

Votes

New South Wales.

No. 1.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 26 JUNE, 1906.

1. **OPENING OF THE SESSION** :—The House met at Twelve o'clock at Noon, pursuant to a Proclamation of His Excellency the Governor, bearing date the thirtieth day of May, 1906.

Mr. Speaker took the Chair.

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

“ NEW SOUTH WALES, } Proclamation by His Excellency Sir HARRY HOLDSWORTH RAWSON,
“ TO WIT. } Admiral in the Royal Navy, Knight Commander of the Most Honorable
“ (L.S.) } Order of the Bath, Governor of the State of New South Wales and its
“ HARRY H. RAWSON, } Dependencies, in the Commonwealth of Australia.
“ Governor. }

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

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

“ By His Excellency's Command,

“ J. A. HOGUE.

“ GOD SAVE THE KING ! ”

2. **VACANT SEAT—ELECTORATE OF QUEANBEYAN** :—Mr. Speaker informed the House that, during the recess, in accordance with the direction of the 53rd section of the Parliamentary Electorates and Elections Act, 1902, he had issued a Writ for the Election of a Member to serve in the Legislative Assembly for the Electoral District of Queanbeyan, in the room of Alan Major Millard, Esquire, convicted of a felony ; and that the said Writ had been duly returned to him, with a certificate indorsed thereon by the Returning Officer, of the election of Colonel Granville De Laune Ryrie, to serve as such Member.
3. **MEMBER SWORN** :—Colonel Granville De Laune Ryrie, having taken and subscribed the Oath of Allegiance, and signed the Roll of the House, took his seat as Member for the Electoral District of Queanbeyan.
4. **THE CLERK SUMMONED** :—Mr. Speaker informed the House that, during the recess, the Clerk had received subpoenas to appear before the Supreme Court in a case “ Charles Launcelot Garland v. James Leslie Williams,” to produce certain records,—and that, as Speaker, he had authorised the production of such records.

26th June, 1906.

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

(1.) Appropriation Bill:—

FREDK. M. DARLEY,

*Lieutenant-Governor.**Message No. 1.*

A Bill, intituled "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year from the 1st day of July, 1905, to the 30th day of June, 1906, inclusive of both dates; to adjust the Vote 'Advance to Treasurer, 1904-1905,' for supplementary charges during the period from 1st July, 1904, to 30th June, 1905, inclusive of both dates; to adjust the Votes 'Advance to Treasurer,' 1903-4, and previous years for supplementary charges during the period 1st January, 1893, to 30th June, 1904, inclusive of both dates; and for purposes connected with and incidental to the above objects,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Lieutenant-Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,**Sydney, 8th December, 1905.*

(2.) Treasury Bills Deficiency Bill:—

FREDK. M. DARLEY,

*Lieutenant-Governor.**Message No. 2.*

A Bill, intituled "*An Act to authorise the issue of Treasury Bills to cover the Deficiency on the Consolidated Revenue Account up to the 30th June, 1905; to provide for the renewal and redemption of such Bills; and for purposes consequent thereon or incidental thereto,*"—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 His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,**Sydney, 8th December, 1905.*

(3.) Treasury Indemnity Bill:—

FREDK. M. DARLEY,

*Lieutenant-Governor.**Message No. 3.*

A Bill, intituled "*An Act to indemnify the Colonial Treasurer, the Officers of the Treasury, and other persons, in respect of certain withdrawals and payments during the year 1904-5 from the Consolidated Revenue Accounts of the Colonial Treasurer in the Banks keeping such Accounts in anticipation of Parliamentary appropriation and warrant of the Governor,*"—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 His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,**Sydney, 8th December, 1905.*

(4.) Sydney Corporation Amendment Bill:—

FREDK. M. DARLEY,

*Lieutenant-Governor.**Message No. 4.*

A Bill, intituled "*An Act to make further and better provision for the Municipal Government of the City of Sydney; to amend the Sydney Corporation Act, 1902, and the Sydney Corporation (Amendment) Act, 1902; to amend the law in respect of the City members of the Board of Water Supply and Sewerage, and in respect of the member of the Fire Brigades Board elected by the Municipal Council of Sydney; to give the said Council power to purchase or resume lands in the said City; to remodel and deal with same, and to provide for workmen's dwellings on the sites resumed or elsewhere, and to borrow the necessary moneys therefor; to confer further borrowing powers on the said Council; to vest certain lands in His Majesty as Crown lands; to amend the City boundaries; and for other purposes incidental thereto or consequent thereon,*"—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 His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,**Sydney, 9th December, 1905.*

(5.) Country Towns Water and Sewerage (Amendment) Bill:—

FREDK. M. DARLEY,

*Lieutenant-Governor.**Message No. 5.*

A Bill, intituled "*An Act to amend the law relating to the water supply, sewerage, and drainage of country towns; to amend the Country Towns Water and Sewerage Act of 1880, the Country Towns Water and Sewerage Act Extension Act of 1887, and the Country Towns and Hunter District Water Supply and Sewerage Acts Amendment Act of 1894; and for purposes consequent thereon or incidental thereto,*"—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 His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,**Sydney, 9th December, 1905.*

(6.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

26th June, 1906.

(6.) Explosives Bill :—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 6.

A Bill, intituled "*An Act to consolidate and amend the law relating to explosives ; and for purposes consequent thereon or incidental thereto,*"—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 His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 9th December, 1905.

(7.) Western Lands (Amendment) Bill :—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 7.

A Bill, intituled "*An Act to amend and extend the provisions of the Western Lands Act of 1901 ; to amend the Crown Lands Acts, the Appraisalment Act, 1902, and the Public Service Act, 1902 ; and for other purposes,*"—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 His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 9th December, 1905.

(8.) Sydney Harbour Trust (Reclamations and Leasing) Bill :—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 8.

A Bill, intituled "*An Act to deal with certain authorities to reclaim lands in the Port of Sydney by the issue of Crown grants in respect of some and the revocation of other of such authorities ; to extend the term for which certain lands may be leased by the Sydney Harbour Trust Commissioners ; to amend the Sydney Harbour Trust Act, 1900, the Sydney Harbour Trust (Leasing) Act, 1903, the Crown Lands Acts of 1884 and 1895, and the Act 25 Vic. No. 1 ; and for purposes consequent thereon or incidental thereto,*"—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 His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 9th December, 1905.

(9.) Crown Lands Amendment Bill :—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 9.

A Bill, intituled "*An Act to provide for the setting apart and disposal of Crown lands as conditional purchase leases ; to better regulate the setting apart and disposal of Crown lands as original and additional holdings ; to provide for the allotment of lands the subject of conflicting applications ; and generally to further regulate the sale, leasing, disposal, and management of Crown lands, by amending the Crown Lands Acts in certain respects ; and for purposes consequent thereon and incidental thereto,*"—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 His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 9th December, 1905.

(10.) Liquor (Amendment) Bill :—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 10.

A Bill, intituled "*An Act to amend the law relating to the supply of intoxicating liquor ; to regulate the supply of liquor by clubs ; to make better provision for the exercise of local option with regard to the supply of intoxicating liquor ; to amend the Liquor Act, 1898 ; and for other purposes consequent thereon and incidental thereto,*"—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 His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 9th December, 1905.

(11.)

26th June, 1906.

(11.) Loan Bill :—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 11.

A Bill, intituled "*An Act to authorise the raising of a Loan for Public Works and Services, and for other purposes,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Lieutenant-Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,
Sydney, 9th December, 1905.*

(12.) Sydney Water Supply Conduit Additional Works Bill :—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 12.

A Bill, intituled "*An Act to sanction the completion of the raising and re-lining of the Lower Canal, and the construction of an Aqueduct at Booth Town, Sydney Water Supply ; and for other purposes,*"—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 His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,
Sydney, 9th December, 1905.*

(13.) Local Government (Shires) Bill :—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 13.

A Bill, intituled "*An Act for the local government of rural districts, and for the amendment, extension, and partial repeal of certain Acts to effect the same ; and for purposes consequent thereon or incidental thereto,*"—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 His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,
Sydney, 9th December, 1905.*

(14.) Vagrancy (Amendment) Bill :—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 14.

A Bill, intituled "*An Act to declare Fan-tan and Pak-a-pu to be unlawful games ; to amend the Vagrancy Act, 1902 ; and for other purposes,*"—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 His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,
Sydney, 9th December, 1905.*

(15.) Taxation Amending Bill :—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 15.

A Bill, intituled "*An Act to amend the Acts relating to land and income tax so as to exempt certain incomes and to allow certain deductions from income tax ; and for purposes consequent thereon or incidental thereto,*"—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 His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,
Sydney, 8th December, 1905.*

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

"MR. SPEAKER,—

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

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

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

7. PAPERS :—

Mr. Carruthers laid upon the Table,—

- (1.) Report of the Royal Commission on the Administration of the Lands Department, together with Minutes of Evidence.
- (2.) Reports of the Royal Commission of Inquiry into the Railway Administration, together with copies of Commissions, Minutes of Proceedings, Evidence, and Appendices.
- (3.) Correspondence and Papers in connection with the Report of the Royal Commission appointed to inquire into the Railway Administration, especially in respect to the Western Coal Contract entered into by the Railway Commissioners.
- (4.) Correspondence and papers in connection with the Report of the Royal Commission appointed to inquire into the Railway Administration, especially in respect to the inharmonious relations existing between the Railway Commissioners.
- (5.) Further correspondence between the Commonwealth Government and the Government of New South Wales respecting the Federal Capital Site. (*In supplementation of the Documents laid upon the Table last Session.*)
- (6.) Report of the Royal Commission of Inquiry into the claims of Members of New South Wales Contingents in South Africa, together with copy of Commission, Minutes of Proceedings, Evidence and Appendix.

Ordered to be printed.

Mr. Carruthers also laid upon the Table,—

- (1.) Statement of Trust Moneys Deposit Account from 1st April, 1905, to 31st March, 1906.
- (2.) Return to an Order made on 27th September, 1905,—“Vessels registered in New South Wales “and other States.”
- (3.) Report of the Trustees of the Public Library of New South Wales for the year 1905.
- (4.) Report of Proceedings of the Conference between the Commonwealth and State Premiers and Ministers, held at Sydney, April, 1906.
- (5.) Report of the Railway Commissioners on Railways and Tramways for quarter ended 31st December, 1905.
- (6.) Report of the Railway Commissioners on Railways and Tramways for quarter ended 31st March, 1906.
- (7.) Statement of Bank Liabilities and Assets for quarter ended 31st December, 1905.
- (8.) Statement of Public Companies' Liabilities and Assets for quarter ended 31st December, 1905.
- (9.) Statement of Bank Liabilities and Assets for quarter ended 31st March, 1906.
- (10.) Statement of Public Companies' Liabilities and Assets for quarter ended 31st March, 1906.
- (11.) Report of the Executive Committee of the New South Wales Public Disaster Relief Fund for the year 1905.
- (12.) Abstract of the Balance Sheet of the Savings Bank of New South Wales on 31st December, 1905.
- (13.) Regulations under the Sydney Harbour Trust Act, 1900.
- (14.) Wharf Regulations under the Wharfage and Tonnage Rates Act, 1902.
- (15.) Regulations under the State Debt and Sinking Fund Act, 1904.
- (16.) Regulation under the Sydney Harbour Trust Act, 1900.
- (17.) Regulations under the Sydney Harbour Rates Act, 1904.
- (18.) Regulations under the Sydney Harbour Trust Act, 1900.
- (19.) Regulations under the Sydney Harbour Trust Act, 1900, and the Sydney Harbour Rates Act, 1904.
- (20.) Regulations under the Government Savings Bank Acts.
- (21.) *Gazette* Notice regarding Financial arrangements in respect of Public Moneys outside the State, i.e., in London, made in pursuance of section 64 of the Audit Act, 1902.
- (22.) Regulations under the Sydney Harbour Trust Act, 1900.
- (23.) Regulations for the control and management of the printing and publication of the *Government Gazette*.
- (24.) Notification of appropriation of land, under the Public Works Act, 1900, for the crection of residence for Railway Night Officer, at Wingen.
- (25.) Notification of appropriation of land, under the Public Works Act, 1900, for improvement of the Water Supply on the Great Northern Railway, at Hawkesbury River.
- (26.) Notification of appropriation of land, under the Public Works Act, 1900, for Water Supply on the Great Western Railway, at Blackheath.
- (27.) Notification of appropriation of land, under the Public Works Act, 1900, for Water Supply and extension of Railway Station Yard, at Waterfall.
- (28.) Notification of appropriation of land, under the Public Works Act, 1900, for Water Supply, on the Great Western Railway, at Blackheath.
- (29.) Notification of appropriation of land, under the Public Works Act, 1900, for the extension of the Railway Station Yard, at Warnecliffe.
- (30.) Notification of appropriation of land, under the Public Works Act, 1900, for the extension of the Railway Station Yard, at Junee.

Referred by Sessional Order to the Printing Committee.

8. LAW OF EVIDENCE BILL :—Mr. Carruthers presented a Bill, intituled “*A Bill to amend the Law of Evidence*,”—which was read a first time *pro formâ*.

26th June, 1906.

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

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

1. In calling you together for the discharge of your public duties, I am happy to be able to offer my congratulations upon the steadily growing prosperity of the State and the continued improvement in the prospects of all classes of the community.

2. The splendid position of the State finances affords most gratifying proof, among other things, of the wonderful elasticity of the country's natural resources, and of their responsiveness to wisely directed industrial energies; whilst the larger growth of our population, both from natural increase and from immigration, is a gratifying feature presented by recent statistics.

3. During the recess the State Premiers met in Conference in Sydney, and discussed many matters of common concern to the whole of the States. Opportunity was also availed of to meet the Prime Minister of the Commonwealth and to consider important questions arising between the Federal and the State Governments. A report of the proceedings will be submitted for your consideration.

4. At a later period the Prime Minister of New Zealand (the late Right Honorable R. J. Seddon) visited this State as its guest, and the news of his death, a few hours after his departure from our midst, was received with profoundest sorrow. New South Wales shares in the common mourning for one whose loss, not only to New Zealand but to the Empire and humanity, will be greatly felt.

5. I regret that the settlement of the Federal Capital Question has not yet been definitely arranged between the Commonwealth and this State, but the matter has been advanced by Ministers as far as possible within their powers.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

6. A strict regard to economy, consistent with what is due to the Public Service, and to securing efficiency in all Departments of State, has been observed in administering the public finances. I rejoice in being advised that, at the close of the present financial year, the Treasury returns will show a substantial and unprecedented surplus. The loan expenditure for the financial year will be the lowest recorded per head of population, whilst if credit be taken for the surplus revenue and the payments in reduction of the deficiency accounts of previous years it will be found that the year's revenue has almost covered the whole of the State expenditure on all accounts. With a continuation of such results, the necessity for adding to the Public Debt will rapidly diminish, and the period be speedily arrived at when further State borrowing may safely cease.

7. A disquieting feature in regard to finance in the near future arises from the uncertainty as to the amount to be returned to the State by the Commonwealth from the revenues collected from duties of Customs and Excise. My Ministers, in conjunction with those of other States, have already discussed this matter with the Commonwealth Government, and it is hoped that a satisfactory solution of the question may be arrived at in the near future.

8. Estimates of expenditure for the ensuing year will in due course be laid before you. They will be found to be so framed that, while the obligations of economy will not be lost sight of, liberal provision will be made for the expansion of industrial development and growing public requirements. The proper disposition of the surplus revenue for the year has engaged the earnest attention of the Government. Proposals will be laid before you for dealing with the public funds on what, it is believed, will be judged to be sound principles of State finance.

9. Amongst other special accounts to be established, there will be a Public Works Fund, so that the revenues from the sale of our public lands will be set aside for the construction of permanent works, and for other valuable undertakings, thereby replacing one asset by another.

10. You will be asked to pass a Bill to remit the fees hitherto charged for primary instruction in the public schools.

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

11. Royal Commissioners appointed last year inquired into and reported upon important questions affecting the management of the public Railways. One inquiry related to a coal contract entered into between the Railway Commissioners and the Western Collieries Association; the other, into the inharmonious relations said to exist between the Railway Commissioners themselves. The reports in these inquiries will be laid before Parliament. In view of the conclusions arrived at by the Royal Commissioners, Parliament will be invited to take a course of action which my advisers, after mature deliberation, consider essential to the efficient management and control of the Railway and Tramway Services. The proposals to be submitted to you will include the dissolution of the present Commission, and an alteration of the basis upon which the Board of Management will be appointed for the future.

12. The Royal Commission appointed on 1st May, 1905, to inquire into the administration of the Lands Department has forwarded to me an *interim* report. This report will be at once laid before Parliament for such action as may be necessary, having regard to the public interest and the honor of Parliament itself. You will be invited to pass legislation to give effect to certain recommendations of the Commissioner, more especially for the better administration of the Lands Department. Administrative action is being taken, and legislation will be proposed in respect of certain holdings referred to in the report.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

26th June, 1906.

13. The question of the acquisition and subdivision of private estates for closer settlement purposes is receiving the unremitting attention of the Government, and arrangements have been made, and are pending, for the purchase of suitable private lands, subject to the approval of Parliament. For the purpose of more expeditiously acquiring such estates an amendment of the law will be proposed, which, it is hoped, will be fruitful of beneficial results.

14. To enable the holders of homestead selections and settlement leases to ultimately acquire freehold titles, a Bill will be submitted in which provision will be made to prevent the undue aggregation of holdings.

15. With a view to assisting landholders to more effectively cope with the rabbit pest, a contract is being entered upon for the supply of quantities of rabbit-proof netting, which will be furnished to landholders at a moderate cost, and on liberal terms as to payment.

16. A Bill will be introduced for the establishment of a State Savings' and Land Bank, which will amalgamate existing institutions, and from which advances, under prudent safeguards, may be made both to settlers and to those who are desirous of establishing homes upon the land.

17. A policy of progressive reform in the State system of education has been entered upon. It is intended to advance upon the most modern lines of scientific teaching, and to adopt improved methods of instruction in our primary and higher schools. The field of agricultural and industrial education will also be very largely extended.

18. It is recognised by my Ministers that, with the facilities afforded for the free elementary education of children, attendance at schools ought to be more effectively enforced by the law, and to achieve that purpose a Bill will be submitted for your concurrence.

19. The Shires Act, the first instalment of local government, having come into operation, it is intended to invite you to pass its complement and corollary in the Local Government Extension Bill. My advisers believe that by committing to local ratepayers the responsibility of attending to purely local requirements a keener perception of the obligations of citizenship and a broader public spirit will be created.

20. In the interests of our great and growing mining industry, the laws relating thereto require amendment and consolidation. A Bill to accomplish these objects will be submitted at an early date. Several matters in connection with coal-mining and miners' accident insurance require your attention with a view to amendments of the law now shown to be necessary.

21. Urgent need exists for the suppression of the evils connected with gaming-houses and gambling. To this end a measure has been prepared, and will be submitted for your consideration. A Bill will also be introduced to amend the Lotteries Act.

22. The necessity of amending the Industrial Arbitration Act has become manifest, and you will be invited to consider a measure dealing therewith. A Workmen's Compensation Bill will also be introduced, largely based on successful experience of other parts of the Empire. Amendments of the Old-age Pensions Act will be embodied in a Bill framed to safeguard the system from abuse and to avoid unnecessary administrative machinery.

23. The widespread concern displayed in other parts of the world, as well as the necessity to protect our own community from impurities in foods, has engaged attention. You will be asked to consider a Pure Foods Bill, to safeguard the public interest, and by its operation to reassure consumers, both at home and abroad, of the freedom of our food products from adulteration.

24. A measure will be introduced to give effect to the agreement arrived at by the Premiers' Conference for the allotment of the waters of the river Murray and its tributaries between the States of South Australia, Victoria, and New South Wales, and for their control by a Board of Commissioners. Ministers have given close attention to the question of water conservation and irrigation. The possibilities of the Murray and Lachlan Rivers, in addition to the Murrumbidgee, are being carefully investigated, while the extension of artesian bores is being vigorously proceeded with.

25. For the further development of the agricultural districts, and to facilitate closer settlement, a judicious extension of the railway system will be proposed for your consideration. The necessity of extending the tramway system in certain thickly-populated localities has also engaged attention, and will be dealt with by definite proposals. With the earnest desire to aid in the development of the rich agricultural and dairying lands of the North Coast region, my Advisers hope to see passed into law the Bill authorising the construction of the North Coast railway line. An early opportunity will be given to Parliament to add this important work to the railway system of the State. Authority to extend the line of railway from the south bank of the Murray, in Victoria, to Tocumwal, in accordance with the agreement between the Premiers of Victoria and New South Wales, will also be asked for.

26. Such defects as experience has proved to exist in the electoral law will be dealt with in a Bill to be presented for approval at an early date. The State law, it is hoped, will be brought more into accord with the law of the Commonwealth.

27. Measures dealing with law reform, and the simplification of procedure in our Courts, will be submitted for your consideration. Among other measures to which your assent will be invited are Bills to establish labour farms, whereon to provide temporary employment for those in need; to amend the Metropolitan and Hunter River District Water Supply and Sewerage Acts; to amend the Water and Drainage Act; to amend the Friendly Societies Act; and to amend the Fire Brigades Act.

28. In leaving you to the discharge of your high and honorable duties, I pray that, under Divine guidance, your deliberations may tend to further promote the welfare and add to the happiness of the people.

Colonel

26th June, 1906.

Colonel Ryrie then moved, and Mr. Robson seconded the motion,—

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

(2.) That such Committee consist of Mr. R. J. Anderson, Mr. Booth, Mr. Broughton, Mr. John Hurley, Mr. Hindmarsh, Mr. Nobbs, Mr. Oakes, Mr. Robson, and the Mover.

Question put and passed.

The Committee retired to prepare the Address.

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

To His Excellency Sir HARRY HOLDSWORTH RAWSON, Admiral in the Royal Navy, Knight Commander of the Most Honorable Order of the Bath, Governor of the State of New South Wales and its Dependencies, in the Commonwealth of Australia.

MAY IT PLEASE YOUR EXCELLENCY,—

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

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

We join Your Excellency in the hope that, under Divine Providence, our labours may prove of benefit to all classes of the people.

Colonel Ryrie then moved, and Mr. Robson seconded the motion, That the Address in Reply to the Governor's Opening Speech, as read by the Clerk, be now adopted by this House.

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

“ At the same time, we wish to inform Your Excellency that the Government has forfeited the confidence of this House by its whole course of conduct in connection with the scandals in the Lands Department, and its delay in taking action to place the Railways under proper management.”

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

Debate continued.

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

Question put and passed.

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

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

Question put and passed.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 2.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 27 JUNE, 1906.

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

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

*To His Excellency Sir HARRY HOLDSWORTH RAWSON, Admiral in the Royal Navy, Knight
"Commander of the Most Honorable Order of the Bath, Governor of the State of New
"South Wales and its Dependencies, in the Commonwealth of Australia.*

"MAY IT PLEASE YOUR EXCELLENCY,—

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

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

"We join Your Excellency in the hope that, under Divine Providence, our labours may prove of benefit to all classes of the people."

Upon which Mr. McGowen had moved, That the Address be amended by the insertion of the following words, to stand paragraph 3:—"At the same time we wish to inform Your Excellency that the Government has forfeited the confidence of this House by its whole course of conduct in connection with the scandals in the Lands Department, and its delay in taking action to place the Railways under proper management."

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

Mr. Perry (*The Richmond*) moved, That this Debate be now adjourned.

Debate ensued.

Question put and passed.

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

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

Debate ensued.

Question put and passed.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 3.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 28 JUNE, 1906.

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

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

“ To His Excellency Sir HARRY HOLDSWORTH RAWSON, *Admiral in the Royal Navy, Knight Grand Cross of the Most Honorable Order of the Bath, Governor of the State of New South Wales and its Dependencies, in the Commonwealth of Australia.*

“ MAY IT PLEASE YOUR EXCELLENCY,—

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

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

“ We join Your Excellency in the hope that, under Divine Providence, our labours may prove of benefit to all classes of the people.”

Upon which Mr. McGowen had moved, That the Address be amended by the insertion of the following words, to stand paragraph 3:—“ At the same time we wish to inform Your Excellency that the Government has forfeited the confidence of this House by its whole course of conduct in connection with the scandals in the Lands Department, and its delay in taking action to place the Railways under proper management.”

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

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

Question put and passed.

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

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

Question put and passed.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 4.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 3 JULY, 1906.

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

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

(a) £3,100, from Vote, "Department of Lands, Salaries," to the following Votes, viz. :—£100, to the Vote, "Land Appeal Court, Contingencies," and £3,000, to the Vote, "Survey of Lands, Contingencies."

(b) £500, from Vote, "Compensation for Land taken for Roads under the Public Roads Act," to the Vote, "To Meet Cost of Postage and Railway Freight Stamps, &c."

(c) £100, from Vote, "Trigonometrical Survey, Contingencies," to the Vote, "Pastures Protection Act, Contingencies and Miscellaneous Services."

(d) £400, from Vote, "Coroners, Contingencies," and £150, from Vote, "Petty Sessions, Contingencies," to the Vote, "Purchase of Law Books, &c., for Courts of Petty Sessions, and Department of the Attorney-General and of Justice."

(e) £30, from Vote, "Petty Sessions, Contingencies," to the Vote, "Refund of Fees paid for Licenses issued on Certificates granted by Magistrates."

(f) £750, from Vote, "Department of the Attorney-General and of Justice," to the Vote, "To meet the Legal Expenses (with the exception of verdicts in cases against the Crown and cost in connection therewith) of all Departments of the State."

Referred by Sessional Order to the Printing Committee.

2. PUBLIC SMELTING WORKS FOR BROKEN HILL:—Mr. Cann presented a Petition from certain residents of Broken Hill, representing that it is desirable that the Government should erect smelting works or a concentrating plant at Broken Hill; that a large number of mines in the district are worked by small parties of miners; that from these only low-grade ore is obtained; that such mines will not pay to work because of the expense of sending parcels to South Australia for treatment; that public smelters or a concentrating plant would not only assist to enlarge the silver-mining industry, but provide employment for a number of men of small means; and praying the House to earnestly consider their request.
Petition received.
3. THE UNEMPLOYED:—Mr. Cann presented a Petition from the Citizens Committee on Unemployment representing that large numbers of able and willing working men are, at present, idle through no fault of their own, and misery and evil is the result, and praying that National Irrigation and Water Conservation Works be put in hand, that suitable families be settled upon unoccupied Crown lands to clear it from pests and that the Barren Jack Scheme be expedited.
At the request of Mr. Thrower, the Petition was read by the Clerk, by direction of Mr. Speaker.
Petition received.

3rd July, 1906.

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

" To His Excellency Sir HARRY HOLDSWORTH RAWSON, *Admiral in the Royal Navy, Knight Grand Cross of the Most Honorable Order of the Bath, Governor of the State of New South Wales and its Dependencies, in the Commonwealth of Australia.*

" MAY IT PLEASE YOUR EXCELLENCY,—

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

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

" We join Your Excellency in the hope that, under Divine Providence, our labours may prove of benefit to all classes of the people."

Upon which Mr. McGowen had moved, That the Address be amended by the insertion of the following words, to stand paragraph 3:—"At the same time we wish to inform Your Excellency that the Government has forfeited the confidence of this House by its whole course of conduct in connection with the scandals in the Lands Department, and its delay in taking action to place the Railways under proper management."

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

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

Question put and passed.

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

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

Debate ensued.

Question put and passed.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 5.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 4 JULY, 1906.

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

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

"To His Excellency Sir HARRY HOLDSWORTH RAWSON, Admiral in the Royal Navy, Knight Grand Cross of the Most Honorable Order of the Bath, Governor of the State of New South Wales and its Dependencies, in the Commonwealth of Australia.

"MAY IT PLEASE YOUR EXCELLENCY,—

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

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

"We join Your Excellency in the hope that, under Divine Providence, our labours may prove of benefit to all classes of the people."

Upon which Mr. McGowen had moved, That the Address be amended by the insertion of the following words, to stand paragraph 3:—"At the same time we wish to inform Your Excellency that the Government has forfeited the confidence of this House by its whole course of conduct in connection with the scandals in the Lands Department, and its delay in taking action to place the Railways under proper management."

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

Disorder: The Honorable Member for Blayney, Mr. Crick, having frequently disregarded Mr. Speaker's directions to desist from interrupting the Debate, was, by direction of Mr. Speaker, removed from the Chamber by the Sergeant-at-Arms.

Debate continued.

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

Question put and passed.

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

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

Debate ensued.

Question put and passed.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 6.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 5 JULY, 1906.

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

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

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

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

“ John Rowland Dacey, Esquire,
“ Brinsley Hall, Esquire,
“ William Arthur Holman, Esquire,
“ Daniel Levy, Esquire,
“ Mark Fairles Morton, Esquire,

Donald Macdonell, Esquire,
Charles William Oakes, Esquire,
Thomas Waddell, Esquire, and
The Honorable James Henry Young,—

“ 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 fifth day of July, in the year of our Lord one thousand nine hundred and six.

“ WILLIAM McCOURT,
“ Speaker.”

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

Thomas Jessep, Esquire,
William Fleming Latimer, Esquire,
John McFarlane, Esquire,
Niels Rasmus Wilson Nielsen, Esquire, and
Robert Scobie, Esquire,

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

3. VACANT SEATS :—

(1.) *Electoral District of Surry Hills*—Mr. Speaker informed the House that he had received a letter from John Norton, Esquire, resigning his Seat as Member for the Electoral District of Surry Hills.

(2.) *Electoral District of Cootamundra*—Mr. Speaker informed the House that he had received a letter from William Arthur Holman, Esquire, resigning his Seat as Member for the Electoral District of Cootamundra.

(3.) *Electoral District of Surry Hills*—Mr. Ashton moved, That the Seat of John Norton, Esquire, Member for the Electoral District of Surry Hills, hath become, and is now vacant, by reason of the resignation thereof by the said John Norton.
Question put and passed.

(4.) *Electoral District of Cootamundra*—Mr. Ashton moved, That the Seat of William Arthur Holman, Esquire, Member for the Electoral District of Cootamundra, hath become, and is now vacant, by reason of the resignation thereof by the said William Arthur Holman.
Question put and passed.

5th July, 1906.

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

" To His Excellency Sir HARRY HOLDSWORTH RAWSON, Admiral in the Royal Navy, Knight Grand Cross of the Most Honorable Order of the Bath, Governor of the State of New South Wales and its Dependencies, in the Commonwealth of Australia.

" MAY IT PLEASE YOUR EXCELLENCY,—

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

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

" We join Your Excellency in the hope that, under Divine Providence, our labours may prove of benefit to all classes of the people."

Upon which Mr. McGowen had moved, That the Address be amended by the insertion of the following words, to stand paragraph 3 :—" At the same time we wish to inform Your Excellency that the Government has forfeited the confidence of this House by its whole course of conduct in connection with the scandals in the Lands Department, and its delay in taking action to place the Railways under proper management."

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

And the House continuing to sit after Midnight,—

FRIDAY, 6 JULY, 1906, A.M.

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

The House divided.

Ayes, 23.

Mr. Sullivan,
Mr. Daley,
Mr. Macdonell,
Mr. Edden,
Mr. Arthur Griffith,
Mr. McGarry,
Mr. Scobie,
Mr. Thrower,
Mr. Jones,
Mr. Burgess,
Mr. Nielsen,
Mr. Estell,
Mr. Gardiner,
Mr. Kelly,
Mr. W. W. Young,
Mr. Meehan,
Mr. McNeill,
Mr. Miller,
Mr. Cann,
Mr. Dacey,
Mr. Nicholson.

Tellers,

Mr. Charlton,
Mr. Hollis.

Noes, 45.

Mr. Creswell,
Mr. Hogue,
Mr. Thomas,
Mr. Wade,
Mr. Jessep,
Colonel Ryrie,
Mr. Oakes,
Mr. Levy,
Mr. Lee,
Mr. Downes,
Mr. Collins,
Mr. Kearney,
Mr. Ashton,
Mr. Broughton,
Mr. Moxham,
Mr. Brinsley Hall,
Mr. R. J. Anderson,
Mr. Booth,
Mr. John Harléy,
Mr. Moore,
Mr. Donaldson,
Mr. Gillies,
Mr. Latimer,
Mr. Law,
Mr. Mahóry,
Mr. Hindmarsh,
Mr. Ball,
Dr. Arthur,
Mr. McFarlane,
Mr. Mackenzie,
Mr. Perry (Liverpool Plains),
Mr. Walter Anderson,
Mr. Fallick,
Mr. Robson,
Mr. Dick,
Mr. W. Millard,
Mr. Fell,
Mr. Fleming,
Mr. McCoy,
Mr. Davidson,
Mr. Eden George,
Mr. Wood,
Mr. O'Conor.

Tellers,

Mr. Nobbs,
Mr. Cohen.

And so it passed in the negative.

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

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

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

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

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

" Matthew Charlton, junior, Esquire,

" being a Member of the said Assembly, to be a member of the Committee of Elections and Qualifications in the said Act referred to, during the present Session of the Assembly aforesaid, in the room of William Arthur Holman, Esquire, resigned.

" Given under my hand, at the Legislative Assembly Chamber, Macquarie-street, Sydney, this sixth day of July, a.m., in the year of our Lord one thousand nine hundred and six.

" WILLIAM McCOURT,

" Speaker."

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

5th July, 1906.

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6. COMMITTEE OF SUPPLY:—Mr. Ashton moved, That this House will, on its next sitting-day, resolve itself into the Committee of Supply.
Question put and passed.
7. COMMITTEE OF WAYS AND MEANS:—Mr. Ashton moved, That this House will, on its next sitting day, resolve itself into the Committee of Ways and Means.
Question put and passed.
8. ADJOURNMENT:—Mr. Ashton moved, That this House do now adjourn until Tuesday next, at Four o'clock.
Question put and passed.

The House adjourned accordingly, at Nine o'clock a.m., until Tuesday next, at Four o'clock.

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

WILLIAM McCOURT,*
Speaker.

New South Wales.

No. 7.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 10 JULY, 1906.

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

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

And being returned,—

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

State Government House, Sydney, 10 July, 1906.

To the Honorable the Speaker and the

Members of the Legislative Assembly of New South Wales,—

I thank you for your Address expressing your loyalty and unfeigned attachment to His Most Gracious Majesty's Throne and Person, and I am glad to receive your assurances that the measures to be submitted to you will receive your earnest consideration, and that the necessary provision for the Public Service will be made in due course.

I join with you again in the hope that, under Divine Providence, your labours will prove of benefit to all classes of the people.

HARRY H. RAWSON,
Governor.

2. QUESTIONS:—

(1.) Glasgow System respecting Prisoners:—Mr. Briner asked the Attorney-General and Minister of Justice,—

(1.) Has he noticed a paragraph in the *Sydney Morning Herald* stating that the city of Glasgow has introduced a system by which men sentenced to imprisonment are preserved as breadwinners for those dependent upon them?

(2.) By the system in vogue in this State, is it a fact that when men are sent to gaol the real punishment falls upon their wives and families, who are left in many cases to starve?

(3.) Will he consider the question of adopting the Glasgow system, now prevailing in New York and other places, by which a prisoner is released on probation, handed over to an officer who allows him to go to work, live with his family as a free man, and impounds his wages for the use of his family, the man being returned to prison if the stipulated conditions be broken?

Mr. Wade answered,—

(1.) Yes.

(2.) No. As far as my experience goes the State intervenes to alleviate distress when the wives are left destitute.

(3.) This opens up a very large question. It is doubtful whether the system suggested by the Honorable Member would be sufficiently punitive and deterrent to meet the requirements of this community. I have been considering for some time past whether it is practicable to extend the existing system of releasing prisoners upon license without danger to the community, but the matter is by no means free from difficulty.

(2.)

10th July, 1906.

(2.) Governor-General's and State Governor's Residences in New South Wales :—Mr. Briner asked the Colonial Treasurer,—

(1.) Is he aware that on 27th September, 1905, the Member for Raleigh moved for a return, which was ordered by this House, showing the cost of Governor-General's and State Governor's residences in this State?

(2.) Is he aware that such return was never laid upon the Table as ordered?

(3.) Is he aware that the Papers were referred to the Treasury on the 7th November, 1905, and that a letter dated 19th February, 1906, from the Member for Raleigh to the Chief Secretary was referred to the Treasury?

(4.) Will he lay the return upon the Table?

Mr. Carruthers answered,—In this return, expenditure, both by the Commonwealth Government and the Government of this State on the Governor-General's residence in Sydney, is involved, and to arrive at the amount disbursed by each is a matter of considerable difficulty. The former has been requested to furnish a statement showing its actual expenditure in connection therewith, and when this shall have been received, and the proportion borne by New South Wales ascertained, the return will be completed and laid upon the Table. I may mention that a portion of the information sought by the Honorable Member, although not in the form asked for in this return, is contained in Papers laid upon the Table on the 1st August and 7th September, 1905.

(3.) Blankets supplied by the Government to Charities, &c. :—Mr. Jones asked the Colonial Secretary,—

(1.) Have supplies of blankets been granted to any benevolent society, or charity organisation, or private person, on the recommendation of a Member of Parliament, for distribution to the poor and needy in any district?

(2.) If so, to what society, organisation, or person, and on whose recommendation were they granted?

(3.) Are blankets, issued under the authority of the present Colonial Secretary, branded with a broad arrow, or in any way?

Mr. Hogue answered,—

(1 and 2.) Not this year. The gift by the Government of parcels of blankets for local distribution has been discontinued, because of the gross abuse of the system; and inquiry is now made by the Department, in the first instance, to test the *bona-fides* of each individual case, with the result that the issue of blankets has been reduced by one-half. Benevolent societies and other agencies who have sought as many as twenty pairs of blankets for local distribution have been unable, in some instances, to furnish the name of a single individual who was worthy of the relief, and instances are daily occurring of people who received the help last year being again recommended for it this year.

(3.) No. The blankets issued by the Government are marked "N.S.W.G." to prevent traffic in them, which has existed in the past. In some instances, recipients of blankets have been known to pawn them, and the branding was determined upon in order to prevent abuse.

(4.) Equity and Probate Courts :—Mr. Perry (*The Richmond*) asked the Attorney-General and Minister of Justice,—

(1.) Is he aware that the business of the Equity and Probate Courts is considerably in arrears?

(2.) Will he take steps to place this business in the hands of a gentleman with some energy, and having some regard to the time and convenience of parties concerned?

Mr. Wade answered,—I am aware that there has been congestion in the business in consequence of their being but one Judge presiding over the Equity, Probate, and Bankruptcy Jurisdictions. Steps have been taken to relieve the congestion which has arisen, and after the vacation further steps will be taken with that object in view. I regret to say that Mr. Justice Walker, upon whom the work of the Jurisdictions mentioned has devolved, has been for some time past very unwell.

(5.) Protection of the Emu—Spread of Prickly-pear :—Mr. Jones asked the Colonial Secretary,—

(1.) Has any protection, under section 4 of the Birds Protection Act, 1901, been made in favour of the Emu (*Dromaius nova Hollandia*) in any portion of or the whole of the State?

(2.) Is he aware that the spread of prickly-pear is injuring and destroying thousands of acres of Crown lands in this State?

(3.) Is he further aware that the Emu is a prolific means of spreading this menace to useful settlement?

(4.) In view of this fact, and the rapid increase of the Emu, will he consider the advisability of removing all protection from the Emu in districts where prickly-pear grows, so that such means of spreading this pest may be checked?

Mr. Hogue answered,—

(1.) The Emu, being included in the Schedule to the Birds Protection Act, 1901, no further action has ever been taken in connection with its better protection.

