. Wright,	Mr. Quinn,
Mr. Hughes,	Mr. J. C. L. Fitzpatrick.
Mr. Ducey,	
Mr. Henry Chapman,	

Noes, 22.

Mr. Hogue,	<i>Tellers,</i>
Mr. Cann,	Mr. Fegan,
Mr. Dight,	Mr. Wilks.
Mr. Thomas,	
Mr. McGowen,	
Mr. Alexander Campbell,	
Mr. McLean,	
Mr. Thomas Clarke,	
Mr. Nobbs,	
Mr. Cotton,	
Mr. Rigg,	
Mr. Lees,	
Mr. Molesworth,	
Mr. Millard,	
Mr. Aflleck,	
Mr. Moore,	
Mr. Cook,	
Mr. Mahony,	
Mr. Law,	
Mr. Jessep,	

And so it was resolved in the affirmative.

Whereupon Mr. Deputy-Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

Mr. Deputy-Speaker resumed the Chair; and Mr. Cann, Temporary Chairman, reported progress, and obtained leave to sit again on Thursday next, and, with the unanimous concurrence of the House, the Order of the Day to take precedence of other business.

12. SPECIAL ADJOURNMENT:—Mr. Reid (*by consent*) moved, without Notice, That this House at its rising this day do adjourn until Thursday next at Four o'clock.
- Question put and passed.

The House adjourned, at twenty-five minutes after Ten o'clock, until *Thursday next at Four o'clock*.

F. W. WEBB,
Clerk of the Legislative Assembly.

J. P. ABBOTT,
Speaker.

New South Wales.

No. 5.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE EIGHTEENTH PARLIAMENT.

THURSDAY, 20 APRIL, 1899.

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

PAPER:—Mr. Speaker laid upon the Table,—A copy of a Minute of His Excellency the Lieutenant-Governor and the Executive Council, authorising the transfer of an amount from one item to supplement the vote for another item of expenditure in connection with the Mines and Agriculture Department.

Referred by Sessional Order to the Printing Committee.

2. QUESTIONS:—

- (1.) Increases of Salary in the Postal Department:—Mr. O'Sullivan asked the Postmaster-General,—
 (1.) Have all the increases in the Postal Department been gazetted?
 (2.) If not, why were a number of cases left out?
 (3.) When will the omitted increases be granted?

Mr. Reid answered,—

(1.) All increases sanctioned have been gazetted. I am informed by the Public Service Board that out of the £15,000 voted for increments to salaries of officers in the Public Service, the sum of £7,729 has been distributed amongst 776 officers of the Postal Department.

(2.) In a few instances, the officers not being considered deserving, increases were not recommended, while in a number of other cases the Public Service Board did not consider the Departmental reports sufficiently satisfactory to warrant the payment of increases.

(3.) Answered by No. 2.

- (2.) Bridge at Molong Railway Station:—Mr. Carroll, for Dr. Ross, asked the Secretary for Public Works,—

(1.) Is he aware that the bridge crossing the creek at the Molong Railway Station is not only in a dangerous but unsuitable condition to meet the requirements of traffic and the travelling public, especially to children going to school?

(2.) Will he see that some steps are taken to have the bridge enlarged by the erection of a foot-bridge, in order to prevent accidents occurring?

Mr. Young answered,—I will call for a report and communicate with the Honorable Member when it has been received.

- (3.) The Unemployed:—Mr. Whiddon asked the Colonial Treasurer,—

(1.) Has he taken any steps in connection with the promise made to the deputation of the Citizens Committee with reference to the movement for the unemployed?

(2.) If not, will he kindly state when such arrangements are likely to be notified, as numbers of unemployed men are anxiously awaiting his decision in this matter?

Mr. Reid answered,—Yes; steps are now in progress and will be completed in a few days, certainly before the end of next week.

- (4.) Appointment of Mr. Conolly:—Mr. Carroll, for Mr. Wise, asked the Colonial Secretary,—

(1.) Was Mr. Conolly appointed temporary draftsman in the Government Architect's Department in March, 1898?

(2.) Has he since been placed upon the permanent staff?

(3.) Are there any, and, if so, how many draftsmen still on the temporary staff of longer service than Mr. Conolly, and what were the dates of their appointments?

(4.) Does not the retention of officers on the temporary staff for many years indicate their fitness to be in the Government service?

(5.) If so, why were these officers of longer service than Mr. Conolly not also placed upon the permanent staff?
 Mr.

20th April, 1899.

Mr. Reid answered.—To make this matter quite plain it is necessary that a fuller statement of the circumstances should be given than is compatible with categorical answers to the questions put. I therefore propose to presently lay upon the Table of the House a statement showing the steps which led to the appointment of *Mr. Conolly*. This will no doubt give all the information desired by the Honorable Member, but if he still requires further particulars, I shall be pleased to obtain them.

- (5.) The Rock to Green's Gunyah Railway Act:—*Mr. Lyne* asked the Secretary for Public Works,—
- (1.) With reference to the proclamation issued under the "The Rock to Green's Gunyah Railway Act, 1898," does he deem that it was imperative on him to have the full 15-mile radius "gazetted as the district which, in his opinion, will be served by the said work"?
 - (2.) Will he have plans prepared showing the areas on which these additional rentals will have to be paid when the work is undertaken?