(2.) The injury to a large area of land is recognised.

(3 and 4.) Inquiry will be made.

(6.) Settlement Lease held by Mr. Francis Wood, Moree Land District :—Mr. Jones asked the Secretary for Lands,—

(1.) Is Francis Wood the holder of a settlement lease in the Moree Land District?

(2.) If so, on what date did that gentleman apply for such lease, and by whom was the application lodged?

(3.) On what date was the application confirmed?

(4.) Did Mr. Wood appear personally before the Board at any time?

(5.) What occupation, if any, and what residential address did Mr. Wood give on his application?

(6.) Was the deposit paid by Mr. Wood's own cheque or in cash, and by whom was it paid?

(7.) When did Mr. Wood commence residing on his lease?

(8.) Has anyone else beside Mr. Wood used the lease for grazing purposes?

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(9.) Who owned the sheep depasturing regularly on the said lease during any part of the last six months?

(10.) Has the Lands Department Inspector made any report upon this lease?

(11.) If so, what is the nature of the report, and what action, if any, has been taken thereon?

Mr. Ashton answered,—

(1.) No. Settlement Lease No. 1,828, formerly held by Francis Wood, was transferred to Edward Dawson, on the 1st June, 1906.

(2.) Date of application for settlement lease by Francis Wood, 16th June, 1904.

(3.) Confirmed 16th December, 1904.

(4.) Yes.

(5.) Produce merchant, Gladesville.

(6.) New South Wales Bank cheque.

(7.) Wood never resided.

(8.) Apparently not.

(9.) See reply to Question 11.

(10.) Yes—6th February, 1906.

(11.) Not resident; no dwelling-house on lease, or signs of residence. No stock on the land. No water for stock. Inspector was informed that lessee had been in delicate health, but apparently no application for suspension of residence had been made. Application to transfer to E. Dawson was made on the 4th April, 1906. The application was supported by a medical certificate to the effect that owing to the state of Mr. Wood's health, residence in the Moree district would be highly injurious to his health.

(7.) Road-metals used by Public Departments:—Mr. Morton asked the Secretary for Public Works,—

(1.) Is he aware that Parliament, in December last, authorised an experiment to be made with regard to the merits of the various road-metals used by the public Departments?

(2.) Were samples of metals obtained by the Public Works Department; and, if so, from what companies?

Mr. Lee answered,—

(1.) Yes.

(2.) No; but an exhaustive test had then been commenced, and is now being brought to a close, on the Parramatta-road at Camperdown, in which road-metal from the following quarries is being treated:—Prospect, Dundas, Shellharbour, Kiama (Salmond), Kiama (McSweeney), Port Kembla, and Emu Plains. The final report on this test is not yet available.

(8.) Public Schools at Terara and Worragee:—Mr. Morton asked the Minister of Public Instruction,—

(1.) Is he aware that the public schools at Terara and Worragee have been closed for some time past?

(2.) Does he intend to re-open these schools; if not, what provision does he propose making so that the scholars can attend the nearest school?

Mr. O'Connor answered,—

(1.) Yes; these schools were closed last month.

(2.) No; but the usual offer has been made by the Department to convey the children to the Nowra Superior Public School.

(9.) Main Roads in Municipalities:—Mr. Morton asked the Colonial Treasurer,—

(1.) Is he aware that nearly every Municipality in the State is heavily in debt?

(2.) Will he, in view of the financial condition of the State, and the fact that the Municipal Extension Bill will relieve the Central Government of the expense of keeping the main roads through such Municipalities in repair, grant to the Country Councils generally a sum sufficient to put these roads in thorough repair?

Mr. Carruthers answered,—

(1.) No.

(2.) Provision will be made to liberally assist both Shires and Municipalities at the onset of their existence under the new law.

(10.) Dairy Expert—Grading of Butter:—Mr. Morton asked the Secretary for Mines,—

(1.) Is it a fact that the Federal Government have asked for the services of the Dairy Expert to carry out the grading of butter?

(2.) If so, is that officer being transferred to the Service of the Federal Government, or does he propose to allow his Officers to carry out the Regulations of a Federal law?

Mr. Moore answered,—No official application for this purpose has yet been received, although it is understood that it will be made later on. The Government will give careful consideration to any such application.

(11.) Repairs to Railway Engines:—Mr. W. W. Young asked the Colonial Treasurer,—

(1.) What is the cost of overhauling a "T" class engine in Bathurst, covering the following class of work:—Examining all valves and pistons, boiler, tubes, and fire-box, lining up boxes, side-rods, or putting in new brasses where required, turning up wheels of engine and tender; the same information in reference to a "B" and "O" class engine?

(2.) Is it a fact that this work can be done in Bathurst cheaper than it is done at Eveleigh; if not, what is the difference in cost?

(3.) Is it a fact that the wheels can be taken (with use of drop-pit) from under either class of engine in Bathurst, in three hours?

(4.) Is it a fact that a large number of engines after coming out of Eveleigh shops run hot, and have to be again lifted; if so, what is the percentage in each shop, Bathurst and Eveleigh?

(5.) How long is an engine out of work for same repairs in Eveleigh and Bathurst?

(6.) What is the cost of taking an engine light to Sydney and back to Bathurst?

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Mr. Carruthers answered,—I am informed:—

- (1.) That the cost of repairs vary, but the cost of repairs to engines, "T," "B," and "O" classes at Bathurst dealing with the parts mentioned, is:—"T" class, £65 0s. 3d.; "B" class, £69 0s. 1d.; "O" class, £32 6s. 9d.
- (2.) The better facilities at Eveleigh permit of the work being done more economically there. The cost at Eveleigh for similar work would be:—"T" class, £26 10s. 6d.; "B" class, £23 12s. 6d.; "O" class, £7 15s.
- (3.) Yes, wheels "B" class. "T" class would occupy about three and a half hours.
- (4.) No.
- (5.) The time an engine would be out of work for similar repairs would be:—Eveleigh, "T" class, 14 days; "B" class, 12 days; "O" class, 4 days. Bathurst, "T" class, 33 days; "B" class, 31 days; "O" class, 9 days.
- (6.) The direct cost, *i.e.*, wages of running men, fuel, water, and stores, would be, Bathurst to Sydney and return, £7 4s. 10d.

(12.) Myall Creek Station Property:—*Mr. Estell*, for Mr. Cann, asked the Secretary for Lands,—

- (1.) What was the total amount of money paid to Young Brothers for Myall Creek Station?
- (2.) The cost of inquiries before the Land Board; also cost of surveys and reports thereon?
- (3.) Cost of subdivision and lithos., and pamphlets issued thereon?
- (4.) Amount expended in advertising, and commission?
- (5.) What was the area and value of land set apart for roads?
- (6.) The amount paid for interest up to 30th June, 1906, on the purchase money?
- (7.) The area and description of land let on lease, if any, and the rent received?
- (8.) The area sold or contracted to be sold; the total amount received, or contracted to be paid?

Mr. Ashton answered,—

- (1.) £138,866 0s. 2d., less £7,095, amount of outstanding balances due on incomplete Conditional Purchases.
- (2.) £449 18s. 10d.
- (3.) £1,278 13s. 6d.
- (4.) £398 2s. 11d., advertising only. No commission was paid.
- (5.) About 425 acres have been set apart for roads out of acquired lands of the value of £1,094 7s. 6d.
- (6.) £5,244.
- (7.) 13,949 $\frac{3}{4}$ acres, comprising 11,922 $\frac{1}{2}$ acres of acquired lands and 2,027 $\frac{1}{4}$ acres of Crown lands, the latter being part of the settlement area. The land leased is generally of a somewhat similar character to the rest of the Estate. The leases embracing this area (47 in all) will date from 1st July, 1906. The rent has not yet been called for.
- (8.) Up to the 30th June, 1906, ninety-eight farms with an aggregate area of 48,567 $\frac{1}{2}$ acres—comprising 39,142 acres of acquired lands and 9,425 $\frac{1}{2}$ acres of Crown lands—have been allotted to as many applicants under Settlement Purchase. These ninety-eight farms have a total value of £120,445 8s. 9d. of which £17,788 14s. 2d. represents Crown lands that were incorporated with the settlement area, and the balance, *viz.*, £102,656 14s. 7d., lands that were purchased by the Crown from Messrs. Young Brothers. The outstanding applications comprise six farms having a total area of 2,951 $\frac{1}{2}$ acres—2,713 $\frac{3}{4}$ acres acquired lands and 237 $\frac{3}{4}$ acres Crown lands—and a total value of £6,404 2s. 11d.—£5,820 5s. 3d. acquired lands and £583 17s. 8d. Crown lands. The first yearly instalments on the farms first allotted have fallen due and are payable by the beginning of August, 1906. £6,560 6s. 11d. has been received to date, consisting almost entirely of deposits with the Settlement Purchase applications. The amount contracted to be paid may be said to be the total value of the farms taken up less the 5 per cent. deposit paid on each farm. I may add that since the foregoing answer was prepared, three more farms have been applied for, thereby altering the figures given.

(13.) Report of Royal Commissioner on the Administration of the Lands Department:—*Mr. Gardiner* asked the Secretary for Lands,—

- (1.) Has his attention been directed to that portion of the Report of the Royal Commissioner on the administration of the Lands Department, which states that certain leases are void?
- (2.) In the case of the lease held by Treweeke Bros., will he, when dealing with it, consider the requirements of the small holders?
- (3.) Will he divide the blocks into moderately sized areas so that applicants with a small amount of capital may have an opportunity of obtaining a holding?
- (4.) Is he aware that before these leases were granted petitions were forwarded to the then Minister for Lands protesting against the granting of the leases in such large areas?
- (5.) Is he aware that there are a large number of permanent settlers at Lewis Ponds, and adjoining these leases, who would materially improve their condition if they could secure a reasonable area from these leases?

Mr. Ashton answered,—

- (1.) Yes.
- (2 and 3.) All the Questions involved will be carefully considered.
- (4.) Yes; petitions were presented by the late Mr. Newman, M.L.A., from residents of Lewis Ponds, against the granting of the Improvement Lease, and a protest by the same persons was lodged after the decision was given to lease the land.
- (5.) See answer to Questions 2 and 3.

(14.) Closing of Small Schools:—*Mr. Gardiner* asked the Minister of Public Instruction,—

- (1.) How many small schools have been closed in this State since the Honorable B. B. O'Connor became Minister of Public Instruction?
- (2.) How many such schools have been closed in the Electorate of Orange?

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- (3.) Is it the policy of the Minister to close small schools and provide vehicles to convey the children to larger schools?
 (4.) How many such vehicles have been provided?
 (5.) In what part of the State are the vehicles in use?
 (6.) What has been the cost of these vehicles?

Mr. O'Connor answered,—

- (1.) 169 schools were closed; 131 of these on account of diminished attendance, and the remainder to introduce the conveyance system. Nine conveyances were subsequently discontinued on account of the removal of families.
 (2.) Two; Gumble and Green Grove.
 (3.) It is impossible to afford to children in the country the same educational advantages as are within the reach of those living in more populous localities, without adopting a policy of carrying them to well equipped central schools, and thus enabling them to receive instruction which will qualify them to compete with children more fortunately circumstanced.
 (4.) Twenty-nine vehicles conveying a daily average of 484 children.
 (5.) Illawarra, Hawkesbury, Armidale, Monaro, Albury, Tamworth, Mudgee, Oberon, Queanbeyan, Inverell, Moruya, Tumut, Bega, Manning, and Bundarra Districts.
 (6.) The amounts paid for the conveyance of the children are:—1903-4, £18 12s. 6d.; 1904-5, £248 7s. 5d.; 1905-6, £1,063 17s. 9d.

(15.) Public Schools:—Mr. Gardiner asked the Minister of Public Instruction,—

- (1.) In view of the proposal of the Government to abolish school fees, will he set apart all the school fees for the ensuing half-year to form a fund to furnish and efficiently equip all country schools with the essentials for the proper instruction of the children?
 (2.) Does he propose to take any steps to reduce the cost to parents of providing books, &c., for their children?
 (3.) Before the abolition of school fees, is it his intention to increase the salaries of teachers, particularly those in the lower grades of the Service?

Mr. O'Connor answered,—

- (1.) No. The law provides that school fees shall be paid into the Consolidated Revenue Fund.
 (2.) Books and appliances necessary for the personal use of individual scholars will still have to be provided by the parents.
 (3.) The question of teachers' salaries is now receiving the attention of the Public Service Board in connection with the general re-grading of the Public Service.

(16.) Reserves in the Raleigh Electorate:—Mr. Briner asked the Secretary for Lands,—

- (1.) Has the Member for Raleigh made frequent personal and written representations on the subject of immediately making suitable reserves in the Raleigh Electorate available for settlement?
 (2.) Will he take steps to make such reserves immediately available?

Mr. Ashton answered,—Yes, numerous applications have been made by the Honorable Member. At the present time twelve cases are with the District Surveyor for report. Three cases also await result of inspection and report by Board. In addition, it may be stated that one case is with the local Surveyor for design for disposal of 1,300 acres, parish Never Never, county Raleigh. Several other small reserves are being made available. In connection with an application to have all the reserves between Macleay and Clarence Rivers inspected with a view to settlement, the Honorable Member was informed 30th April, 1906, that there had been a comparatively recent revision, and of a further and more exhaustive examination now being carried out. In connection with inquiry by the Honorable Member regarding Dorrigo and other North Coast lands, he was informed 8th February, 1906, of proposal to throw open for settlement about 36,000 acres in 142 blocks at Dorrigo, and of proposals regarding other North Coast lands which have been made and are being made available for settlement.

(17.) Crown Lands Agents on the Coast between the Macleay and Clarence Rivers:—Mr. Briner asked the Secretary for Lands,—

- (1.) How many Crown Lands Agents are there on the coast between the Macleay River and the Clarence River?
 (2.) What are their names and official addresses?
 (3.) Is a Mr. P. J. MacNamara, at Coff's Harbour, an authorised Crown Lands Agent?
 (4.) Has he any authority to act in any way on behalf of the Government?
 (5.) Is he aware that Mr. P. J. MacNamara publicly announces that he is a "Crown Lands Agent" and that he does so in his communication with the Lands Department?
 (6.) If Mr. MacNamara is not acting as a Crown Agent with the knowledge and consent of the Government, will he take steps to prevent further misconception on the part of the public, who may have dealings with the Lands Department?

Mr. Ashton answered,—

- (1.) One.
 (2.) Mr. T. J. Paton, Crown Land Agent, Bellingen.
 (3.) No.
 (4.) No.
 (5.) Yes.
 (6.) Mr. MacNamara has already been informed that the use of the title is likely to prove misleading.

(18.) Tramway Service for Rozelle, Balmain, and Drummoyne:—Mr. Law asked the Colonial Treasurer,—

- (1.) How many trams pass along George-street per day for Rozelle, Balmain, and Drummoyne?
 (2.) How many trams per day return from the same suburbs?

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(3.)

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(3.) What is the total number of trams per day that George-street would be relieved of between Market-street and the Sydney Railway Station if there were a direct tram service from Market-street, across Pyrmont and Glebe Island Bridges, to the intersection of Weston and Evans Streets, Rozelle?

(4.) What is the distance from Market-street, along the present tram track, through The Glebe, Forest Lodge, and Annandale, to the intersection of Weston and Evans Streets, Rozelle?

(5.) What is the distance from Market-street, across Pyrmont and Glebe Island Bridges, to the intersection of Weston and Evans Streets, Rozelle?

(6.) Will he, in order to enable Rozelle, Balmain, and Drummoyne people to reach their homes without being compelled to go around through The Glebe, Forest Lodge, and Annandale, give instructions for the preparation of an estimate of the cost of a double line tramway down Market-street, across Pyrmont and Glebe Island Bridges, to the intersection of Weston and Evans Streets, Rozelle, with a view to construction of the same?

Mr. Carruthers answered,—I am informed:—

(1.) Two hundred and thirty-four.

(2.) Two hundred and thirty-four.

(3.) Approximately 117 each way, as it would still be necessary to run a service via George-street, Forest Lodge, and Annandale, which are now served by the Balmain trams.

(4.) 3 miles 61 chains.

(5.) 2 miles 11 chains.

(6.) I will be glad to refer the matter for the consideration of my Honorable Colleague, the Minister for Public Works, who deals with the surveys of new tram lines.

(19.) Retired Civil Servants:—Mr. Hollis asked the Colonial Treasurer,—With respect to the deputation of retired Civil Servants who waited on him, and the promise that their claims should be submitted to the Public Service Board for investigation and report,—has such investigation been completed, and the report been received by him?

Mr. Carruthers answered,—The investigation, except as regards a few special cases, has been completed, and, in accordance with my promise, the legal points involved are being submitted to the Attorney-General. When I have his opinion, I will come to a decision on the whole matter.

(20.) Inter-State Conferences of Railway Commissioners:—Mr. Hollis asked the Colonial Treasurer,—

(1.) Did the Railway Commissioners of New South Wales attend inter-State Conferences of Railway Commissioners in 1901, 1903, 1904, and 1905?

(2.) Were any expenses incurred to this State thereby?

(3.) Did the Minister for Railways at these periods authorise in any way the Railway Commissioners of this State to attend such Conferences, or was he in any way consulted on these conferences?

(4.) If expenses were incurred by these conferences, what was the amount for each of the years mentioned?

(5.) If so, from what fund was this expenditure met?

(6.) Is there a permanent secretary or staff in Sydney for these inter-State Conferences?

(7.) If so, what are the names of these officials, and what amount of salary does each receive?

(8.) From what fund are these salaries paid?

(9.) Were reports of these Conferences printed?

(10.) If so, will he lay them upon the Table of this House?

Mr. Carruthers answered,—

(1.) I am informed the New South Wales Railway Commissioners attended inter-State Conferences held in 1901, 1904, and 1905; no conference was held in 1903. The first conference, however, was held in 1898.

(2 and 4.) The expenses incurred by the Commissioners were:—In 1901, £28 17s.; in 1904, £106 9s. 6d.; in 1905, £140 7s. 10d. In 1901 the Conference was held in Melbourne, and Victoria met the whole of the expense, except the £28 17s. In 1904 and 1905 the Conference was held in Sydney, and general expenses were paid by New South Wales; but the cost was subsequently proportioned on a mileage basis amongst the States.

(3.) I was not consulted, the Commissioners considering that the Conferences came within the sphere of their duties.

(5.) Paid from railway working expenses.

(6, 7, and 8.) Yes: Mr. M. Usher, of the New South Wales Railways, who is paid £100 per annum, which is apportioned between the various States according to the mileage of the systems.

(9.) Yes.

(10.) The Conferences deal purely with railway matters, and as they affect other State administrations it is inadvisable to make them public.

(21.) Tramway Service:—Mr. Estell, for Mr. Daley, asked the Colonial Treasurer,—

(1.) The number of men employed as casual conductors in the Tramway Service of the State?

(2.) The number of casual conductors with over two years' service?

(3.) The number of vacancies that have occurred on the permanent staff during the past twelve months?

(4.) The number of casuals appointed to such vacancies on the permanent staff?

(5.) The reason why all such vacancies have not been filled from time to time?

(6.) Is it a fact that casual conductors while, having to suffer the same penalties and restrictions as permanent men, are denied the regulation good-conduct holidays annually, though their record may be exemplary; if so, why?

(7.) Seeing that only twenty permanencies are to be filled, as announced by the Commissioners, what is the reason other casual men are not appointed to the remaining permanencies?

(8.)

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- (8.) Is it true that the casual men, on being made permanent, have to undergo the latest eyesight and hearing test, and failing in same, are dismissed?
- (9.) Will the Department give any definite time as to the appointment of the remaining casual hands with over two years' service to the permanent staff?
- (10.) Is it the intention of the Commissioners to allow the good-conduct holidays to the casual men with over eighteen months' service?
- (11.) Seeing that so many drivers in the Service have succumbed from time to time from the dread diseases pneumonia and pleurisy, is it the intention of the Commissioners to have some protection provided for the drivers?
- (12.) Is there to be any modification of the eyesight test,—seeing that the present test has been pronounced unnecessarily severe by eminent medical authority?
- Mr. Carruthers answered,—I am informed :—
- (1.) One hundred and ninety-five.
 - (2.) Ninety-eight.
 - (3.) One hundred and sixty-two.
 - (4.) Thirty-eight. Other vacancies have been gradually filled by absorbing permanent men who at intervals would otherwise have been dispensed with in consequence of improvements and economies in the working of the Department.
 - (5.) In order that more work might be distributed amongst the whole of the casual conductors.
 - (6.) Good-conduct holidays are only allowed to the permanent staff in accordance with By-law No. 79, issued in December, 1892.
 - (7.) Twenty permanent vacancies comprised the remaining openings for casual conductors.
 - (8.) Casual conductors are examined on entering the Service, and in common with all other employees re-examined after an interval of two years. Should they fail they are dispensed with if there are no vacant positions where their physical defects would not be a prejudice.
 - (9.) No definite time can be given, as vacancies on the permanent staff fluctuate.
 - (10.) No.
 - (11.) Experiments have been made for some considerable time past to find a suitable appliance which would serve to protect the driver from the weather, without endangering the public safety, but, up to the present, an arrangement suitable to the peculiar traffic conditions of the city of Sydney has not been devised. The records, however, show that the number of tramway drivers who have succumbed from pneumonia or pleurisy is very small, and generally they are a very healthy body of men.
 - (12.) A modification of the system is under consideration.
- (22.) Rabbit-proof Wire-netting :—Mr. Burgess asked the Secretary for Lands,—
- (1.) When did the tenders for the manufacture of rabbit-proof wire-netting close?
 - (2.) How many tenders were received, and where were they received from?
 - (3.) What were the amounts of the different tenders, and which one did the Government accept?
 - (4.) How long will it be before the netting will be ready, and what are the terms on which the Government propose to let the settlers have it?
- Mr. Ashton answered,—
- (1.) 23rd May, 1906.
 - (2.) Fifteen in all; five being lodged in Sydney, the remainder in London.
 - (3.) The complete information has been prepared in the form of a return, which will presently be laid upon the Table of this House. The tenders accepted were from an association of British manufacturers, as follows:—3,000 miles 42 in. x 1½ in. x 18, £25 Os. 6d. per mile; 1,000 miles, 36 in. x 1½ in. x 18, £21 12s. 10d. per mile; delivered in Sydney in each case.
 - (4.) Shipments from London commence in August next. 575 miles in all are to be shipped during this year, the balance during 1907 at the rate of 420 miles per month. The netting will be shipped by steamer, and the first lot will be to hand about October. It is proposed to despatch the netting to the country direct from the wharf. The netting will be furnished under the provisions of the Pastures Protection Act.
- (23.) Roads and Bridges :—Mr. Briner asked the Secretary for Public Works,—Will he state what roads and bridges (if any) will be State works?
- Mr. Lee answered,—Inquiries are being made as to what works should be declared to be "National" under section 17 of the Act, and, when a final decision has been arrived at, the information will be made available.
- (24.) Country Roads :—Mr. Briner asked the Secretary for Public Works,—Will he take steps to have country roads repaired and put in good condition before they are handed over to the Shire Councils?
- Mr. Lee answered,—The Road Vote will be expended to the best advantage and without delay in every Shire.
- (25.) Main Roads, Raleigh Electorate :—Mr. Briner asked the Secretary for Public Works,—
- (1.) Is he aware that the main roads in Raleigh Electorate are in a worse state generally than at any time during the past twenty years?
 - (2.) Is he aware that the road between Dorrigo and Bellingen is almost impassable, and is absolutely dangerous?
 - (3.) Is he aware that in wet weather, particularly, the main roads from Coff's Harbour to Woolgoolga, Coff's Harbour to Coramba and Glenreagh, and Coff's Harbour to Raleigh, are almost impassable, and require immediate attention?
 - (4.) Will he at once provide funds to put the roads in order, so that settlement may be encouraged?

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Mr. Lee answered;—

- (1.) I am informed that they are in disrepair generally, owing to excessive rainfall.
- (2.) Although not in a satisfactory condition it is not absolutely dangerous, and works on it are now in progress.
- (3.) Yes; and special provision has already been made and works started on the two first-mentioned roads. Immediate attention will be given the latter when funds become available.
- (4.) Liberal provision is under consideration in connection with 1906-7 Estimates for these roads.

(26.) Constables attending the Central Criminal Court and Court of Quarter Sessions:—Mr. Levy asked the Colonial Secretary,—

- (1.) Is he aware that Mr. Attorney-General Gannon issued an order that constables attending at the Central Criminal Court and Court of Quarter Sessions should, if duty demanded their attendance all day, receive an allowance for dinner and tea?
- (2.) Is he aware that the Clerk of the Peace, or some other Departmental officer, has cancelled the said order, and that the allowance is not now paid?
- (3.) Will he consider whether constables who have homes to maintain should be put to this additional expense, it being impossible for many of them to travel to and from the Court-house for meals during the time allowed for that purpose?

Mr. Wade answered;—

- (1.) No. Direction was given by the Governor-in-Council on 17th August, 1904, that, in lieu of a daily allowance, actual cost of meals only should be paid to policemen attending the Courts mentioned as witnesses when they are able to return to their stations at night during the trial.
- (2 and 3.) The Clerk of the Peace states that the allowance for meals has not been discontinued. It is still paid to all officers who attend the Courts from suburban stations, and who are unable to go to their homes for meals while the Court is sitting.

(27.) Motor Omnibuses imported by the Railway Commissioners:—Mr. Levy asked the Colonial Treasurer,—

- (1.) What has become of the motor omnibuses imported some time ago by the Railway Commissioners?
- (2.) What has been the total amount of the loss which this experiment has entailed?
- (3.) What has been the real cause of the failure of the scheme?

Mr. Carruthers answered;—I am informed;—

- (1.) The vehicles are stored at the Tramway Workshops pending reply to a communication made to the Agent-General requesting him to consult the makers.
- (2.) From the date they commenced running, 4th December, 1905, to 29th May, 1906, when they were taken off, the loss has been £1,334.
- (3.) The vehicles have been found unsuitable in construction for the traffic and roads upon which they were required to run.

(28.) Claims of Officers and Men who served in South Africa:—Mr. John Hurley asked the Colonial Treasurer,—Has any decision been arrived at in respect to the Imperial pay to men and officers who served in South Africa; if so, when are the payments likely to be made?

Mr. Carruthers answered;—An amount will be placed upon the Estimates for the purpose of giving effect to the recommendations of the Royal Commission of Inquiry into claims of Members of New South Wales Contingents despatched to South Africa, a copy of the Report of which Commission was laid upon the Table on the 26th ultimo.

(29.) Water Frontage to Glebe Island:—Mr. Law asked the Colonial Treasurer,—

- (1.) Is it a fact that a water frontage to Glebe Island has been leased?
- (2.) If so, to whom, and what are the terms?

Mr. Carruthers answered;—

- (1.) Yes.
- (2.) H. McKenzie, for twenty-one years, at a rental of £700 per annum for the first fifteen years, and subject to re-appraisal for the balance of the period. No special conditions are involved, and the customary form of Crown lease for similar properties has been used. I may add that wharves are to be built, which will become the property of the Sydney Harbour Trust; and that full wharfage dues will be charged on goods landed thereon.

(30.) Police smoking in Uniform:—Mr. Hollis asked the Colonial Secretary,—

- (1.) Has he recently sanctioned a general order prohibiting police in uniform, whether on or off duty, from smoking in public places?
- (2.) If so, will he apply the same order to all other employees of the Government of all Departments over which he exercises supervision?
- (3.) Will he use his influence with other Ministers of the Crown to have such an order in force all through their Departments, and to apply whether such employees wear uniform or not?

Mr. Hogue answered;—

- (1.) For about thirty years the present regulation was in force. It underwent a slight modification about three years ago, and is now as it formerly stood. No complaints were made against it by members of the force.
- (2 and 3.) The ordinary conditions governing these matters will be observed.

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- (31.) Volunteer Land Orders:—Mr. Perry (*Liverpool Plains*) asked the Secretary for Lands,—
- (1.) How many unused Volunteer Land Orders are in existence?
 - (2.) Will he take steps to limit the further operation of Volunteer Land Orders being used to the detriment of settlement?
 - (3.) Has his attention been drawn to a recent application by M. E. Maher for 100 acres in satisfaction of two Volunteer Land Orders, out of an area of 220 acres set apart for Original Conditional Purchase and Conditional Lease in parish Kelloe, county of Brisbane?

Mr. Ashton answered,—

- (1.) Seventy-nine.
- (2.) Consideration will be given to the subject.
- (3.) Attention was drawn to the Volunteer Land Order applications referred to, and steps had already been taken through the Crown Solicitor with the view to opposing the granting of them.

- (32.) Travelling Stock Routes, Water, Camping, and Mining Reserves, Central and Eastern Divisions:—Mr. Burgess asked the Secretary for Lands,—What is the total area of land embraced by Travelling Stock Routes, Water Reserves, Camping Reserves, and Mining Reserves, within the Central and Eastern Divisions, and what is the greatest width of any Travelling Stock Reserve within these Divisions.

Mr. Ashton answered,—The information as to area is in course of compilation, and I would suggest to the Honorable Member that he should move for it in the form of a return. With regard to the greatest width of any Travelling Stock Reserve in the Divisions named, section 109, Crown Lands Act of 1884, prescribes that the maximum width of any Travelling Stock Reserve through any leasehold or land held under occupation license, shall be 1 mile, but reserves of this maximum width are rarely created and then only for special reasons. Most of the Travelling Stock Reserves are under $\frac{1}{2}$ a mile in width, many being reduced to a width of 10 chains when altered circumstances show that width to be sufficient.

- (33.) Installation of Electric Clocks, New Railway Station:—Mr. Perry (*The Richmond*) asked the Colonial Treasurer,—

- (1.) Is it a fact that the Railway Commissioners are introducing a system of Synchronised Electric Clocks in the new Station?
- (2.) If so, is it a fact that they have adopted the German system in preference to the British for the initial installation?
- (3.) Will he ascertain from the Chief Electrical Engineer if he knows of any railway station in the world equipped with the German system?
- (4.) Is he aware that five of the principal railway companies in Great Britain, and also some of the Continental and American railway companies, after exhaustive trials and tests, have adopted the Hope-Jones British system of Electric Clocks?
- (5.) Is he aware that the London County Council Board of Education have had both the German and English systems on trial in their schools, and have now removed the German clocks and substituted the British?
- (6.) Is he aware that the Hope-Jones installations in Great Britain alone outnumber by 20 to 1 all other systems combined?
- (7.) Is he aware that out of the forty-four Electric Time Services at present erected in Australia, forty have been installed by the Hope-Jones British Company?
- (8.) Is he aware that the Chief Electrical Engineer for the Commonwealth Government, who recently toured the world for information at the expense of the Government, has recommended the adoption of the Hope-Jones British system, and as a matter of fact, has already installed them in the General Post Offices at Sydney and Brisbane, and some of the Country Offices?
- (9.) Is he aware that all the largest electrical manufacturing concerns in England and America have their plants equipped with the British System?
- (10.) Will he ascertain the relative first cost and maintenance expense of both systems, and on what grounds the Chief Electrical Engineer has based his recommendation that the German system is more suitable to their requirements than the British?
- (11.) Is he aware that the representative of the British Company offered in writing to instal the whole of the requirements of the new Railway Station, and as a guarantee to ask no payment until the clocks have been satisfactorily working for twelve months?
- (12.) In the face of these facts will he ascertain what benefits, if any, are likely to be derived from the use of the German system recommended by the Electrical Engineer?
- (13.) Is it a fact that the Premier in a Minute to the Commissioners gave instructions that no important changes be made pending the reconstruction of the Commission?
- (14.) If so, will he cause a suspension of this important innovation pending an impartial inquiry into the merits and suitability of both the British and German systems?

Mr. Carruthers answered,—The replies to this Question are very lengthy, and I will lay them upon the Table presently.

- (34.) Proposed Bar at the New Railway Station:—Mr. Booth asked the Colonial Treasurer,—Is it the intention of the Government to allow a bar for the sale of intoxicating liquors to be opened at the new Railway Station, Sydney?

Mr. Carruthers answered,—The Railway Commissioners inform me that in suggesting that a bar for the sale of liquor should be licensed at the new Sydney Station, it was anticipated such a provision would be a public convenience; but as strong objections have been raised, and there has been no strong demand for the accommodation, the Commissioners have decided that they will not ask for the liquor license. When the matter came before the Government, the Cabinet decided that the application should be opposed.

10th July, 1906.

(35.) Government Labour Farm near Mudgee and Gulgong:—*Mr. John Hurley*, for *Mr. Richards*, asked the Secretary for Public Works,—

- (1.) Have protests from Mudgee and Gulgong against the establishment of a Labour Farm in that district been made to him?
- (2.) Will the Government consider the advisability of selecting a site elsewhere, and permit the proposed site, some 3,749 acres, to become available for ordinary settlement?

Mr. Lee answered,—

- (1.) I am not aware of any such protests.
- (2.) I think that the site already selected should be adhered to. The area will only be, approximately, 2,000 acres.

(36.) Government Labour Farm near Mudgee and Gulgong:—*Mr. John Hurley*, for *Mr. Richards*, asked the Secretary for Lands,—

- (1.) Is he aware that some 3,749 acres of land held under annual lease, near Mudgee, and almost within suburban distance of both Mudgee and Gulgong, has been appropriated for the purposes of a Government Labour Farm?
- (2.) Has the land in question been in occupation of persons long resident, whose rents to the Crown have been regularly paid; if so, is the appropriation of this land consistent with the Government's policy of closer settlement?
- (3.) Is he aware that the proposed line of railway from Mudgee to Cobbora skirts the land in question?
- (4.) Will he, in view of these questions, retain the land referred to for ordinary occupation and early settlement?

Mr. Ashton answered,—

(1.) 2,500 acres of the land referred to were selected as a site for a Labour Farm after the most careful and exhaustive inquiry. The Honorable the Minister for Works, the Director of Agriculture, the Director of Labour, the Government Geologist, and a Staff Surveyor inspected the area, and as a result thereof, the Honorable the Premier directed that it should be set apart for the purpose indicated.

(2.) Annual Leases Nos. 4,494 and 4,497, held by William Hutchinson; Nos. 4,495 and 4,496, held by R. Rouse; and Nos. 4,498 and 4,499, held by James Niven, embracing 3,749 acres, in the parish of Galambine, county of Phillip, Land District of Mudgee, were cancelled by *Gazette* Notice of the 20th June, 1906, at the request of the Works Department, for the purpose of establishing a Labour Farm. The rents were regularly paid.

(3.) Yes.

(4.) This would apparently involve the non-establishment of the proposed Labour Farm. I would therefore suggest to the Honorable Member that he should put the question either to the Minister for Public Works or the Premier.

(37.) Dredging on the Coastal Rivers:—*Mr. McFarlane* asked the Secretary for Public Works,—In view of the large amount of dredging required on the coastal rivers will he place one of the dredges now idle in commission so that the work can be expedited?

Mr. Lee answered,—An increased amount has been noted for consideration on the Estimates for this purpose.

(38.) Abandoned Land at Melrose, Condobolin District:—*Mr. Kelly* asked the Secretary for Lands,—

(1.) Is it a fact that there are 80,000 acres of abandoned land at Melrose, in the Condobolin District?

(2.) If so, will he make this land available for occupation?

Mr. Ashton answered,—

(1.) Yes. More than 80,000 acres.

(2.) The disposal of this land is now receiving consideration.

(39.) Sworn Valuers:—*Mr. Waddell* asked the Colonial Secretary,—

(1.) How long is it since the last appointment of a Sworn Valuator was made?

(2.) Is it the intention of the Government to appoint any more Sworn Valuers?

Mr. Hogue answered,—

(1.) The last appointment of a Sworn Valuator was made on 12th April, 1904.

(2.) The question of the desirability of making additional appointments is now receiving attention. It is probable that, before any appointments are made, legislation will be introduced for the purpose of regulating such appointments, and affording protection to the public, who appear to place a considerable reliance upon the fact that a man is a Sworn Valuator, although, as a matter of fact, his oath relates solely to any valuations he may make for the Registrar General's Department. A Sworn Valuator's services have not been required for many years past.

3. PAPERS:—

Mr. Carruthers laid upon the Table,—

- (1.) Information respecting Synchronised Electric Clocks in new Railway Station.
- (2.) Twenty-third General Report of the Parliamentary Standing Committee on Public Works.
- (3.) Royal Commission on Administration of Lands Department: Printed Exhibits, with Table of Contents and Indices to Exhibits in Numerical Order.
- (4.) Regulations under the Sydney Harbour Trust Act, 1900.
- (5.) Regulation No. 16 (Costs and Fees), under the Advances to Settlers Act, 1899.
- (6.) Twenty-third Annual Report on Inscribed Stock, with Appendices, under the Inscribed Stock Act, 1902.

Referred by Sessional Order to the Printing Committee.

Mr.

10th July, 1906.

Mr. Moore laid upon the Table,—

- (1.) Proclamation declaring diseases other than Cattle Plague, Foot and Mouth Disease, and Sheep Pox, to be infectious diseases under the Stock Act of 1901.
- (2.) Report of the Miners' Accident Relief Board for 1905.
- (3.) Regulations under the Commons Regulation Act, 1898.
- (4.) Amended Regulations under the Mining Act Further Amendment Act, 1884.
- (5.) Amended Regulations under the Miners' Accident Relief Act, 1900.
- (6.) Reasons for granting extended leave of absence to Mr. William Andrews, Messenger, Department of Mines and Agriculture.
- (7.) Proclamation under the Vine and Vegetation Diseases Act, 1901, declaring *Lita Solonella* to be a disease.
- (8.) Report by the Chief Inspector of Coal Mines on the Creep in the Sea Pit, Newcastle.
- (9.) Report of the Department of Mines for the year 1905.

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—

- (1.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Youendah Bore.
- (2.) Copy of the Resolutions regarding the distribution of the waters of the Murrumbidgee River and its tributaries to the use of the States of New South Wales, Victoria, and South Australia, agreed to by the Premiers of the said States, at a Conference held in Sydney, on 16th April, 1906.
- (3.) Copy of Agreement between the Governments of New South Wales and Victoria in regard to the extension of the Victorian Railway System into New South Wales from the south bank of the Murray River to Tocumwal.
- (4.) Notification of resumption of land, under the Public Works Act, 1900, for the supply of Water to the town of Cootamundra.
- (5.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Walgett Bore.
- (6.) Notification of resumption of land, under the Public Works Act, 1900, for the supply of Water to the City of Sydney.
- (7.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of a Pumping Station and Road in connection with Drainage Works for the Western Suburbs of the City of Sydney.
- (8.) Notification of resumption of land, under the Public Works Act, 1900, for the erection of a Fire Brigade Station at Kogarah.
- (9.) Notification of resumption of land, under the Public Works Act, 1900, for the supply of Water at Yagobie and Inverell, in connection with the Moree to Inverell Railway.
- (10.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Milchemi Bore.
- (11.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Murrumbidgee Northern Irrigation.
- (12.) Notification of resumption of land, under the Public Works Act, 1900, for the purposes of diverting the Road on Proclaimed Plan of the Railway from Manilla to Barraba.
- (13.) Notification of resumption of land, under the Public Works Act, 1900, for Sunny Corner Water Supply.
- (14.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of a Pumping Station in connection with Drainage Works for the Western Suburbs of the City of Sydney.
- (15.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Welbondonga Bore.
- (16.) Notification of resumption of land, under the Public Works Act, 1900, for the supply of Water to the Town of Katoomba.
- (17.) Report of the Metropolitan Board of Water Supply and Sewerage for the year ended 30th June, 1905, together with Plans.
- (18.) Report of the completion of the Randwick and Kensington Sewerage Contract No. 597.
- (19.) Drainage By-laws, made by the Board of Water Supply and Sewerage, under the Metropolitan Water and Sewerage Act Extension Act of 1894, in respect of the Kippax Lake Overflow and New Sports Ground Drainage, Old Rifle Range Stormwater Channel, or Drain, or Sewer, Moore Park, and the Callan Park Stormwater Channel, or Drain, or Sewer.
- (20.) By-laws in connection with the Water Supply of the Borough of Lithgow, under the Country Towns Water and Sewerage Act of 1880.
- (21.) By-laws in connection with the Water Supply of the Municipal District of Tumut, under the Country Towns Water and Sewerage Acts, 1880-1905.
- (22.) By-laws in connection with the Works of Water Supply for the Municipal District of Berry, under the Country Towns Water and Sewerage (Amendment) Act, 1905.
- (23.) By-laws in connection with the Works of Water Supply for the Borough of Picton, under the Country Towns Water and Sewerage (Amendment) Act, 1905.
- (24.) Amended By-laws in connection with the Works of Water Supply for the Municipal District of Jerilderie, under the Country Towns Water and Sewerage Acts, 1880-1905.
- (25.) By-laws in connection with the Works of Water Supply for the Borough of Lithgow, under the Country Towns Water and Sewerage Acts, 1880-1905.
- (26.) Regulations under the Wentworth Irrigation Act, 1890.
- (27.) By-laws in connection with the Works of Water Supply for the Municipal District of Mudgee, under the Country Towns Water and Sewerage (Amendment) Act, 1905.
- (28.) By-laws in connection with the Works of Water Supply for the Borough of Armidale, under the Country Towns Water and Sewerage Acts, 1880-1905.
- (29.) Amended Regulation under the Water and Drainage Act, 1902.

Referred by Sessional Order to the Printing Committee.

Mr.

10th July, 1906.

Mr. Hogue laid upon the Table,—

- (1.) Report of the Aborigines Protection Board for the year 1904.
- (2.) Amended Regulations under the Noxious Trades Act, 1902.
- (3.) Regulations under the Public Health Act, 1902, applying to the Sanitary Area of West Wyalong.
- (4.) Regulations under the Public Health Act, 1902, applying to the Sanitary Area of Kyogle.
- (5.) Regulation under the Fisheries Act, 1902.
- (6.) Regulation under the Fisheries Act, 1902.
- (7.) Papers in connection with the special leave of absence granted to Mr. Harry Landers, Clerk, Registrar-General's Department.
- (8.) Amended Rule under the Police Regulation Act, 1899.
- (9.) Returns under the several Acts of Parliament administered by the Registrar-General, for the year 1905.
- (10.) Amended Regulation under the Dentists' Act, 1900.
- (11.) Report of the Police Department for the year 1905.
- (12.) By-laws of the Municipalities of Windsor and Nyngan, under the Public Health Act, 1902, the Nuisances Prevention Act, 1897, and the Public Health (Night-soil Removal) Act, 1902.
- (13.) By-law of the Municipal District of Port Macquarie, under the Municipalities Act, 1897.
- (14.) By-laws of the Borough of East Orange, under the Nuisances Prevention Act, 1897, and Public Health (Night-soil Removal) Act, 1902.
- (15.) By-laws of the Borough of Newcastle, under the Newcastle Paving and Public Vehicles Regulation Act, 1902, and Municipalities Act, 1897.
- (16.) By-laws of the Municipal District of Liverpool, under the Municipalities Act, 1897.
- (17.) By-laws of the Borough of Young, under the Nuisances Prevention Act, 1897, and Public Health (Night-soil Removal) Act, 1902.
- (18.) By-law of the Borough of Dundas, under the Municipalities Act, 1897.
- (19.) By-law of the Borough of Waverley, under the Municipalities Act, 1897.
- (20.) By-laws of the Municipal District of Hamilton, under the Municipalities Act, 1897.
- (21.) By-law of the Municipal District of Berry, under the Municipalities Act, 1897.
- (22.) By-laws of the Borough of Lithgow, under the Municipalities Act, 1897.
- (23.) By-laws of the Borough of Paddington, under the Municipalities Act, 1897.
- (24.) By-laws of the Municipal District of North Illawarra, under the Municipalities Act, 1897.
- (25.) By-laws of the Borough of Balmain, under the Municipalities Act, 1897.
- (26.) Additional By-law of the Borough of Orange, under the Municipalities Act, 1897.
- (27.) By-law of the Borough of Picton, under the Municipalities Act, 1897.
- (28.) By-law of the Municipal District of Quirindi, under the Municipalities Act, 1897.
- (29.) Additional By-law of the Municipal District of Deniliquin, under the Municipalities Act, 1897.
- (30.) Additional By-law of the Municipal District of Parkes, under the Municipalities Act, 1897.
- (31.) By-law of the Borough of Willoughby, under the Nuisances Prevention Act, 1897.
- (32.) By-laws of the Municipal District of Moree, under the Public Health Act, 1902, and Public Health (Night-soil Removal) Act, 1902.
- (33.) By-law of the Borough of Murrumburrah, under the Municipalities Act, 1897.
- (34.) By-law of the Borough of Bexley under the Municipalities Act, 1897.
- (35.) By-law of the Municipal District of Ballina, under the Municipalities Act, 1897.
- (36.) By-law of the Borough of Burwood, under the Municipalities Act, 1897.
- (37.) By-laws of the Municipal District of Wrightville, under the Municipalities Act, 1897.
- (38.) By-law of the Borough of Annandale, under the Municipalities Act, 1897.
- (39.) By-law of the Borough of Darlington, under the Municipalities Act, 1897.
- (40.) By-law of the Municipal District of Dungog, under the Municipalities Act, 1897.
- (41.) By-law of the Municipal District of St. Peters, under the Municipalities Act, 1897.
- (42.) By-laws of the Borough of Annandale, under the Municipalities Act, 1897.
- (43.) By-law of the Borough of Albury, under the Municipalities Act, 1897.
- (44.) By-laws of the Borough of Mosman, under the Municipalities Act, 1897, the Nuisances Prevention Act, 1897, and the Public Health (Night-soil Removal) Act, 1902.
- (45.) By-law of the Municipal District of Concord, under the Municipalities Act, 1897.
- (46.) Amended By-laws of the Municipal District of Corowa, under the Municipalities Act, 1897.
- (47.) By-laws of the Municipal District of Murwillumbah, under the Municipalities Act, 1897.
- (48.) By-laws of the Municipal District of Broken Hill, under the Municipalities Act, 1897.
- (49.) By-law of the Borough of Leichhardt, under the Municipalities Act, 1897.
- (50.) By-laws of the Borough of Cowra, under the Public Health Act, 1902, and Public Health (Night-soil Removal) Act, 1902.
- (51.) By-laws of the Borough of Wagga Wagga, under the Nuisances Prevention Act, 1897, Public Health Act, 1902, and Public Health (Night-soil Removal) Act, 1902.
- (52.) By-laws of the Borough of Plattsburg, under the Municipalities Act, 1897.
- (53.) By-laws of the Borough of Richmond, under the Municipalities Act, 1897.
- (54.) By-law of the Municipal District of South Grafton, under the Municipalities Act, 1897.
- (55.) By-law of the Municipal District of Cobar, under the Public Health Act, 1902.
- (56.) By-laws of the Municipal District of Dungog, under the Nuisances Prevention Act, 1897, and Public Health (Night-soil Removal) Act, 1902.
- (57.) By-laws of the Borough of Randwick, under the Municipalities Act, 1897, and Nuisances Prevention Act, 1897.
- (58.) By-laws of the Municipal District of Raymond Terrace, under the Municipalities Act, 1897.
- (59.) Additional and Amended By-laws of the Borough of Wallsend, under the Municipalities Act, 1897.
- (60.) By-law of the Borough of Newcastle, under the Municipalities Act, 1897.

(61.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

10th July, 1906.

- (61.) By-laws of the Municipal District of Walcha, under the Nuisances Prevention Act, 1897, and Public Health (Night-soil Removal) Act, 1902.
- (62.) Report of the Board of Health on Plague in New South Wales, 1905.
- (63.) Report of the Director of the Botanic Gardens and Domains, for the year 1905.

Referred by Sessional Order to the Printing Committee.

Mr. Ashton laid upon the Table,—

- (1.) Schedule of Tenders received for Rabbit-proof Wire-netting.
- (2.) Abstract of Crown Lands reserved from sale for the preservation of Water Supply or other Public Purposes under the Crown Lands Act of 1884.
- (3.) Abstract of Sites for Cities, Towns, and Villages, under the Crown Lands Act of 1884.
- (4.) Abstract of Alterations of Designs of Cities, Towns, and Villages, under the Crown Lands Act of 1884.
- (5.) Abstract of Crown Lands authorised to be dedicated to Public Purposes, under the Crown Lands Act of 1884.
- (6.) Return of Leases granted under the provisions of section 18 of the Crown Lands Act Amendment Act, 1903.
- (7.) Regulations under the Western Lands Act of 1901.
- (8.) Particulars of Leases issued under the provisions of the Western Lands Act of 1901, from 13th December, 1905, to 13th June, 1906.
- (9.) Cancellation of Regulation No. 15 and Forms Nos. 23 and 24; Amended Regulations Nos. 74, 75, 85, 86, 105, 158, and 303, and Amended Forms Nos. 30, 95, 96, 104, 106, and 111; Additional Form No. 78A, and Additional Regulations Nos. 356 to 368 inclusive, and Additional Forms Nos. 114 to 124 inclusive, and Amended Regulation No. 366, under the Crown Lands Acts; Amended Regulations Nos. 49 and 50, and Amended Forms Nos. 18, 19, and 37, under the Pastures Protection Act, 1902.
- (10.) Statement of Receipts and Expenditure of the Hay Irrigation Trust for the year 1905.
- (11.) Notification of resumption of Land, under the Public Works Act, 1900, for a Public Park at Watson's Bay.
- (12.) Return of Applications for Holdings to be brought under the Western Lands Act, 1901.
- (13.) Notice of intention to declare that Additional Conditional Purchase No. 05-16, being portion No. 110, and Conditional Lease No. 05-22, being portion No. 244, district of Goulburn, parish of Turrallo, county of Argyle, applied for by Henry Frances Hartley on behalf of the Bank of Australasia, shall cease to be voidable.
- (14.) Notice of intention to declare that Additional Conditional Purchase No. 03-4, portions Nos. 2, 10, and 12, Conditional Lease No. 33,315, portions Nos. 42 and 48, and Conditional Lease No. 35,177, portions Nos. 21 and 70, District of Cooma, parish of Good Good, county of Beresford, applied for by Michael Barron, shall cease to be voidable.
- (15.) Notice of intention to declare that Conditional Lease No. 34,732, District of Carcoar, being portion No. 86, parish of Egbert, county of Bathurst, applied for by Duncan Hargans, shall cease to be voidable.
- (16.) Notice of intention to declare that Additional Conditional Purchase No. 04-16, being portion No. 55, and Additional Conditional Purchase No. 04-17, being portion No. 80, District of Cooma, parish of Guinea, county of Dampier, applied for by Andrew Wilton, shall cease to be voidable.
- (17.) Notice of intention to declare that Additional Conditional Lease No. 05-19, District of Moree, being portions Nos. 4 and 19, parish of Numby Numby, county of Benarba, applied for by the Bank of New South Wales, shall cease to be voidable.
- (18.) Notice of intention to declare that Conditional Lease No. 04-11, District of Yass, being portion No. 186, parish of Bowning, county of Harden, applied for by John Ryan, shall cease to be voidable.
- (19.) Notice of intention to declare that Conditional Lease No. 04-11, District of Eden, being portion No. 69, parish of Gnupa, county of Auckland, applied for by John R. Smith, on behalf of the Commercial Banking Company of Sydney, shall cease to be voidable.
- (20.) Notice of intention to declare that Conditional Lease No. 04-39, District of Bingara, being portions 39 and 40, parish of Curragandi, county of Murchison, applied for by Charlotte E. McDonall, shall cease to be voidable.
- (21.) Notice of intention to declare that Conditional Lease No. 30,568, District of Moss Vale, being portion No. 65, parish of Nundialla, county of Camden, applied for by Thomas Ellsmore, shall cease to be voidable.
- (22.) Notice of intention to declare that Conditional Leases Nos. 34,602 and 34,603, District of Armidale, being portions Nos. 32 and 33, parish of Rigney, county of Clarke, applied for by James Thomas Sales, shall cease to be voidable.

Referred by Sessional Order to the Printing Committee.

Mr. Wade laid upon the Table,—

- (1.) Report on Prisons for the year 1905.
- (2.) Minute of the Public Service Board in reference to the appointment of Mr. A. O. Butler as Police Magistrate and Clerk of Petty Sessions, Tibooburra.
- (3.) Minute of the Public Service Board in reference to the appointment of Mr. H. J. Byrnes as Police Magistrate of Cowra and Young.
- (4.) Regulations under the Industrial Arbitration Act, 1901.
- (5.) Regulations under the Liquor Act, 1898, and the Liquor (Amendment) Act, 1905.
- (6.) Regulations under the Public Service Act, 1902.
- (7.) Rule of the Supreme Court (Matrimonial Causes Jurisdiction).
- (8.) Rule of the Supreme Court (Equity Jurisdiction).
- (9.) Return (*in part*) to an Order, made on the 17th March, 1892,—“Convictions under the “Licensing Act.”

Referred by Sessional Order to the Printing Committee.

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Mr.

10th July, 1906.

Mr. O'Connor laid upon the Table,—

- (1.) Report of the Senate of the University of Sydney for the year 1905.
- (2.) Notification of resumption of land, under the Public Works Act, 1900, for Public School Purposes, at Curryall, Boomanoomana, Mount Rivers, George's Plains, Five-mile Tree, South Kyogle, Glendon Brook, Tomago, Nicholson's Lagoon.
- (3.) Report of the Trustees of the Sydney Grammar School for the year 1905.
- (4.) Report of the Superintendent of the Industrial School for Girls, Parramatta, for the year 1905.
- (5.) Report of the Superintendent of the Carpenterian Reformatory for the year 1905.
- (6.) Amended By-laws of the University of Sydney.
- (7.) By-laws of the East Maitland Free Public Library under the Municipalities Act, 1897.
- (8.) By-laws of the Raymond Terrace Free Public Library under the Municipalities Act, 1897.
- (9.) Minute respecting the appointment and salary to be paid to Mr. J. M. Taylor, M.A., LL.B., as Assistant Examiner, Department of Public Instruction.

Referred by Sessional Order to the Printing Committee.

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

Mr. Dacey moved, That the Question be amended by leaving out the word "Four" and inserting the words "half-past Two"—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.

The House divided.

Ayes, 49.

Mr. Moore,	Mr. Booth,
Mr. Hogue,	Mr. Law,
Mr. Cohen,	Mr. McCoy,
Mr. Carruthers,	Mr. Thomas,
Mr. Wade,	Mr. Fell,
Mr. Lee,	Mr. Reynoldson,
Mr. Perry (<i>L'pool Plains</i>),	Mr. Brinsley Hall,
Mr. Dick,	Mr. Mackenzie,
Mr. Ashton,	Mr. Fleming,
Mr. Davidson,	Mr. Wood,
Mr. Waddell,	Mr. Collins,
Mr. Nobbs,	Mr. Eden George,
Mr. Levy,	Mr. McGarry,
Mr. Broughton,	Mr. McFarlane,
Mr. Fallick,	Mr. Briner,
Mr. Fegan,	Mr. Morton,
Colonel Ryrie,	Mr. Jessop,
Mr. Creswell,	Mr. W. Millard,
Mr. Oakes,	Mr. Scobie,
Mr. Latimer,	Mr. Daley,
Mr. Robson,	Mr. O'Connor.
Mr. Donaldson,	<i>Tellers,</i>
Mr. Perry (<i>The Richm'd</i>),	Mr. Sullivan,
Mr. Storey,	Mr. Mahony.
Mr. Walter Anderson,	
Mr. R. J. Anderson,	

Noes, 20.

Mr. Jones,
Mr. McGowen,
Mr. Edden,
Mr. Dacey,
Mr. Arthur Griffith,
Mr. Kelly,
Mr. Miller,
Mr. Hollis,
Mr. Cann,
Mr. Estell,
Mr. Burgess,
Mr. Nicholson,
Mr. O'Sullivan,
Mr. W. W. Young,
Mr. Levien,
Mr. Crick,
Mr. Charlton,
Mr. Gillies.
<i>Tellers,</i>
Mr. Meehan,
Mr. Gardiner.

And so it was resolved in the affirmative.

Original Question again proposed.

Mr. Arthur Griffith moved, That the Question be amended by the addition of the words "provided that no new Business shall be taken after Eleven o'clock p.m."

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

Debate continued.

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

The House divided.

Ayes, 20.

Mr. Arthur Griffith,
Mr. Dacey,
Mr. Estell,
Mr. Scobie,
Mr. McGowen,
Mr. Charlton,
Mr. Edden,
Mr. Cann,
Mr. Gardiner,
Mr. Burgess,
Mr. Meehan,
Mr. Kelly,
Mr. Hollis,
Mr. Sullivan,
Mr. Fell,
Mr. Nicholson,
Mr. McGarry,
Mr. W. W. Young.

*Tellers,*Mr. Storey,
Mr. Gillies.

Noes, 47.

Colonel Ryrie,	Mr. Jessop,
Mr. Hogue,	Mr. R. J. Anderson,
Mr. Fegan,	Mr. Levy,
Mr. Wade,	Mr. Nobbs,
Mr. Carruthers,	Mr. Eden George,
Mr. Miller,	Mr. Dick,
Mr. Creswell,	Mr. McLaurin,
Mr. Lee,	Mr. O'Sullivan,
Mr. O'Connor,	Mr. Briner,
Mr. Robson,	Mr. McFarlane,
Mr. Broughton,	Mr. Collins,
Mr. Moore,	Mr. Fleming,
Mr. Perry (<i>L'pool Plains</i>),	Mr. Reynoldson,
Mr. Booth,	Mr. W. Millard,
Mr. Fallick,	Mr. Thomas,
Mr. Oakes,	Mr. McCoy,
Mr. Ball,	Mr. Davidson,
Mr. Ashton,	Mr. Wood,
Mr. Waddell,	Mr. Mackenzie,
Mr. Walter Anderson,	Mr. Brinsley Hall.
Mr. Perry (<i>The Richm'd</i>),	<i>Tellers,</i>
Mr. Mahony,	
Mr. Donaldson,	Mr. Latimer,
Mr. Law,	Mr. Cohen.
Mr. Levien,	

And so it passed in the negative.
Original Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

10th July, 1906.

5. PRECEDENCE OF BUSINESS (*Sessional Order*):—Mr. Carruthers moved, pursuant to Notice,—
 (1.) That, during the present Session, unless otherwise ordered, General Business shall take precedence of Government Business on Tuesdays, and Government Business shall take precedence of General Business on Wednesdays and Thursdays.
 (2.) That General Notices of Motions and General Orders of the Day shall take precedence respectively on each alternate Tuesday.
 Question put and passed.
6. LIBRARY COMMITTEE (*Sessional Order*):—Mr. Carruthers moved, pursuant to *amended* Notice, That the Library Committee for the present Session consist of Mr. Speaker, Mr. O'Sullivan, Mr. Levy, Mr. Mahony, Mr. Hogue, Mr. Daley, Mr. Arthur Griffith, Mr. Collins, Mr. Donaldson, and the Mover, with leave to sit during any adjournment, and authority and power to act jointly with the Library Committee of the Legislative Council, in accordance with the Assembly's Resolution of the 6th August, 1862.
 Debate ensued.
 Question put and passed.
7. STANDING ORDERS COMMITTEE (*Sessional Order*):—Mr. Carruthers moved, pursuant to *amended* Notice, That the Standing Orders Committee for the present Session consist of Mr. Speaker, Mr. Waddell, Mr. Cann, Mr. Cohen, Mr. Perry (*The Richmond*), Mr. McGowen, Mr. Wood, Mr. Latimer, Mr. J. H. Young, 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.
 Debate ensued.
 Question put and passed.
8. REFRESHMENT COMMITTEE (*Sessional Order*):—Mr. Dick moved, pursuant to Notice, That the Refreshment Committee for the present Session consist of Mr. Speaker, Mr. Sullivan, Mr. Dacey, "Mr. Jessep," Mr. Edden, Mr. Brinsley Hall, Mr. Oakes, Mr. Briner, Mr. Levien, 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.
 Mr. Kelly moved, That the Question be amended by leaving out the name "Mr. Jessep" and inserting the name "Mr. Fegan,"—instead thereof.
 Question proposed,—That the words proposed to be left out stand part of the Question.
 Debate ensued.
 Proposed amendment, by leave, withdrawn.
 Question put and passed.
9. PRINTING COMMITTEE (*Sessional Order*):—Mr. Dick moved, pursuant to Notice,—
 (1.) That the Printing Committee for the present Session consist of Mr. Fegan, Mr. Miller, Mr. Gillics, Mr. W. Millard, Mr. Henley, Mr. Donaldson, Mr. Nicholson, Mr. Law, Mr. McFarlane, and the Mover, to whom are hereby referred all papers (except such as the Standing Orders or the House direct shall be printed, Reports from Select Committees on Private Bills, Estimates of Expenditure, and Estimates of Ways and Means) which may be laid upon the Table of the House. It shall be the duty of such Committee to report, from time to time, which of the papers referred to them ought, in their opinion, to be printed, and whether in full or in abstract; and it shall be in the power of the Committee to order such papers, or abstracts thereof, to be prepared for press by the clerk in attendance upon such Committee, and such papers or abstracts shall be printed, unless the House otherwise order.
 (2.) That the Clerk of the House shall cause to be printed, as a matter of course, all reports from the Printing Committee.
 Debate ensued.
 Question put and passed.
10. BOROUGH OF BALMAIN ELECTRIC LIGHTING BILL:—
 (1.) Mr. Law moved, pursuant to Notice, That leave be given to bring in a Bill to enable the Borough of Balmain to establish, maintain, or contract for electric lighting; for the destruction of garbage, and for other purposes; and to borrow money, and to make a rate for such purposes.
 Debate ensued.
 Question put and passed.
 (2.) Mr. Law then presented a Bill, intituled "*A Bill to enable the Borough of Balmain to establish, maintain, or contract for works for electric lighting; for the destruction of garbage, and for other purposes; and to borrow money, and to make a rate for such purposes,*"—which was read a first time.
 Ordered to be printed, and read a second time on Tuesday, 24th July.
11. REPORT OF THE ROYAL COMMISSIONER ON THE ADMINISTRATION OF THE LANDS DEPARTMENT:—
 Mr. Carruthers moved, pursuant to Notice,—
 (1.) That this House will, on its next sitting day, proceed to consider so much of the Report of the Royal Commissioner on the administration of the Lands Department as contains findings of misconduct against William Patrick Crick, Esquire, now sitting as Member of the Legislative Assembly for the Electoral District of Blayney.
 (2.) That the said William Patrick Crick, Esquire, be directed to attend in his place on that day.
 Debate ensued.
 Question put and passed.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 8.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 11 JULY, 1906.

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

QUESTIONS :—

- (1.) Land Tax Assessment for the Stroud Shire—No. 18 :—*Mr. Morton*, for Mr. J. H. Young, asked the Secretary for Public Works,—
- (1.) The taxable area?
 - (2.) The population?
 - (3.) The amount of land tax assessment for each riding of the Stroud Shire—No. 18?

Mr. Lee answered,—

- (1.) The total area of Stroud Shire is 759,400 acres. The areas of the Ridings have not been calculated separately.
- (2.) The population of the whole Shire is 3,630.
- (3.) The information is not at present available.

- (2.) Retirement of Police on Pension :—*Mr. Levy* asked the Colonial Secretary,—

- (1.) Is he aware that there is a growing feeling among the police that they should have the option of retiring after twenty-five years' service?
- (2.) Is he aware that in the computation of pensions to police officers there is a feeling that the amount should not be computed as at present, but that the amount which was paid when the officers joined the force and the amount they receive at the time of retirement should be added, and that the pension should be based on half the total?
- (3.) Will he make inquiries into the above matters?

Mr. Hogue answered,—

- (1.) No.
- (2.) No. Payments are made as authorised by the Act.
- (3.) The matter will have consideration.

- (3.) Clothing Allowance to Plain-clothes Constables :—*Mr. Levy* asked the Colonial Secretary,—
With reference to the promise made by him during last Session that he would consider the question of increasing the clothing allowance to plain-clothes constables, will he state whether the matter has been finally dealt with?

Mr. Hogue answered,—This matter has not yet been finally dealt with.

- (4.) Davidson's Scrub Lease at Mandamah :—*Mr. Kelly* asked the Secretary for Lands,—When will Davidson's Scrub Lease at Mandamah be available for selection?

Mr. Ashton answered,—I am now looking into the matter.

- (5.) Construction of the Cobar-Wilcannia Railway :—*Mr. Meehan* asked the Secretary for Public Works,—In view of the Government proposal to construct the North Coast Railway, will he make an effort to construct the Cobar-Wilcannia line of Railway, already sanctioned by both Houses of Parliament, with a view of preserving the stock in the west and developing the mineral and other resources of that region?

Mr. Lee answered,—This will receive consideration when the Cabinet is providing for railway extension.

11th July, 1906.

- (6.) Construction of the Cryon-Walgett Railway:—Mr. Collins asked the Secretary for Public Works,—
- (1.) Is he aware that a very large quantity of goods is lying at Cryon Railway Station owing to the inability to secure teams to convey same to their destination, in consequence of the scarcity of water at the Railway terminus?
 - (2.) Is he also aware that a Government contract to reticulate the town of Walgett, cannot be proceeded with in consequence of teams being unavailable to take the material to Walgett?
 - (3.) In view of these facts will he see that a tender is accepted without delay for the completion of the line from Cryon to Walgett, in order that these disabilities may be removed as soon as possible?
 - (4.) Who is the lowest tenderer for the line from Cryon to Walgett, and what is the amount of such tender?
- Mr. Lee answered,—
- (1.) I am not aware, but inquiries will be made from the Railway Commissioners.
 - (2.) There is no record in the Department of this, but a report will be obtained, and the Honorable Member communicated with.
 - (3 and 4.) The tenders were only received on Monday, and have not yet been scheduled and reported upon, but no time will be lost in accepting a tender.
- (7.) Regulation relating to Subsidies for Private Tuition:—Mr. Collins asked the Minister of Public Instruction,—Will he consider the advisableness of amending the Regulation in regard to subsidies for private tuition, in order that it might apply to single families, living in remote districts, where educational advantages are not obtainable, and the people are not in a position to provide education for their children?
- Mr. O'Connor answered,—Instances of the unequal operation of the present Regulation having occurred, this question has already received attention, and full consideration will be given to it as soon as possible.
- (8.) Conditions of Land Occupation, Western-Central Division:—Mr. Collins asked the Secretary for Lands,—In view of the reply he gave to the deputation which waited upon him in regard to the conditions of land occupation in the Western-Central Division to the effect "That he would deal with the matter as soon as the Lands Administration Inquiry was completed," has he yet decided upon what course of action he proposes to take to give effect to the representations made upon that occasion?
- Mr. Ashton answered,—The official report of the interview does not disclose that I made the reply quoted. The representations of the deputation have formed the subject of exhaustive reports from officers, which I have not yet been able to thoroughly consider, and I propose to defer dealing in any way with the questions involved until after the passage of the Land Commissioners Bill.
- (9.) Special Grants to Agricultural Societies:—Mr. McFarlane asked the Secretary for Mines,—In view of the fact that no special grants have been given to Agricultural Societies for several years past, will he make provision on next Estimates for special grants to enable Agricultural Societies to carry out necessary improvements?
- Mr. Moore answered,—The matter is receiving consideration.
- (10.) Election of Shire Councillors:—Mr. McFarlane asked the Secretary for Public Works,—Can he state the date when the election of Shire Councillors will be held?
- Mr. Lee answered,—Not yet; but when fixed it will be announced through the Press.
- (11.) Dorrigo Lands:—Mr. Perry (*The Richmond*), for Mr. Briner, asked the Secretary for Lands,—
- (1.) When will the Dorrigo lands now being prepared for settlement be made available?
 - (2.) What amount (if any) is to be added to the cost of the land to the selector for the timber on the land, and for the cost of the road now being made from Coramba?
 - (3.) Is it proposed to render any special assistance to intending settlers by appointing some local resident or local officer to show people the land, or by bringing an officer with local knowledge to Sydney office to give information?
- Mr. Ashton answered,—
- (1.) Probably in August.
 - (2.) (a) The value of the timber, excepting so far as it supplies the settler's own needs in improving his farm, is not considered in the capital value of the land; but the settler will not be allowed to sell timber until the royalty due on same has been paid. (b) What is considered to be the fair value of the land, with access provided, will be charged, and a proportion of the receipts appropriated towards the cost of making the road.
 - (3.) Arrangements to assist in the inspection of the land by applicants are being made.
- (12.) Pilliga Scrub Lands:—Mr. Perry (*Liverpool Plains*) asked the Secretary for Lands,—
- (1.) Has Mr. W. W. Davis' report or recommendation on the Pilliga Scrub Lands yet been made?
 - (2.) If not, when will it be made available?
- Mr. Ashton answered,—The report has been made, and will be available in the course of a week or two.
- (13.) Woonoona Club License:—Mr. John Hurley asked the Attorney-General and Minister of Justice,—
- (1.) Is it a fact that the license of the Woonoona Club has been cancelled by the District Court Judge and was this decision on appeal upheld by the Full Court?
 - (2.) Is he aware that notwithstanding the club has no certificate, spirituous liquors are still being sold there, thus defying the Liquor Act?
 - (3.) If the above is in accordance with fact, what action does he propose to take to stop this illegality?
- Mr.

11th July, 1906.

Mr. Wade answered,—

(1.) Yes, but special leave to appeal to the High Court against the decision of the Full Court has been granted.

(2 and 3.) Proceedings have been initiated against certain persons connected with the Club for breach of the Liquor Act, but the cases have been adjourned pending the result of appeal to the High Court.

(14.) Tramway Service :—Mr. John Hurley asked the Colonial Treasurer,—

(1.) How many persons of all grades are employed in the Tramway Department of this State?

(2.) How many names are on the books of the Staff Committee who are seeking employment on the tramways?

(3.) What is the sum total of pay per month on all grades of above tramways?

(4.) What is the minimum and maximum of wages?

Mr. Carruthers answered,—

(1.) 4,133.

(2.) 1,800 applicants for employment as Tramway Conductors. Applications for other positions include Railways and Tramways, and cannot be given separately.

(3.) £41,550.

(4.) The rates of pay vary according to the position, and there are a number of divisions. Taking the two largest, viz., Conductors and Drivers, the classification of the former is from 6s. 6d. to 7s. 6d., and the latter from 7s. 6d. to 8s. 6d. per day of eight hours; but in each case there are a number of instances where the classification rate has been exceeded.

(15.) Adamstown Public School Fence :—Mr. Edden asked the Minister of Public Instruction,—
When will the dilapidated fence around the Adamstown Public School be replaced by a new one, as promised some months ago?

Mr. O'Connor answered,—I have been informed by the Public Works Department that the District Architect has been instructed to take the necessary steps to have the work put in hand as soon as possible.

(16.) Establishment of Smelting Works on the South Coast :—Mr. Morton asked the Secretary for Public Works,—

(1.) What negotiations have taken place up to date with a smelting corporation as to the establishment of smelting works on the South Coast?

(2.) Can he say where such works are to be located, and has his Department been approached with a view of building a railway line from Port Kembla to Dapto?

Mr. Lee answered,—

(1.) Negotiations have taken place between the Government and Smelting Corporation. The Government has placed an area of 54 acres of land within the boundaries of the Port Kembla resumption under offer to the Corporation, and terms have been suggested in which a wharf will be constructed by the Government and leased to the Corporation for a term of years.

(2.) No definite reply has yet been received from the Corporation, nor has the Department been approached with a view of building a line of railway from Port Kembla to Dapto.

2. PAPERS :—Mr. Lee laid upon the Table,—

(1.) By-laws in connection with the works of Water Supply for the Municipal District of Moss Vale, under the Country Towns Water and Sewerage Acts, 1880-1905.

(2.) By-laws in connection with the works of Water Supply for the Borough of Kiama, under the Country Towns Water and Sewerage (Amendment) Act, 1905.

Referred by Sessional Order to the Printing Committee.

3. RAILWAY SPIKE CONTRACT (*Formal Motion*) :—Mr. John Hurley moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers and letters in respect to the Spike Contract in connection with the Railway Department of this State.
Question put and passed.

4. GRAIN BAGS REGULATION BILL (*Formal Motion*) :—Mr. Daley moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to regulate the weight of grain and bagged stuffs carried or handled by lumpers and labourers.
Question put and passed.

5. REPORT OF THE ROYAL COMMISSIONER ON THE ADMINISTRATION OF THE LANDS DEPARTMENT :—The Order of the Day having been read for consideration of so much of the Report of the Royal Commissioner on the administration of the Lands Department as contains findings of misconduct against William Patrick Crick, Esquire, now sitting as Member of the Legislative Assembly for the Electoral District of Blayney,—

And the Honorable Member for Blayney, Mr. Crick, being present in his place,—

Mr. Carruthers moved, pursuant to Notice, That this House do now proceed to consider so much of the Report of the Royal Commissioner on the administration of the Lands Department as contains findings of misconduct against William Patrick Crick, Esquire, now sitting as Member of the Legislative Assembly for the Electoral District of Blayney,—and that certain portions of the said Report be read by the Clerk.

Question put and passed.

11th July, 1906.

Extracts from the Report were then read by the Clerk, by direction of Mr. Speaker, as follows:—

“ *Royal Commission on Administration of Lands Department*:—

“ REPORT.

“ * * * * *

“ Page 7.

“ Purchase of Myall Creek Estate.

“ The next matter I had to inquire into was the purchase of Myall Creek Estate.

“ This estate had been purchased by the late Mr. E. M. Young, in July, 1890, for £120,000.

“ His two sons, Mr. Telford Mackenzie Young and Mr. Charles Mackenzie Young, each owned one-third of the estate, and at the death of the late Mr. E. M. Young were appointed trustees under his will of their father's estate, consisting of the remaining one-third of Myall Creek, and in that estate other members of the family were interested as beneficiaries under the will.

“ Between the date of the original purchase and the year 1903, very large sums have been spent in improving and consolidating the estate.

“ Mr. T. M. Young, in his evidence said, ‘ We have spent £18,227 10s. 6d. in cash on improvements, we have paid the Government £14,484 16s. 4d. in acquiring the land, and we have purchased land from other people to the value of £2,818 9s. 2d., and the value of the improvements was estimated at £21,000.

“ The railways had also been extended from Moree to Inverell, and there were two stations and a siding on the estate—Gragin and Reedy Creek stations, and Mount Russell siding, thereby considerably increasing the value of the estate.

“ In 1903 negotiations were opened up for the sale of this estate to the British Land Company, but they fell through, because, as to one-third of the estate, the proposed vendors were only trustees, and the terms offered by the Company involved speculation, which the trustees could not enter upon.

“ The terms, as I understand, proposed by the Company were £2 5s. an acre for the one-third which had belonged to the testator, the late Mr. E. M. Young; but that as to the two-thirds vested in the sons, Messrs. T. M. Young and C. M. Young, and which they were free to deal with as they chose, the Company was to supply all the cash necessary to advertise and subdivide, and that the sons would take the increased profits on the sale of the land so subdivided, and average it over the whole estate, and so, as they hoped, get £2 15s. or £2 17s. an acre for the whole estate.

“ Mr. T. M. Young explained that the trustees could not give the beneficiaries under their father's will only £2 5s. an acre, and themselves get a much larger price in the enhanced profits of the sale as subdivided by the Company, and they could not, as trustees, involve their father's share of the estate in speculation.

“ Therefore, the negotiations fell through about the 21st September, 1903.

“ Previously to that date, Mr. James Kidd, the manager of the Company, wrote to Captain Young (Mr. T. M. Young) a letter, dated 3rd July, 1903, stating that the Government were on the look-out for a suitable property on the Riverina for closer settlement, and stating that he had seen an agent in reference to Bynya, near Narrandera (which belonged to the Young family), and Myall Creek, which, he said, might suit the Government—and proposing a personal interview. Thereupon Captain Young came to Sydney and saw Mr. Kidd, who appears to have mentioned the name of Mr. Willis as the agent to whom he had spoken about offering Myall Creek to the Government for closer settlement. The proposal as to Bynya was never made as it was considered too dry.

“ Mr. Willis told Captain Young that he wished to have another firm of agents acting with him, and they agreed to employ J. C. Young & Co. to act with Willis as agents. The sum to be paid to the agents was fixed at 5s. an acre if the price of the land was £2 15s.; but that if the price they hoped to prove before the Land Board (£3 1s. 6d.) was reached, the agents were to get half of the additional price.

“ On the 10th November, 1903, Captain Young offered Myall Creek to the Government for £3 1s. 6d. an acre.

“ On the 9th December, 1903, the Minister sent the application to the Local Land Board, and Mr. Millon was employed to conduct the case before that Board, for which he received a fee of £50 and a further sum of £200 which came out of the commission paid to Willis and J. C. Young & Co.

“ The Board recommended that the land should be acquired under the Closer Settlement Act, and valued it at £2 14s. 6d. an acre.

“ Captain Young then agreed with the agents to confirm the agreement to pay them 5s. an acre, and to treat the price fixed at £2 14s. 6d. as if it had been £2 15s. an acre. On the 10th February, 1904, Captain Young renewed the offer of Myall Creek to the Government at the price fixed by the Local Land Board, up to the 30th June in the same year. Upon this letter the then Minister for Lands (Mr. Crick) wrote a Minute ‘ Ask the Crown Solicitor to have legal offer duly signed—inform Young Brothers matter will be submitted to Parliament before date named.’

“ The Crown Solicitor examined the title of the land, and a considerable time elapsed until the then Ministry went out of office, and the present Ministry succeeded them in August, 1904.

“ On the 28th September, 1904, Captain Young wrote to the Under Secretary for Lands extending the offer of Myall Creek to the Government in terms of the letter of 10th February, 1904, for a period of six months from that date.

“ Mr. Ashton, who was then Minister for Lands, sent Mr. O'Malley Wood to report on the lands offered, and he fixed the price at £2 10s., and recommended that between 9,000 and 10,000 acres, included in the offer, should be eliminated.

“ After much discussion, it was finally agreed that the price should be £2 11s. 6d., and that the lands mentioned by Mr. O'Malley Wood should be struck out of the offer, thereby reducing the area from 64,483 acres to about 54,000 acres, and the price from £175,000 to £138,000.

“ This

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

11th July, 1906.

" This offer was then submitted to Parliament, and adopted by it.

" On the 30th March, 1905, J. C. Young & Co. and Mr. Willis received from Captain Young a sum of £6,290, and gave a receipt for that amount.

" Captain Young paid £4,967 17s. to J. C. Young & Co. and £1,322 3s. to Mr. Willis, and £250 to Mr. E. D. Millen, and £175 for expenses.

" According to Captain Young's evidence, all the real work that had to be done in reference to this sale was done by Captain Young himself, and I cannot see that Mr. Willis or J. C. Young & Co. did anything except seeing Captain Young at their offices. Mr. E. D. Millen did all the work before the Land Board, and received a very reasonable fee for his work.

" I have been unable to trace any of this money into the hands of Members of Parliament.