Mr. Young answered,—

(1.) The Crown Solicitor having advised that any land outside the 15-mile radius could not be rated, and inside could not be exempted from rating, there was no option but to gazette the full 15-mile radius.

(2.) In reply to this, and also to the Honorable Member's verbal request that I should inform him what action, if any, I had taken respecting the power to raise the money under the "Betterment" clause in connection with the Rock, Green's Gunyah and Koorawatha-Grenfell Railways, as well as the raising of the rents on the Byrock-Brewarrina Line, I have to state that no action has been taken by me in this matter, nor does it appear that any action can be taken as regards rating the properties until after the line shall have been opened for traffic. The preparing of the plans and the collecting of the rates will probably be dealt with by the Secretary for Lands.

- (6.) Employment of Men at Glebe Island Works:—*Mr. Cotton*, for *Mr. Rigg*, asked the Secretary for Public Works,—

(1.) Is it a fact that no labourers have been put on at the Glebe Island works except through what is known as the ballot system?

(2.) Is he aware that a large number of men have been registered for six, nine, and twelve months, and so far have received no employment?

(3.) Will he ascertain if some better system can be introduced whereby these men will have some chance of getting their turn?

Mr. Young answered,—

(1.) Yes.

(2.) I am informed that a number of men have been registered for some considerable time.

(3.) Men new to the work are naturally much less valuable as employees than those accustomed to it, and I cannot, therefore, approve of any system which would result in frequent changes.

- (7.) Settlement Lease No. 356, Tucka Tucka Holding:—*Mr. Cruickshank* asked the Secretary for Lands,—

(1.) Is he aware that a number of settlers intend applying for Settlement Lease No. 356, gazetted for application on the 4th of May, in the Central Division, Land District of Warialda, within the Tucka Tucka Holding?

(2.) Is it a fact that the Warialda Land Board have recommended the withdrawal of the land from settlement with the view of giving improvement leases?

(3.) Is it his intention to withdraw the land from settlement without giving the settlers an opportunity of applying?

Mr. Carruthers answered,—

(1.) I am not aware. I have no means of ascertaining this fact, but it was open to intending applicants to write and convey the facts to either the Lands Department or to the Local Land Board who have been holding an inquiry as to the character, &c., of the land.

(2 and 3.) The Land Board's report has been wired for, but is not yet to hand. Upon its receipt the case will be considered, and the Honorable Member informed of the decision arrived at. If the Honorable Member is of opinion and can show me that the Land Board inquiry did not reach the facts of the case, I will remit the matter to the Land Appeal Court, so that a further inquiry may be made.

3. SUNDAY TRADING BILL:—The following Petitions, protesting against giving increased facilities for the opening of public-houses and shops on the Sabbath, and praying the House to give the subject of these Petitions its favourable consideration, were presented by *Mr. McLean*:—

(1.) From His Grace the Archbishop of Sydney, as Chairman of the Council of Churches.

(2.) From the Officers of the Evangelical Council of New South Wales.
Petitions received.

4. PAPERS:—

Mr. Young laid upon the Table,—

(1.) Notification of resumption, under the Public Works Act of 1888, of land, parish of Narellan, county of Cumberland, for a Bridge over the Nepean River at Camden.

(2.) Return (*in part*) to an Order, made on 21st September, 1898,—“Monthly Returns of Accidents.”

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—Report of the Public Service Board, respecting the appointment of Deputy-Coroner for the City of Sydney.

Referred by Sessional Order to the Printing Committee.

Mr. Hogue laid upon the Table,—Report on the working of the Factories and Shops Act for the year 1898.

Referred by Sessional Order to the Printing Committee.

Mr.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

20th April, 1899.

Mr. Reid laid upon the Table,—

- (1.) By-laws of the Borough of Wallsend, under the Nuisances Prevention Act, 1897.
 - (2.) Trust Moneys Deposit Account for the year ended 31st March, 1899.
 - (3.) Statement of Payments made from the Treasurer's Advance Account for February, 1899.
 - (4.) Statement of Payments made from the Treasurer's Advance Account for March, 1899.
 - (5.) By-laws of the Borough of Parramatta, under the Public Health Act of 1896.
 - (6.) By-laws of the Municipal District of Warren, under the Public Health Act of 1896.
 - (7.) Amended Regulations, under the Volunteer Force Regulation Act of 1867, respecting the requirements for efficiency for the year 1898-9.
 - (8.) Regulations, under the Public Service Act of 1895, respecting the Nursing Staff of the Coast Hospital.
 - (9.) Regulations, under the Public Service Act of 1895, respecting the Punt and Ferry Service, Department of Public Works.
 - (10.) Notification of resumption, under the Public Works Act of 1888, of land, for a Station-master's House at Branxton.
 - (11.) Return respecting the employment of Mr. Conolly, Government Architect's Department.
- Referred by Sessional Order to the Printing Committee.