" Of the sum of £4,967 17s. paid to J. C. Young & Co., a sum of £335 15s. was retained by them, and Mr. Willis received £4,632 2s., out of which he allowed J. C. Young & Co. £400 in respect to the case *Sims v. Browne*, and the cheque of J. C. Young & Co. was given to Mr. Willis for the balance, £4,232 2s. No further or other fee appears to have been paid.

" Mr. Willis excused the very large sum paid to him for this purchase on the ground that persons received large sums for finding and introducing a purchaser in the case of private sales. But I do not see any analogy between the two cases.

" This land was purchased by the Government under the 'Closer Settlement Act, 1901,' and section 3 of that Act provides that any owner of land might by writing addressed to the Minister offer to surrender the land to the Crown on payment of a price named. That was done by Captain Young, and all the steps to be subsequently taken are prescribed by the Act. There was, therefore, no introduction of a purchaser, as in the case of a private contract, nor could I see that any work was done by Willis to justify such an enormous fee.

" A further sum of £1,500 was paid by Mr. Willis to Mr. Charles Bath, under extraordinary circumstances.

" Bath was, and for many years had been, an intimate friend of Mr. Crick, and lived near him at Randwick, and the story told by Bath was that Mr. Crick told him that Mr. Willis was thinking of going to England, and wanted him (Mr. Crick) to take his place, but that he was unwilling to do this as the Government, that had recently come in, had only a small majority, and there might be a change of Government.

" Thereupon Bath suggested that Mr. Willis might take him (Bath) in, instead of Mr. Crick, and ultimately an agreement was drawn up by Mr. Crick, in his office, in the following words:—

" (*Exhibit 61.*)—'An agreement made the 22nd day of September, 1904, between J. C. Young & Co., W. N. Willis, and Charles Bath. J. C. Young & Co. have an agreement with Young Brothers & Co., signed by T. Mackenzie Young, whereby Young Brothers & Co. agree to pay J. C. Young & Co. commission at the rate of five shillings per acre, less certain deductions in the sale of Myall Creek properties to the Government of New South Wales for the purposes of closer settlement. J. C. Young & Co. have agreed with W. N. Willis to pay him a certain proportion of the commission they are to receive, as set out in a letter dated 7th September, 1904, from J. C. Young & Co. to W. N. Willis, also a letter dated 14th September, 1904, from J. C. Young & Co. to Young Brothers & Co., and a letter dated 15th September, 1904, from T. Mackenzie Young to J. C. Young & Co. The agreements set out in the above letters are varied as follows:—After the deductions to be made by J. C. Young & Co. as referred to in these letters, the balance shall be paid as follows:—£2,000 or a proportionate amount, should the reduction named in the agreement take place, to be paid to W. N. Willis, and the balance in equal parts to W. N. Willis and Charles Bath, and only the receipt of each party shall be a valid discharge to the said J. C. Young & Co., the said Charles Bath undertaking to use his best endeavours, and to defray all necessary expenses in completing the sale of the property according to his interest in the commission.

" 'CHARLES BATH.

" 'W. N. WILLIS.'

" According to Bath's account he was only to act for Mr. Willis in his absence; but Mr. Willis never went to England at all, and there never was anything for Bath or any other agent to do until the Legislature passed the resolution authorising the purchase of the Myall Creek Estate from Young Brothers.

" Bath admits that he never saw Mr. Willis in reference to the purchase, nor took any steps to prepare himself to take the place of Mr. Willis if he left the State. Nevertheless he was paid by Mr. Willis the full amount he bargained for, £1,500. When asked what he did with the money, he at first refused to answer, but when pressed he admitted that the money was handed by him to Mr. Crick, but said that it consisted of a cheque for £1,322 (evidently the cheque which Captain Young had given to Willis), also a sum of £28 in notes and a bill for £150. This sum of £1,500 was, according to Bath's story, handed over to Mr. Crick in order to get Government debentures with it, for Bath, and he did this because he did not want to take the bill in part payment.

" Mr. Crick handed to Bath three Government debentures of £500 each, which he already had in his bank, but Bath gave no receipt for them. These debentures were afterwards renewed at the instance of Bath by Mr. P. C. Close.

" Bath was then asked to produce these debentures to me, which he agreed to do. Mr. Davies asked, 'Can you bring the debentures here?' Answer, 'Yes.' 'Will you go and fetch the debentures here straightaway?' Answer, 'Yes.' Thereupon I allowed Bath to leave the room in order to bring the debentures immediately to the Commission. This was on the morning of Wednesday, the 23rd May, 1905.

" Bath did not return to the Commission till Thursday, the 1st June—*i.e.*, nine days after the time when I allowed him to go out to bring the debentures in to me 'straightaway.'

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" He said that he went out to Randwick, where he lived, at the 'Royal Hotel,' and got the debentures from a cupboard adjoining his room at the hotel, where he kept them, although he had a safe in his office at 14, O'Connell-street, and these debentures are payable to any holder in the same way that bank-notes are.

" Bath said he brought the debentures into town about 2 o'clock on the Wednesday, the 23rd May, but did not appear before the Commission because he was not well enough to undergo the 'routine of examination'—but Bath had been examined at length on the morning of the 23rd May, and was only required to produce the debentures.

" This whole story as told by Bath is to me incredible, and I should have no hesitation as a jury in refusing to believe it.

" It looks very much as if Bath was only introduced to conceal the nature of the transaction, and to make it appear that Mr. Crick derived no benefit from it.

* * * * *

" Page 24.

" Disposal by Mr. Close of the Fees received by him.

" One of the principal subjects, to which by my Commission I was instructed to direct my attention was the purity of the administration.

" In addition to the large sums paid to Land Agents in the case of Sims v. Browne and the Myall Creek case, it was proved in almost all the Improvement Lease cases I have investigated that very large sums were so paid; and the question I had to ascertain was, whether any of that money could be traced to the Minister or any of the officers of the Department.

" I ought to state at once that no evidence before me implicated any officer of the Department in the receipt of any money received by any Land Agent.

" I saw very plainly from the first that direct evidence of bribery would be very hard to get, for, if such occurred, every effort would be made to conceal it, and no documents would be forthcoming to prove it. The transaction would be solely between the briber and the bribed, and they would take care, as far as possible, to cover up all traces of the transaction.

" I have already, in the preceding part of my Report dealing with Land Agents, set out the various sums paid to them in the cases inquired into by me; from this it will be seen that the amount of fees received by Mr. Willis was £44,913 Os. 1d.; and by Mr. Close, £15,649 5s. 3d.; and by Mr. Bath, £2,575.

" I could not see that any services rendered by Mr. Willis, Mr. Close, or Mr. Bath, to the applicants, in any way justified the payment of those enormous sums, and if it be true, as Mr. Crick says, that very many applicants succeeded in their applications without the employment of an agent, it becomes still more difficult to understand what these sums were paid for.

" Each applicant was asked if he knew, or was told what the money was wanted for, and he invariably answered that he did not know, and was not told, and that he made no inquiry why the money was needed, or how it was to be applied; but the sum was apparently demanded without explanation, and paid without demur.

" Such extreme simplicity on the part of the pastoralists and other applicants is not easy to understand, and I think they must, at any rate, have suspected that the sums charged were for some purpose, other than mere remuneration of the Land Agents.

" Again, Mr. Crick says that his 'policy' was generally known, and was announced at the Protestant Hall, in Sydney, shortly after he took office. If that were so, it is hard to believe that the pastoralists were not aware of it, and if they were aware of it, that they consented to pay these Land Agents enormous sums to get from the Minister that which they could claim from him as part of his 'policy.'

" The payments made in these circumstances raised a strong suspicion that some part of the money had been applied in the form of bribery.

" On the 26th September, 1905, Mr. Close, when asked, declined to answer any question as to what he did with the moneys received by him as Land Agent, on the ground that the answer might incriminate himself. He said he did so on the advice of Mr. Want and Mr. Shand (page 781).

" On the 28th September, the Government passed an Act enabling me to compel answers to questions notwithstanding that they involved matters that might incriminate the witness, and empowered me to grant a certificate exonerating the witness from prosecution, if I considered that he had made a full and true disclosure of all the facts.

" When this Act had been passed, Mr. Close came forward and made a statement that he had shared with Mr. Crick one half of the fees received by him as Land Agent in respect of these Improvement Leases.

" Before making this statement, Mr. Shand (now K.C.) appeared for Mr. Close and said that he had been advising him in reference to his proposed statement, and he asked me what I proposed to do in the matter of the recent Act. I said that if I was satisfied that Mr. Close made a full and true disclosure of all the facts inquired into, I would be prepared to grant a certificate to him.

" Thereupon Mr. Shand asked to be allowed to see Mr. Close, and after a short delay, Mr. Close appeared, and Mr. Shand remained during the whole time Mr. Close was examined.

" The examination by Mr. Pilcher was, in my opinion, perfectly fair, and Mr. Close gave his evidence quite freely and without undue pressure. His evidence will be found at pages 786, 801, 814, and 827 of the evidence, and extended over parts of the 28th September, and the 3rd, 6th, and 11th October, 1905, and between the 27th September and the 3rd October, Mr. Close, at the suggestion of Mr. Pilcher, went carefully into his accounts and reconsidered the facts, and on the 3rd October he confirmed the evidence he had given on the 28th September, and gave further and fuller details.

" It

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" It will be seen, therefore, that the evidence of Mr. Close, extending over several days, was given deliberately, and repeated and confirmed after a careful reconsideration of all the matters.

" In these circumstances I granted Mr. Close the certificate prescribed by the Act, being satisfied that he had made a full and true disclosure of the facts.

" On the 28th September, at page 787, Qs. 22119 to 22126, Mr. Close was asked :—

" " Had you any agreement or understanding with Mr. Crick at the time the application was before him, that this money or some money would be paid to him for his sanction of the application? " I do not know about an agreement, but I paid him all the same."

" " Was there any understanding between you and Mr. Crick, that he would receive something? " I do not know whether you would call it an understanding, but I understood him and he understood me, although I would not go to him and say, " If you put that through you will get so much." I never did that."

" " You say there was an understanding between you and Mr. Crick that he would receive something? " Mr. Crick, I suppose, understood that if he did put the thing through I would give him something."

" " You did not owe him any money, or anything of that sort? " No."

" " You understood that the payment was a payment for letting this go through? " Yes."

" " And you believe that he so understood it? " Yes."

" " Although there was no agreement between you, and you would not make such an agreement? " No."

" Mr. Close on this occasion said that he could not recollect how the understanding originated, but on the 6th October, at page 815, Qs. 22876 to 22880, Mr. Close was asked :—

" " Have you been able to recollect anything that you can tell His Honor? " So far as I can remember it was a conversation I had with Mr. Crick in the street, when he said to me, " " These Land Agents are making a lot of money,—a lot of them are making money, and there is no reason why you should not make something out of it too, or why I should not make something. There is no reason why we should not make something out of it. But," he said, " " You must understand this distinctly, if you bring me anything that will in any way prejudice the public interests I will not have anything to do with it. It is no use bringing anything which is not strictly above board and right. If you bring me anything against the public interest, or that can be questioned in any way, I will have nothing to do with it, and I will do no more."

" (The Commissioner): " I do not quite follow what you mean? " If I were to ask him to do something not proper—not in the public interests."

" " Something not legal—not proper? " Not in the public interests."

" " He would have nothing to do with that? " No."

" " But he had no objection to share the amount which the parties paid to you? " That was the understanding."

" On the same day, at page 816 of the evidence (Qs. 22913 to 22915) I asked him :—

" " When you received these different sums from the various people of whom you have spoken, did you inform Mr. Crick? " Yes."

" " In every instance? " Yes."

" " Then he would know the half you gave him? " Yes."

" Mr. Close says that he kept no accounts of these transactions, or books of memoranda, and when asked by me (Qs. 22378 to 22380):—

" " Do you remember whether any of the payments made to the Minister were made in the Minister's room? " I do not think so."

" " In what way were they paid? " Just in cash—in notes."

" " Yes, but where? " At my office, or at his office."

" Mr. Close also stated that he had personally handed the money to Mr. Crick (Qs. 22509 and 22510).

" It appeared that for many years the firm of Hill, Clark, & Co. (of which firm Mr. Close was a partner) had financed Mr. Crick, and had from time to time lent him large sums of money, all of which had been repaid. No security other than a promissory-note had apparently been given, but the promissory-note had always been met at maturity.

" Mr. Close was examined in reference to these loans, and he produced a list of them from the firm's books (*Exhibit 336*). He was asked whether those moneys so advanced by Hill, Clark, & Co. had anything to do with the sums of money he said he had halved with Mr. Crick. He replied, " Only in one instance. The firm had nothing to do with what I did. My private business had nothing to do with them." I then asked :—

" " The firm had nothing to do with what? " My land business' (page 804, Qs. 22549 to 22574).

" The one instance referred to by Mr. Close was a case in which a sum of £535 1s. was paid to Mr. Crick in respect of an exchange matter, and that money was, with Mr. Crick's consent, applied by Mr. Close in repayment of a loan to Mr. Crick by Hill, Clark, & Co.

" Mr. Close also produced a list of moneys received by him as Land Agent, and his disposal of those moneys (*Exhibit 335*), and swore that all moneys in that list, received by him personally, had been shared with Mr. Crick.

" In the same Exhibit Mr. Close also comments on some of the amounts shown to have been paid to agents.

" Unless this evidence of Mr. Close was true, I cannot conceive why he should have volunteered to give it, and why he should have given it with the consent, and in the presence of his counsel who had been throughout advising him in the matter.

" He

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“ He must have known that this evidence would show him to be a self-confessed accomplice of the Minister, and participator with him in the fees received as Land Agent in respect of lands then under the consideration of that Minister.

“ Mr. Close is not likely to have invented such a story, or to have given it in such full details, unless it had been true.

“ On the 5th October (page 809) Mr. Crick was called before me in reference to the evidence given by Mr. Close, but he then declined to deal with that evidence on the ground that it involved a criminal charge of bribery, and that such a charge could only be dealt with by a jury, and that this Commission had no power to hear a charge like that.

“ Shortly after this, the Crown put Mr. Crick on his trial in reference to one matter mentioned by Mr. Close, the exchange of H. C. Taylor, for which Mr. Close received £500 from the father of H. C. Taylor, and which he said he had divided with Mr. Crick.

“ Pending the trial, of course, I could not proceed further in that matter, but Mr. Crick was acquitted, and, as I gather from the newspapers, the counsel for the Crown admitted that he could not substantiate the charge.

“ When the trial was over, I recalled Mr. Crick, on the 3rd April last, to give him an opportunity of giving such evidence as he might think fit in reference to Mr. Close's statements, and in reference to the large payments made to W. N. Willis.

“ Mr. Crick took up the same position as before in reference to any criminal charge, but when asked if Mr. Close had shared with him any of the moneys received in respect of the land transactions referred to, he denied that he had ever received any portion of such moneys as Mr. Close referred to. He said he had only received loans from Mr. Close which he had repaid, and that he had no transactions with anybody in any shape or form in connection with the discharge of his Ministerial duties.

“ Mr. Crick asked me to attach, as an Exhibit, the Judge's notes of the evidence given in the Criminal Court. I declined to do so, because I had to deal only with the matters inquired into by me and the evidence given before me.

“ I have to determine whether I believe the full, careful, and detailed statements of Mr. Close, given in the circumstances I have set forth, or the denial of those statements by Mr. Crick; and after giving the matter most careful and prolonged consideration, I have no hesitation in saying that I believe the evidence given by Mr. Close on the 28th September, and the 3rd, 6th, and 11th October, and that I do not believe the evidence of Mr. Crick on the 3rd April, denying that he ever received from Mr. Close any money except loans which he had repaid.

“ In the first place, the story told by Mr. Close explains how it came about that exorbitant fees were paid to him as Land Agent, in cash, at his particular request, and without any receipts, and without any entry in any book of account—the suspicion aroused by which amounted almost to certainty without the confession of Mr. Close—and throws a light on the way in which Improvement Leases were in many instances granted, irrespectively of Mr. Crick's ‘policy,’ and without regard to the fitness of the land for settlement.

“ In the second place, it is hardly possible to suppose that Mr. Close invented the story told with such ample details, and so fully confirmed, and still more improbable that he would have told this story, if invented, in the presence of counsel, who had throughout been advising him in the matter.

“ On the 3rd April, Mr. Crick said he would let me know if there were any other matters which he wished to lay before the Commission, and on the 6th day of April, I received a telephone message from Mr. Carroll, solicitor (Mr. Crick's partner), as follows:—

“ ‘ Mr. Crick has been laid up for the past few days, and he desired me to communicate to the Secretary, Royal Commission, that he has considered the matter, and there is nothing he wishes to add to the evidence already given by him before the Commission. He does not wish to attend the Commission again.’

“ Not satisfied with this telephone message, I directed my Secretary to ask Mr. Crick to confirm the telephone message, in writing, and my Secretary telephoned to Mr. Crick's office on the 7th and 9th April, asking that this be done; but as no communication was received, I caused the following letter to be written to Mr. Crick, on the 12th April, 1906:—

“ Dear Sir,

“ ‘ On the afternoon of the 6th instant I received a message by telephone from Mr. Carroll, of your firm, that, having considered the matter, there is nothing you wish to add to the evidence given by you before the Royal Lands Commission, and that you do not wish to attend the Commission again.

“ ‘ His Honor, Mr. Justice Owen, now directs me to request that you will be good enough to confirm the message by writing to me.

“ ‘ Yours faithfully,

“ J. W. H. HOUSTON,

“ W. P. Crick, Esq., Solicitor, City.

“ ‘ Secretary.’

“ To which the following reply was sent by Mr. Crick, on the 20th April:—

“ ‘ Dear Sir,

“ ‘ I am not aware that my desires as to further attendance at the Commission need be consulted. Parliament vested in the Commission the necessary powers to enforce attendance.

“ ‘ If, however, you desire me to set out in writing whether I desire to volunteer further evidence, I must direct your attention to the apparent fact that I cannot reply to alleged evidence taken in the illegal way the evidence of Mr. Bowes was obtained. I have never seen it; it has been point-blank refused to me; but I have good reason to believe it has been supplied elsewhere.

“ ‘ Yours truly,

“ J. W. Houston, Esq., Lands Department, Sydney.

“ ‘ W. P. CRICK.’

“ * * * * *

11th July, 1906.

" Page 74.

" CONCLUSIONS.

" I have reported at length on the various matters referred to me, and those which arose out of them, but it may be desirable to state succinctly some of the more important conclusions at which I have arrived.

" (1) That, of the sums received by Mr. Close, as Land Agent, in respect of matters then being dealt with by the Minister for Lands, Mr. Crick accepted one-half ; but that no officer of the Department received any money from Mr. Close."

Mr. Speaker inquired whether Mr. Crick desired to have any further passages read from the Report. Mr. Crick said that as certain criminal proceedings were pending against him, arising out of this Report on which he would probably have to go before a jury, he declined to put his case before the Assembly. He referred to Lord Ossery's case, mentioned in Hatsell's Precedents, Vol. IV, page 151, and to the passage in "May" 10th Edition, page 264, which says, "that a matter whilst under adjudication by a Court of Law should not be brought before the House by a Motion or otherwise," and claimed that this House could not proceed to try him on a criminal charge when he could neither defend himself nor examine witnesses.

Debate ensued.

Mr. Speaker said he had given a great deal of attention to this question, had carefully listened to the debate, and had read all the authorities quoted. So far as he could find out it has been the practice in the House of Commons, in all the State Parliaments, and in this Parliament, not to discuss questions when they are pending before the Courts below. The second Standing Order provides that in cases not reached by our own Standing Orders we are bound by the usages of the Imperial Parliament, the usages of that Parliament are as stated above and he must be guided by them and would now rule that it is not in order to discuss the Lands Commission Report or take action on it so far as it relates to the Honorable Member for Blayney and others, while the Honorable Member and others are defending themselves in the Criminal Courts on charges founded on that Report.

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

(1.) Railways (Victorian and Queensland By-laws) Enabling Bill :—

MR. SPEAKER,—

The Legislative Council having passed a Bill, intituled "*An Act to enable Victorian and Queensland by-laws to be applied to Victorian and Queensland Railways situate in New South Wales, and to the traffic thereon ; and for other purposes,*"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 11th July, 1906.

F. B. SUTTON,
President.

Bill, on motion of Mr. Carruthers, read a first time.

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

(2.) Crimes (Girls' Protection) Bill :—

MR. SPEAKER,—

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

Legislative Council Chamber,
Sydney, 11th July, 1906.

F. B. SUTTON,
President.

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

Ordered, That the Bill be further considered in Committee To-morrow.

7. LOCAL GOVERNMENT EXTENSION BILL :—Mr. Carruthers moved, pursuant to Notice, That the Local Government Extension Bill, which was introduced in the Assembly during last Session, but was interrupted before its completion by the close of the Session, be now re-introduced at the stage it had reached at the time of such interruption.

Debate ensued.

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

Question put and passed.

Ordered, That the Debate be adjourned until To-morrow.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 9.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 12 JULY, 1906.

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

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

By Mr. Moore,—

- (1.) Mining Bill :—

HARRY H. RAWSON,
Governor.

Message No. 16.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to consolidate and amend the law relating to mining; to give further facilities for the development of mining; to amend the Crown Lands Act of 1884 and Acts amending the same; and for other purposes.

State Government House,
Sydney, 26th June, 1906.

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

By Mr. Carruthers,—

- (2.) Vote of Credit :—

HARRY H. RAWSON,
Governor.

Message No. 17.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly, the expediency of making provision to meet the requisite expenses in connection with a Bill to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1906-1907; and for Services to be hereafter provided for by Loan.

State Government House,
Sydney, 11th July, 1906.

Ordered to be referred to the Committee of Supply.

- (3.) Stock Registration Transfer Bill :—

HARRY H. RAWSON,
Governor.

Message No. 18.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly, the expediency of making provision to meet the requisite expenses in connection with a Bill to provide for the transfer of Inscribed Stock, Debentures, and Treasury Bills of the New South Wales Government from London registers to Sydney registers; and for other purposes incidental thereto.

State Government House,
Sydney, 11th July, 1906.

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

(4.)

12th July, 1906.

(4.) Local Government Extension Bill:—

HARRY H. RAWSON,
Governor.

Message No. 19.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly, the expediency of making provision to meet the requisite expenses in connection with a Bill for the better government of Municipalities and Shires, and the establishing and government of Greater Sydney and Greater Newcastle; for those purposes to amend, extend, and repeal certain Acts, and to apply the provisions of the Local Government (Shires) Act, 1905, to Municipalities; and for other purposes.

State Government House,
Sydney, 11th July, 1906.

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

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

(a) £4,000, from Vote, "Interest on Advances by Banks in London," and £1,200, from Vote, "Darling Harbour Resumptions—Interest on Compensation Money," to the following Votes, viz.:—£1,900, to the Vote, "Institutions for the Insane generally—Contingencies;" £1,800, to the Vote, "Sewerage and Water Rates, &c.;" and £1,500, to the Vote, "Gratuities to Officers on Retirement."

(b) £18,455, from Vote, "Darling Harbour Resumptions—Interest on Compensation Money," to the following Votes, viz.:—£425, to the Vote, "Commission on Payments in Sydney by the Government "Banking Institutions;" £20, to the Vote, "Interest on Special Deposits by the Savings Bank of New South Wales;" £3,060, to the Vote, "Interest on Uninvested Cash Balances at Credit of Various Trust and other Accounts;" £5,000, to the Vote, "Exchange on Remittances, &c.;" £350, to the Vote, "Treasury—Contingencies;" £1,000, to the Vote, "Municipal Rates on Government Buildings;" £5,200, to the Vote, "Survey of Lands;" £3,000, to the Vote, "Stores Supply and Tender Board;" and £400, to the Vote, "Resumed Properties—Repairs."

(c) £750, from Vote, "Department of Lands—Salaries," and £250, from Vote, "Trigonometrical Survey—Contingencies," to the Vote, "Survey of Lands—Contingencies."

(d) £200, from Vote, "Compensation *re* Resumption of Land for Roads," and £50, from Vote, "Alignment Posts for Towns," to the Vote, "Department of Lands—Contingencies."

Referred by Sessional Order to the Printing Committee.

3. QUESTIONS:—

(1.) Travelling Stock Routes and Reserves:—Mr. Jones asked the Secretary for Lands,—

(1.) Is he aware that teamsters, carriers, dealers, &c., have no rights upon Travelling Stock Routes and Reserves whilst travelling with goods from place to place?

(2.) Will he consider whether carriers, &c., should be placed in such an unsatisfactory position?

(3.) Will he consider whether a system of licenses issued to carriers, &c., would give them a full right to travel and use stock routes *bona fide*; if so, will he include such a proposal in any amending Land Bill?

Mr. Ashton answered,—

(1.) Having regard to strict legal constructions, such appears to be the case.

(2 and 3.) As it has always been the practice of Stock Inspectors not to interfere with such classes of travellers, so long as the reserves were not abused, no hardship appears to have been occasioned, nor complaints received; but the question will be considered in connection with future amending legislation relating to Travelling Stock Reserves.

(2.) Grafton-Casino Railway:—Mr. McFarlane asked the Secretary for Public Works,—

(1.) What was the estimated cost of constructing the Grafton-Casino Railway?

(2.) What was the actual cost?

(3.) What was the Railway Commissioners' estimate of revenue?

(4.) Will he state what was the actual revenue for the half-year ended 30th June last?

Mr. Lee answered,—

(1.) £257,000 (exclusive of land)—see Act No. 82, 1900.

(2.) £261,988 9s. 3d. (exclusive of land).

(3.) Estimated annual revenue, £4,844.

(4.) The Railway Commissioners inform me the returns are not yet complete, but the earnings for the six months ended 31st May amounted to £4,130, and the expenditure and interest to £7,821. Loss on the six months' working, £3,691.

(3.) The Clarence River Banks:—Mr. McFarlane asked the Secretary for Public Works,—Will he place a substantial sum on next Estimates to carry out necessary work to prevent the erosion of the banks of the Clarence River?

Mr. Lee answered,—Provision will be made on the Estimates for the protection of roads on the banks of the Clarence, but it is not customary to protect river banks fronting private property, and no Vote is proposed for protection purposes. Facilities are afforded land owners by supplying them with stone at cost price from Government quarries.

(4.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

12th July, 1906.

(4.) Law Actions respecting Electric Tramway Accidents:—*Mr. Estell*, for *Mr. Daley*, asked the Colonial Treasurer,—

- (1.) How many actions were commenced in the Law Courts of this State in connection with accidents in and about the electric tramways during the Financial Year, 1905-6?
- (2.) What were the results in connection therewith?

Mr. Carruthers answered,—

- (1.) Twenty-one. Total amount claimed, £12,930.
- (2.) Eleven were settled out of Court for £1,303 16s. One was not proceeded with by the plaintiff. In two the plaintiffs obtained verdicts for £100 and £600 respectively. In one the plaintiff was non-suited. In three verdicts were returned for the Railway Commissioners, and three are still pending.

(5.) Special Endowment to Country Municipalities:—*Mr. McLaurin* asked the Colonial Treasurer,—

- (1.) Is he aware that some of the country Municipalities (including Albury) are heavily handicapped financially and need assistance?
- (2.) Will he devote a portion of the surplus to providing a special endowment to these Municipalities?
- (3.) Is he aware that such an endowment was granted by the Reid Government?

Mr. Carruthers answered,—

- (1.) I am aware that some of the country Municipalities are financially embarrassed; but such embarrassment is often the result of neglect on the part of the council to impose and collect adequate rates.
- (2.) I have already stated that provision will be made to liberally assist both Shires and Municipalities at the onset of their existence under the new law.
- (3.) A special grant of 5s. in the £ on general rates, amounting to £65,000, was made in 1896.

(6.) Habitual Drunkards:—*Mr. Briner*, for *Mr. Fegan*, asked the Attorney-General and Minister of Justice,—

- (1.) Has he asked for a report from the Stipendiary Magistrates, giving their opinion and recommendations as to the best methods of dealing with drunkards repeatedly convicted in the courts at which they officiate?
- (2.) Has he not received repeated requests during a considerable recent period, that he should ask for such report?
- (3.) If he has not called for such report from these gentlemen will he please give the reason that he has not done so?

Mr. Wade answered,—I have received requests from one gentleman only, viz., the Honorable J. M. Creed, M.L.C. I have no objection to obtaining information of the character desired, but doubt whether much could be added to the exhaustive reports already furnished by the Comptroller-General of Prisons.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 10.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 17 JULY, 1906.

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

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

2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS—*Maturity of Warrants reported*:—Mr. Speaker reported,—

(1.) That his Warrant, appointing the Committee of Elections and Qualifications for the present Session, laid upon the Table on Thursday, 5th July, 1906, not having been disapproved by the Assembly in the course of the three next sitting days on which the Assembly met for the despatch of business, had now taken effect as an appointment of such Committee.

(2.) That his Warrant, laid upon the Table on the 6th July, 1906, a.m., appointing Matthew Charlton, junior, Esquire, to be a Member of the Committee of Elections and Qualifications for the present Session, not having been disapproved by the Assembly in the course of the three next sitting days on which the Assembly met for the despatch of business, had now taken effect.

Mr. Speaker then intimated that it was now open to the Members of the Committee to be sworn at the Table by the Clerk, in accordance with the 117th section of the Parliamentary Electorates and Elections Act, 1902.

3. POSTPONEMENT :—On the motion of Mr. Carruthers, the Orders of the Day and Notices of Motions Nos. 1 to 6 of General Business, were postponed until To-morrow.

4. VOTE OF CENSURE :—Mr. McGowen moved, pursuant to Notice,—

(1.) That, in the opinion of this House, the Government is deserving of censure in having failed to enable Parliament to vindicate its honor and dignity.

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

Debate ensued.

Question put.

The House divided.

Ayes, 21.

Mr. Daley,
Mr. Macdonnell,
Mr. Estell,
Mr. Thrower,
Mr. Scobie,
Mr. Jones,
Mr. Nielsen,
Mr. Cann,
Mr. McGowen,
Mr. Edden,
Mr. Kelly,
Mr. Meehan,
Mr. Dacey,
Mr. Miller,
Mr. Sullivan,
Mr. McGarry,
Mr. Burgess,
Mr. Arthur Griffith,
Mr. Hollis.

Tellers,

Mr. Charlton,
Mr. Gardiner.

Noes, 53.

Mr. Carruthers,
Mr. Ashton,
Mr. Hogue,
Mr. O'Sullivan,
Mr. Wade,
Mr. Donaldson,
Mr. Dick,
Mr. Hindmarsh,
Mr. Lec,
Mr. R. J. Anderson,
Mr. Moore,
Mr. Broughton,
Mr. Robson,
Colonel Ryrie,
Mr. Booth,
Mr. O'Connor,
Mr. Mackenzie,
Mr. Davidson,
Mr. Creswell,
Mr. Cohen,
Mr. Thomas,
Mr. Jessep,
Mr. Law,

Mr. Levy,
Mr. Latimer,
Mr. Collins,
Mr. Gillies,
Mr. Morton,
Mr. Fallick,
Mr. Fleming,
Dr. Arthur,
Mr. Brinsley Hall,
Mr. Mahony,
Mr. W. W. Young,
Mr. Reynoldson,
Mr. McFarlane,
Mr. Perry (*L'pool Plains*),
Mr. Moxham,
Mr. McCoy,
Mr. Bennett,
Mr. Briner,
Mr. McLaurin,
Mr. Levien,
Mr. Fegan,
Mr. Storey,
Mr. Nobbs,

Mr. Henley,
Mr. W. Millard,
Mr. Fell,
Mr. Walter Anderson,
Mr. Wood.

Tellers,

Mr. Ball,
Mr. Oakes.

And so it passed in the negative.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 11.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 18 JULY, 1906.

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

QUESTIONS :—

(1.) Matrimonial Causes Act :—*Mr. Thrower*, for Mr. Daley, asked the Attorney-General and Minister of Justice,—

- (1.) Has his attention been called to the abuse of that section in the Matrimonial Causes Act where a divorce can be obtained for failure to comply with a decree for restitution of conjugal rights?
- (2.) Will he consider the advisability of amending the Act, and bringing it in line with the English Act?

Mr. Wade answered,—

- (1.) Yes.
- (2.) Yes.

(2.) Lang Park :—*Mr. Thrower*, for Mr. Daley, asked the Secretary for Lands,—

- (1.) Has his attention been called to the excavations being carried on in Lang Park?
- (2.) Has this Park been handed over to the Municipal Council of Sydney?
- (3.) Is it not a fact that in the original grant this Park was given to the citizens of Sydney for use as a recreation ground?
- (4.) Is he aware that the Municipal Council is erecting buildings in this Park, contrary to the terms of this grant, and will he interfere and see that the grant is carried out in its entirety?

Mr. Ashton answered,—

- (1.) Yes.
- (2.) The Municipal Council of Sydney are the trustees of the land.
- (3.) The land was dedicated for public recreation, but no deed of grant issued.
- (4.) The matter is receiving attention, but it is understood that the Council is acting under the authority alleged to be conferred by section 4 of the Municipal Council of Sydney Electric Lighting Act, which empowers that body, for the purpose of generating and supplying electricity, to "use all " or any lands now vested in them for any purpose."

(3.) Infant Protection Act :—*Mr. Estell*, for Mr. Daley, asked the Attorney-General and Minister of Justice,—

- (1.) Has his attention been drawn to the fact that great hardship and injustice has been, and is caused through the corroborative portion of section 4 of No. 27 of 1904 (Infant Protection Act)?
- (2.) Will he, in view of the foregoing, amend this Act, and so remedy a manifest injustice?

Mr. Wade answered,—

- (1.) I am informed that hardship does occasionally arise.
- (2.) The matter will be considered when a suitable opportunity presents itself to introduce legislation to amend the Act mentioned.

(4.) Special Grants for Roads :—*Mr. Perry (The Richmond)* asked the Colonial Treasurer,—Will he place a sum not less than £500,000 at the disposal of the Minister for Works for expenditure as special grants to roads, in order to put them in a good state of repair prior to being handed over to the Shire Councils?

Mr

18th July, 1906.

Mr. Carruthers answered,—The Public Works Department reports that the roads are, on the whole, in fairly good condition, and I cannot therefore promise that anything like the sum named by the Honorable Member will be provided.

(5.) Site for Public School, Myall Creek Estate :—Mr. Jones asked the Secretary for Lands,—

- (1.) Has any explanation been offered for the unreasonable delay in surveying a site for a public school for the use of the children of settlers on Myall Creek Estate residing at Delungra?
- (2.) Can he say whether there is any prospect of the school area being ready within a reasonable period from now?

Mr. Ashton answered,—

- (1.) Alternative sites were suggested, but a choice has now been made by the Public Instruction Department.
- (2.) The District Surveyor has been instructed to have the necessary survey effected forthwith, and the Public Instruction Department has been authorised to occupy the land. I am informed by my Honorable Colleague, the Minister for Public Instruction, that plans have been prepared, and tenders for the erection of the building will be called for next week.

(6.) Cuttings on the Murrumbidgee River :—Mr. Briner asked the Secretary for Public Works,—

- (1.) Is it a fact, that though only a moderate rise has recently occurred in the Murrumbidgee, extensive damage has been done to the cuttings lately opened by him?
- (2.) Is it a fact, as stated in the *Evening News* of 5th instant, that two Government engineers had a number of men employed both day and night in trying to effect repairs to the cuttings?
- (3.) Were those cuttings not constructed for Sir Samuel McCaughey under an agreement, in which he undertook to pay interest on the outlay, and to maintain the works?
- (4.) Has Sir Samuel McCaughey been carrying out his part of the agreement, and is he paying the engineers and men who are now employed on the works?

Mr. Lee answered,—

- (1.) A breach took place in one embankment.
- (2.) Precautions were taken to minimise any damage which would occur.
- (3.) Yes.
- (4.) Sir Samuel McCaughey will be called upon to pay all charges for which he is liable.

(7.) Randwick Racecourse Tram-line—Free Railway and Tram Passes :—Mr. Hollis asked the Colonial Treasurer,—

- (1.) What was the cost of putting the tram-line into the A.J.C. Racecourse at Randwick; also the value of the land that the tram-line goes through?
- (2.) Did the Australian Jockey Club pay anything towards the above?
- (3.) Do the Railway Commissioners deduct any moneys for collecting the fares into the racecourse?
- (4.) Does the Secretary of the A.J.C. still hold a free tram pass and railway pass when visiting Melbourne?
- (5.) Do any of the Commissioners have free passes to the Randwick race meetings?
- (6.) What is the cost of running the race trams, including interest on cost of land and laying down lines, &c.?
- (7.) What are the receipts of each day's takings?

Mr. Carruthers answered,—

- (1.) The cost was £6,206 2s. 10d. The land was part of the Centennial Park and partly racecourse land, and there was no payment for resumption.
- (2.) The Australian Jockey Club were asked to contribute towards the cost, but would not agree, as they considered the tramway a source of profit as well as a public convenience. The construction of the line also entailed an expenditure of over £1,500 on their part.
- (3.) Yes.
- (4.) The Secretary of the A.J.C. has a tramway pass.
- (5.) Complimentary tickets for the meetings are generally forwarded to the Commissioners.
- (6.) The cost of running race trams is not kept separate.
- (7.) The amount received between the 19th August and 4th June last—twenty days meetings—for the fares by special trams was £4,488, and in addition a considerable amount would be taken in the ordinary trams, but the earnings are not kept separate.

(8.) Sunday Observance Act :—Mr. Nielsen asked the Attorney-General and Minister of Justice,—

- (1.) Is it a fact that the Police are preventing people from playing football, cricket, and other games on Sundays in the country districts?
- (2.) Are they acting under instructions from his or from the Police Department?
- (3.) If so, will he enforce the whole of the Sunday observance laws or otherwise repeal those that are not in accord with the desires of the people of this State?

Mr. Hogue answered,—No instructions have been given.

(9.) Regrading of the Public Service :—Mr. Jones asked the Attorney-General and Minister of Justice,—When will the result of the recent regrading of the Public Service by the Public Service Board be published?

Mr. Wade answered,—The Public Service Board have informed me that they have not yet completed the regrading, but are at present actively engaged upon it. There are something like 12,000 persons to be graded, and it is impossible for the Board to complete the work for some little time yet.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

18th July, 1906.

- (10.) The late Mr. Benjamin Koster, Pilot Service, Nambucca Heads :—Mr. Briner asked the Colonial Treasurer,—
- (1.) Was a man named Benjamin Koster (now deceased) employed in the Pilot Service at Nambucca Heads?
 - (2.) How long was Koster in the Public Service?
 - (3.) Did he contribute to the Superannuation Fund; and, if so, for what length of time?
 - (4.) How much did he actually contribute to the fund?
 - (5.) What was the date of Koster's death, and his age at the time?
 - (6.) Was Koster in the Service at the date of his death?
 - (7.) Had he a good record in the Service?
 - (8.) Is it a fact that, had he lived another six years, he would have been entitled to a yearly pension of £52?
 - (9.) Did Koster leave a widow and young and helpless family?
 - (10.) Is it a fact that a sum of £72 has been paid to Mrs. Koster as gratuity, and that the Government regards this sum as the maximum allowed by the Civil Service Act, and refuses to provide for any further sum?
 - (11.) Will he reconsider the matter, and, in view of the fact that Koster paid more than £100 to the fund, place a sum on the Estimates as gratuity to Mrs. Koster and family?