Mr. Carruthers laid upon the Table,—

- (1.) Regulations under the Advances to Settlers Act, 1899.
 - (2.) Abstract of Crown Lands authorised to be dedicated to Public Purposes, in accordance with the 104th section of the Act 48 Victoria No. 18.
 - (3.) Abstract of Crown Lands Reserved from Sale for the Preservation of Water Supply or other Public Purposes, in accordance with the 101st, 109th, and 112th sections of the Act 48 Victoria No. 18.
 - (4.) Abstract of Alterations of Designs of Cities, Towns, and Villages, under the 107th section of the Act 48 Victoria No. 18.
 - (5.) Abstract of Sites for Cities, Towns, and Villages, declared under the 4th and 101st sections of the Act 48 Victoria No. 18.
- Referred by Sessional Order to the Printing Committee.

Mr. Brunker laid upon the Table,—Result of the submission of the Australasian Federal Constitution to the Electors of New South Wales on 3rd June, 1898.

Referred by Sessional Order to the Printing Committee.

5. PRINTING COMMITTEE:—Mr. Reid (*by consent*) moved, without Notice, That, in view of the necessity of dealing with papers laid upon the Table, leave be given to the Printing Committee to sit during the sittings of the House for the remainder of the present Session.
Question put and passed.
6. NEW ROAD AT BURRAWONG OLD STATION, DISTRICT OF MOLONG (*Formal Motion*):—Mr. Carroll, for Dr. Ross, moved, pursuant to Notice, That there be laid upon the Table of this House all papers since the year 1881 in reference to the alteration and construction of the new road that is now being carried out at Burrawong Old Station, in the district of Molong.
Question put and passed.
7. AUSTRALASIAN FEDERATION ENABLING BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to make provision for the acceptance and enactment of a Federal Constitution for Australia*," with the amendment indicated by the accompanying Schedule, in which amendment the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 19th April, 1899.

JOHN LACKEY,
President.

AUSTRALASIAN FEDERATION ENABLING BILL.

Schedule of the Amendment referred to in Message of 19th April, 1899.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 3, line 7. *After* "Proclamation" *insert* "but not sooner than eight weeks after the commencement of this Act."

Examined—

A. H. JACOB,
Chairman of Committees.

Ordered, that the Legislative Council's amendment be forthwith taken into consideration. Whereupon, on motion of Mr. Reid, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendment made by the Legislative Council in this Bill.

Mr. Speaker resumed the Chair, and the Chairman reported that the Committee had agreed to the Council's amendment.

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

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

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the amendment made by the Legislative Council in the Bill, intituled "*An Act to make provision for the acceptance and enactment of a Federal Constitution for Australia*."

Legislative Assembly Chamber,
Sydney, 20th April, 1899.

20th April, 1899.

8. PROPOSED SUSPENSION OF STANDING ORDERS—FINANCES UNDER FEDERATION:—Mr. Haynes moved, without Notice, That it is a matter of urgent and pressing necessity that the motion standing on the Business Paper of the House in the name of the Honorable Member for Wellington (Mr. Haynes), relative to calling the Government Statistician to the Bar of the House for examination in connection with the proposed Federation Finances, should forthwith be dealt with.

Question put.

The House divided.

Ayes, 14.

Mr. Thomas,
Mr. E. M. Clark,
Mr. Hughes,
Mr. Nobbs,
Mr. Storey,
Mr. Edden,
Mr. Thomas Brown,
Mr. Watson,
Mr. Howarth,
Mr. Ross,
Mr. Cotton,
Mr. Dacey.

Tellers,

Mr. Fegan,
Mr. Haynes.

Noes, 63.

Mr. Barnes,
Mr. Wright,
Mr. See,
Mr. Copeland,
Mr. Barton,
Mr. Willis,
Mr. Hayes,
Mr. Crick,
Mr. Thomas Fitzpatrick,
Mr. Carruthers,
Dr. Graham,
Mr. Chanter,
Mr. Ferris,
Mr. Pyers,
Mr. Wilson,
Mr. Nelson,
Mr. Richards,
Mr. T. H. Griffith,
Mr. Harley,
Mr. Henry Clarke,
Mr. Garland,
Mr. Savers,

Mr. Terry,
Mr. Hogue,
Mr. Waddell,
Mr. Reid,
Mr. Law,
Mr. Meagher,
Mr. Jessep,
Mr. Wilks,
Mr. Parke,
Mr. Lees,
Mr. Spence,
Mr. Affleck,
Mr. Cann,
Mr. Brunner,
Mr. W. W. Davis,
Mr. Nicholson,
Mr. Byrne,
Mr. Newman,
Mr. Anderson,
Mr. Harris,
Mr. O'Sullivan,
Mr. Quinn,

Mr. Mahony,
Mr. Hawthorne,
Mr. David Davis,
Mr. Stevenson,
Mr. Sleath,
Mr. Archer,
Mr. Millard,
Mr. Young,
Mr. Cohen,
Mr. Gormly,
Mr. Whiddon,
Mr. McLean,
Mr. Lee,
Mr. Molesworth,
Mr. Moore,
Mr. Phillips,
Mr. Alexander Campbell.