Mr. Carruthers answered,—

- (1.) Yes.
- (2.) Nearly twenty-two years.
- (3.) Yes, for twenty-one years.
- (4.) £112 10s. 10d.
- (5.) On 7th March, 1906, his age was 54 years.
- (6.) Yes.
- (7.) Yes.
- (8.) Mr. Koster, had he lived to the age of 60 years, would have been entitled to retire upon a pension, the amount of which would be determined by his length of service at that time, and the average amount of salary he received for the three years prior to his retirement.
- (9.) Mr. Koster left a widow, and two children, aged 4 and 10 years respectively.
- (10 and 11.) A sum of £72, the maximum gratuity allowed by the Civil Service Act, has been paid to Mrs. Koster, and the Government cannot see its way to place an additional sum on the Estimates for her.

2. PRINTING COMMITTEE :—Mr. Carruthers (*by consent*) moved, without Notice, That the Printing Committee have leave to sit during the sittings of the House.
Question put and passed.

3. PAPERS :—

Mr. Ashton laid upon the Table,—

- (1.) Return of Leases granted under the provisions of section 18 of the Crown Lands Act Amendment Act, 1903.
- (2.) *Gazette* Notices setting forth the mode in which it is proposed to deal with the dedication of certain Lands, under the Crown Lands Act of 1884.
- (3.) Notice of intention to declare that Additional Conditional Purchase No. 04-89, District of Goulburn being portion No. 204, parish of Gurrunda, county of Argyle, applied for by Ellen O'Neill, shall cease to be voidable.
- (4.) Minute respecting the promotion of Mr. J. E. H. Kennedy, First Draftsman, Local Land Board Office, Moree.

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—Regulation under the Water and Drainage Act, 1902.

Referred by Sessional Order to the Printing Committee.

Mr. Hogue laid upon the Table,—

- (1.) By-laws of the Municipal District of Casino, under the Municipalities Act, 1897, the Nuisances Prevention Act, 1897, and the Public Health (Night-soil Removal) Act, 1902.
- (2.) By-laws of the Municipal District of Gunnedah, under the Municipalities Act, 1897, the Public Health Act, 1902, and the Public Health (Night-soil Removal) Act, 1902.
- (3.) Additional By-laws of the Borough of Kempsey, under the Municipalities Act, 1897.
- (4.) By-laws of the Borough of Newcastle, under the Newcastle Paving and Public Vehicles Regulation Act, 1902.
- (5.) By-laws of the Municipal District of Blayney, under the Public Health Act, 1902, the Public Health (Night-soil Removal) Act, 1902, and the Nuisances Prevention Act, 1897.
- (6.) By-laws of the Municipal District of Waratah, under the Municipalities Act, 1897, the Nuisances Prevention Act, 1897, and the Public Health (Night-soil Removal) Act, 1902.

Referred by Sessional Order to the Printing Committee.

4. DISSENT FROM MR. SPEAKER'S RULING—REPORT OF THE ROYAL COMMISSIONER ON THE ADMINISTRATION OF THE LANDS DEPARTMENT :—Mr. Wood moved, pursuant to Notice, That this House dissents from the ruling of Mr. Speaker given on 11th July, 1906, that it is not in order to discuss the Lands Commission Report, or take action on it so far as it relates to the Honorable Member for Blayney and others, while the Honorable Member and others are defending themselves in the Criminal Courts on charges founded on that Report.

Debate ensued.

Question put.

The

18th July, 1906.

The House divided.

Ayes, 25.

Mr. Morton,
Mr. Dacey,
Mr. Thomas,
Mr. Fell,
Mr. Charlton,
Mr. Estell,
Mr. McGowen,
Mr. Daley,
Mr. Meehan,
Mr. Thrower,
Mr. Mahony,
Mr. Miller,
Mr. Ball,
Mr. Arthur Griffith,
Mr. J. H. Young,
Mr. Edon George,
Mr. Robson,
Mr. Reynoldson,
Mr. Perry (*L'pool Plains*),
Mr. McFarlane,
Mr. Wood,
Mr. Walter Anderson,
Mr. Henley.

Tellers,

Mr. Jones,
Mr. Cohen.

Noes, 48.

Mr. Levien,
Mr. Broughton,
Mr. Hogue,
Mr. Donaldson,
Mr. Carruthers,
Mr. Oakes,
Mr. Wade,
Mr. McNeill,
Mr. Nielsen,
Mr. Scobie,
Mr. Ashton,
Mr. Burgess,
Mr. Creswell,
Mr. Moore,
Mr. Nicholson,
Mr. Jessep,
Dr. Arthur,
Mr. Hollis,
Mr. Dick,
Mr. Booth,
Mr. R. J. Anderson,
Mr. Smith,
Mr. Lee,
Colonel Ryrie,
Mr. Law,
Mr. Storey,
Mr. Latimer,

Mr. Kearney,
Mr. Perry (*The Richm'd*),
Mr. Gillies,
Mr. McLaurin,
Mr. O'Sullivan,
Mr. Levy,
Mr. Fleming,
Mr. Fallick,
Mr. W. W. Young,
Mr. Moxham,
Mr. McCoy,
Mr. Collins,
Mr. Fegan,
Mr. Bennett,
Mr. Briner,
Mr. Davidson,
Mr. Hindmarsh,
Mr. W. Millard,
Mr. O'Connor.

Tellers,

Mr. Nobbs,
Mr. Mackenzie.

And so it passed in the negative.

5. **SUSPENSION OF STANDING ORDERS** :—Mr. Carruthers moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill, intituled "A Bill to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1906-1907; and for Services to be hereafter provided for by Loan," through all its stages in one day, and would also preclude the resolutions of the Committees of Supply and of Ways and Means respectively, whereon the Bill is proposed to be founded, being received on the same day on which they were come to by the said Committees respectively.
Question put and passed.
6. **RAILWAY COMMISSIONERS' APPOINTMENT BILL** :—Mr. Carruthers moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to dissolve the present Railway Commission, to provide for the appointment of Commissioners to control the Railways and Tramways, and to amend the Government Railways Act, 1901, and the Government Railways (Commissioner's Salary) Act, 1901, and for other purposes consequent on and incidental thereto.
Question put and passed.
7. **MINING BILL** :—Mr. Moore moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to consolidate and amend the law relating to mining; to give further facilities for the development of mining; to amend the Crown Lands Act of 1884 and Acts amending the same; and for other purposes.
Question put and passed.
8. **RAILWAY COMMISSIONERS' APPOINTMENT BILL** :—The following Message from His Excellency the Governor was delivered by Mr. Carruthers, and read by Mr. Speaker :—
- HARRY H. RAWSON,
Governor.
- Message No. 20.*
- In accordance with the provisions contained in the 46th Section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to dissolve the present Railway Commission, to provide for the appointment of Commissioners to control the Railways and Tramways, and to amend the Government Railways Act, 1901, and the Government Railways (Commissioner's Salary) Act, 1901, and for other purposes consequent on and incidental thereto.
- State Government House,
Sydney, 13th July, 1906.*
- Ordered to be referred to the Committee of the Whole on the Bill.
9. **DOWER ABOLITION BILL** :—Mr. Wade moved, pursuant to Notice, That leave be given to bring in a Bill to abolish dower; to amend the Statute law relating to dower; and for other purposes.
Question put and passed.
10. **STOCK REGISTRATION TRANSFER BILL** :—Mr. Carruthers moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the transfer of Inscribed Stock, Debentures, and Treasury Bills of the New South Wales Government from London registers to Sydney registers; and for other purposes incidental thereto.
Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

18th July, 1906.

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

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

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

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

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

(1.) *Resolved*,—

That there be granted to His Majesty a sum not exceeding £1,714,510 : being £1,173,000 to defray the expenses of the various Departments and Services of the State during the months of August and September or following month of the financial year ending 30th June, 1907, to be expended at the rates which have been sanctioned for the financial year ended 30th June, 1906, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1906-1907; and

£541,510, for the following Services of the year 1906-1907, viz. :—

Secretary for Public Works—Roads, £200,000; Local Government (Shires) Act—Preliminary expenses, £4,600; and

In anticipation of Loan Votes—

Sydney Harbour Trust—Works generally and for the improvement of the Port, £15,000. Railway Commissioners—Rolling stock—to meet additional requirements, £50,000; additions to Railway Lines, Stations, Buildings, and for other purposes, £30,000. Secretary for Public Works—Railways—Manilla to Barraba, £16,000; Bogan Gate to Bulbodney, £12,000; Temora to Borellan, £25,000; Narrabri to Walgett, with branch to Collarendabri, £30,000; Public Buildings—New Police Barracks, Redfern, £5,560; University—Fisher Library, £7,000; Offices for the Inspector-General of Police and Comptroller-General of Prisons, £650; Dormitory and Shelter-shed, Rookwood Asylum, £8,200; Improvements and Buildings at Eckersley, to relieve Liverpool Asylum, £5,000; Harbours and Rivers—Richmond River Improvements £1,000; Newcastle Harbour Breakwaters, £4,000; Newcastle Harbour—Removal of Rocks, £1,000; Port Kembla Improvements, £6,000; Cook's River Improvements, £3,000; Sewerage Construction—Newcastle Sewerage, £10,000; Parramatta Sewerage, £1,000; Stanmore-road Stormwater Channel, £4,000; Country Towns Sewerage and Stormwater Channels, £5,000; Water Supply—Country Towns Water Supply generally, £10,500; Cataract Dam and Improvements Sydney Water Supply, £40,000; Metropolitan Board of Water Supply and Sewerage—Water—Extension of Reticulation Mains, Metropolitan Area, £20,000; Sewerage—Construction and Extension of Sewerage System, Metropolitan and Suburban Areas, including Gravitation and Low Levels, Sewerage Farm, and Relief Sewers, £25,000; Hunter District Board of Water Supply and Sewerage—Water Supply—Extension of Reticulation, Newcastle and Suburbs, £2,000.

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

12. WAYS AND MEANS :—The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means. Mr. Speaker resumed the Chair; and Mr. Latimer, Temporary Chairman, reported progress, and obtained leave to sit again.

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

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

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

(1.) *Resolved*,—That towards making good the Supply granted to His Majesty for the Services of the financial year 1906-1907, the sum of £1,714,510 be granted out of the Consolidated Revenue Fund of New South Wales.

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

13. CONSOLIDATED REVENUE FUND BILL :—

(1.) Ordered, on motion of Mr. Carruthers, That a Bill be brought in, founded on Resolution of Ways and Means (No. 1), to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1906-1907; and for Services to be hereafter provided for by Loan.

(2.) Mr. Carruthers then presented a Bill, intituled "*A Bill to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1906-1907; and for Services to be hereafter provided for by Loan,*"—which was read a first time.

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

14. POSTPONEMENT :—The Order of the Day for the second reading of the Railways (Victorian and Queensland By-laws) Enabling Bill (*Council Bill*) postponed until To-morrow.

15. LOCAL GOVERNMENT EXTENSION BILL :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Carruthers, "That the Local Government Extension Bill, which was introduced in the Assembly during last Session, but was interrupted before its completion by the close of the Session, be now re-introduced at the stage it had reached at the time of such interruption."

And the Question being again proposed,—

And the Debate not being resumed.

Question put and passed.

Ordered, That the Bill be recommitted on Wednesday next.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 12.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 19 JULY, 1906.

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

QUESTIONS :—

- (1.) Amendment of the Fisheries Act:—Mr. Briner asked the Colonial Secretary,—Will he endeavour to have an Amending Fisheries Bill passed into law during the present Session?
Mr. Lee answered,—A Bill is now in course of preparation, and will be introduced as soon as practicable.
- (2.) Width of Tires:—Mr. Briner asked the Secretary for Public Works,—Will he ask the House to pass a Measure, during the present Session, dealing with the width of tires?
Mr. Lee answered,—I have a Bill ready to introduce when an opportunity offers.
- (3.) Appointments to the Intelligence Department:—Mr. Briner asked the Colonial Treasurer,—
- (1.) Is it a fact that a Mr. William Wycliff Clarke (an ex-Mayor of Marrickville) has been appointed to a position in the Tourist Bureau Branch of the Intelligence Department?
 - (2.) If so, on what date and at what salary?
 - (3.) Upon whose recommendation was such appointment made?
 - (4.) How many appointments from outside the Public Service have been made to the Intelligence Department and Tourist Bureau?
 - (5.) The total salaries annually paid in connection with these Departments?
- Mr. Carruthers answered,—
- (1.) No; but I understand that this gentleman has been appointed secretary to the Tourists' Association, which receives no financial aid from the Government.
 - (2 and 3.) Answered by No. 1.
 - (4.) Mr. Percy Hunter was appointed from outside the Service as Assistant Director of the Intelligence Department, and Mr. C. D. Paterson was transferred from the Railway Department. Three temporary typists are also employed.
 - (5.) Permanent Staff, £1,649 per annum; Temporary Staff, £195 per annum.
- (4.) Grafton-Casino Railway:—Mr. McFarlane asked the Secretary for Public Works,—With reference to his reply to Mr. McFarlane's Question No. 2, on the 12th July, in which he stated that the Railway Commissioners' estimate of revenue for the Grafton-Casino Railway was £4,844 per annum; the earnings for the first six months, ending 31st May last, amounted to £4,130; and the expenditure and interest to £7,821; loss on the six months' working, £3,691,—will he state what was the Railway Commissioners' estimated loss when the proposal was being investigated by the Public Works Committee?
Mr. Lee answered,—When the Railway Commissioners furnished their report on this line, on the 19th December, 1889, their figures as to annual cost, &c., were based upon an estimated capital cost of construction, prepared by Mr. Deane, of £501,375, and the estimated loss on that sum was £16,585; but as the Parliamentary Standing Committee resolved that the cost of construction should not exceed £4,000 per mile, or £257,000, and Parliament authorised the construction of the line on this basis, the Commissioners state that any comparison now would be misleading. They, however, inform me that the traffic exceeds their estimate.
- (5.) Dredging of the Clarence, Richmond, and Tweed Rivers:—Mr. McFarlane asked the Secretary for Public Works,—
- (1.) In view of the report of the Board of Engineers who visited the Clarence about a year ago for the purpose of inquiring into the best method of improving the entrance to the Clarence, is he aware that the Board recommended that the "Antleon," or a dredge of a similar character, be set apart to improve the entrances to the Clarence, Richmond, and Tweed Rivers?
 - (2.) Has he adopted the Board's recommendation by discontinuing the harbour works; if so, will he give effect to the Board's recommendation, respecting the dredge "Antleon"?

(3.)

19th July, 1906.

- (3.) Is he aware that there has been a large increase in the shipping trade during the past few years between the Clarence and New Zealand ports?
- (4.) Will he take steps to facilitate this growing trade, and assist the timber industry by dredging the Clarence entrance and also the river channel to a greater depth, so that shipping of a large class can trade to and from the port?
- Mr. Lee answered,—
- (1.) Yes.
- (2.) It is not proposed to extend the breakwaters, as a sufficient depth of water in the entrance for the present requirements of navigation can be maintained by dredging at less cost.
- (3.) I understand the trade has increased.
- (4.) With two bar dredges ("Antleon" and "Tethys") now in commission, it will be possible to maintain a greater depth on the Clarence bar than when the "Antleon" only was available. The river channel will also be improved as funds admit.
- (6.) Stroud Shire Ridings :—Mr. J. H. Young asked the Secretary for Public Works,—
- (1.) With reference to Question No. 1 answered by him on Wednesday, 11th July, will he say on what data the Stroud Shire was divided into Ridings, if neither the area, the population, nor the Land Tax assessment, for each Riding was available?
- (2.) On whose recommendation were these Ridings determined on?
- Mr. Lee answered,—
- (1.) In the case of the Stroud Shire, on the data of land tax values as at 20th May, 1904, supplied in January, 1905, by the Taxation Department to the Local Government Areas Commissioners and used as a basis for the Shire, I am informed that, in view of the doubts which have been raised, a rigid re-examination of all the figures used as a basis for this Shire will be made at once by the Taxation Department. If found necessary, the division into Ridings will be amended at the earliest moment possible under the law, that is, immediately after the election of the permanent Council.
- (2.) On the recommendation of the Advisory Board on the basis of the information supplied to the Local Government Areas Commissioners.
- (7.) Horse-racing—The Totalisator :—Mr. Estell, for Mr. Daley, asked the Colonial Secretary,—Will he consider the advisability of introducing a Bill this Session to regulate horse-racing, and endeavour to introduce and legalise the Totalisator?
- Mr. Carruthers answered,—The question of regulating horse-racing and limiting the number of race meetings is being dealt with in a Bill now undergoing revision by the Government.
- (8.) Proposed Railway to Hillston :—Mr. Kelly asked the Secretary for Public Works,—
- (1.) Will he again submit to the Public Works Committee the proposal of constructing a line of railway to Hillston?
- (2.) Is he aware of the fact that the progress of the district is retarded, and closer settlement therein made impossible, through the absence of railway communication?
- Mr. Lee answered,—This matter will be considered in connection with railway extensions.
- (9.) Dredging of the Richmond and other Coastal Rivers :—Mr. Perry (*The Richmond*) asked the Secretary for Public Works,—
- (1.) Is he aware that serious obstructions to navigation exist on the Richmond and other coastal rivers?
- (2.) Are there a number of dredges now available but out of commission?
- (3.) Will he, without delay, appoint crews to these dredges, and send them in order to remove the obstructions which are reported to be a source of danger and loss to the farmers and steamboat proprietors working and trading on the Richmond River and its tributaries?
- Mr. Lee answered,—
- (1.) It is recognised that the Richmond and some other coastal rivers require improving.
- (2.) Yes.
- (3.) The dredge "Alesus" has recently been sent to the Richmond River, and is now preparing for work there.
- (10.) Pagan Creek Bore :—Mr. Collins asked the Secretary for Public Works,—
- (1.) What is the cause of delay in gazetting a trust proposal in connection with the Pagan Creek Bore?
- (2.) Is he aware that the drought is still in evidence in that district, and that no provision has been made for water by the settlers, anticipating the carrying out of this scheme?
- (3.) Can he say definitely if it his intention to go on with this scheme, and when?
- Mr. Lee answered,—
- (1.) The small area and the consequent high rate per acre required to meet the charges stipulated by the Water and Drainage Act.
- (2.) I am informed that unfortunately dry conditions prevail, but am not aware of the settlers having made no provision for water.
- (3.) Not until all replies have been received from settlers, when a decision will be come to.
- (11.) Improvement Leases on Wingadee, Warren Downs, and Quabothoo Holdings :—Mr. Collins asked the Secretary for Lands,—
- (1.) Who are the present holders of the following Improvement Leases :—Nos. 1,279 and 1,280 on Wingadee Holding, originally acquired by Michael Francis Hayes; No. 1,226 on Warren Downs Holding, originally acquired by Patrick Rae; and Nos. 1,227 and 1,228 on Quabothoo Holding, also originally acquired by Patrick Rae?
- (2.) What action, if any, is being taken by the Government in connection with these leases?
- Mr. Ashton answered,—
- (1.) All the leases named stand in the registers of the Department in the name of Mary Willis, as transferee by way of mortgage from Michael Francis Hayes.
- (2.) I cannot see my way to answer this Question at the present time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

19th July, 1906.

(12.) Habitual Drunkards :—Mr. Fegan asked the Attorney-General and Minister of Justice,—In view of the reports in the Press of remarks from time to time made by the Stipendiary Magistrates upon the embarrassment to the Courts at which they officiate, caused by the repeated arraignment of chronic drunkards who have been frequently previously convicted, will he please obtain reports from these officers as to the evils consequent on such repeated convictions, and ask them for such suggestions as they are in a position to make for the lessening of these evils, and for the more effective control of victims of drink who are brought before them ?

Mr. Wade answered,—The Honorable Member's attention is invited to the answer given by me to a Question on this subject, which was asked by the Honorable Member for Raleigh last Thursday. I have since referred to the Stipendiary Magistrates for any suggestions they may be able to make.

(13.) Places of Public Entertainments :—Mr. Booth, for Mr. Broughton, asked the Colonial Secretary,—
(1.) How many places within the corporate boundaries of the City of Sydney have been licensed under section 3 of the Public Entertainments Act of 1897, in which stage plays, tumbling, horsemanship, or other performances of the stage have been authorised to be acted or performed, to which a charge can be made for admission ; what are the names of such places, and where are they situated ?

(2.) How many of the places to which Theatrical Licenses have been issued conform to the Regulations issued under the advice of the Executive Council, and published in the Supplementary Government Gazette, numbered 360, and published on 25th June, 1887, under the heading—Rules for issue of Theatrical Licenses ; what are the names and location of such places which conform to these conditions ?

(3.) Are theatrical performances being conducted, or have stage plays been conducted recently in a building or buildings, which have been condemned by Government and Municipal Officers as dangerous to the life and limb of the public congregated in such places ; have any such buildings been closed up as unsafe, and then reopened, without the necessary alterations having been made for the public safety, as demanded by such officers ; what are the names and localities of such buildings ?

(4.) Have any permits been issued from the Colonial Secretary's Office to any person or persons authorising them to perform stage plays in unlicensed buildings within the corporate boundaries of the City of Sydney ; if so, under what authority ?

(5.) Has any information been laid under section 7 of the Public Entertainments Act against persons conducting disorderly houses within the corporate boundaries of the City of Sydney ; have the police taken action against the conductors of such houses ?

Mr. Hogue answered,—This information will be given if ordered by the House in the form of a return.

(14.) Smoke Nuisance Abatement Bill :—Mr. Booth, for Mr. Broughton, asked the Colonial Treasurer,—Will the Government, at an early date, reintroduce the Smoke Nuisance Abatement Bill ?

Mr. Carruthers answered,—Yes.

(15.) Eye-sight and Hearing Tests in the Government Railway Service :—Mr. Arthur Griffith asked the Colonial Treasurer,—In connection with the modification of the eye-sight and hearing tests announced by the Railway Commissioners,—

(1.) Is it proposed to dispense with the reading of the card ?

(2.) If not, is there to be any alteration in the standard ?

(3.) Is there to be any modification in the lantern test ?

(4.) If not, what is the purpose of retaining the blue light when no such light is in use in the Service ?

(5.) Will it be still necessary for the $\frac{1}{4}$ -inch glasses to be named with each eye separately similarly to the $\frac{1}{2}$ -inch glasses, or will it be sufficient to name the $\frac{1}{4}$ -inch glass with both eyes open ?

(6.) What is the contemplated modification in the wool test ?

(7.) Will the matching of different shades of the same colour still be required, or will only the colours corresponding with the flags and lights of the Service be used ?

(8.) If not, why are colours not used in the Service considered necessary ?

(9.) Of what is the amended hearing test to consist ?

(10.) Concerning the proposed practical tests, of what will the day test consist ?

(11.) Will there be a night test with lamps ?

(12.) What will be the distances at which the various examinations will be conducted ?

(13.) Will all employees who may fail or who have failed in the theoretical tests be given an appeal to the practical tests ?

(14.) If not, what will be the standard, the failure to reach which will condemn the examinee in the theoretical test and give him an appeal to the practical test ?

(15.) Will the employees be permitted a representative on the practical Eye-test Board ?

Mr. Carruthers answered,—I will be glad to refer the detail matters of railway management to which the Honorable Member refers to the Railway Commissioners, and ask them to make a general statement as soon as possible.

2. PAPERS :—

Mr. Carruthers laid upon the Table,—

(1.) Return to an Order, made on the 11th July, 1906,—“ Railway Spike Contract.”

(2.) Notification of appropriation of land, under the Public Works Act, 1900, for extension of Railway Station-yard at Geurie.

(3.) Report of the Proceedings of the Pharmacy Board during the year 1905.

(4.) Statement respecting Pension Payments, &c., required by section 48 of the Old-age Pensions Act, 1900.

Referred by Sessional Order to the Printing Committee.

Mr. Hogue laid upon the Table,—By-laws of the Boroughs of Auburn, Balmain, and Newcastle.

Referred by Sessional Order to the Printing Committee.

19th July, 1906.

3. **MEDICAL PRACTITIONERS ACT FURTHER AMENDMENT BILL (Formal Motion):**—Dr. Arthur moved, pursuant to Notice, That leave be given to bring in a Bill to further regulate the practice of medicine and surgery, and to amend the Medical Practitioners Act, 1898, and to provide for other matters connected therewith.
Question put and passed.

4. **PARLIAMENTARY ELECTIONS BILL:**—The following Message from His Excellency the Governor was delivered by Mr. Hogue, and read by Mr. Speaker:—

HARRY H. RAWSON,
Governor.

Message No. 21.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Parliamentary Electorates and Elections Act, 1902, and the Constitution Act, 1902; to repeal the Parliamentary Elections (Amendment) Act, 1903; and for other purposes.

State Government House,
Sydney, 9th July, 1906.

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

5. **ADDITIONAL STANDING ORDER:**—Mr. Carruthers moved, pursuant to Notice, That this House agrees to and adopts the following Standing Order, and authorises Mr. Speaker to present such Standing Order to His Excellency the Governor for approval:—“Whenever it shall have been ruled or decided (whether before or after the approval of this Standing Order) that the House may not proceed on a matter which has been initiated in the House affecting the alleged misconduct of a Member, because thereby the said Member may be prejudiced in a criminal trial then pending on charges founded on such misconduct, the House may suspend such Member from the service of the House until the verdict of the jury has been returned, or until it is further ordered.”

Point of Order:—Mr. Dacey submitted that this Motion was out of order as being in direct conflict with the Constitution Act, and further that the House had no power by Standing Order to create a disability unknown to law, to disfranchise an elector, or punish a Member not proved to be guilty of an offence.

Debate ensued.

Mr. Speaker said the Point of Order raised a legal question which he did not propose to discuss. It was within the province of the House to pass any Standing Order it chose, which would, however, have no effect until approved by the Governor. He ruled the Motion in order.

Debate ensued.

Question put and passed.

6. **PRINTING COMMITTEE:**—Mr. McFarlane, as Chairman, brought up the Second Report from the Printing Committee.
7. **REPORT OF THE ROYAL COMMISSIONER ON THE ADMINISTRATION OF THE LANDS DEPARTMENT:**—Mr. Carruthers moved, pursuant to Standing Order No. 121, That the Order of the Day for the further consideration of so much of the Report of the Royal Commissioner on the administration of the Lands Department as contains findings of misconduct against William Patrick Crick, Esquire, now sitting as Member of the Legislative Assembly for the Electoral District of Blayney, which lapsed on Wednesday, 11th July, be restored to the Paper, and the House proceed with its consideration at a later period of the Day.
Question put and passed.
8. **CONSOLIDATED REVENUE FUND BILL:**—The Order of the Day having been read,—Mr. Carruthers moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and Mr. Latimer, Temporary Chairman reported the Bill without amendment.
On motion of Mr. Carruthers, the report was adopted.
Ordered, That the Bill be now read a third time.
Bill read a third time, and, on motion of Mr. Carruthers, passed.
Mr. Carruthers then moved, That the Title of the Bill be “An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1906–1907; and for Services to be hereafter provided for by Loan.”
Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled “An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1906–1907; and for Services to be hereafter provided for by Loan,”—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 19th July, 1906.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

19th July, 1906.

9. **ADDITIONAL STANDING ORDER** :—Mr. Speaker announced to the House that the Additional Standing Order adopted by the House this day had been presented to the Governor, and His Excellency had been pleased to approve of the same.
10. **REPORT OF THE ROYAL COMMISSIONER ON THE ADMINISTRATION OF THE LANDS DEPARTMENT** :—The Order of the Day having been read for the further consideration of so much of the Report of the Royal Commissioner on the administration of the Lands Department as contains findings of misconduct against William Patrick Crick, Esquire, now sitting as Member of the Legislative Assembly for the Electoral District of Blayney,—
Mr. Carruthers moved, That the Honorable Member for Blayney, Mr. Crick, be suspended from the service of the House until the verdict of the jury has been returned in the criminal trial now pending, or until it is further ordered.
Mr. O'Connor moved, That the Debate be now adjourned.
Question put and passed.
Ordered, That the Debate be adjourned until Tuesday next, and (*with the unanimous concurrence of the House*) take precedence of all other business.
11. **RAILWAYS (VICTORIAN AND QUEENSLAND BY-LAWS) ENABLING BILL** :—The Order of the Day having been read,—Mr. Carruthers 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. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and Mr. Latimer, Temporary Chairman, reported the Bill with an amendment.
On motion of Mr. Carruthers, the report was adopted.
Ordered, That the Bill be read a third time on Tuesday next.
12. **POSTPONEMENT** :—The Order of the Day for the consideration in Committee of the Whole of the expediency of bringing in a Bill to dissolve the present Railway Commission, to provide for the appointment of Commissioners to control the Railways and Tramways, and to amend the Government Railways Act, 1901, and the Government Railways (Commissioner's Salary) Act, 1901, and for other purposes consequent on and incidental thereto;—postponed until Wednesday next.
13. **MINING BILL** :—The Order of the Day having been read,—on motion of Mr. Moore, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider the expediency of bringing in a Bill to consolidate and amend the law relating to mining; to give further facilities for the development of mining; to amend the Crown Lands Act of 1884 and Acts amending the same; and for other purposes.
Mr. Speaker resumed the Chair; and Mr. Latimer, Temporary Chairman, reported that the Committee had come to a resolution.
Ordered, on motion of the Temporary Chairman, That the report be *now* received.
The Temporary Chairman then reported the resolution, which was read a first time, as follows :—
Resolved,—That it is expedient to bring in a Bill to consolidate and amend the law relating to mining; to give further facilities for the development of mining; to amend the Crown Lands Act of 1884 and Acts amending the same; and for other purposes.
On motion of Mr. Moore, the resolution was read a second time, and agreed to.
14. **STOCK REGISTRATION TRANSFER BILL** :—
(1.) The Order of the Day having been read,—on motion of Mr. Ashton, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the transfer of Inscribed Stock, Debentures, and Treasury Bills of the New South Wales Government from London registers to Sydney registers; and for other purposes incidental thereto.
Mr. Speaker resumed the Chair; and Mr. Latimer, Temporary Chairman, reported that the Committee had come to a resolution.
Ordered, on motion of the Temporary Chairman, That the report be *now* received.
The Temporary Chairman then reported the resolution, which was read a first time, as follows :—
Resolved,—That it is expedient to bring in a Bill to provide for the transfer of Inscribed Stock, Debentures, and Treasury Bills of the New South Wales Government from London registers to Sydney registers; and for other purposes incidental thereto.
On motion of Mr. Ashton, the resolution was read a second time, and agreed to.
(2.) Mr. Ashton then presented a Bill, intituled "*A Bill to provide for the transfer of Inscribed Stock, Debentures, and Treasury Bills of the New South Wales Government from London registers to Sydney registers; and for other purposes incidental thereto*,"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday next.

The House adjourned, at four minutes before Eleven o'clock, until Tuesday next, at Four o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 13.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 24 JULY, 1906.

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

QUESTIONS :—

- (1.) Printing of Public School Books :—Mr. Jones asked the Minister of Public Instruction,—
- (1.) What steps, if any, have been taken to have School Books printed at the Government Printing Office, Sydney?
 - (2.) If there is any proposal to have such books printed outside the State, will he give the House an opportunity of expressing an opinion thereon before any contract is signed?

Mr. O'Connor answered,—The School Readers published by Messrs. Brooks & Co. are still being used, and there is no proposal at present to have School Books printed outside the State. When the question of new readers is being determined due consideration will be given as to where they should be printed.

- (2.) *Agricultural Gazette* :—Mr. Briner asked the Secretary for Mines,—Will he provide that in country districts Progress Associations may be supplied with at least one copy each of the *Agricultural Gazette* free of cost upon application?

Mr. Moore answered,—Any applications from Progress Associations to be supplied with the *Agricultural Gazette* will be considered on their merits.

- (3.) Installation of Electric Clocks, New Railway Station :—Mr. Perry (*The Richmond*) asked the Colonial Treasurer,—

(1.) Will he ascertain the number of master clocks and the number and sizes of dials which will eventually be required for the scheme outlined by the Electrical Engineer in connection with the electric clocks for the new station, and the average cost per dial for the full equipment?

(2.) Is he aware that the British company holds a list of over 600 stations equipped?

(3.) Is it a fact that the British system has already been installed on three of the State railways in the Commonwealth, and recommended for adoption on another?

(4.) Is it a fact that the British company were not invited to supply estimates for the full equipment, and that the German company were given a preference in this respect; if so, will the Commissioners obtain an estimate from the British company?

(5.) Is he aware that the figures given by the Electrical Engineer in reply to Question No. 10, laid upon the Table of this House on 10th July, are incorrect, and that the owners of the largest plant in Sydney deny having given any official statement regarding the upkeep of the British system to the Department, as indicated by Mr. Brain in his reply,—is it not a fact that the maintenance expenses average about 3d. per dial per year?

(6.) Is it a fact that there is no limit to the number of subsidiary dials that can be added to the British controller, and the number of dials which can be added to a German master clock is limited?

24th July, 1906.

Mr. Carruthers answered,—

- (1.) I am informed that no detail scheme has been fully matured.
- (2.) The Commissioners are not aware.
- (3.) The Commissioners understand that some of the British Company's clocks have been supplied for two of the Queensland railway stations, and that an order was expected for Flinders-street, Melbourne.
- (4.) The British Company have not been asked for an estimate for a full equipment. In the year 1901, the German Company brought under the Commissioners' notice the fact of their having furnished a number of large equipments for railways. The Commissioners then inquired the cost of equipping the suburban area with the same system with 206 dials, which was furnished at once, and is the only estimate for the full equipment which has been received from the German Company. It was then decided to allow the matter to stand over, but to obtain prices from the English manufacturers before placing the order for the full equipment; this course will be followed. It is not, however, intended to do anything in the matter at present.
- (5.) The Commissioners are not aware that the figures of the Electrical Engineer are incorrect.
- (6.) It is considered that, for satisfactory operation, the number of dials per controller is limited in the case both of the German and British systems.

(4.) Establishment of Leather Chemistry and Bootmaking Schools:—Mr. R. J. Anderson asked the Minister of Public Instruction,—

- (1.) Is it a fact that Mr. G. H. Knibbs strongly recommended the establishment of a school of leather chemistry, as well as a school of bootmaking, thus following the lines laid down by such advancing countries as England, Germany, and America?
- (2.) Is he aware that this branch of chemical science cannot be advantageously studied in a general laboratory but requires special provision being made for it?
- (3.) Was it not a recommendation of Mr. G. H. Knibbs that small laboratories should be established at Botany and Willoughby, in order to provide those residing in those centres of the tanning industry the opportunity of readily obtaining this necessary special instruction?
- (4.) Will he take the necessary steps promptly to provide these laboratories in the interests of one of our most important staple industries?

Mr. Hogue answered,—

- (1.) Yes.
- (2.) Yes.
- (3.) Yes.
- (4.) This matter will receive consideration when the further recommendation I am expecting on the subject is furnished.

(5.) Hours of Work in Mines:—Mr. John Hurley asked the Secretary for Mines,—

- (1.) Has he received the report from his officers in respect to his promise to a deputation that waited on him on the 17th April last, asking that it be made illegal to work a mine for twenty-four hours at a time on the full three shifts of eight hours each?
- (2.) If such report has been received, will he explain the decision arrived at?

Mr. Moore answered,—

- (1.) Yes, and I will lay a copy of the report upon the Table of this House, probably, to-morrow.
- (2.) I hope to be able in the course of a few days to announce the decision arrived at.

(6.) Case of *Nevell v. Howse*:—Mr. John Hurley asked the Attorney-General and Minister of Justice,—

- (1.) Was a case tried in the Supreme Court on the 11th and 12th December, 1905, *Nevell*, plaintiff, *Howse*, defendant?
- (2.) Did the jury bring in a verdict for £50 against Dr. Howse on the ground that he negligently treated the plaintiff, and thereby caused her a permanent injury for life—and this, in face of the fact that Judge Pring, who tried the case, summed up in favour of the defendant?
- (3.) Did Dr. Howse appeal, and did Judge Pring sit on the bench at the granting of such appeal, and did he also sit on the bench of the Full Court for hearing the appeal?
- (4.) If so, is it allowable for Judges, whose cases are appealed against, to sit during the appeal?
- (5.) Is it true that the High Court refuses to grant permission to the plaintiff to have the case tried in such Court; and if so, upon what grounds?

Mr. Wade answered,—

- (1.) Yes.
- (2.) This Question has been framed upon an erroneous statement of the case. Mr. Justice Pring put two questions before the jury which, with the answers thereto, were as follows:—
 (1.) Q. Was the hospital under the control or management of the defendant? A. No. But we are of opinion that the defendant unintentionally allowed the plaintiff to remain under that impression.
 (2.) Q. Was Nurse Brown the servant of the defendant? A. No. The jury are of opinion that no reflection is cast upon Dr. Howse's reputation professionally or otherwise.

The finding of a verdict for damages against Dr. Howse was obviously inconsistent with the finding that no reflection was cast upon his reputation.

(3.) Yes. The only ground in the *Rule Nisi* for a new trial was that the verdict of the jury was against evidence, and as there was no objection taken to any of the rulings which Mr. Justice Pring had given during the hearing of the case he was entitled to sit.

(4.) The appeal in this case was not an appeal against a decision or ruling of the Judge.

(5.) The High Court refused to allow plaintiff special leave to appeal holding that there was no important point of law involved.

(7.)

24th July, 1906.

- (7.) Debentures issued under the Companies Act:—Mr. Oakes asked the Attorney-General and Minister of Justice,—
- (1.) Is it a fact that under the Companies Act a company may issue a series of debentures without having to make the same in any way public?
 - (2.) If so, will he consider whether it is not possible for an apparently sound company to become heavily involved, and when in liquidation whether all outstanding debentures would have to be met before ordinary creditors would be paid?
 - (3.) Will he amend the Companies Act, so as to make it compulsory on all companies to register or keep a record open to the public of all debentures issued in order that the trading community may be protected against cases of imposition?
- Mr. Wade answered,—
- (1 and 2.) An answer to these Questions involves information in the nature of a legal opinion which it is not usual to give.
 - (3.) The matter will be considered.
- (8.) Electric Cable System :—Mr. Oakes asked the Colonial Treasurer,—
- (1.) Is the power generated in connection with our electric tram system sufficient for all the purposes required?
 - (2.) What length of extensions to our present system can be run without adding to the present generating plant?
- Mr. Carruthers answered,—
- (1.) I am informed the power is sufficient for present requirements.
 - (2.) In view of the growth of traffic on the existing lines, the Commissioners do not consider that it would be wise to now add any extensions to the present mileage that would involve any considerable additional traffic unless additional plant were installed.
- (9.) Installation of Electric Clocks on Central and Suburban Stations :—Mr. Oakes asked the Colonial Treasurer,—
- (1.) Is it a fact that the whole of the key-wound clocks at present in use on the Central and Suburban Stations can be converted to the electric system at very little expense and without removal?
 - (2.) Is it a fact that the representative of the British company offered in writing to convert the present clocks in use to the electric system?
 - (3.) As the difference in the initial cost between the German and British system is so great, and grave doubts exist regarding their relative merits, will he ascertain if the Commissioners will obtain a small installation of each type as a test before adopting any comprehensive system of synchronised electric clocks on the Central and Suburban Stations?
- Mr. Carruthers answered,—
- (1.) I am informed that the Electrical Engineer is of opinion that the whole key-wound clocks at present in use on the Central and Suburban Stations could not be satisfactorily converted to the electric system at very little expense, and if the change were made it would not be advisable to carry out the work without the removal of the clocks.
 - (2.) Yes; it is understood that the representative of the British Company is willing to equip the present clocks with mechanism made by his firm at the expense of the Department.
 - (3.) The Electrical Engineer has no doubt as to the relative merits of the two systems. It is not considered that a trial of small installations would be a satisfactory test.
- (10.) Admission of Managing Clerks to practise as Solicitors :—Mr. Arthur Griffith asked the Attorney-General and Minister of Justice,—
- (1.) Is there a rule of the Supreme Court in operation permitting solicitors' managing clerks of ten years' service and of good character being admitted as solicitors on obtaining from the Incorporated Law Institute of New South Wales a certificate of character and on passing the prescribed examinations?
 - (2.) Is he aware that a petition from the Law Institute and a number of practising solicitors has been prepared, and is about to be presented to the Judges of the Supreme Court, praying for the abrogation of this rule?
 - (3.) Was this rule promulgated by the Judges of the Supreme Court after due consideration and careful inquiry, and has anything arisen since it came into operation which would justify the Judges in withdrawing this privilege?
 - (4.) How many applications for certificates of character under this rule have been received by the Law Institute, and what number of such applications have been refused?
 - (5.) Is it a fact that the Council of the Institute have refused such applications without assigning any reason whatever?
 - (6.) Is he aware that two members of the Council have openly expressed their intention of preventing any managing clerk from being admitted to practise as a solicitor?
 - (7.) Have the characters of several gentlemen who have been admitted as solicitors under this rule been attacked, will he state if any of them have been before the Courts for misconduct, or been reported to the Law Institute?
- Mr. Wade answered,—
- (1.) Yes.
 - (2.) I have no official knowledge of the matter, but I have been informed that such is the case.
 - (3.) This is entirely a matter for the Judges.
 - (4, 5, 6, and 7.) As the Law Institute is not a Government Institution, and not in any way under Government control, I regret that I am not in a position to furnish the Honorable Member with replies to these Questions.

24th July, 1906.

(11.) Removal of Shell Grit from Bate Bay :—Mr. Downes asked the Secretary for Lands,—
(1.) Does the special lease granted to Mr. E. Blake for shell grit at Bate Bay, give him the monopoly of the right to take grit from that bay?

(2.) If not, will he see that others licensed to get grit from the bay be given access to the foreshores?

Mr. Ashton answered,—Yes, so far as the area comprised in his special lease is concerned. The following special condition is attached to the lease, "The public shall have the right of passing along and fishing from the foreshores." It is open to other persons to make similar applications for available areas in the locality.

(12.) Dover Point Ferry :—Mr. Downes asked the Secretary for Public Works,—

(1.) What was the revenue derived from the Dover Point Ferry for last year?

(2.) What was the expenditure in connection with the service?

(3.) What was the loss, if any, and how was it arrived at?

Mr. Lee answered,—

(1.) £862 16s. 4d.

(2.) £975 18s.

(3.) Loss by excess of expenditure over revenue, £113 1s. 8d.; loss by interest of first cost at 4 per cent., £118 13s. 3d.; loss by depreciation on life of twenty years, £148 6s. 6d.; total loss, £380 1s. 5d.

2. PAPERS :—

Mr. Moore laid upon the Table,—Proclamation declaring Pitch-blende, Monazite, Cobalt Ores, and Nickel Ores to be Minerals within the meaning of the Mining on Private Lands (Amendment) Act, 1902.

Referred by Sessional Order to the Printing Committee.

Mr. Carruthers laid upon the Table,—

(1.) Report by the Railway Commissioners, with explanatory Statement, in regard to the price of coal in the Newcastle District.

(2.) Regulations framed by the Railway Commissioners regarding Vision—Colour, Sense, and Hearing for persons entering the Railway Service.

(3.) Report of the Railway Commissioners on Railways and Tramways for quarter ended 30th June, 1906.

(4.) Regulation under the Centenary Celebration Act, 1887.

Referred by Sessional Order to the Printing Committee.

3. MINING BILL :—Mr. Moore, pursuant to leave granted on the 19th July, 1906, presented a Bill, intituled "*A Bill to consolidate and amend the law relating to mining; to give further facilities for the development of mining; to amend the Crown Lands Act of 1884 and Acts amending the same; and for other purposes*,"—which was read a first time.

Ordered to be printed, and read a second time on Wednesday, 1st August.

4. POSTPONEMENTS :—The following Orders of the Day were postponed :—

(1.) Borough of Balmain Electric Lighting Bill; second reading [*Mr. Law*];—until Tuesday next.

(2.) Grain Bags Regulation Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to regulate the weight of grain and bagged stuffs carried or handled by lumpers and labourers [*Mr. Daley*];—until Tuesday, 14th August.

5. FRIENDLY SOCIETIES (AMENDMENT) BILL :—The following Message from His Excellency the Governor was delivered by Mr. Hogue, and read by Mr. Speaker :—

HARRY H. RAWSON,
Governor.

Message No. 22.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Friendly Societies Act, 1899, the Friendly Societies (Amendment) Act, 1900, and the Friendly Societies (Further Amendment) Act, 1901; to repeal the Friendly Societies (Amending) Act, 1903; and for other purposes.

State Government House,
Sydney, 9th July, 1906.

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

6. COMMITTEE OF ELECTIONS AND QUALIFICATIONS :—John Rowland Dacey, Esquire, Daniel Levy, Esquire, Mark Fairles Morton, Esquire, Charles William Oakes, Esquire, The Honorable James Henry Young, and Matthew Charlton, junior, Esquire, came to the Table, and were sworn by the Clerk as Members of the Committee of Elections and Qualifications.

7. REPORT OF THE ROYAL COMMISSIONER ON THE ADMINISTRATION OF THE LANDS DEPARTMENT :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Carruthers, That the Honorable Member for Blayney, Mr. Crick, be suspended from the service of the House until the verdict of the jury has been returned in the criminal trial now pending, or until it is further ordered,—

Mr. Carruthers continued his speech, and moved, That the Honorable Member for Blayney, Mr. Crick, be suspended from the service of the House until the "verdict of the jury has been returned in the criminal trial now pending," or until it is further ordered.
Debate ensued.

Mr.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

24th July, 1906.

Mr. Fegan moved, That the Question be amended by leaving out the words "verdict of the jury" "has been returned in the criminal trial now pending," and inserting the words "criminal proceedings now pending be concluded,"—instead thereof.

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

Debate continued.

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

Original Question put.

The House divided.

Ayes, 53.

Mr. Lee,	Mr. Charlton,
Mr. Ashton,	Mr. Mahony,
Mr. Carruthers,	Mr. Storey,
Mr. Wade,	Mr. McCoy,
Mr. Moore,	Mr. Kearney,
Mr. Dick,	Mr. Robson,
Mr. Jones,	Mr. Thomas,
Mr. Fallick,	Mr. Davidson,
Mr. McGowen,	Mr. Creswell,
Mr. Ball,	Colonel Rylie,
Mr. Booth,	Mr. Estell,
Mr. Broughton,	Mr. Hollis,
Mr. Levy,	Mr. Gardiner,
Mr. J. H. Young,	Mr. McFarlane,
Mr. Brinsley Hall,	Mr. Moxham,
Mr. Meehan,	Dr. Arthur,
Mr. Thrower,	Mr. R. J. Anderson,
Mr. Oakes,	Mr. Downes,
Mr. Latimer,	Mr. Law,

Mr. Jessep,
Mr. Nobbs,
Mr. Cann,
Mr. McGarry,
Mr. Perry (<i>L'pool Plains</i>),
Mr. Henley,
Mr. Morton,
Mr. Hindmarsh,
Mr. Collins,
Mr. O'Connor,
Mr. Fell,
Mr. Walter Anderson,
Mr. W. Millard.

Tellers,

Mr. Cohen,
Mr. Arthur Griffith.

Noes, 10.

Mr. Levien,
Mr. Fegan,
Mr. W. W. Young,
Mr. O'Sullivan,
Mr. McLaurin,
Mr. Gillies,
Mr. Perry (<i>The Richm'd</i>),
Mr. Crick.

Tellers,

Mr. Scobie,
Mr. Briner.

And so it was resolved in the affirmative.

Mr. Speaker directed the attention of the Honorable Member for Blayney, Mr. Crick, to the Resolution just passed,—

And the Honorable Member refusing to withdraw, the Serjeant-at-Arms, by direction of Mr. Speaker, removed the Honorable Member from the Chamber.

8. ELECTORAL DISTRICT OF SURRY HILLS :—

(1.) *Issue and Return of Writ* :—Mr. Speaker informed the House that, upon the passing of the Resolution of the 5th July, 1906, declaring the Seat of John Norton, Esquire, vacant, he had issued a Writ for the Election of a Member to serve in the room of Mr. Norton; and that such Writ had been duly returned, with a Certificate endorsed thereon by the Returning Officer of the election of Albert Bruntnell, Esquire, to serve as Member for the Electoral District of Surry Hills.

(2.) *Member sworn* :—Albert Bruntnell, Esquire, was introduced, and having taken and subscribed the Oath of Allegiance, and signed the Roll of the House, took his seat as Member for the Electoral District of Surry Hills.

9. ADJOURNMENT :—Mr. Carruthers moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 14.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 25 JULY, 1906.

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

PAPER:—Mr. Speaker laid upon the Table,—A letter from the Auditor-General, transmitting for presentation to the Legislative Assembly, under the directions contained in the 34th section of the Audit Act, 1902, copy of a Minute of His Excellency the Governor and the Executive Council, authorising transfer of an amount from one head of Service to supplement a vote for another service, viz., £80, from Vote "Public Instruction," to the Vote "Labour and Industry Branch."
Referred by Sessional Order to the Printing Committee.

2. QUESTIONS:—

- (1.) Weighing Machines in use for Trade Purposes:—Mr. Robson asked the Colonial Treasurer,—
(1.) Is he aware that correspondence has recently been published in the Press, and also addressed to the Treasury, expressing great dissatisfaction at the use for trade purposes in this State of Weighing Machines of a description condemned by the British Board of Trade, they not being satisfied "that such machines are constructed in such a manner as not to facilitate the perpetration of fraud"?
(2.) Will the question of such machines for trade purposes be considered by the Royal Commission now sitting; if not, will he refer it to the Commission to inquire whether such machines are being so used in the State, and request the Commission to report as to the advisability of introducing legislation similar to the existing Imperial legislation, in order to prevent the use of such machines?
Mr. Carruthers answered,—A letter on the subject was received at the Treasury, and has been forwarded for the consideration of the Royal Commission now inquiring into the administration of the Weights and Measures Office.
- (2.) Case of James Burns, late of Volunteer Permanent Staff:—Mr. O'Sullivan asked the Colonial Treasurer,—
(1.) Is it a fact that the Federal Government have declared that the case of James Burns, of the Volunteer Permanent Staff of New South Wales is not one for their consideration, but is one for the State Government to deal with?
(2.) Did James Burns serve on the Volunteer Permanent Staff of New South Wales for a period of ten years one month and twenty days—from 11th December, 1885, to 31st January, 1896?
(3.) Did James Burns serve in the Imperial Army for over twelve years, and in what Regiments?
(4.) Did James Burns leave the army with a first-class army school certificate of education, extra subject, mensuration; also musketry certificates?
(5.) Did James Burns serve as a volunteer with the late New South Wales Contingent, in Egypt, in the rank of a colour-sergeant, and was he mentioned in despatches?
(6.) Did Major-General Hutton, at the first infantry school of instruction, single James Burns out as an example of smartness and ability to the other staff-sergeants?
(7.) Did Major-General Hutton, besides publicly commending Quartermaster-sergeant Burns, to the staff-sergeants, tell the Chief Secretary, after discharging him, that he was one of the best men he had; if so, why was no character entered on his discharge?
(8.) Is it a fact that James Burns holds letters of high commendation from officers, under whom he has served; if so, will the Government appoint a Judge to inquire into the circumstances connected with the case?

(9.)

25th July, 1906.

- (9.) Is it a fact that James Burns was only handed his certificate qualifying in the Maxim and Nordenfeldt guns after Major-General Hutton had discharged him; if so, why?
- (10.) Will the Government grant him compensation at the rate of a month's pay for each year's service, if his discharge was illegal and wrongful?
- (11.) What amount of compensation was paid to Staff-sergeant Gover, and did he also get six months' leave of absence on full pay?
- (12.) Did Sergeant-major McEwen and Staff-sergeant Duchesne, and others receive compensation; who was Commandant at the time; what Government in office, and by whom was the compensation recommended?
- (13.) What amounts were paid as compensation for Military Service, and to whom since Federation?
- (14.) Was James Burns promoted to Quartermaster-sergeant by competition on 1st March, 1890, and did he hold that rank till the date of his discharge?
- (15.) Did he draw the pay of a Quartermaster-sergeant only up to 31st March, 1893; if so, will the Government pay him the difference between the pay of a Staff Quartermaster-sergeant and the pay of a Staff Colour-sergeant in the interim?
- (16.) Was Quartermaster-sergeant Burns generally acknowledged by his superior officers to possess superior qualifications and ability?
- (17.) Did James Burns present himself for medical examination as a Volunteer during the late Boer war, and was he rejected because he was not of the standard stature while others passed who were not quite so tall?
- (18.) Was James Burns recommended by Mr. H. Levien, M.L.A., and Major-General French for compensation, &c.?

Mr. Hogue answered,—The Questions cannot be answered by me, as the information can only be furnished by the Federal Government.

- (3.) Purchasers settled on Myall Creek :—*Mr. Morton* asked the Secretary for Lands,—

- (1.) How many purchasers are now settled on Myall Creek?
- (2.) Has any application been made by any purchasers for a remission of their first instalments; if so, has any such arrangement been made?

Mr. Ashton answered,—

- (1.) Up to date, 100 farms have been allotted by the Board; seventy-seven purchasers are in residence; nine recent applications will come before the Board on the 29th instant.
- (2.) No applications have been received for remission of first instalment, but four applications for the suspension of the payment of the first instalment have come to hand, and are under consideration.

- (4.) Inspection of Metropolitan Dairies :—*Mr. Morton* asked the Colonial Treasurer,—

- (1.) Are the Metropolitan dairymen subject to the same rigid inspection by the Board of Health, as is imposed on country dairies?
- (2.) Has his attention been called to the evidence given in the Arbitration Court, on the 2nd July, by Inspector Kenway, wherein he states "That of 438 dairies inspected by him in the Metropolis during the year, 203 were classed as good, the balance being bad to fair, and that forty-two dairies were not inspected at all"?
- (3.) Will he have a report called for on the subject?

Mr. Hogue answered,—

- (1.) Municipal Councils, who are made responsible for the good sanitary state of dairies by statute, are more careful in the Metropolitan district than in many other parts of the State; but the supervision which the Board of Health exercises over Municipal Councils is as rigid in the Metropolitan district as it is in the country.
- (2 and 3.) The classification mentioned expresses the Inspector's opinion of the way in which Municipal Councils had discharged their duties under the Act. The matter will be looked into.

- (5.) *Mr. Edward Macfarlane's Position in the Public Service* :—*Mr. Dacey* asked the Secretary for Lands,—

- (1.) With reference to *Mr. Edward Macfarlane's* position in the Public Service, what position does he hold at the present time?
- (2.) Have any steps been taken to remove him from the Public Service; if not, what action do the Government, or the Public Service Board, intend to take in reference to the matter?

Mr. Ashton answered,—

- (1.) *Mr. Macfarlane* is at present acting as Chairman of the Local Government Advisory Board.
- (2.) No. It is not, however, intended that *Mr. Macfarlane* shall again take up the duties of Under Secretary for Lands.

- (6.) Police Superannuation Fund :—*Mr. Dacey* asked the Colonial Secretary,—

- (1.) How long has the Police Superannuation Fund been insolvent?
- (2.) Is it a fact that the insolvent state of that Fund retards retirement and hampers promotion to the injury of the Service?
- (3.) Has he any objection to laying the whole of the Papers in connection with this Fund upon the Table of this House?

Mr. Hogue answered,—

- (1.) The Fund was self-supporting up to the year 1897 without receiving any aid whatever from the Treasury.
- (2.) There are a number of members of the Police Force over the age for retirement, but no member of the Force whom it was desirable in the public interest to retire has been refused retirement.
- (3.) The papers should be moved for in the form of a return.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

25th July, 1906.

- (7.) Repairs to Railway Engines :—Mr. W. W. Young asked the Colonial Treasurer,—
- (1.) How many "T," "B," "O," and "J" class engines were dealt with in Bathurst shops for repairs (other than running repairs) from 1st December, 1905, to 28th February, 1906, inclusive?
 - (2.) What were the repairs effected in detail?
 - (3.) How long was each engine in the shop during repairs?
 - (4.) What was the cost per engine?
 - (5.) How many engines of the "T," "B," "O," and "J" class were worked into Eveleigh from Bathurst during the same period for similar repairs?
 - (6.) What were the repairs effected in detail to these engines from 1st December, 1905, to 28th February, 1906, at Eveleigh?
 - (7.) What was the cost per engine?

Mr. Carruthers answered,—This information will be procured if ordered as a return.

- (8.) Railways and Tramways, Stamp Duty, and Wharfage Dues :—Mr. Fegan asked the Colonial Treasurer,—
- (1.) The amount of earnings of the Railways and Tramways for the financial years 1903-4, 1904-5, 1905-6?
 - (2.) The expenditure during those years, exclusive of construction?
 - (3.) The amount of Stamp Duty during the years 1903-4, 1904-5, 1905-6?
 - (4.) The amount received for Wharfage Dues for the years 1903-4, 1904-5, 1905-6?

Mr. Carruthers answered,—This information will take a long time to prepare. The Honorable Member should move for it as a return.

- (9.) Carriage of Newspapers on Railways and Tramways :—Mr. Cann asked the Colonial Treasurer,—
- (1.) With reference to the carriage of newspapers on the Government Railways, what is the total railway freight paid for carrying the *Sydney Morning Herald* and *Sydney Mail* per year?
 - (2.) Like information about the *Daily Telegraph* and *World's News*?
 - (3.) The total rail and tram freight paid by the *Sydney Morning Herald* and *Sydney Mail*?
 - (4.) Like information about the *Daily Telegraph* and *World's News*?

Mr. Carruthers answered,—

- (1.) I am informed the amount for the year ended 30th June, 1906, was £2,374.
- (2.) £2,802.
- (3.) £2,648.
- (4.) £2,972.

- (10.) Proposed Railway from Wellington to Werris Creek :—Mr. McFarlane asked the Secretary for Public Works,—
- (1.) What is the length of the proposed railway from Wellington to Werris Creek?
 - (2.) What is the estimated cost, exclusive of land resumption?
 - (3.) What is the estimated annual cost, including interest on capital cost?
 - (4.) What is the estimated revenue?
 - (5.) What is the estimated annual loss?

Mr. Lee answered,—

- (1.) 159 miles 27 chains.
- (2.) £514,576.
- (3.) £27,055.
- (4.) £8,586.
- (5.) £18,469.

- (11.) Identification of Criminals by Finger Prints :—Mr. Levien asked the Attorney-General and Minister of Justice,—

- (1.) Who introduced the method of identification of criminals by finger prints into this State which is so highly spoken of by the Inspector-General of Police in his Annual Report?
- (2.) What was the cost of its introduction here?

Mr. Wade answered,—

- (1.) Mr. Samuel McCauley, Deputy-Comptroller of Prisons, studied this method of identification of prisoners while on a visit to the United Kingdom and Paris in 1901, and, with the approval of the Minister of Justice and the Comptroller-General of Prisons, introduced it into this State on his return, instructing both Prison and Police Officers here, as well as some from the adjacent States.
- (2.) The cost has been insignificant.

- (12.) Departmental Circular to Magistrates respecting Assessment of Licensed Premises :—Mr. Jones asked the Attorney-General and Minister of Justice,—

- (1.) Is he aware that a circular has been issued to Magistrates in this State, purporting to be a verbatim report of an English Court's decision in reference to the method of assessment of licensed premises, but which is an incorrect and misleading paraphrase of the judges' reported remarks in delivering the judgment?
- (2.) Is he aware that much injustice has been done all over the State because of the Department's incorrect statement of the law in that circular, and the Magistrates' following of Departmental advice; if so, does he propose to take action to rectify this grievous injustice?

Mr. Wade answered,—The report in the circular correctly relates the facts in the case quoted, and is taken verbatim from the well-known text book "The Principles of Rating," by Boyle and Davies. So far as I am aware, the principle adopted by the Licensing Courts was to ascertain the value of the premises without a license, and to add to that the increased value caused by the existence of a license. In my opinion this method is correct. Any person aggrieved had the right of appeal to Quarter Sessions.

25th July, 1906.

- (13.) Government Jetty at Port Kembla:—Mr. Bennett asked the Secretary for Public Works,—
- (1.) Who is the lessee of the Government jetty at Port Kembla, and what rent does he pay per annum?
 - (2.) Is it a fact that the lessee has increased the wharfage rate on coal for export to foreign parts from 4d. per ton to 1s. per ton, which means a loss of 2½d. in the hewing rate paid to miners?
 - (3.) Will he lay upon the Table of this House the correspondence that took place between the Mount Kembla Coal Company and his Department?

Mr. Lee answered,—

- (1.) There are two Government jetties at Port Kembla—one leased to the Mount Kembla Coal Mining Company, and the other to Messrs. Cater, Hyde, and others. The rents are £1,000 and £2,022 per annum respectively.
- (2.) I am informed that no wharfage charge is made at either jetty, and that no foreign export of coal takes place from the Mount Kembla Company's jetty. I am also informed that the total shipping charge now made at the jetty leased to Messrs. Cater, Hyde, and others is less than under the former tenancy.
- (3.) Yes; if moved for in the usual manner.

- (14.) Publicans' License Fees:—Mr. Collins asked the Colonial Treasurer,—

- (1.) Is he aware that Publicans whose licenses did not expire until early in January, 1906, but whose applications for renewals had necessarily to be sent in at the latter end of December, 1905, on account of fourteen days notice having to be given, have been compelled to pay the old license fee of £30 instead of on the basis of the assessment as provided for in the new Act?
- (2.) In view of the fact that licenses expiring towards the latter end of January, 1906, are subject to the new assessment, will he remove the apparent anomaly by giving instructions for refunds to be given in cases where the larger amounts have been paid?

Mr. Carruthers answered,—

- (1.) It is a fact that in a few instances publicans have had to pay the old license fee of £30, in consequence of the certificates, upon which their licenses were issued, having been granted under, and in terms of, the Liquor Act of 1898.
- (2.) It is not possible to apply the assessment sections of the Amending Act to a certificate granted and acted upon under the old Act, and, under the circumstances, refunds cannot be allowed.

- (15.) Construction of the Cryon-Walgett Railway:—Mr. Collins asked the Secretary for Public Works,—

- (1.) How many tenders were received for the completion of the railway from Cryon to Walgett, and what was the amount of each tender?
- (2.) What is the Department's estimated cost of completing this line?
- (3.) Does he propose accepting a tender, or is it the intention of the Department to carry on the work; if so, when will it be commenced, and will there be any delay in carrying the line on to completion?

Mr. Lee answered,—

- (1.) Three tenders were received, as follows:—J. F. Carson, £49,919 5s. 2d.; W. and S. Monie, £52,111 14s. 10d.; Barrie and Cowdery, £58,386 12s. 3d.
- (2.) £40,916.
- (3.) I do not propose to accept a tender, but to carry out the work under Departmental supervision, and arrangements are now being made for putting it in hand as soon as possible.

- (16.) Motor Omnibuses:—Mr. Henley asked the Colonial Treasurer,—

- (1.) What has been the total amount expended by the Railway Commissioners on motor omnibuses?
- (2.) How many are there now stored away?
- (3.) What has been the total receipts from the motor omnibus service?
- (4.) What has been the total cost of running, to include oil, management, upkeep, wages, and interest?
- (5.) What is the present day market value of the omnibuses now stored at the tramway workshops?

Mr. Carruthers answered,—

- (1.) I am informed the amount is £5,331.
- (2.) Four.
- (3.) £557.
- (4.) £2,010.
- (5.) It is difficult to say, owing to the very limited local demand.

- (17.) Construction of a Graving Dock at Newcastle:—Mr. Fegan asked the Colonial Treasurer,—Has he considered the expediency of introducing a Bill to construct a graving dock at Newcastle in accordance with the Report of the Public Works Committee?

Mr. Lee answered,—The matter will not be overlooked when the Loan proposals of the Government are under consideration.

3. MEDICAL PRACTITIONERS ACTS FURTHER AMENDMENT BILL:—Dr. Arthur, pursuant to leave granted on the 19th July, 1906, presented a Bill, intituled "A Bill to further regulate the practice of medicine and surgery, and to amend the Medical Practitioners Act, 1898; and to provide for other matters connected therewith,"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday, 11th September.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

25th July, 1906.

4. PAPERS :—

Mr. Moore laid upon the Table,—Papers in connection with a request by the Northern District Colliery Employees' Federation for an amendment of the Coal Mines Regulation Act, providing for a cessation of work in every coal mine in the State for at least eight hours in every twenty-four of a working day.

Referred by Sessional Order to the Printing Committee.

Mr. Ashton laid upon the Table,—

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

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

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

(4.) Abstract of Crown Lands authorized to be dedicated to Public Purposes, under the Crown Lands Act of 1884.

(5.) Gazette Notices setting forth the mode in which it is proposed to deal with the dedication of certain lands under the Crown Lands Act of 1884.

Referred by Sessional Order to the Printing Committee.

Mr. O'Connor laid upon the Table,—Report of the President of the State Children Relief Board, for the year ending 5th April, 1906.

Referred by Sessional Order to the Printing Committee.

5. CORRECTION OF DIVISION LIST :—The Honorable Member for Newcastle, Mr. Dick, claiming to have his name inserted in the Tellers' List with the Ayes, in the Division which took place yesterday on the motion moved by Mr. Carruthers, after the reading of the Order of the Day referring to the Report of the Royal Commissioner on the Administration of the Lands Department—from which List his name had been omitted by the Tellers—and no objection being taken,—Original List corrected by the Clerk, by direction of Mr. Speaker, accordingly.

6. COMMITTEE OF ELECTIONS AND QUALIFICATIONS :—Brinsley Hall, Esquire, came to the Table and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.

7. FRIENDLY SOCIETIES (AMENDMENT) BILL :—Mr. Hogue moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Friendly Societies Act, 1899, the Friendly Societies (Amendment) Act, 1900, and the Friendly Societies (Further Amendment) Act, 1901; to repeal the Friendly Societies (Amending) Act, 1903; and for other purposes.

Question put and passed.

8. RAILWAYS (VICTORIAN AND QUEENSLAND BY-LAWS) ENABLING BILL :—The Order of the Day having been read;—Mr. Carruthers moved, That this Bill be now read a third time.

Question put and passed.

Bill read a third time, and, on motion of Mr. Carruthers, passed.

Mr. Carruthers then moved, That the Title of the Bill be "*An Act to enable Victorian and Queensland by-laws to be applied to Victorian and Queensland Railways situate in New South Wales, and to the traffic thereon; and for other purposes.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the Bill, returned herewith, intitled "*An Act to enable Victorian and Queensland by-laws to be applied to Victorian and Queensland Railways situate in New South Wales, and to the traffic thereon; and for other purposes,*"—with the amendment indicated by the accompanying Schedule, in which amendment the Assembly requests the concurrence of the Legislative Council.

*Legislative Assembly Chamber,
Sydney, 25th July, 1906.*

RAILWAYS (VICTORIAN AND QUEENSLAND BY-LAWS) ENABLING BILL.

Schedule of the Amendment referred to in Message of 25th July, 1906.

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

Page 2, clause 2, line 8. After "Commissioner" insert "and approved of by the Railway Commissioners of New South Wales."

Examined,—

W. F. LATIMER,
Temporary Chairman of Committees.

9. POSTPONEMENTS :—The Orders of the Day of Government Business, and of General Business, postponed until after Notice of Motion No. 3 of General Business.

25th July, 1906.

10. CHAIRMAN OF COMMITTEES :—

- (1.) Mr. Estell moved, pursuant to Notice, That Niels Rasmus Wilson Nielsen, Esquire, be Chairman of Committees of the Whole House for the present Session.
Question put.

The House divided.

Ayes, 23.
Mr. Meehan,
Mr. Daley,
Mr. Macdonell,
Mr. Dacey,
Mr. Estell,
Mr. Jones,
Mr. McGowen,
Mr. Cann,
Mr. Scobie,
Mr. Nicholson,
Mr. Edden,
Mr. W. W. Young,
Mr. Briner,
Mr. McLaurin,
Mr. McGarry,
Mr. Bennett,
Mr. Charlton,
Mr. Smith,
Mr. Gillies,
Mr. Levien,
Mr. Sullivan.

Tellers,
Mr. Thrower,
Mr. McNeill.

Noes, 46.
Mr. Perry (*The Richm'd*), Mr. McFarlane,
Mr. Wade, Mr. Downes,
Mr. Hogue, Mr. Cohen,
Mr. Moore, Mr. Storey,
Mr. Carruthers, Mr. Creswell,
Mr. Levy, Mr. Brinsley Hall,
Mr. Jessep, Mr. Fallick,
Mr. Thomas, Mr. R. J. Anderson,
Mr. Lee, Mr. Moxham,
Colonel Ryrie, Mr. Collins,
Mr. Davidson, Mr. W. Millard,
Mr. Dick, Mr. Henley,
Mr. Broughton, Mr. Reynoldson,
Dr. Arthur, Mr. Walter Anderson,
Mr. Robson, Mr. Ball,
Mr. Ashton, Mr. Perry (*L'pool Plains*),
Mr. Hindmarsh, Mr. O'Connor,
Mr. J. H. Young, Mr. Morton,
Mr. John Hurley, Mr. Kearney.

Tellers,
Mr. Booth,
Mr. Donaldson, Mr. Mahony,
Mr. Law,
Mr. Latimer,

And so it passed in the negative.

- (2.) Mr. Thomas moved, pursuant to Notice, That William Herbert Wood, Esquire, be Chairman of Committees of the Whole House for the present Session.

Debate ensued.

Question put.

The House divided.

Ayes, 54.
Mr. Wade,
Mr. John Hurley,
Mr. Carruthers,
Mr. Levy,
Mr. Thrower,
Mr. Moore,
Mr. Jessep,
Mr. Dacey,
Mr. Lee,
Mr. Fallick,
Mr. Bruntnell,
Mr. Booth,
Mr. Robson,
Mr. J. H. Young,
Mr. Downes,
Mr. Broughton,
Mr. McGowen,
Mr. Arthur Griffith,
Mr. Morton,

Mr. Cohen,
Mr. Latimer,
Colonel Ryrie,
Mr. Thomas,
Mr. Mahony,
Mr. Hindmarsh,
Mr. Creswell,
Mr. Fell,
Mr. Storey,
Mr. Ashton,
Mr. Perry (*The Richm'd*),
Mr. Fegau,
Mr. McCoy,
Mr. Charlton,
Mr. R. J. Anderson,
Mr. McFarlane,
Dr. Arthur,
Mr. Davidson,
Mr. Hogue,

Noes, 17.
Mr. Sullivan,
Mr. Hollis,
Mr. Cann,
Mr. Estell,
Mr. Edden,
Mr. Meehan,
Mr. McNeill,
Mr. Bennett,
Mr. Smith,
Mr. Levien,
Mr. Donaldson,
Mr. Gillies,
Mr. McLaurin,
Mr. Briner,
Mr. W. W. Young.

Tellers,
Mr. McGarry,
Mr. Jones.

And so it was resolved in the affirmative.

Whereupon Mr. Wood made his acknowledgments to the House.

11. SYDNEY COUNCIL (RESUMPTION. MONEYS) BILL :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "An Act to provide for the payment out to the Municipal Council of Sydney of certain resumption moneys and interest standing in the Equity Court to the credit of a certain account, and to provide for the application of the said moneys and interest, and to amend and enlarge the powers of the said Council in relation thereto; and for other purposes,"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 25th July, 1906.

F. B. SUTTON,
President.

Bill, on motion of Mr. Carruthers, read a first time.

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

12. RAILWAY COMMISSIONERS APPOINTMENT BILL :—

- (1.) The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider the expediency of bringing in a Bill to dissolve the present Railway Commission, to provide for the appointment of Commissioners to control the Railways and Tramways, and to amend the Government Railways Act, 1901, and the Government Railways (Commissioner's Salary) Act, 1901, and for other purposes consequent on and incidental thereto.

Mr.

25th July, 1906.

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

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

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

Resolved,—That it is expedient to bring in a Bill to dissolve the present Railway Commission, to provide for the appointment of Commissioners to control the Railways and Tramways, and to amend the Government Railways Act, 1901, and the Government Railways (Commissioner's Salary) Act, 1901, and for other purposes consequent on and incidental thereto.

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

- (2.) Mr. Dick then presented a Bill, intituled "*A Bill to dissolve the present Railway Commission, to provide for the appointment of Commissioners to control the Railways and Tramways, and to amend the Government Railways Act, 1901, and the Government Railways (Commissioner's Salary) Act, 1901, and for purposes consequent on and incidental thereto*,"—which was read a first time.

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

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

- (1.) Consolidated Revenue Fund Bill:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1906-1907; and for Services to be hereafter provided for by Loan*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 25th July, 1906.

F. B. SUTTON,
President.

- (2.) Railways (Victorian and Queensland By-laws) Enabling Bill:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the amendment made by the Legislative Assembly in the Bill, intituled "*An Act to enable Victorian and Queensland by-laws to be applied to Victorian and Queensland Railways situate in New South Wales, and to the traffic thereon; and for other purposes*."

Legislative Council Chamber,
Sydney, 25th July, 1906.

F. B. SUTTON,
President.

14. LOCAL GOVERNMENT EXTENSION BILL:—The Order of the Day having been read for the reconsideration in Committee of this Bill,—Mr. Carruthers moved (*by consent*), That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to again consider the Bill *pro forma*.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to again consider the Bill *pro forma*.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill 2^d with further amendments.

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

Ordered, That the Bill be recommitted on Wednesday next.

15. STOCK REGISTRATION TRANSFER BILL:—The Order of the Day having been read,—Mr. Carruthers 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. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.

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

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

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

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

Debate ensued.

Question put and passed.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 15.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 26 JULY, 1906.

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

PRIVILEGE—WRITS OF SUMMONS:—

- (1.) *Crick v. McCourt*:—Mr. Speaker acquainted the House that personal service upon him of a Writ of Summons in an action brought against him by Mr. Crick, Member for the Electoral District of Blayney, had this day been effected,—

And the same was read by the Clerk, by direction of Mr. Speaker, as follows:—

No. 1,509, A.D. 1906.

In the Supreme Court of New South Wales.

Crick
v.
Mccourt. } Copy Summons.

EDWARD VII, by the Grace of God, of the United Kingdom of Great Britain and Ireland, and of the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India,

To William McCourt, of Berrima, in the State of New South Wales.

We command you that within eight days after the service of this Writ on you, inclusive of the day of such service, you do cause an appearance to be entered for you in our Supreme Court at Sydney, in an action at the suit of William Patrick Crick, of "Fernleigh," Belmore Road, Randwick, near Sydney, Gentleman.

And take notice that in default of your so doing, the said William Patrick Crick may proceed therein to judgment and execution.

Witness—Our Right Trusty and Well-beloved Councillor The Right Honorable Sir Frederick Darley, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Chief Justice of our said Court at Sydney, this twenty-sixth day of July, in the sixth year of our reign, and A.D. 1906.

For the Prothonotary,
F. C. BAYLIS, (L.S.)
Clerk of the Supreme Court.

N.B.—This Writ is to be served within three calendar months from the date thereof, or if renewed, from the date of such renewal, including the day of such date and not afterwards.

This Writ was issued by John Joseph Carroll, of 28, Elizabeth-street, Sydney, Attorney for the said Plaintiff.

The Plaintiff claims £2,000 for damages, and £ (besides service fees) for costs, and if those sums be paid to the Plaintiff or to his Attorney within the time limited for your appearance, further proceedings will be stayed.

N.B.—Take notice that if a Defendant served with this Writ within the jurisdiction of the Court do not appear according to the exigency thereof, the Plaintiff will be at liberty to sign final judgment for any sum not exceeding the sum above claimed, with interest at the rate specified, and the sum of £ (beside service fees) for costs, and issue execution forthwith.

Mr. Carruthers moved, That leave be given to Mr. Speaker to appear and plead in the action, and that the Attorney-General be directed to defend.

Debate ensued.

Question put and passed.

(2.)

26th July, 1906.

(2.) *Crick v. Harnett*:—Mr. Speaker also acquainted the House that the Serjeant-at-Arms attending this House had received a copy of a Writ of Summons in an action brought against him by Mr. Crick, Member for the Electoral District of Blayney,—

And the same was then read by the Clerk, by direction of Mr. Speaker, as follows:—

No. 1508, A.D. 1906.

In the Supreme Court of New South Wales.

Crick
v.
Harnett. } Copy Summons.

EDWARD VII, by the Grace of God, of the United Kingdom of Great Britain and Ireland, and of the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India.

To Laurence J. Harnett, of "Eurabah," Ocean-street, Woollahra.

We command you that within eight days after the service of this Writ on you, inclusive of the day of such service, you do cause an appearance to be entered for you in our Supreme Court at Sydney, in an action at the suit of William Patrick Crick, of "Fernleigh," Belmore Road, Randwick, near Sydney, Gentleman.

And take notice that in default of you so doing, the said William Patrick Crick may proceed therein to judgment and execution.

Witness—Our Right Trusty and Well-beloved Councillor The Right Honorable Sir Frederick Darley, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Chief Justice of our said Court at Sydney, this twenty-sixth day of July, in the sixth year of our reign, and A.D. 1906.

For the Prothonotary,
F. C. BAYLIS, (l.s.)
Clerk of the Supreme Court.

N.B.—This Writ is to be served within three calendar months from the date thereof, or if renewed, from the date of such renewal, including the day of such date and not afterwards.

This Writ was issued by John Joseph Carroll, of 28, Elizabeth-street, Attorney for the said Plaintiff.

The Plaintiff claims £2,000 for damages, and £ (besides service fees) for costs, and if those sums be paid to the Plaintiff or to his Attorney within the time limited for your appearance, further proceedings will be stayed.

N.B.—Take notice that if a Defendant served with this Writ within the jurisdiction of the Court do not appear according to the exigency thereof, the Plaintiff will be at liberty to sign final judgment for any sum not exceeding the sum above claimed, with interest at the rate specified, and the sum of £ (besides service fees) for costs, and issue execution forthwith.

Mr. Carruthers moved, That leave be given to the Serjeant-at-Arms to appear and plead in the action, and that the Attorney-General be directed to defend.

Debate ensued.

Question put and passed.

2. QUESTIONS:—

(1.) *Richlands Estate, Taralga*:—Mr. Estell, for Mr. Nielsen, asked the Secretary for Lands,—

(1.) Have the owners of Richlands Estate, Taralga, Crown lands within their fences which they claim as a freehold part of the Estate?

(2.) Is it a fact that in the past District Surveyors have reported that over 2,000 acres of Crown lands have been so enclosed?

(3.) If any reports have been made on this subject, what is the nature of them?

Mr. Ashton answered,—

(1.) This Department is not aware that Crown lands are included within the fences enclosing the Richlands Estate.

(2.) No; but it is known that the metes and bounds of some of the grants enclose a considerable area in excess of the nominal area.

(3.) Private surveys have been made with a view to bringing the lands of the Estate under the Real Property Act. The plans of these have been deposited in the Registrar-General's Office, and will in course of practice be referred to this Department, when the whole matter will be investigated.

(2.) *Tram Fare between Leichhardt and Five Dock*:—Mr. Henley asked the Colonial Treasurer,—

(1.) Is it a fact that the local tram fare between Leichhardt and Five Dock has recently been doubled; to provide cheaper fares to Haberfield, where large areas of land were recently acquired by several land syndicates?