Tellers,

Mr. Ferguson,
Mr. Hassall.

And so it passed in the negative.

9. SUNDAY TRADING BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to further consider the expediency of bringing in a Bill to regulate, restrict, and legalise Sunday trading; to make other provisions with respect to the sale of liquor on Good Friday and Christmas Day; and to amend the law with respect to clubs and co-operative stores.

Mr. Deputy-Speaker took the Chair; and Mr. Fegan, Temporary Chairman, reported a *Point of Order* from the Committee, and asked leave to sit again when the decision thereon had been given.

Point of Order:—Mr. Fegan stated that when Mr. Carroll was addressing the Committee Mr. Crick drew attention to a certain number of chairs in the Ladies' Gallery being turned down as reserved, and he, Mr. Fegan, ruled that, as Mr. Carroll was speaking, it was irregular to interrupt him.

Exception being taken to the ruling, the Committee referred the matter to the House.

Debate ensued.

Mr. Deputy-Speaker said that, in his opinion, the Temporary Chairman should have at once directed that the chairs referred to be restored to their usual positions, and be made available for occupation. He, as Deputy-Speaker, would now do so.

On motion of Mr. Brunner, Mr. Deputy-Speaker left the Chair, and the Committee resumed.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 21 APRIL, 1899, A.M.

Mr. Deputy-Speaker resumed the Chair; and Mr. Fegan reported that the Committee had come to a resolution.

Ordered, on motion of Mr. Fegan, that the report be *now* received.

Mr. Fegan then reported the resolution, which was read a first time, as follows:—

Resolved,—That it is expedient to bring in a Bill to amend the law with respect to clubs and co-operative stores.

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

10. CONCILIATION AND ARBITRATION BILL:—Mr. Deputy-Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to make provision for the prevention and settlement of Trade Disputes*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,

Sydney, 20th April, 1899.

JOHN LACKEY,
President.

CONCILIATION AND ARBITRATION BILL.

Schedule of the Amendments referred to in Message of 20th April, 1899.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, clause 1, line 5. Omit "January" insert "May"

Page 1, clause 1, line 7. Omit "1898" insert "1899"

Page 2, clause 2, line 4. Before "nominated" insert "in the event of their failing to agree"

Page

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

20th April, 1899.

- Page 2, clause 2, line 5. *Omit* "or by some other person or body"
- Page 2, clause 2, lines 6 to 8. *Omit* "and failing such amicable settlement shall direct a public inquiry into the causes and circumstances of the difference."
- Page 2, clause 2. *After* subclause (b) *insert* the following new subclause:—(c) "Failing such amicable settlement direct a public inquiry into the causes and circumstances of the difference on the application of either party. All such public inquiries shall be conducted by a Judge of the Supreme or Districts Courts or the President of the Land Court."
- Page 2, clause 2, lines 10 to 12. *Omit* "the existence and adequacy of the means available for conciliation in the district or trade and"
- Page 2, clause 6, line 34. *Before* "regulations" *insert* "of the"
- Page 2, clause 6, lines 34 and 35. *Omit* "as may be approved" *insert* "made"
- Page 2, clause 6, line 35. *Omit* "eleventh" *insert* "tenth"
- Page 2, clause 6, line 36. *Omit* "of any Conciliation Board" *insert* "of this Act"
- Page 2, clause 7. *Omit* clause 7.
- Page 3, clause 8, line 1. *Omit* "It shall be lawful for an" *insert* "Any"
- Page 3, clause 8, line 1. *Before* "person" *omit* "any"
- Page 3, clause 8, lines 2 to 4. *Omit* "as in open Court under the powers conferred upon him under the third section, and such arbitrator or person is hereby authorised to summon"
- Page 3, clause 8, line 4. *After* "his" *insert* "own"
- Page 3, clause 8, line 5. *Omit* "the instance" *insert* "at the request in writing"
- Page 3, clause 8, line 5. *Omit* "or both parties" *insert* "may summon"
- Page 3, clause 8, line 13. *Omit* "it shall be lawful for"
- Page 3, clause 8, lines 13 and 14. *Omit* "and he is hereby authorised"
- Page 3, clause 8, line 18. *After* "person" *insert* "may"
- Page 3, clause 8, line 18. *Omit* "to"
- Page 3, clause 8, line 21. *Omit* "two" *insert* "one"
- Page 3, clause 8, lines 28 and 29. *Omit* "in any civil or criminal proceeding"
- Page 3, clause 8, line 31. *Omit* "It shall be lawful for an" *insert* "Any"
- Page 3, clause 8, line 31. *Before* "person" *omit* "any"
- Page 3, clause 8, line 33. *Omit* "an" *insert* "a public"
- Page 3, clause 8, line 33. *After* "inquiry" *insert* "may"
- Page 3, clause 8, line 33. *After* "time" *omit* "to"
- Page 3, clause 8, line 39. *Omit* "to"
- Page 3, clause 8, line 40. *After* "whatsoever" *insert* "other than books or statements of account"
- Page 4, clause 9, line 5. *Omit* "instance" *insert* "request"
- Page 4, clause 9, line 5. *Omit* "a" *insert* "either"
- Page 4, clause 9, line 5. *Omit* "or both parties"
- Page 4, clause 9, line 8. *Omit* "eight" *insert* "seven"
- Page 4, clause 9, line 10. *Omit* "so"
- Page 4, clause 9, line 10. *Omit* "as aforesaid" *insert* "on summons whether at the request of either party or not"
- Page 4, clause 9, line 12. *Omit* "an" *insert* "a public"

Examined,—

A. H. JACOB,

Chairman of Committees.

Ordered, that the Legislative Council's amendments be forthwith taken into consideration.

Whereupon, on motion of Mr. Reid, Mr. Deputy-Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

Mr. Deputy-Speaker resumed the Chair; and Mr. Fegan, Temporary Chairman, reported that the Committee had agreed to the Council's amendments.

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

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

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to make provision for the prevention and settlement of Trade Disputes.*"

Legislative Assembly Chamber,

Sydney, 21st April, 1899, a.m.

11. PRINTING COMMITTEE:—Mr. Nobbs, for Mr. Gormly, Chairman, brought up the First Report from the Printing Committee.

12. ADJOURNMENT:—Mr. Reid moved; That this House do now adjourn.

Debate ensued.

Question put and passed.

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

F. W. WEBB,

Clerk of the Legislative Assembly.

J. P. ABBOTT,

Speaker.





PROCLAMATION

NEW SOUTH WALES,
to wit.

(L.S.)

FREDK. M. DARLEY,
Lieutenant-Governor.

By His Excellency The. Honourable Sir, FREDERICK MATTHEW DARLEY,
Knight Commander of the Most Distinguished Order of Saint Michael and
Saint George, Lieutenant-Governor of the Colony of New South Wales and its
Dependencies.

WHEREAS by the Bill passed by the Governor and Legislative Council of New South Wales, in the seventeenth year of the reign of Her Majesty the Queen, intituled "An Act to confer a Constitution on New South Wales and to grant a Civil List to Her Majesty," and assented to by Her Majesty, under the authority of the Act of the Imperial Parliament, passed in the Session of the eighteenth and nineteenth years of the said reign, intituled "An Act to enable Her Majesty to assent to a Bill as amended of the Legislature of New South Wales to confer a Constitution on New South Wales and to grant a Civil List to Her Majesty," it was amongst other things enacted that it should be lawful for the Governor of New South Wales to prorogue the Legislative Council and Assembly thereof from time to time: And whereas it is expedient to prorogue the said Council and Assembly: Now, therefore, I, Sir FREDERICK MATTHEW DARLEY, the Lieutenant-Governor aforesaid, in pursuance of the power and authority so vested in me, do hereby prorogue the said Legislative Council and Assembly until Tuesday, the thirtieth day of May next, and the same stand so prorogued accordingly.

Given under my Hand and Seal, at Government House, Sydney, this twenty-first day of April, in the year of our Lord one thousand eight hundred and ninety-nine, and in the sixty-second year of Her Majesty's Reign.

By His Excellency's Command,
JAMES N. BRUNKER.

GOD SAVE THE QUEEN!

1899.

(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

BUSINESS UNDISPOSED OF AT CLOSE OF THE SESSION.

(PROROGUED 21 APRIL, 1899.)

QUESTIONS:—

1. MR. HURLEY *to ask* THE SECRETARY FOR MINES,—

- (1.) Has he, in accordance with his promise to the Assembly on the 19th December last, visited the Government Metallurgical Works at Clyde?
- (2.) Has he caused any inquiry or report to be made by any practical and competent experts on the Government Metallurgical Works at Clyde, such experts not being in any way interested with the Government or politicians of the day?
- (3.) If not, does he intend getting an independent expert report made on such works?
- (4.) Did he state, in reply to Mr. Hurley's Question on the 13th instant, that the Department intends to erect the necessary plant to aid miners in treating the innumerable varieties of ore found in the Colony?
- (5.) Is it not a fact that the Government Metallurgist has been in the employ of the Government over five years; if so, why is it that the necessary plant to aid miners in treating the innumerable varieties of ore found in the Colony has not been erected before now?
- (6.) Will he take steps to procure two practical, competent experts—one from Victoria and one from Charters Towers, Queensland—to consult with the Government Metallurgist before erecting the plant to treat the innumerable varieties of ore found in the Colony, so as to ensure the success of any further outlay on the Government Metallurgical Works at Clyde?

2. MR. PYERS *to ask* THE COLONIAL TREASURER,—

- (1.) Will he state why his amendment to section 43 of the Public Service Act of 1895, which he states was moved by him for the purpose of exempting officers then in the Service from the necessity of passing a test examination as a condition precedent to obtaining promotion, has been disregarded by the Public Service Board?
- (2.) Will he state whether any, and, if so, what steps are being taken to test the legality of the Public Service Board's action in virtually compelling officers who entered the Public Service prior to the passing of the Public Service Act of 1895, and are now in receipt of the maximum salary of their respective grades, to submit themselves, as recently done, to a scholastic examination, should they desire promotion?
- (3.) Will he state why the Public Service Board has not published Regulations to provide for the holding of test examinations for public servants desirous of passing from the lower to the higher grades of the Service, concerning which the salary of £300 marks the division, as required by section 43 of the Public Service Act?