(2.) If this arrangement is giving great dissatisfaction to, and is a breach of faith with, the residents of Five Dock, who have built their homes on the basis of the late fare, will he bring the matter under the notice of the Railway Commissioners, with the view of continuing the local fare of one penny between Five Dock and Leichhardt, which has been in existence for at least ten years?

Mr. Carruthers answered,—I am informed that owing to a reduction in fares on the City-Abbotsford Line, the local sections were affected, owing to localities which were previously in the section being divided. The general effect, however, was a through reduction and an advantage to the majority of travellers on the line.

(3.) *Subsidy paid to Bathurst Agricultural Society*:—Mr. Thrower, for Mr. Dacey, asked the Colonial Treasurer,—

(1.) What was the amount of the last subsidy paid to the Bathurst Agricultural Society?

(2.) Is it a fact that the State Treasury has paid a sum of £250 in excess on the £ for £ *bona fide* subscription basis?

(3.) Is it a fact that several items, marked as subscriptions, were not of that character; that the payments of travelling showmen were returned as subscriptions?

Mr.

26th July, 1906.

Mr. Carruthers answered,—

(1.) £214 18s. 5d. Subsidy for the Show held in April, 1905.

(2 and 3.) An inspection of the books of the Society showed that a practice existed of treating with side-showmen on the basis of their becoming members of the Society, their membership payments being included in the sum paid by them for space on the ground. Although such side-showmen had all the privileges of membership conferred upon them, the practice was considered to be contrary to the spirit of the Regulations, and the Society was informed on 6th December last that the subsidy paid to them in respect of amounts so charged, extending over several years, viz., £218 5s., would be deducted from their next subsidy claim.

(4.) Alleged Case of Dummying by one Samuelson :—Mr. Thrower asked the Attorney-General and Minister of Justice,—

(1.) Have the Crown Law Officers reported on the documents submitted to them by Sir John See, relating to the case of dummying by one Samuelson, which were placed before the last Parliament by Mr. Webster, then Member for Moree?

(2.) If so, will he lay such report upon the Table of this House?

Mr. Wade answered,—

(1.) Yes. Mr. Wise advised.

(2.) If the Honorable Member will move for the papers I will collect all material documents.

(5.) Electric Magnetic Brake Inquiry :—Mr. Davidson, for Mr. Fell, asked the Colonial Treasurer,— Will he ask the Commissioners why Mr. Kilburn Scott, who is in special charge of the electrical engineering matters at the University, was not appointed to the Committee of Inquiry into the Electric Magnetic Brake?

Mr. Carruthers answered,—I am informed that the Railway Commissioners did not consider Mr. Scott as suitable a man for such inquiry as any one of the gentlemen selected.

(6.) Breaches of the Liquor Act :—Mr. Thrower asked the Colonial Secretary,—

(1.) Is he aware that a number of hotels in the Surry Hills District are committing breaches of the Liquor Act by systematic Sunday and after-hour trading?

(2.) Will he instruct the police to prevent this state of things continuing?

Mr. Hogue answered,—

(1.) No. The reports to hand show that, generally speaking, the law is well observed.

(2.) The police have strict instructions to prevent Sunday and after-hour trading.

(7.) Dredge Service Appointments :—Mr. McNeill asked the Secretary for Public Works,—

(1.) Is it a fact that men are appointed to positions in the Dredge Service who have never been naturalized, and who are occupying positions for which they do not hold the necessary qualifications, for, viz., Masters, Engineers, or Mates?

(2.) Is he prepared to lay upon the Table of this House a return of all appointments as Masters, Engineers, and Mates made in the Dredge Service for the past three years?

(3.) Is it a fact that many of these appointments were made of men who were not naturalized British subjects; if so, is he prepared to see that in the future all appointments made by the above Department are confined to British subjects?

Mr. Lee answered,—

(1.) No.

(2.) Yes; if moved for in the usual way.

(3.) Answered by No. 1.

(8.) Permanent Way Employees :—Mr. Fegan asked the Colonial Treasurer,—

(1.) What wages per day are paid to the Permanent Way Men?

(2.) The wages per day of Gangers of the Permanent Way?

(3.) The wages of Inspectors in the Permanent Way?

(4.) What allowance per day, if any, do men receive who are sent away from home?

(5.) What allowance per day, if any, is paid to Gangers who are sent away from home?

(6.) What travelling expenses are allowed to Inspectors and Sub-inspectors?

Mr. Carruthers answered,—

(1.) 6s. 6d. to 7s. 6d.

(2.) 8s. 6d. to 9s. for ordinary fettling gangs, and 9s. 6d. to 10s. for men in charge of large gangs.

(3.) £200 to £315 per annum.

(4.) Usual allowance to men other than permanent extra men constantly away from home 1s. per night, and permanent extra men 6d. per night. In both these cases tents or sleeping vans are provided. If sent away specially for one or two nights only, 3s. per night.

(5.) Gangers sent away for one night would receive 3s., but on work which keeps them constantly employed away from home, as in the case of gangers in charge of extra gangs, 1s. per night is allowed with tent or sleeping van.

(6.) Actual expenses up to a maximum of 9s. 6d. and 7s. per day covering twenty-four hours respectively.

(9.) Amendment of the Navigation Act :—Mr. Sullivan asked the Colonial Treasurer,—

(1.) Will he, in view of the evidence adduced at recent Marine Board inquiries, bring in a Bill to amend the Navigation Act in the direction of giving seamen a status similar to the New Zealand Bill?

(2.) Is he aware that men are being shipped, by permission of the shipping authorities, as able seamen, without previous sea experience?

(3.) Will he take steps to prevent same?

26th July, 1906.

- (4.) Are the lighters and small vessels that go outside the Heads of Sydney and Newcastle made seaworthy, in accord with the Act, by carrying the necessary life-saving appliances and lights as provided for in such Act?
- (5.) Have the persons in charge of these vessels the necessary Master's Certificate to allow them to take ships to sea, and are they exempt Masters?
- (6.) Have the Masters of tug-boats (in New South Wales) that are engaged towing ships from and to sea the necessary Exempt Master's Certificate to enable them to take ships in and out of ports without a pilot, thus saving port charges?
- (7.) Has any money, representing wages forfeited from seamen, been paid into the Treasury by any of the Interstate steamship companies; if not, will he ascertain what becomes of it?

Mr. Carruthers answered,

- (1.) Provision has already been made in a Bill under consideration to amend the Navigation Act for the rating of seamen in a manner similar to that provided in the New Zealand Act.
- (2 and 3.) In no case is a man without previous sea experience signed on in the Shipping Office as an able seaman.
- (4.) There is no power in the Navigation Act to survey lighters, but in Sydney they are licensed by the Sydney Harbour Trust; and they are required to carry the necessary life-saving appliances and lights in accordance with the Navigation Act. It is proposed in the Amending Bill to provide that these vessels shall be liable to survey.
- (5.) Under the Navigation Act it is not compulsory for the persons in charge of lighters and small vessels that make short excursions outside the Heads to hold a Master's Certificate, and they do not require to hold Pilotage Exemption Certificates.
- (6.) Under the Navigation Act the masters of tug-boats towing vessels in and out of port are not bound to have Pilotage Exemption Certificates.
- (7.) Yes; fines amounting to £45 12s. 8d. have been collected and paid into the Treasury during the last twelve months.

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

- (1.) Amendment of General Rule 2, section 55, of Mines Inspection Act, 1901.
- (2.) Amended Regulation 12, under the Mining Laws Amendment Act of 1896.
- Referred by Sessional Order to the Printing Committee.

4. STOCK REGISTRATION TRANSFER BILL (*Formal Order of the Day*),—on motion of Mr. Carruthers, read a third time, and passed.

Mr. Carruthers then moved, That the Title of the Bill be "*An Act to provide for the transfer of Inscribed Stock, Debentures, and Treasury Bills of the New South Wales Government from London registers to Sydney registers; and for other purposes incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT;—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to provide for the transfer of Inscribed Stock, Debentures, and Treasury Bills of the New South Wales Government from London registers to Sydney registers; and for other purposes incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 26th July, 1906.*

5. TESTATOR'S FAMILY MAINTENANCE BILL (*Formal Motion*):—Mr. Cann, *on behalf of* Mr. Arthur Griffith, moved, pursuant to Notice, That leave be given to bring in a Bill to assure to the widow and family of a testator a certain interest in the estate of such testator, and to amend the Probate Act in connection therewith.

Question put and passed.

6. APPLICATION OF JOSEPH HODGES FOR RENEWAL OF LEASE AT STOCKTON (*Formal Motion*):—

Mr. Fegan moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers in reference to the application of Joseph Hodges, of Stockton, for renewal of lease at Stockton.

Question put and passed.

7. ADJOURNMENT :—Mr. Speaker stated that he had received from the Honorable Member for Belmore, Mr. O'Sullivan, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—"The unfair competition of the Tourist Bureau and Intelligence Department with the City and Country Press in the matter of advertising."

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. O'Sullivan moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

8. PRINTING COMMITTEE :—Mr. McFarlane, as Chairman, brought up the Third Report from the Printing Committee.

9. PAPER :—Mr. Carruthers laid upon the Table,—Reports on the Probable Financial Effect of the Local Government Extension Bill on Municipalities.

Ordered to be printed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

26th July, 1906.

10. FRIENDLY SOCIETIES (AMENDMENT) BILL:—

(1.) The Order of the Day having been read,—on motion of Mr. Hogue, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Friendly Societies Act, 1899, the Friendly Societies (Amendment) Act, 1900, and the Friendly Societies (Further Amendment) Act, 1901; to repeal the Friendly Societies (Amending) Act, 1903; and for other purposes.

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

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

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

Resolved,—That it is expedient to bring in a Bill to amend the Friendly Societies Act, 1899, the Friendly Societies (Amendment) Act, 1900, and the Friendly Societies (Further Amendment) Act, 1901; to repeal the Friendly Societies (Amending) Act, 1903; and for other purposes.

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

(2.) Mr. Hogue then presented a Bill, intituled "*A Bill to amend the Friendly Societies Act, 1899, the Friendly Societies (Amendment) Act, 1900, and the Friendly Societies (Further Amendment) Act, 1901; to repeal the Friendly Societies (Amending) Act, 1903, and for other purposes,*"—which was read a first time.

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

The House adjourned, at three minutes after Nine o'clock, until Tuesday next, at Four o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 16.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 31 JULY, 1906.

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

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

HARRY H. RAWSON,
Governor.

Message No. 23.

A Bill, intituled "*An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1906-1907; and for Services to be hereafter provided for by Loan*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 27th July, 1906.

2. DEPUTY-SPEAKER'S COMMISSION TO ADMINISTER THE OATH OF ALLEGIANCE:—Mr. Speaker reported that he had received a Commission, under the Public Seal of the State, dated 26th day of July, 1906, and signed by His Excellency the Governor, empowering William Herbert Wood, 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 Sir HARRY HOLDSWORTH RAWSON, Admiral in the Royal Navy, Knight
"Grand Cross of the Most Honorable Order of the Bath, Governor of the State of New
"South Wales and its Dependencies, in the Commonwealth of Australia.

"To all to whom these presents shall come,—

"Greeting:

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

"Given under my Hand and the Public Seal of the State, at Sydney, in New South Wales
"aforesaid, this twenty-sixth day of July, in the year of our Lord one thousand nine
"hundred and six, and in the sixth year of the Reign of His Majesty King Edward the
"Seventh.

"HARRY H. RAWSON,
"Governor.

"By His Excellency's Command,
"J. A. HOGUE."

31st July, 1906.

3. QUESTIONS :—

(1.) Fares and Rates on the Western Railway Line :—*Mr. Perry (The Richmond)*, for *Mr. Perry (Liverpool Plains)*, asked the Colonial Treasurer,—

(1.) Is it a fact that quite recently the rates on the Western Railway Line have been increased in both passenger fares and in respect to ordinary traffic ; and by how much ?

(2.) If so, is this step the beginning of a general policy of increasing rates, or is it due to any special circumstance which applies to the Western Line only ?

Mr. Ashton answered,—I am informed that the rates referred to have not recently been increased.

(2.) Ferry Service between Stockton and Newcastle :—*Mr. Perry (The Richmond)*, for *Mr. Bennett*, asked the Secretary for Public Works,—Is it his intention to carry out the promises of his predecessors by making provision this Session for the establishment of a steam ferry service between Stockton and Newcastle to meet the requirements of the residents of those localities and the producers of William Town, Salt Ash, Anna Bay, and District ?

Mr. Lee answered,—Not at present.

(3.) Mullumbimby Court of Petty Sessions :—*Mr. Perry (The Richmond)* asked the Attorney-General and Minister of Justice,—

(1.) Is he aware, that, in consequence of the amount of business transacted at the Mullumbimby Court, the Bench has had to sit from 10 a.m. till 8.30 p.m., and, there being only one business day fixed per month, the Police Magistrate has to make special visits in order to cope with the work ?

(2.) If so, will he take the necessary steps to arrange for two sittings per month ?

Mr. Wade answered,—

(1.) It appears from reports furnished by the Visiting Police Magistrate, that on one occasion during the present year the sittings of the Court at Mullumbimby occupied nine and a half hours, and that on a few occasions it has been necessary for him to make an additional visit, as he has authority to do when the business necessitates it. The average duration of each sitting during the period mentioned has been about five hours.

(2.) I will cause inquiry to be made into the matter.

(4.) Carriage of Newspapers on Railways and Tramways :—*Mr. Thrower*, for *Mr. Cann*, asked the Colonial Treasurer,—

(1.) What is the rate charged for the carriage of the *Herald* and *Telegraph* on the Government Railways and Tramways ?

(2.) Has he any objection to lay the papers upon the Table of this House ?

Mr. Ashton answered,—

(1.) I am informed the amount charged is based on the authorised railway scale of one quarter parcels rates. On the tramways the rate per parcel is half adult fare.

(2.) Will the Honorable Member indicate what papers are referred to ?

(5.) Shipping of Crews after Office Hours :—*Mr. Thrower*, for *Mr. Sullivan*, asked the Colonial Treasurer,—

(1.) Does *Mr. Smith*, Deputy Shipping-Master, still encourage the shipping of crews after office hours on board vessels ?

(2.) Will he instruct the Superintendent of Navigation to discontinue such practice in the interests of crimped seamen ?

(3.) Are the extra fees charged for such work paid by *Mr. Smith* into the Treasury, or does he retain them ?

Mr. Ashton answered,—

(1.) *Mr. Smith*, Deputy Shipping-Master, disclaims having ever encouraged the shipping of crews on board vessels after office hours.

(2.) The Shipping Office is under the direct control of the Treasury. To discontinue the shipping of crews after office hours on board vessels would cause great inconvenience to the shipping community.

(3.) *Mr. Smith* is authorised to retain the fees charged for such work done by him.

4. DOWER ABOLITION BILL :—*Mr. Wade*, pursuant to leave granted on the 18th July, 1906, presented a Bill, intituled "*A Bill to abolish dower ; to amend the Statute law relating to dower ; and for other purposes*,"—which was read a first time.

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

5. PAPERS :—

Mr. Lee laid upon the Table,—Notification of resumption of land under the Public Works Act, 1900, for the supply of Water to the City of Sydney and its Suburbs.

Referred by Sessional Order to the Printing Committee.

Mr. Ashton laid upon the Table,—

(1.) Regulations under the Explosives Act, 1905.

(2.) Regulations under the Sydney Harbour Trust Act, 1900.

(3.) Regulation under the Sydney Harbour Rates Act, 1904.

Referred by Sessional Order to the Printing Committee.

Mr. Hogue laid upon the Table,—

(1.) Amended Regulations under the Noxious Trades Act, 1902.

(2.) Amended Regulations under the Metropolitan Traffic Act, 1900.

(3.) Regulation under the Parliamentary Electorates and Elections Act, 1902.

Referred by Sessional Order to the Printing Committee.

Mr. Wade laid upon the Table,—Regulations under the Liquor Act, 1898 and the Liquor (Amendment) Act, 1905.

Referred by Sessional Order to the Printing Committee.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

31st July, 1906.

6. SAMUELSON CASE (*Normal Motion*):—Mr. Thrower moved, pursuant to Notice, That there be laid upon the Table of this House a copy of the report of the Crown Law Officers on the Samuelson case.

Question put and passed.

7. CROWN LANDS ADMINISTRATION BILL:—Mr. Ashton moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to constitute a Commission to exercise and perform certain powers and duties now vested in the Secretary and Under Secretary for Lands; to provide for the registration and control of Land Agents; to amend the Crown Lands Acts and other Acts; and for purposes consequent thereon or incidental thereto.

Question put and passed.

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

- (1.) Careless Use of Fire Bill:—

HARRY H. RAWSON,
Governor.

Message No. 24.

In accordance with the provisions contained in the 46th Section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Careless Use of Fire Act, 1901, the Pastures Protection Act, 1902; and for other purposes.

*State Government House,
Sydney, 24th July, 1906.*

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

- (2.) Poisons Bill:—

HARRY H. RAWSON,
Governor.

Message No. 25.

In accordance with the provisions contained in the 46th Section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to make better provision for regulating the supply, colouring, labelling, and custody of poisons; to repeal the Poisons Act, 1902; and for purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 24th July, 1906.*

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

9. BOROUGH OF BALMAIN ELECTRIC LIGHTING BILL:—The Order of the Day having been read,—Mr. Law 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. Law, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.

Mr. Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee.

Mr. Speaker counted the House, and there being a Quorum present, the Committee resumed.

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

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

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

10. CROWN LANDS ADMINISTRATION BILL:—The following Message from His Excellency the Governor was delivered by Mr. Ashton, and read by Mr. Speaker:—

HARRY H. RAWSON,
Governor.

Message No. 26.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to constitute a Commission to exercise and perform certain powers and duties now vested in the Secretary and Under Secretary for Lands; to provide for the registration and control of Land Agents; to amend the Crown Lands Acts and other Acts; and for purposes consequent thereon and incidental thereto.

*State Government House,
Sydney, 28th July, 1906.*

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

11. ADJOURNMENT:—Mr. Ashton moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

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

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

WILLIAM McCURT,
Speaker.

Actu South Walz.

No. 17.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 1 AUGUST, 1906.

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

RAILWAYS (VICTORIAN AND QUEENSLAND BY-LAWS) ENABLING BILL:—The following Message from His Excellency the Governor was delivered by Mr. Carruthers, and read by Mr. Speaker:—

HARRY H. RAWSON,
Governor.

Message No. 27.

A Bill, intituled "*An Act to enable Victorian and Queensland by-laws to be applied to Victorian and Queensland Railways situate in New South Wales, and to the traffic thereon; and for other purposes,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 1st August, 1906.

2. QUESTIONS:—

(1.) Patent Agents or Attorneys:—*Mr. Estell*, for Mr. Sullivan, asked the Attorney-General and Minister of Justice,—

- (1.) Are Patent Agents registered; if so, by whom?
- (2.) What qualifications are necessary to become one, and are there any examinations to pass; if so, what is the nature of them?
- (3.) Are their charges subject to moderation by any Government Officer?

Mr. Wade answered,—

(1.) The Commonwealth Patents Act, 1903, provided that Patent Agents who were, at the commencement of the Act, and for six months prior thereto had been, practising, might obtain registration as Patent Attorneys without examination. Registration is effected by the Commissioner of Patents.

(2.) Any person, on passing the prescribed examination, and on paying the Commissioner a fee of £5, may be registered as a Patent Attorney. The examination is on Patent and Trade-Marks Law and Practice and the duties of a Patent Attorney, including,—(1) Patent and Trade-Marks Law of the Commonwealth and the Practice of the Patent Office; (2) The preparation of a provisional and complete specification to be attached to an application for any kind of invention named by the Board; (3) Patent and Trade-Marks case law; (4) The Patent and Trade-Marks Law and Practice of England and other countries.

(3.) Patent Attorneys' charges are, apparently, not subject to moderation.

1st August, 1906.

(2.) Railway Deviation between Como and Hurstville:—Mr. Broughton asked the Colonial Treasurer,—

(1.) Will he ask the Commissioners to supply the figures on which the estimate was based which enabled them to state, in reply to a certain Question, in a return laid upon the Table of this House, that to have lowered the grade on the old line between Como and Hurstville to the same angle of ascent as the grade on the deviation, would have cost about double as much as the deviation?

(2.) On what date was the trial made over the Como-Hurstville deviation which enabled the Commissioners, in answer to a certain Question, to state, in a return laid upon the Table of this House, that a locomotive engine of a given power can haul at a speed of 20 miles an hour, 24 per cent. more between Como and Hurstville in consequence of the grade on the deviation being easier for engines to negotiate than the grade on the old line?

(3.) In the above trial what was the class and number of the engine used; what boiler pressure was employed during the trial; what was the weight of train hauled; and what time was occupied travelling between Como and Hurstville?

(4.) What was the total cost of operating the South Coast line for the twelve months prior to the deviation between Como and Hurstville being used; and what was the total cost of operating it for the first twelve months after the deviation was used?

(5.) What was the cost per ton per train mile of operating the South Coast Railway for the twelve months prior to using the deviation between Como and Hurstville; and what was the cost per ton per train mile for the first twelve months after using the deviation?

Mr. Carruthers answered,—The preparation of the information asked for will necessarily involve some time. It is suggested that it should be moved for in the usual way.

(3.) Justices of the Peace:—Mr. Nobbs, for Mr. Fell, asked the Colonial Secretary,—

(1.) Is he aware that it is alleged that a number of deceased Magistrates' names appear on the rolls?

(2.) Will he consider the expediency of instituting an annual registration fee, together with an annual revision of the rolls?

Mr. Hogue answered,—

(1.) I am not aware. The Police instructions are to report all deaths of Justices of the Peace.

(2.) I do not approve of an annual registration fee as suggested. The cost of annually revising the roll would be very great, but the suggestion will be taken into consideration.

(4.) Inspection of South Maitland Coal Mines:—Mr. Charlton asked the Secretary for Mines,—

(1.) The number of inspections made in the South Maitland Coal Mines by the Government Inspectors (exclusive of the Stanford Merthyr disaster) for a period of three years prior to April, 1906, in the shift working from 3 p.m. to 11 p.m.; also the shift working from 11 p.m. to 7 a.m.?

(2.) The name of the Inspector making such inspection, with respect to each shift?

Mr. Moore answered,—This information will be furnished as soon as possible.

(5.) Working Shifts in Coal Mines:—Mr. Charlton asked the Secretary for Mines,—What were the precise questions submitted to the Chief Inspector of Coal Mines for report in connection with the working of three shifts in coal mines?

Mr. Moore answered,—No precise questions were asked of the Chief Inspector of Coal Mines. He was instructed to report on the statements of a deputation which waited on me.

(6.) Land Tax and Rates under Local Government:—Mr. Perry (*The Richmond*) asked the Colonial Treasurer,—

(1.) What amount under the present land tax is payable on a block of land, the unimproved value of which is £600?

(2.) What amount will ratepayers have to pay under section 33, subsection (1), of the Local Government (Shires) Act at the same (1d. in the £) rate; also the maximum?

(3.) What amount would he have to pay, in addition, if a local rate were levied under the Local Government Extension Bill at same rates?

(4.) What further amount would he have to pay if a special rate were levied under the Local Government Extension Bill at same rates?

Mr. Carruthers answered,—

(1.) The Question as stated does not give sufficient information—whether the owner possesses other land, and, if so, its value; whether the land is mortgaged, and, if so, to what extent and what interest is payable—to enable a definite answer to be prepared.

(2.) If the Shire general rate be 1d. in the £ the amount levied will be £2 10s.; if the general rate be 2d., the amount levied will be £5.

(3.) A local rate could only be levied under the Local Government Extension Bill, if it become law, for the purpose of providing for some work or service of special benefit to that portion of the Shire in which the rate is levied. Thus, in a Shire there may be a township where the people desire the streets to be lit at night. The rest of the Shire will not derive benefit from the expenditure which this would involve, and therefore the cost should not be defrayed out of the general rates but out of a local rate levied in the township which will get the benefit. The Bill, provides, however, that when any proposal to levy a local rate is made, fifty of the ratepapers may demand that a poll be taken on the question; and that only ratepayers may vote at the poll. The matter is therefore left entirely to the discretion of the ratepayers. A local rate is not limited in any way; it may be as low as, or lower than $\frac{1}{4}$ th of a penny in the £, in which case the amount leviable on the land cited would be 6s. 3d., or it may be 1d. in the £, in which case the leviable amount would be £2 10s.

(4.) The answer to the last preceding Question will apply in this case also, except that a special rate will apply to every part of a Shire, and that the number of ratepapers to demand a poll is fixed at one hundred.

(7.)

1st August, 1906.

(7.) Preliminary Expenses under Local Government (Shires) Act:—Mr. Perry (*The Richmond*) asked the Colonial Treasurer,—

(1.) Is he aware that it was the intention of Parliament, agreed to by himself in Committee on the Local Government (Shires) Bill, that all costs incurred by the Temporary Councils, up to the establishment of elected Councillors should be a charge on the Consolidated Revenue?

(2.) Is he aware that the Temporary Shire Councillors have been informed by the Department, under date 17th July, as follows:—"In conclusion, I am directed to point out that the strict check which the Minister desires to be kept is necessary in the interests of the Shire itself rather than of the State finances, for subsection (4) of section 19 of the Shires Act provides that the expenses incurred in connection with the election are to be deducted from the endowment which will be payable to the Shire"?

(3.) Does he intend to act in accordance with the circular?

Mr. Carruthers answered,—

(1.) Section 7 (a) of the Local Government (Shires) Act, 1905, provides that the cost of the preliminary work done by the Temporary Shire Councils shall be paid from the Consolidated Revenue Fund; but subsection 4 of section 19 provides that the expenses incurred by a Returning Officer in connection with a Shire Election may be paid from the Consolidated Revenue Fund, "and shall, if so paid, be deducted from any endowment which may subsequently become due to the Shire."

(2.) Yes.

(3.) Yes. The intention of the Government, however, is that £150,000 will be set apart as an extra grant to Shires over and above subsidy to enable them to have a good start in their work. This sum covers many times over the small sum in question referred to in the Honorable Member's queries.

(8.) Franchise under Local Government (Shires) Act:—Mr. Perry (*The Richmond*) asked the Secretary for Public Works,—

(1.) Is it a fact that an owner of properties in each of three Ridings will be entitled to a vote, one vote in each Riding, on account of such property, and no additional vote for residence in one of them?

(2.) Is it a fact that an owner of properties in two Ridings, and residence in the third is entitled to one vote in each of the three Ridings?

(3.) Is it a fact that a man being the occupier of his wife's property is entitled to an occupier's vote, and his wife entitled to a vote as owner?

(4.) Has an official opinion or direction been sent to Provisional Councils contrary to opinions now given in answer to these Questions?

Mr. Lee answered,—

(1.) Yes.

(2.) No; see the proviso to subsection 4 of section 22; viz., "Provided that a person qualified as aforesaid as 'owner' in any Riding shall not be entitled to be enrolled as an 'occupier' in the same or any other Riding in the same Shire."

(3.) If a person, in addition to occupying his wife's property, is the tenant of such property, he comes within the definition of "occupier" as laid down in paragraph (a) of subsection 2 of section 22 of the Shires Act, and, as such, is entitled to enrolment on the list of electors. The wife is entitled to enrolment as "owner" under subsection 3 of section 22. In answering questions from Temporary Shire Councils on this point they have been instructed that if they have any doubts as to the good faith of the claim set up by the husband that he is a tenant they should either (a) omit him from the list of electors, when he will have the right to "claim" enrolment under Ordinance 31, and the claim will be adjudicated upon by the Revision Court, or (b) put the name on the list and make formal "objection" under Ordinance 33 to its retention on the list, and this objection can be decided by the Revision Court.

(4.) Not so far as I am aware.

(9.) Public Servants' Salaries:—Mr. Broughton, for Mr. Fell, asked the Colonial Treasurer,—

(1.) Is any action contemplated by the Government in regard to payment of Government officers' salaries fortnightly?

(2.) What would the extra cost of such payments be?

(3.) How much of this would be covered by revenue from the additional stamp duty?

Mr. Carruthers answered,—

(1.) No action of the nature indicated is in contemplation. The Honorable Member's attention is invited to the replies given on 21st September and 29th November, of last year, to Questions asked upon this subject.

(2.) It would be difficult to ascertain the extra cost, but it would probably amount to a very considerable sum.

(3.) About £1,980 per annum.

(10.) Railway Management:—Mr. Latimer asked the Colonial Treasurer,—

(1.) Was any correspondence addressed to Sir John See, when Premier, by Mr. George Proudfoot concerning railway management?

(2.) Has any correspondence passed between Mr. George Proudfoot and the Railway Commissioners during the past five years relating to railway management?

(3.) If so, will he lay copies of the papers upon the Table of this House?

Mr. Carruthers answered,—I am informed that correspondence passed, as indicated, and there will be no objection to lay it upon the Table of this House if moved for in the usual way.

(11.) Queensland or Mediterranean Fruit Fly:—Mr. Jessep asked the Secretary for Mines,—Will he ascertain from the Government Entomologist whether fumigation of fruit by the cyanide process effectually destroys the larvæ of the Queensland or Mediterranean Fruit Fly?

Mr. Moore answered,—Fumigation with cyanide of potassium is ineffective if used when the larvæ of the Fruit Fly remain in the fruit.

(12.)

1st August, 1906.

(12.) Libel Cases :—Mr. McFarlane asked the Attorney-General and Minister of Justice,—Is it a fact that the Crown Law authorities allow the Criminal Law to be invoked in libel cases, although there is a proper remedy in the Civil Courts for damages?

Mr. Wade answered,—No. For many years the practice has been not to file an indictment against a defendant who has been committed for trial for criminal libel unless the alleged libel imputes a grave criminal offence, such as felony, or unless the person libelled holds an official or judicial position. In all other cases the party is left to his remedy by way of civil action for damages.

(13.) Proposed North Shore Bridge :—*Mr. Broughton*, for Mr. Fell, asked the Secretary for Public Works,—In connection with the proposed North Shore Bridge,—

(1.) Did the Government in the year 1900 (a) invite competitive designs and tenders for a bridge to connect Sydney with North Sydney, in accordance with certain printed conditions supplied to Competitors; (b) appoint an Advisory Board to report on the designs and tenders submitted; (c) receive a recommendation from such Advisory Board that accurate information should be prepared to show some of the Competitors what the Government required, and enable them to amend their tenders accordingly?

(2.) Did the Government in the year 1901 (a) invite a second set of designs and tenders; (b) furnish intending Competitors with a second set of printed conditions differing materially from those of the previous competition; (c) demand from Competitors under such conditions not merely general designs and estimates, but complete calculations and stress sheets, general and detail drawings, complete specification, and detailed quantities; (d) undertake also under such conditions to return free of cost all designs, tenders for which are not accepted?

(3.) After the Second Competition (a) were any of the designs found to comply with the printed conditions; (b) was one of the tenders accepted; (c) were all the designs returned; (d) did the Advisory Board again desire amendments in the conditions relating to the design of the bridge; (e) did the representative of one design and tender inform the Board that the plans for the same had cost £4,000 actual expenses, and that he thought his company would accept £8,000 for them; (f) did Mr. Norman Selfe, M.Inst.C.E., as the representative of six designs, say to the Board, when discussing the effect of certain alterations suggested by its members, "You would not have this bridge, and it would upset the design from beginning to end"?

(4.) Did the Advisory Board select three of the Competitors who had forwarded designs and tenders in the Second Competition, and, in the year 1902, forward a communication to them covering radical modifications required to the previous conditions of the bridge design, and request such Competitors to submit amended tenders under the new conditions?

(5.) Did the Third Competition take place in the year 1903, and the selected Competitors supply further designs, plans, and specification to the amended conditions, as requested by the Board?

(6.) Did the Advisory Board examine the several designs and tenders submitted in the Third Competition, and report that they had no hesitation in recommending one for selection?

(7.) With regard to the plans and specification connected with the tender recommended by the Board, (a) was the successful Competitor informed of the result of the Third Competition; (b) were the plans returned or the tender accepted; (c) were any of the plans copied and printed by Government?

(8.) (a) Was the successful design, with plans and specification, one out of ten sets which in the course of the three competitions were sent in to the Government by Mr. Norman Selfe, of Sydney, and which were accompanied in each case by tenders from Messrs. J. Stewart & Co.; (b) was one of such sets properly retained and a premium paid Mr. Selfe; (c) were seven out of such ten sets returned to Mr. Selfe by the Government free of charge in accordance with the printed conditions; (d) have two sets of designs, plans, and particulars been retained up to the present, including those for the successful design and tender?

(9.) (a) Has Mr. Selfe asked the Government, on account of the designs and plans furnished by him that were approved by the Board and retained and printed by Government, to pay one-half of the usual commission in such cases, viz., 1½ per centum on the amount of tender until a tender shall be accepted; (b) has he been informed that the Government does not admit any claim on account of such designs and plans which it has retained?

(10.) Has the Government any objection to the appointment of a Select Committee of this House to inquire into the claims of the successful Competitors in the North Shore Bridge Competition?

Mr. Lee answered,—

(1.) (a) yes; (b) yes; (c) the Advisory Board reported that even the best of the designs received in 1900 were unsatisfactory, and that they could not recommend the acceptance of any tender. Following upon applications from some of the Competitors to be allowed to amend their tenders, it was recommended that further information should be prepared.

(2.) (a) yes; (b) yes; (c) yes; (d) yes.

(3.) (a) No design and tender were altogether satisfactory; (b) no; (c) three designs were selected for amendment, the remainder were returned; (d) yes; (e) yes; (f) I am informed there is no official record of such a statement.

(4.) Yes, if they so desired.

(5.) The designs, as amended by three of the tenderers, were considered in 1903. There was no Third Competition.

(6.) The Board recommended one of these three designs as satisfactory.

(7.) (a) He received a copy of the Board's report; (b) no; (c) sketches were published in the report of the Advisory Board, together with those of all other Competitors.

(8.) (a) The design and tender selected by the Advisory Board were submitted by Messrs. J. Stewart and Company, with whom were associated the Maschinen-baugesellschaft Company of Nurnberg, and Mr. Norman Selfe; (b) the second premium of £500 was paid to Mr. Norman Selfe in connection with the 1900 competition, as agent for the Maschinen-baugesellschaft Company of Nurnberg; (c) yes; (d) yes.

(9.) (a) Yes; (b) yes.

(10.) I have no objection.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

1st August, 1906.

3. RAILWAY COMMISSIONERS APPOINTMENT BILL:—Mr. Mackenzie presented a Petition from Charles Nicholson Jewel Oliver, C.M.G., Chief Commissioner for Railways, representing that he was appointed under the Government Railways Act of 1901 to hold office for a period of seven years from the 21st October, 1902; that the Railway Commissioners Appointment Bill now before the House directly affects his personal rights and interests as Chief Commissioner for Railways, and praying that due provision be made in the Bill for protecting his rights and interests, and for fully compensating him for any losses he may sustain upon the passing of the Bill, and that he be granted leave to appear by Counsel at the Bar of the House and be heard in support of his claims. And the Petition was read by the Clerk, by direction of Mr. Speaker.
Petition received.

4. PAPERS:—

Mr. Ashton laid upon the Table,—

(1.) Amended Regulation No. 361 and Amended Forms Nos. 114 to 122, inclusive, and 124 under the Crown Lands Amendment Act of 1905, and Amended Regulation No. 6 and Amended Form No. 30 under the Crown Lands Acts.

(2.) Notice of intention to declare that After Auction Purchases of allotments 8 and 2, section 6, and portion 564, parish of Botany, county of Cumberland, Metropolitan Land District, by Mary Levitt, Arthur Weston Sheldon Dudley, and Edith White, applied for on the 18th December, 1905, and gazetted approved on 10th January, 1906, shall cease to be voidable.

Referred by Sessional Order to the Printing Committee.

Mr. Carruthers laid upon the Table,—Report of the Railway Commissioners on Railways and Tramways for year ended 30th June, 1906.

Referred by Sessional Order to the Printing Committee.

5. TESTATOR'S FAMILY MAINTENANCE BILL:—Mr. Arthur Griffith, pursuant to leave granted on the 26th July, 1906, presented a Bill, intituled "*A Bill to assure to the widow and family of a testator a certain interest in the estate of such testator, and to amend the Probate Act in connection therewith.*"—which was read a first time.

Ordered to be printed, and read a second time on Tuesday, 28th August.

6. IMPROVEMENT LEASES (*Formal Motion*):—Mr. Wood moved, pursuant to Notice, That there be laid upon the Table of this House,—Copies of papers—(a) showing the recommendations and minutes of the Tender Board, together with Departmental and Ministerial minutes in the improvement lease cases dealt with by the Royal Commission where the lower tenderer was given preference to the higher tenderer in the issue of the lease; (b) in the cases of improvement leases dealt with by the Royal Commission on Mourabie, Kucargo, Browon, and Burrowang Holdings; (c) dealing with the matter of the exemption of the operation of the timber-getters' licenses in the improvement leases granted to Patrick Rae, on Quabotho Holding; (d) on improvement lease cases dealt with by the Royal Commission in which Mr. O'Malley Wood made reports, or dealt with rentals, since he has been appointed to the Advances to Settlers' Board.
Question put and passed.

7. POSTPONEMENT:—The Order of the Day, Crimes (Girls' Protection) Bill (*Council Bill*); to be further considered in Committee, postponed until Tuesday, 14th August.

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

(1.) Sydney Corporation Amendment Bill:—

HARRY H. RAWSON,
Governor.

Message No. 28.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Sydney Corporation Act, 1902; to amend and explain the Sydney Corporation Amendment Act, 1905; to define the boundaries of certain land resumed by the Council under the last-mentioned Act, and to vest such land in the Council; and for other purposes incidental thereto or consequent thereon.

*State Government House,
Sydney, 28th July, 1906.*

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

(2.) Consolidated Revenue Fund (Municipal Grant) Bill:—

HARRY H. RAWSON,
Governor.

Message No. 29.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to apply out of the Consolidated Revenue Fund of New South Wales a certain sum to make good supplies granted for the Services of the year 1906-1907.

*State Government House,
Sydney, 1st August, 1906.*

Ordered to be referred to the Committee of Supply.

1st August, 1906.

9. ADJOURNMENT :—Mr. Speaker stated that he had received from the Honorable Member for Belmore, Mr. O'Sullivan, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—"The impropriety of allowing the running of the first trains in connection with the Central Railway Station on Sunday next."

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. O'Sullivan moved, That this House do now adjourn.

Debate ensued.

Question put.

The House divided.

Ayes, 22.

Mr. Cann,	Mr. Donaldson.
Mr. Estell,	<i>Tellers,</i>
Mr. Dacey,	
Mr. McGowen,	Mr. McLaurin;
Mr. Macdonell,	Mr. McNeill.
Mr. Hollis,	
Mr. Fegan,	
Mr. Meehan,	
Mr. Gardiner,	
Mr. Edden,	
Mr. Scobie,	
Mr. Miller,	
Mr. Charlton	
Mr. Richards,	
Mr. W. W. Young,	
Mr. Perry (<i>The Richm'd</i>),	
Mr. Briner,	
Mr. Gillics,	
Mr. O'Sullivan,	

Noes, 35.