3. MR. BENNETT *to ask* THE MINISTER OF JUSTICE,—

- (1.) Has his attention been directed to the case of the man Daniel Taylor, sentenced to death at the late Maitland Circuit Court on a charge of rape?
- (2.) If not, will he peruse the evidence, with a view of having the death penalty commuted by the Executive?

4. MR. EWING *to ask* THE SECRETARY FOR LANDS,—

- (1.) Is he aware that there is doubt with regard to the validity of transfers of conditional purchases to married women?
- (2.) Can he say when steps will be taken to meet the difficulty?

GENERAL BUSINESS—NOTICES OF MOTIONS:—

1. MR. HAYNES *to move*, That in view of the importance of the financial problem in connection with the proposed Federation, and the unexplained silence on the subject of the official concerned, it is expedient that the Government Statistician should be examined at the Bar of this House on the subject of the additional taxation payments expected from New South Wales.

2. MR. COTTON to move, That, in the opinion of this House, the compromise arrived at by the late Premier's Conference on the subject of Federation is unsatisfactory, inasmuch as it is not in accordance with the will of the people of this Colony, as expressed at the recent General Election.
3. MR. WADDELL to move, That, in the opinion of this House,—
 - (1.) The provision of the Licensing Act which requires each hotel-keeper to pay £30 per annum for his license (except for a hotel 10 miles distant from any other) is a most unjust one, and should be amended.
 - (2.) The Government should, as soon as possible, introduce an amending Bill, providing a minimum of £10 and a maximum of £50 per annum for publicans' licenses, and authorising the local Licensing Bench of Magistrates, after full inquiry in open Court, to fix the sum to be paid by each applicant, subject to the said minimum and maximum sums named.
4. MR. E. M. CLARK to move,—
 - (1.) That a Select Committee be appointed to inquire into and report upon the claims of Thomas Buckley, dismissed from the Public Works Department.
 - (2.) That such Committee consist of Mr. Young, Mr. Spruson, Mr. Holman, Mr. McGowen, Mr. McFarlane, Mr. O'Sullivan, Mr. Chanter, Mr. Hayes, Mr. Waddell, and the Mover.

ORDERS OF THE DAY:—

1. City and North Sydney Connection Bill (*as amended and agreed to in Select Committee*); second reading.
2. Hotels Diminishing Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to reduce the number of hotels in proportion to the population.
3. Coal and Shale Mines Hours Regulation Bill; second reading.

*Legislative Assembly Office,
Sydney, 21st April, 1899.*

F. W. WEBB,
Clerk of the Legislative Assembly.

1899.

(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

ATTENDANCES OF MEMBERS IN DIVISIONS AND COUNTS-OUT
DURING THE SECOND SESSION OF 1899.

	Divisions in the House.	Divisions in Committee.	Counts-out.	Total.
Abbott, The Hon. Sir Joseph Palmer, K.C.M.G. (<i>Speaker</i>)	.....	.....	.....	.....
Affleck, William, Esq.	3	1	.....	4
Anderson, George, Esq.	2	2	.....	4
Archer, William, Esq.	1	.....	.....	1
Ashton, James, Esq.	1	.....	.....	1
Barnes, John Frederick, Esq.	1	2	.....	3
Barton, Edmund, Esq., Q.C.	2	1	.....	3
Bennett, Walter, Esq.	.....	.....	.....	.....
Brown, Thomas, Esq.	2	2	.....	4
Brunker, The Hon. James Nixon, Esq.	2	3	.....	5
Byrne, Francis Arthur, Esq.	3	1	.....	4
Campbell, Alexander, Esq.	2	1	.....	3
Campbell, Archibald, Esq.	1	.....	.....	1
Cann, John Henry, Esq. (<i>Temporary Chairman of Committees</i>)	3	3	.....	6
Carroll, James George, Esq.	1	3	.....	4
Carruthers, The Hon. Joseph Hector, Esq.	2	1	.....	3
Chanter, John Moore, Esq.	3	1	.....	4
Chapman, Austin, Esq.	1	.....	.....	1
Chapman, Henry, Esq.	1	.....	.....	1
Clark, Edward Mann, Esq.	2	.....	.....	2
Clarke, Henry, Esq.	2	1	.....	3
Clarke, Thomas, Esq.	2	3	.....	5
Cohen, John Jacob, Esq.	3	.....	.....	3
Cook, The Hon. Joseph, Esq.	2	.....	.....	2
Copland, The Hon. Henry, Esq.	3	2	.....	5
Cotton, Francis, Esq.	2	2	.....	4
Criek, William Patrick, Esq.	1	1	.....	2
Cruikshank, George Alexander, Esq.	.....	2	.....	2
Dacey, John Rowland, Esq.	3	.....	.....	3
Davis, David, Esq.	3	3	.....	6
Davis, William Walter, Esq.	3	2	.....	5
Dick, William Thomas, Esq. (<i>Temporary Chairman of Committees</i>)	.....	.....	.....	.....
Dight, Charles Hilton, Esq.	2	.....	.....	2
Donaldson, Robert, Esq.	.....	.....	.....	.....
Edden, Alfred, Esq.	2	.....	.....	2
Ewing, Thomas Thomson, Esq.	.....	.....	.....	.....
*Fegan, John Lionel, Esq. (<i>Temporary Chairman of Committees</i>)	3	.....	.....	3
Ferguson, William John, Esq.	3	2	.....	5
Ferris, William John, Esq.	2	.....	.....	2
FitzGerald, Robert George Dundas, Esq.	1	.....	.....	1
Fitzpatrick, John Charles Lucas, Esq.	1	3	.....	4
Fitzpatrick, Thomas, Esq.	2	3	.....	5
Garland, John, Esq.	2	3	.....	5
Gillies, John, Esq.	.....	.....	.....	.....
Goodwin, Thomas Henry Hall, Esq.	.....	.....	.....	.....
Gormly, James, Esq.	2	.....	.....	2
Graham, James, Esq., M.D.	1	.....	.....	1
Griffith, Arthur Hill, Esq.	1	.....	.....	1
Griffith, Thomas Hunter, Esq.	2	.....	.....	2
Harris, Matthew, Esq.	1	1	.....	2
Hassall, Thomas Henry, Esq.	2	1	.....	3
Hawthorne, John Stuart, Esq.	1	3	.....	4
Hayes, James, Esq.	1	.....	.....	1
Haynes, John, Esq.	2	1	.....	3
Hogue, The Hon. James Alexander, Esq.	2	2	.....	4
Holman, William Arthur, Esq.	2	.....	.....	2
Howarth, George, Esq.	1	.....	.....	1
Hughes, William Morris, Esq.	3	1	.....	4
Hurley, William Fergus, Esq.	3	3	.....	6
Jessep, Thomas, Esq.	2	3	.....	5

* Mr. Fegan gave a casting vote as Temporary Chairman of Committees.

	Divisions in the House.	Divisions in Committee.	Counts-out.	Total.
Kidd, John, Esq.	1	.....	.....	1
Law, Sydney James, Esq.	3	3	.....	6
Lee, The Hon. Charles Alfred, Esq.	2	3	.....	5
Lees, Samuel Edward, Esq. (<i>Temporary Chairman of Committees</i>)	3	2	.....	5
Levien, Robert Henry, Esq.	1	.....	.....	1
Lyne, William John, Esq.	1	1	.....	2
Macdonald, Hugh, Esq. ....	.....	.....	.....	.....
Mackay, James Alexander Kenneth, Esq.	2	.....	.....	2
Mahony, William Henry, Esq.	2	1	.....	3
McCourt, William, Esq. (<i>Chairman of Committees</i>) ....	.....	.....	.....	.....
McFarlane, John, Esq. ....	.....	.....	.....	.....
McGowen, James Sinclair Taylor, Esq.	2	3	.....	5
McLaughlin, John, Esq. ....	.....	.....	.....	.....
McLean, Francis Edward, Esq.	3	3	.....	6
Meagher, Richard Denis, Esq.	3	2	.....	5
Millard, William, Esq.	3	2	.....	5
Miller, Gustave Thomas Carlisle, Esq. ....	.....	1	.....	1
Molesworth, Edmund William, Esq.	3	.....	.....	3
Moore, Samuel Wilkinson, Esq.	3	3	.....	6
Morgan, William, Esq. ....	.....	3	.....	3
Neild, John Cash, Esq. ....	.....	.....	.....	.....
Nelson, Arthur David, Esq.	1	.....	.....	1
Newman, Henry William, Esq.	2	.....	.....	2
Nicholson, John Barnes, Esq.	3	3	.....	6
Nobbs, John, Esq.	2	3	.....	5
O'Connor, Broughton Barnabas, Esq. ....	.....	2	.....	2
O'Sullivan, Edward William, Esq. (<i>Temporary Chairman of Committees</i>)	3	3	.....	6
Parke, The Hon. Varney, Esq.	2	.....	.....	2
Perry, John, Esq. ....	.....	1	.....	1
Phillips, Simeon, Esq.	1	.....	.....	1
Piddington, William Henry Burgess, Esq.	1	.....	.....	1
Price, Richard Atkinson, Esq. ....	.....	2	.....	2
Pyers, Robert, Esq.	3	3	.....	6
Quinn, Patrick Edward, Esq.	3	2	.....	5
Reid, The Right Hon. George Houston, P.C., Q.C.	3	3	.....	6
Reynold, Joseph Bernard, Esq. ....	.....	.....	.....	.....
Richards, Edwin, Esq.	1	.....	.....	1
Rigg, William, Esq.	1	3	.....	4
Rose, Thomas, Esq.	1	.....	.....	1
Ross, Andrew, Esq., M.D.	2	.....	.....	2
Ross, Hugh, Esq.	3	1	.....	4
Sawers, William, Esq.	1	3	.....	4
See, John, Esq.	1	.....	.....	1
Sleath, Richard, Esq.	3	2	.....	5
Smith, Samuel, Esq.	1	.....	.....	1
Spence, William Guthrie, Esq.	2	3	.....	5
Spruson, Wilfred Joseph, Esq.	1	2	.....	3
Stevenson, Richard, Esq.	2	3	.....	5
Storey, David, Esq.	2	.....	.....	2
Suttor, The Hon. Francis Bathurst, Esq.	1	.....	.....	1
Terry, Edward, Esq.	1	.....	.....	1
Thomas, Josiah, Esq.	3	3	.....	6
Thomson, Dugald, Esq. ....	.....	.....	.....	.....
Thomson, James, Esq.	2	.....	.....	2
Waddell, Thomas, Esq.	2	1	.....	3
Watkins, David, Esq.	1	3	.....	4
Watson, John Christian, Esq.	3	2	.....	5
Whiddon, Samuel Thomas, Esq.	2	1	.....	3
Wilks, William Henry, Esq.	2	3	.....	5
Willis, William Nicholas, Esq.	3	1	.....	4
Wilson, Charles Graham, Esq.	2	3	.....	5
Wise, Bernard Ringrose, Esq., Q.C. ....	.....	.....	.....	.....
Wood, William Herbert, Esq.	2	1	.....	3
Wright, Francis Augustus, Esq.	2	1	.....	3
Young, The Hon. James Henry, Esq.	2	.....	.....	2

Legislative Assembly Office,
Sydney, 21st April, 1899.

F. W. WEBB,
Clerk of the Legislative Assembly.

1899.
(SECOND SESSION.)

LEGISLATIVE ASSEMBLY.
NEW SOUTH WALES.

BUSINESS OF THE LEGISLATIVE ASSEMBLY OF NEW SOUTH WALES
DURING THE SECOND SESSION OF 1899.

1. New Writs issued	0								
2. Select Committees :—									
On Public Matters	0								
On Private Bills	0								
3. Standing Committees	5								
4. Public Bills :—									
Originated in the Assembly—									
Received the Royal Assent	2								
Otherwise disposed of	3								
	5								
Brought from the Council—									
Received the Royal Assent	0								
Otherwise disposed of	0								
5. Private Bills :—									
Originated in the Assembly—									
Received the Royal Assent	0								
Otherwise disposed of	1								
	1								
Brought from the Council—									
Received the Royal Assent	0								
Otherwise disposed of	0								
6. Petitions received :—									
Printed	5								
Not Printed	1								
7. Divisions :—									
In the House	3								
In Committee of the Whole	3								
8. Sittings (for details see paragraph 15, page 2) :—									
Days of Meeting	5								
Hours of Sitting	47 h. 49 m.								
Hours of Sitting after Midnight	7h. 36 m.								
Daily Average	9 h. 33 m.								
Adjourned for want of a Quorum—									
Before commencement of Business	0								
After commencement of Business	0								
9. Votes and Proceedings	5								
Entries in Votes and Proceedings—									
Of Business done	54								
Of Questions answered	28								
Daily Average	82								
Entries in Notice Paper—									
Of Questions	31								
Of Notices of Motion	21								
Of Orders of the Day	12								
Of Contingent Notices	0								
Daily Average	64								
10. Contingent Notice Papers	13								
11. Orders for Papers	0								
12. Addresses for Papers	3								
13. Other Addresses	0								
14. Papers laid upon the Table :—									
By Message	1								
By Command	40								
In Return to Orders	4								
In Return to Addresses	0								
Reports from Standing and Select Committees	0								
Ordered to be Printed	45								
Not ordered to be Printed	10								
	35								
	45								

15. **Sittings of the House:—**

Return of the number of days on which the House sat in the Second Session of 1899, stating, for each day, the date of the month and the day of the week, the hour of the meeting and the hour of adjournment, and the total number of hours occupied in the sittings of the House, and the average time; and showing the total number of hours on which the House sat each day, and the number of hours after midnight, and the number of entries in each day's Votes and Proceedings.

No.	Month.	Day.	House Mct.	House Adjourned.	Hours of Sitting.	Hours after Mid-night.	Entries in Votes.
					h. m.	h. m.	
1	11 April.....	Tuesday	12 noon	12.15 o'clock p.m.	0 15	...	9
				3 o'clock p.m....	10.30	„ „		7 39	...
2	12 „	Wednesday.....	3 „	4.56 „ a.m.	13 56	4 56	15
3	13. „	Thursday	3 „	10.54 „ p.m.	7 54	...	6
4	18 „	Tuesday	3 „	10.25 „ „	7 25	...	12
5	20 „	Thursday	4 „	2.40 „ a.m.	10 40	2 40	12
Total.....					47 40	7 36	54

Average length of sitting, daily, 9 hours 33 minutes.

Legislative Assembly Office,
Sydney, 21st April, 1899.

F. W. WEBB,
Clerk of the Legislative Assembly.