Mr. Wade,	Mr. Levy,
Mr. Jones,	Mr. Dick,
Mr. Lee,	Mr. McFarlane,
Mr. Hogue,	Mr. Law,
Mr. Ashton,	Mr. Mahony,
Mr. Creswell,	Mr. Eden George,
Mr. Carruthers,	Mr. Nobbs,
Mr. J. H. Young,	Mr. Storey,
Mr. Oakes,	Mr. McCoy,
Mr. O'Connor,	Mr. Wood,
Mr. Robson,	Mr. Thomas,
Mr. Downes,	Mr. Henley,
Mr. R. J. Anderson,	Mr. W. Millard,
Mr. Walter Anderson,	Mr. Reynoldson.
Mr. Hindmarsh,	<i>Tellers,</i>
Mr. Collins,	
Mr. Ball,	Colonel Ryrie,
Mr. Bruntnell,	Mr. Fallick.
Mr. Booth,	

And so it passed in the negative.

10. COMMITTEE OF ELECTIONS AND QUALIFICATIONS :—Donald Macdonell, Esquire, came to the Table and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.

11. GAMING AND BETTING BILL :—

- (1.) Mr. Wade moved, pursuant to Notice, That leave be given to bring in a Bill for the regulation and suppression of gaming, betting, and "wagering"; to amend the Games, Wagers, and Betting-houses Act, 1901; to restrict the holding of race meetings; for the licensing of racecourses; and for purposes consequent thereon or incidental thereto.

Debate ensued.

Mr. O'Sullivan moved, That the Question be amended by inserting after the word "wagering" the words "in the residential clubs and elsewhere."

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

Debate continued.

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

Debate continued.

Original Question put and passed.

- (2.) Mr. Wade then presented a Bill, intituled "A Bill for the regulation and suppression of gaming, betting, and wagering; to amend the Games, Wagers, and Betting-houses Act, 1901; to restrict the holding of race-meetings; for the licensing of racecourses; and for purposes consequent thereon or incidental thereto,"—which was read a first time.

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

12. SECOND-HAND DEALERS AND COLLECTORS BILL :—Mr. Wade moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the licensing and regulation of second-hand dealers in and collectors of certain old wares; to regulate the sale of second-hand articles and old wares; to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900; and for other purposes.

Question put and passed.

13. CARELESS USE OF FIRE BILL :—Mr. Hogue moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Careless Use of Fire Act, 1901, the Pastures Protection Act, 1902; and for other purposes.

Question put and passed.

14. POSTPONEMENT :—The Order of the Day for the second reading of the Railway Commissioners Appointment Bill, postponed until To-morrow.

15. SYDNEY COUNCIL (RESUMPTION MONEYS) BILL :—The Order of the Day having been read,—Mr. Carruthers 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. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.

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

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

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

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

1st August, 1906.

16. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again at a later hour of the Day.
17. DOWER ABOLITION BILL:—The Order of the Day having been read,—Mr. Wade moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Wade the report was adopted.
Ordered, That the Bill be read a third time To-morrow.
18. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.
The Chairman also reported that the Committee had come to a resolution.
Ordered, on motion of the Chairman, That the report be now received.
The Chairman then reported the resolution, which was read a first time, as follows:—
(2.) *Resolved*,—
That there be granted to His Majesty a sum not exceeding £50,000 to be issued and applied for or towards the following uses and purposes:—
Services of the year 1906–1907—
Secretary for Public Works—Special Grants to Municipalities, to be distributed according to their relative needs, and on the recommendation of the Local Government Advisory Board.
On motion of Mr. Carruthers, the resolution was read a second time, and agreed to.
19. WAYS AND MEANS:—The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.
The Chairman also reported that the Committee had come to a resolution.
Ordered, on motion of the Chairman, That the report be now received.
The Chairman then reported the resolution, which was read a first time, as follows:—
(2.) *Resolved*,—That towards making good the Supply granted to His Majesty for the Services of the financial year 1906–1907, the sum of £50,000 be granted out of the Consolidated Revenue Fund of New South Wales.
On motion of Mr. Carruthers, the resolution was read a second time, and agreed to.
20. CONSOLIDATED REVENUE FUND (MUNICIPAL GRANT) BILL:—
(1.) Ordered, on motion of Mr. Carruthers, That a Bill be brought in, founded on Resolution of Ways and Means (No. 2), to apply out of the Consolidated Revenue Fund of New South Wales a certain sum to make good supplies granted for the Services of the year 1906–1907.
(2.) Mr. Carruthers then presented a Bill, intituled "*A Bill to apply out of the Consolidated Revenue Fund of New South Wales a certain sum to make good supplies granted for the Services of the year 1906–1907*,"—which was read a first time.
Ordered to be printed, and read a second time To-morrow.
21. ADJOURNMENT:—Mr. Carruthers moved, That this House do now adjourn.
Debate ensued.
Question put and passed.
The House adjourned accordingly, at twenty-three minutes before Twelve o'clock, until To-morrow, at Four o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 18.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 2 AUGUST, 1906.

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

QUESTIONS :—

- (1.) Sydney—Nowra Railway :—Mr. McFarlane asked the Secretary for Public Works,—
- (1.) What is the length of the Sydney—Nowra Railway Line?
 - (2.) What is about the average distance from the ocean of such line?
 - (3.) What was the cost of construction, including resumption of land?
 - (4.) What has been the average annual expenditure during the past five years respecting working expenses, maintenance, and interest on the capital cost?
 - (5.) What has been the average annual revenue for same period?

Mr. Lee answered,—

- (1.) 95 miles 2 chains.
 - (2.) Approximately $1\frac{1}{2}$ miles.
 - (3.) I am informed by the Railway Commissioners that the capital cost, including rolling stock, is £2,604,365.
 - (4.) The Railway Commissioners state £251,001 for the five years ended 31st December, 1905.
 - (5.) The Railway Commissioners state £216,800 for the five years ended 31st December, 1905.
- (2.) Proposed Railway from Maitland to South Grafton :—Mr. McFarlane asked the Secretary for Public Works,—
- (1.) What is the length of the proposed railway from Maitland to South Grafton?
 - (2.) What is about the average distance of the surveyed line from the ocean?
 - (3.) What is the estimated cost of construction, including resumption of land, as valued by Mr. Sievers?
 - (4.) What is the estimated annual cost, including interest?
 - (5.) What is the estimated revenue, including new traffic brought to the trunk line?

Mr. Lee answered,—

- (1.) 310 miles 58 chains.
 - (2.) About 15 miles approximately.
 - (3.) £2,722,320.
 - (4.) I am informed by the Railway Commissioners, £152,779, irrespective of land and rolling stock.
 - (5.) The revenue estimated by the Railway Commissioners in their report on the proposed line was £100,000. The Chief Traffic Manager in his evidence before the Public Works Committee estimated that the value of the additional traffic brought on to the trunk line would be about £20,000 per annum.
- (3.) The Gambling Evil :—Mr. Booth asked the Colonial Treasurer,—In view of the High Court decision in the case of Pryor v. Sherwood in May last which makes betting in the public streets not illegal, and in view of the statement of the Chief Justice that legislation ought to be introduced to end the difficulty about the word "place,"—is it the intention of the Government to take action in the matter by introducing a comprehensive Measure dealing with the gambling evil; if so, when is such a Measure likely to be introduced?

Mr. Wade answered,—A Bill dealing with the matter referred to has been presented to this House, and read a first time. (4.)

2nd August, 1906.

- (4.) Sworn Valuators :—*Mr. Gillies*, for *Mr. Richards*, asked the Attorney-General and Minister of Justice,—Has his attention been drawn to the fact that necessary appointments of Sworn Valuators under the Real Property Act are delayed because of the proposed amendment of the Act ; will he, in the public interest, expedite the appointment of qualified persons already nominated ?
- Mr. Wade* answered,—The Honorable Member's attention is invited to the answers given on the 10th ultimo by my Colleague, the Chief Secretary, to Questions with regard to the appointment of Sworn Valuators. The question of introducing new legislation on the subject is now under consideration, but there is no present intention of making any additional appointments.
- (5.) Amendment of the Poisons Act :—*Mr. Gillies*, for *Mr. Richards*, asked the Colonial Treasurer,—Will he expedite the introduction and passage of the proposed Amending Bill, extending the powers for sale of poisons used for the destruction of rabbit, dingo, &c. ?
- Mr. Carruthers* answered,—It is proposed to reintroduce, at an early date, at the stage it had previously reached, the Poisons Bill which was introduced during last Session.
- (6.) Regrading of the Public Service :—*Mr. Broughton* asked the Attorney-General and Minister of Justice,—
- (1.) When will the Public Service grading be published ?
 - (2.) Is it intended that any increases in small salaries are to take effect as in the past from the 1st January last, and not from 1st July ?
 - (3.) Have the returns been before the Public Service Board since October, 1905 ; what is the cause of delay ?
- Mr. Wade* answered,—The Honorable Member's attention is invited to information given by me on this subject on the 18th ultimo, in reply to a Question asked by the Honorable Member for The Gwydir. The Public Service Board have, however, furnished me with the following further information :—
- (1.) The full information required by the Board in connection with this matter has not yet been furnished by all the Departments, but the Board have already made a preliminary examination, and they hope in a short time to complete the work. They cannot, however, fix an exact date at present.
 - (2.) The Honorable Member is probably referring to the increments to salaries up to £150 per annum. The increases in these cases will be dealt with in the usual way as soon as the Estimates are passed, and, unless there are circumstances to the contrary, the increases will take effect from 1st July.
 - (3.) It is not clear what returns are referred to. The returns in connection with the regrading were furnished by the Departments to the Board at different dates, the last about the end of March. The Board then proceeded with the preliminary work, and are now, as before stated, waiting for further information to complete the task, which is a very complicated one.
- (7.) Darling Harbour Cranes :—*Mr. Fegan* asked the Colonial Treasurer,—
- (1.) Has a contract been let for the leasing of the cranes at Darling Harbour ?
 - (2.) If so, what is the contract price per ton ?
- Mr. Carruthers* answered,—I am informed :—
- (1.) Yes, until 30th June, 1907.
 - (2.) (a) For loading into vessels coal, coke, or shale from hopper waggons, 1½d. per ton ; (b) for loading or unloading locomotives, or heavy lifts, over 5 tons, 2s. 6d. per ton ; (c) for loading cargo 3½d. per ton ; (d) for unloading cargo, 3½d. per ton.
- (8.) Publicans' License Fees :—*Mr. Collins* asked the Colonial Treasurer,—In reference to Question No. 14, asked by *Mr. Collins* on 25th July, 1906, relating to publicans' licenses, will he make provision in the Estimates for 1906-7 for payment of the difference, between the amount paid and the amount which would be due under the assessment section of the Amending Act, to those publicans whose licenses did not expire until after the Amending Act came into force, but who were compelled to pay the license fee of £30 under the old Act, by reason of fourteen days' notice having to be given for renewal ?
- Mr. Carruthers* answered,—The amounts could not legally be refunded. I do not consider that a Vote of Parliament would be justified, as the whole administration of the new Liquor Act, where any anomalies have arisen regarding license fees, has been to put the licensee in the same position that he occupied under the old Act.
2. SUSPENSION OF STANDING ORDERS (*Formal Motion*) :—*Mr. Carruthers* moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill, intituled "A Bill to apply out of the Consolidated Revenue Fund of New South Wales a certain sum to "make good supplies granted for the Services of the year 1906-1907," through all its stages in one day.
- Question put and passed.
3. SYDNEY COUNCIL (RESUMPTION MONEYS) BILL (*Formal Order of the Day*) :—*Mr. Carruthers* moved, That this Bill be now read a third time.
- Question put and passed.
- Bill read a third time.
4. RAILWAYS AND TRAMWAYS—STAMP DUTY—WHARFAGE DUES (*Formal Motion*) :—*Mr. Fegan* moved, pursuant to Notice, That there be laid upon the Table of this House a return showing,—
- (1.) The amount of earnings of the Railways and Tramways for the financial years 1903-4, 1904-5, 1905-6.
 - (2.) The expenditure during those years, exclusive of construction.
 - (3.) The amount of Stamp Duty during the years 1903-4, 1904-5, 1905-6.
 - (4.) The amount received for Wharfage Dues for the years 1903-4, 1904-5, 1905-6.
- Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

2nd August, 1906.

5. REPAIRS TO RAILWAY ENGINES IN BATHURST AND EVELEIGH SHOPS (*Formal Motion*):—Mr. W. W. Young moved, pursuant to Notice, That there be laid upon the Table of this House a return showing,—
- (1.) How many "T," "B," "O," and "J" class engines were dealt with in Bathurst shops for repairs (other than running repairs) from 1st December, 1905, to 28th February, 1906, inclusive.
 - (2.) The repairs in detail effected.
 - (3.) How long each engine was in the shop during repairs.
 - (4.) The cost per engine.
 - (5.) How many engines of the "T," "B," "O," and "J" class were worked into Eveleigh from Bathurst during the same period for similar repairs.
 - (6.) The repairs in detail effected to these engines from 1st December, 1905, to 28th February, 1906, at Eveleigh.
 - (7.) The cost per engine.
- Question put and passed.

6. SYDNEY CORPORATION AMENDING BILL:—Mr. Carruthers moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Sydney Corporation Act, 1902; to amend and explain the Sydney Corporation Amendment Act, 1905; to define the boundaries of certain land resumed by the Council under the last-mentioned Act, and to vest such land in the Council; and for other purposes incidental thereto or consequent thereon.
- Question put and passed.
7. RAILWAY COMMISSIONERS APPOINTMENT BILL:—The Order of the Day having been read,—Mr. Carruthers moved, That this Bill be now read a second time.
- Debate ensued.

And the House continuing to sit after Midnight,—

FRIDAY, 3 AUGUST, 1906, A.M.

Question put and passed.

Bill read a second time.

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

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

8. SECOND-HAND DEALERS AND COLLECTORS BILL:—The following Message from His Excellency the Governor was delivered by Mr. Wade, and read by Mr. Speaker:—

HARRY H. RAWSON,
Governor.

Message No. 30.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to provide for the licensing and regulation of second-hand dealers in and collectors of certain old wares; to regulate the sale of second-hand articles and old wares; to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900; and for other purposes.

State Government House,
Sydney, 2nd August, 1906.

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

9. SYDNEY COUNCIL (RESUMPTION MONEYS) BILL (*Continuation of Formal Order of the Day*):—On motion of Mr. Carruthers, this Bill was passed.

Mr. Carruthers then moved, That the Title of the Bill be "*An Act to provide for the payment out to the Municipal Council of Sydney of certain resumption moneys and interest standing in the Equity Court to the credit of a certain account, and to provide for the application of the said moneys and interest, and to amend and enlarge the powers of the said Council in relation thereto; and for other purposes.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day agreed to the Bill, intituled "*An Act to provide for the payment out to the Municipal Council of Sydney of certain resumption moneys and interest standing in the Equity Court to the credit of a certain account, and to provide for the application of the said moneys and interest, and to amend and enlarge the powers of the said Council in relation thereto; and for other purposes,*"—returns the same to the Legislative Council without amendment.

Legislative Assembly Chamber,
Sydney, 3rd August, 1906, a.m.

10. DOWER ABOLITION BILL:—The Order of the Day having been read,—Mr. Carruthers moved, That this Bill be now read a third time.

Question put and passed.

Bill read a third time, and, on motion of Mr. Carruthers, passed.

Mr. Carruthers then moved, That the Title of the Bill be "*An Act to abolish dower; to amend the Statute law relating to dower; and for other purposes.*"

Question put and passed.

Ordered,

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

2nd August, 1906.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to abolish dower ; to amend the Statute law relating to dower ; and for other purposes,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 3rd August, 1906, a.m.*

11. CONSOLIDATED REVENUE FUND (MUNICIPAL GRANT) BILL :—

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

Question put and passed.

Bill read a second time.

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

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

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

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

(2.) Bill read a third time, and, on motion of Mr. Carruthers, *passed.*

Mr. Carruthers then moved, That the Title of the Bill be "*An Act to apply out of the Consolidated Revenue Fund of New South Wales a certain sum to make good supplies granted for the Services of the year 1906-1907.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to apply out of the Consolidated Revenue Fund of New South Wales a certain sum to make good supplies granted for the Services of the year 1906-1907,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 3rd August, 1906, a.m.*

12. ADJOURNMENT :—Mr. Carruthers moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 19.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 7 AUGUST, 1906.

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

ELECTORAL DISTRICT OF COOTAMUNDRA :—

- (1.) *Issue and Return of Writ* :—Mr. Speaker informed the House that, upon the passing of the Resolution of the 5th July, 1906, declaring the Seat of William Arthur Holman, Esquire, vacant, he had issued a Writ for the Election of a Member to serve in the room of Mr. Holman; and that such Writ had been duly returned, with a Certificate endorsed thereon by the Returning Officer of the election of William Arthur Holman, Esquire, to serve as Member for the Electoral District of Cootamundra.
- (2.) *Member Sworn* :—William Arthur Holman, Esquire, was introduced, and having taken and subscribed the Oath of Allegiance, and signed the Roll of the House, took his Seat as Member for the Electoral District of Cootamundra.

2. QUESTIONS :—

- (1.) *Carriage of Parcels from the Railway Station* :—*Mr. Estell*, for Mr. Sullivan, asked the Colonial Treasurer,—
- (1.) Were tenders called this year for the carriage of parcels from the Railway Station?
 - (2.) If not, why not?
 - (3.) Who got the job?
 - (4.) Are Whitehead and Company doing the work, and are they given a preference over lower tenderers for the previous year?
 - (5.) Did the Railway Commissioners, after inviting public tenders and opening same, allow Whitehead and Company to alter their tender by reducing the charges?

Mr. Carruthers answered,—

- (1.) I am informed tenders were not called.
 - (2 and 3.) The contract is being continued with Messrs. Whitehead and Company, who have been the contractors for some years with very satisfactory results. It is pointed out that the charges are paid by the public, and they are considered very reasonable for the service rendered.
 - (4.) In view of the certainty of good service, it was deemed wise to extend the contract, more particularly in view of the fact that the period covered the change from the old to the new station.
 - (5.) Messrs. Whitehead and Company carried out their service so satisfactorily that the Commissioners were desirous of retaining them. The Railway Department has no pecuniary advantage in this contract, it being simply one between the public and the contractor, the Commissioners only securing the delivery of parcels in a prompt and economic manner. It was thought reasonable to ask the firm to reduce their charges so that the public should get the cheapest possible service.
- (2.) *Slaughtering Establishments—Meat Inspectors* :—*Mr. Nobbs*, for Mr. Henley, asked the Colonial Treasurer,—
- (1.) How many privately-owned slaughtering establishments are there within the Metropolitan Police District of Sydney?

(2.)

7th August, 1906.

(2.) What was the number of animals condemned as unfit for food in each of the said establishments for the five years ending 31st December, 1905—giving each one and their location separately?

(3.) How many meat inspectors were there permanently and continually employed by the Board of Health for the above period, not including those at the City and Glebe Island Government Abattoirs?

Mr. Hogue answered,—The information is now being obtained, and will be laid upon the Table in the form of a return. The Metropolitan Police District extends from Broken Bay to Wattamolla and westerly beyond Homebush, and in order to learn the total number of private slaughter-houses it is necessary to refer by letter to several Local Authorities who supervise them.

(3.) Railway Fares and Freights :—*Mr. Collins* asked the Colonial Treasurer,—

(1.) Has his attention been drawn to the following resolutions passed by the Narrabri Municipal Council, and endorsed by the Municipal Councils and Parliamentary Representatives of Tumut, Deniliquin, Bingara, Coonamble, Murrumburrah, Blayney, Walcha, Young, East Orange, Glen Innes, Grafton, Wellington, West Narrabri, Orange, Hay, Molong, Ballina, Gunnedah, Moree, Armidale, Forbes, Albury, Casino, and Jerilderie, viz :—(a) That the high freights and passenger rates, particularly the latter, that country residents have to pay are unfair, and to a great extent prevent persons travelling as frequently as they otherwise would be likely to do; (b) that as the cheap trains at certain seasons are frequently fixed for dates unsuitable to many requiring to travel, it would be more equitable to make a general reduction in such rates, and obviate the necessity for such trains; (c) that the latter is the more advisable course, in view of the fact that many families have to remove to cooler climates in hot weather for health purposes; (d) that as the railways are run in the interest of the whole of the State similar concessions should be made to country residents as are made to Sydney suburban residents—Sydney to respective stations at quarter, half, or yearly rates; (e) losses so incurred should be charged to the Consolidated Revenue? (2.) What action, if any, has been taken in the matter, and how far is he prepared to go to meet the wishes of the people living in these remote portions of the State, in respect to each of the above-mentioned recommendations?

Mr. Carruthers answered,—The matter has been brought under the attention of the Railway Commissioners, who have been asked to report fully.

(4.) Publicans' Licenses :—*Mr. Bruntnell* asked the Attorney-General and Minister of Justice,—

(1.) How many Publicans' Licenses were there in existence in the Metropolitan area (a) on the 1st January, 1906; (b) on the 31st July, 1906?

(2.) How many Publicans' Licenses were there in existence outside the Metropolitan area (a) on the 1st January, 1906; (b) on the 31st July, 1906?

(3.) How many clubs have registered under the new Liquor Act?

Mr. Wade answered,—

(1.) (a) 745; (b) 720.

(2.) (a) 2,330; (b) 2,335.

(3.) Eighty-two.

The figures with regard to Publicans' Licenses are subject to possible slight amendment consequent upon, say, (a) a few certificates for licenses being still valid, although licenses have not actually issued thereon; (b) appeals still pending; (c) licenses being cancelled, the official notification of which has not yet been issued.

3. RAILWAY COMMISSIONERS APPOINTMENT BILL :—*Mr. John Hurley* presented the following Petitions :—

(1.) From *David Kirkcaldie*, of Sydney, Railway Commissioner, representing that on 21st October, 1902, he was reappointed for a term of seven years, under the Government Railways Act of 1901; that by a Bill introduced in the Legislative Assembly it is provided that the present Railway Commissioners shall cease to hold Office, and may be paid one year's salary; that if the Bill becomes law in its present form, Petitioner's period of Office will be terminated three years before it would have expired by effluxion of time; that Petitioner has faithfully and to the best of his ability performed the duties appertaining to his Office; that to terminate his appointment as proposed would injure him both in prospects and reputation; and praying to be permitted to appear by Counsel at the Bar of the House.

And the Petition was read by the Clerk, by direction of *Mr. Speaker*.

Petition received.

(2.) From *William Meeke Fehon*, of Sydney, Railway Commissioner, representing that on the 21st October, 1902, he was reappointed for a term of seven years, under the Government Railways Act of 1901; that the Ministry have submitted a Bill to terminate the period of service; that the Bill provides for the payment of one year's salary to the Commissioner after his services are dispensed with; that Petitioner has had a long period of service, and has at all times used his best energy and experience in the interests of the Railways of New South Wales; that Petitioner has been appointed three times each for a period of seven years; asking that Petitioner's retirement may be made more liberal than is provided for by clause three of the Bill; and praying to be heard by Counsel at the Bar of the House.

And the Petition was read by the Clerk, by direction of *Mr. Speaker*.

Petition received.

4. PRINTING COMMITTEE :—*Mr. McFarlane*, as Chairman, brought up the Fourth Report from the Printing Committee.

5. SUSPENSION OF STANDING ORDERS :—

(1.) *Mr. Mackenzie* moved, without Notice, That it is a matter of urgent necessity that the House should forthwith consider Notice of Motion No. 7 of General Business on the Notice Paper for To-day, in reference to the Petition of *Charles Nicholson Jewel Oliver, C.M.G.*, Chief Commissioner for Railways, to be heard by Counsel at the Bar of this House.

Question

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

7th August, 1906.

Question put.
The House divided.

Ayes, 48.

Mr. Wade,	Mr. R. J. Anderson,	Mr. Nicholson,
Mr. Broughton,	Mr. Latimer,	Mr. Collins,
Mr. Dick,	Mr. Jones,	Mr. Henley,
Mr. Carruthers,	Mr. McGowen,	Mr. W. Millard,
Mr. Moore,	Mr. Macdonell,	Mr. Fleming,
Mr. Lee,	Mr. Hollis,	Mr. Oakes,
Mr. Mackenzie,	Mr. Sullivan,	Mr. Gardiner,
Mr. O'Connor,	Mr. Law,	Mr. Meehan,
Mr. Thrower,	Mr. O'Sullivan,	Mr. Arthur Griffith,
Mr. Ashton,	Mr. Fallick,	Mr. Cann,
Mr. Nobbs,	Mr. Thomas,	Mr. Scobie,
Mr. Levy,	Mr. Dacey,	Mr. Estell.
Mr. Booth,	Mr. Holman,	<i>Tellers,</i>
Mr. Bruntnell,	Mr. Wood,	
Mr. J. H. Young,	Mr. W. W. Young,	Mr. McFarlane,
Mr. Hogue,	Mr. McGarry,	Mr. McLaurin.
Mr. Davidson,	Mr. Charlton,	

Noes, 10.

Mr. Edden,
Mr. Pegan,
Mr. Creswell,
Mr. Perry (<i>The Richm'd</i>),
Colonel Ryrie,
Mr. Briner,
Mr. John Hurley,
Mr. Walter Anderson.
<i>Tellers,</i>
Mr. Cohen,
Mr. Nielsen.

And so it was resolved in the affirmative.

- (2.) Mr. Mackenzie then moved, without Notice, That so much of the Standing and Sessional Orders be suspended as would preclude the consideration forthwith of Notice of Motion No. 7 of General Business on the Notice Paper for To-day, in reference to the Petition of Charles Nicholson Jewel Oliver, C.M.G., Chief Commissioner for Railways, to be heard by Counsel at the Bar of this House.

Debate ensued.

Question put.

The House divided.

Ayes, 31.

Mr. Scobie,	Mr. Booth,
Mr. Jones,	Mr. Sullivan,
Mr. Levy,	Mr. Creswell,
Mr. Hollis,	Mr. Charlton,
Mr. Gillies,	Mr. Davidson,
Mr. McNeill,	Mr. McGarry,
Mr. Thrower,	Mr. Gardiner,
Mr. Mackenzie,	Mr. Wood,
Mr. O'Sullivan,	Mr. McFarlane,
Mr. Jessop,	Mr. Estell.
Mr. McGowen,	<i>Tellers,</i>
Mr. Latimer,	
Mr. W. W. Young,	Colonel Ryrie,
Mr. R. J. Anderson,	Mr. Arthur Griffith.
Mr. J. H. Young,	
Mr. Nicholson,	
Mr. Bruntnell,	
Mr. Storey,	
Dr. Arthur,	

Noes, 17.

Mr. Hogue,
Mr. Wade,
Mr. Nobbs,
Mr. Lee,
Mr. Cohen,
Mr. Edden,
Mr. Dick,
Mr. Ashton,
Mr. Robson,
Mr. Fallick,
Mr. Perry (<i>The Richm'd</i>),
Mr. Law,
Mr. Oakes,
Mr. Fleming,
Mr. W. Millard.
<i>Tellers,</i>
Mr. Thomas,
Mr. Briner.

And so it was resolved in the affirmative.

6. RAILWAY COMMISSIONERS APPOINTMENT BILL :—Mr. Mackenzie moved, pursuant to Notice, That that portion of the prayer of the Petition, presented on the 1st August instant, from Charles Nicholson Jewel Oliver, C.M.G., Chief Commissioner for Railways, praying that he be heard by Counsel at the Bar of this House, be granted.

Debate ensued.

Question put.

The House divided.

Ayes, 13.

Mr. Nicholson,
Mr. Meehan,
Mr. Jones,
Mr. Mackenzie,
Mr. Hollis,
Mr. McNeill,
Mr. Scobie,
Mr. McGowen,
Mr. O'Sullivan,
Mr. Gardiner,
Mr. McGarry. *
<i>Tellers,</i>
Mr. Storey,
Mr. Macdonell.

Noes, 40.

Mr. Charlton,	Mr. Law.
Mr. Hogue,	Mr. J. H. Young,
Mr. Lee,	Mr. McFarlane,
Mr. Wade,	Mr. Latimer,
Mr. Cohen,	Mr. Bruntnell,
Mr. Cann,	Mr. Nobbs,
Mr. Moore,	Dr. Arthur,
Mr. Perry (<i>The Richm'd</i>),	Mr. Mahony,
Mr. Levy,	Mr. Fleming,
Mr. Ashton,	Mr. McCoy,
Mr. Edden,	Mr. McLaurin,
Mr. Pegan,	Mr. Briner,
Mr. Robson,	Mr. Creswell,
Colonel Ryrie,	Mr. Wood,
Mr. Booth,	Mr. Walter Anderson,
Mr. R. J. Anderson,	Mr. Henley,
Mr. Estell,	Mr. W. Millard.
Mr. Dick,	<i>Tellers,</i>
Mr. Thomas,	
Mr. Jessop,	Mr. Oakes,
Mr. Davidson,	Mr. Collins.

And so it passed in the negative.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 20.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 8 AUGUST, 1906.

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

QUESTIONS:—

- (1.) Establishment of a Home for Consumptives:—*Mr. Booth*, for *Mr. Robson*, asked the Colonial Secretary,—What action is at present being taken by the Government in regard to the requests put forward by the recent deputation from the Metropolitan Municipal bodies, Queen Victoria Home for Consumptives Executive, and Trades Hall Representatives, and others, who waited upon the Chief Secretary relative to the establishment of a Home for those in the advanced stages of consumption, and also the extension of the law providing for the notification of the disease to the municipal areas?

Mr. Hogue answered,—Steps are being taken to amend the Public Health Act in regard to making pulmonary tuberculosis a notifiable disease, while provision is being made on the Estimates for increased grants to the Consumptive Homes at Wentworth Falls and Thirlmere. A site has been selected, and matters are in progress for the erection of a Home for Incurables at Waterfall, for which Parliament will be asked to provide the necessary funds. A grant has already been made by Parliament of £5,000 towards the erection of a Sanatorium to relieve the Consumptive and other Wards at Liverpool Asylum.

- (2.) Witnesses before Royal Commission of Inquiry into Administration of Lands Department:—*Mr. Macdonell* asked the Attorney-General and Minister of Justice,—

(1.) Is he aware that an officer of his Department has intimated to certain witnesses who gave evidence before the Lands Commission that if they did not strengthen their evidence in the proceedings now before the Police Court, serious consequences would result to them?

(2.) Has this been done with his knowledge?

(3.) If not, does he approve of such methods being adopted by an officer of the Crown Law Department?

Mr. Wade answered,—No; if, however, the Honorable Member will furnish me with any specific information I will have inquiry made.

- (3.) Amount paid to *Mr. George Short*, Book-binder, Registrar-General's Office:—*Mr. Hollis* asked the Colonial Secretary,—What is the total amount paid since 1889 to *Mr. George Short*, book-binder, Registrar-General's Office?

Mr. Wade answered,—The Registrar-General has informed me that the total amount paid from 31st December, 1889, to date, is £12,381 8s. 11d.

- (4.) Dead Animals on River Banks:—*Mr. Perry* (*The Richmond*) asked the Secretary for Public Works,—

(1.) Is it a fact that the Harbours and Rivers Department have declined the responsibility of removing carcasses of dead animals left by the tides on the river banks?

(2.) Is it a fact that Municipal Councils also disclaim any responsibility for removal of such bodies?

(3.) Will he consider the advisableness of extending the boundaries of Municipalities to the reclamation limit, in order to give them the jurisdiction necessary to take action?

Mr. Lee answered,—

(1.) The Department has declined the responsibility of removing dead animals, fish, &c., left by the tides within a municipal area, *i.e.*, below high-water mark. There is no legal obligation on the Department to remove those left on the banks by tides or floods below high-water mark.

(2.) I am not aware.

(3.) It is not considered advisable to extend the boundaries of Municipalities solely for the purpose named. The Department will, however, raise no objection to the Councils removing carcasses which are occasionally stranded between high and low water marks adjacent to the Municipality.

8th August, 1906.

- (5.) Proposed North Coast Railway:—Mr. W. W. Young asked the Secretary for Public Works,—
- (1.) What is the nearest distance to the ocean on the surveyed line of the proposed North Coast Line?
 - (2.) How many miles (if any) are within 6 miles; and at how many places?
 - (3.) Will this line take any of the traffic from the Great Northern Line; if so, to what extent?
- Mr. Lee answered,—
- (1.) About half a mile.
 - (2.) About 54 miles altogether; at two places.
 - (3.) The Railway Commissioners have furnished me with the following reply:—"The mails, passenger traffic, and live-stock traffic from and to the Clarence, Richmond, and Tweed Rivers and districts, now carried by the Great Northern Railway, would probably be diverted to the North Coast Line. No loss will be occasioned by the diversion of mails."
- (6.) Returned Soldiers from South Africa:—Mr. Booth asked the Colonial Treasurer,—Is it the intention of the Government to pay arrears alleged to be owing to returned soldiers from South Africa; if so, when?
- Mr. Carruthers answered,—An amount will be placed on the Estimates to be submitted to Parliament in connection with the claims inquired into by His Honor Judge Murray.
- (7.) Forestry Bill—Royalty on Timber:—Mr. Davidson asked the Secretary for Lands,—
- (1.) Is it his intention to introduce a Forestry Bill this Session?
 - (2.) Will it embody a clause to enable the royalty on timber to be paid on the output of the saw-mills?
- Mr. Ashton answered,—I hope to make provision for this in a Bill to be submitted to Parliament this Session.
- (8.) New Railway Station, Sydney:—Mr. Thrower asked the Colonial Treasurer,—
- (1.) Is he aware that in connection with the new Sydney Railway Station first and second class lavatory and waiting accommodation is provided for females?
 - (2.) Will he see that this attempt at class distinction is abolished?
- Mr. Carruthers answered,—The matter is one of detail arranged by the Railway Commissioners, and they inform me that the provision made is in accordance with the general practice, viz., to have two classes of carriages, and also of waiting-rooms at important stations.
- (9.) Patent Medicine known as Pe ru-na:—Mr. Jones asked the Colonial Secretary,—
- (1.) Is he aware that a storekeeper in Queensland was recently fined for selling a patent medicine known as Pe ru na, which was proved to contain 40 per cent. proof spirit of alcohol?
 - (2.) Will he have an analysis made of this medicine on sale in this State, and have prosecutions initiated, if necessary, in order to prevent the medicine going into consumption?
- Mr. Hogue answered,—
- (1.) I am not aware.
 - (2.) Inquiry is being made.
2. PAPERS:—Mr. Hogue laid upon the Table,—
- (1.) By-laws of the Borough of Singleton, under the Municipalities Act, 1897, the Nuisances Prevention Act, 1897, and the Public Parks Act, 1902.
 - (2.) By-laws of the Sydney Hospital.
- Referred by Sessional Order to the Printing Committee.
3. MINISTERIAL STATEMENT:—Mr. Carruthers made a Ministerial Statement in reference to the constitution of the Commission appointed to inquire into certain grievances of the Tramway Employees, and especially in regard to the non-inclusion of Mr. Nesbitt, the Town Clerk, as a member of that Commission.
4. DIVISION OF THE SHIRE OF STROUD INTO RIDINGS (*Formal Motion*):—Mr. J. H. Young moved, pursuant to Notice, That there be laid upon the Table of this House copies of all letters, reports, minutes, petitions, or other papers having reference to the division of the Shire of Stroud into Ridings.
- Question put and passed.
5. GAMING AND BETTING BILL (No. 2):—Mr. Wade moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill for the regulation and suppression of gaming, betting, and wagering; to amend the Games, Wagers, and Betting-houses Act, 1901; to restrict the holding of race meetings; for the licensing of racecourses; and for purposes consequent thereon or incidental thereto.
- Question put and passed.
6. RAILWAY COMMISSIONERS APPOINTMENT BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

And the Committee continuing to sit after Midnight,—

THURSDAY, 9 AUGUST, 1906, A.M.

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

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

8th August, 1906.

7. GAMING AND BETTING BILL :—On motion of Mr. Carruthers the Order of the Day for the second reading of this Bill discharged.
Ordered, That the Bill be withdrawn.
8. POSTPONEMENT :—The Order of the Day—Crown Lands Administration Bill ; consideration in Committee of the Whole of the expediency of bringing in a Bill to constitute a Commission to exercise and perform certain powers and duties now vested in the Secretary and Under Secretary for Lands ; to provide for the registration and control of Land Agents ; to amend the Crown Lands Acts and other Acts ; and for purposes consequent thereon or incidental thereto [*Mr. Ashton*] ;—postponed until To-morrow.
9. MESSAGES FROM THE LEGISLATIVE COUNCIL :—Mr. Speaker reported the following Messages from the Legislative Council :—
- (1.) Consolidated Revenue Fund (Municipal Grant) Bill :—
MR. SPEAKER,—
The Legislative Council having this day agreed to the Bill, intituled “ *An Act to apply out of the Consolidated Revenue Fund of New South Wales a certain sum to make good supplies granted for the Services of the year 1906-1907,* ”—returns the same to the Legislative Assembly without amendment.
*Legislative Council Chamber,
Sydney, 8th August, 1906.* F. B. SUTTOR,
President.
- (2.) Royal Alexandra Hospital for Children Incorporation Bill :—
MR. SPEAKER,—
The Legislative Council having this day passed a Bill, intituled “ *An Act to incorporate and otherwise promote the objects of the Royal Alexandra Hospital for Children,* ”—presents the same to the Legislative Assembly for its concurrence.
*Legislative Council Chamber,
Sydney, 8th August, 1906.* F. B. SUTTOR,
President.
Bill, on motion of Mr. Latimer, read a first time.
Ordered to be printed, and read a second time on Tuesday, 28th August.
10. SECOND-HAND DEALERS AND COLLECTORS BILL :—
- (1.) The Order of the Day having been read,—on motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the licensing and regulation of second-hand dealers in and collectors of certain old wares ; to regulate the sale of second-hand articles and old wares ; to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900 ; and for other purposes. Mr. Speaker resumed the Chair ; and the Chairman reported that the Committee had come to a resolution.
Ordered, on motion of the Chairman, That the report be *now* received.
The Chairman then reported the resolution, which was read a first time, as follows :—
Resolved,—That it is expedient to bring in a Bill to provide for the licensing and regulation of second-hand dealers in and collectors of certain old wares ; to regulate the sale of second-hand articles and old wares ; to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900 ; and for other purposes.
On motion of Mr. Wade, the resolution was read a second time, and agreed to.
- (2.) Mr. Wade then presented a Bill, intituled “ *A Bill to provide for the licensing and regulation of second-hand dealers in and collectors of certain old wares ; to regulate the sale of second-hand articles and old wares ; to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900 ; and for other purposes,* ”—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.
11. CARELESS USE OF FIRE BILL :—The Order of the Day—Careless Use of Fire Bill ; consideration in Committee of the Whole of the expediency of bringing in a Bill to amend the Careless Use of Fire Act, 1901, the Pastures Protection Act, 1902 ; and for other purposes [*Mr. Hogue*] ;—postponed until To-morrow.
12. SYDNEY CORPORATION AMENDMENT BILL :—
- (1.) The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Sydney Corporation Act, 1902 ; to amend and explain the Sydney Corporation Amendment Act, 1905 ; to define the boundaries of certain land resumed by the Council under the last-mentioned Act, and to vest such land in the Council ; and for other purposes incidental thereto or consequent thereon.
Mr. Speaker resumed the Chair ; and the Chairman reported that the Committee had come to a resolution.
Ordered, on motion of the Chairman, That the report be *now* received.
The Chairman then reported the resolution, which was read a first time, as follows :—
Resolved,—That it is expedient to bring in a Bill to amend the Sydney Corporation Act, 1902 ; to amend and explain the Sydney Corporation Amendment Act, 1905 ; to define the boundaries of certain land resumed by the Council under the last-mentioned Act, and to vest such land in the Council ; and for other purposes incidental thereto or consequent thereon.
On motion of Mr. Carruthers, the resolution was read a second time, and agreed to.

8th August, 1906.

(2.) Mr. Carruthers then presented a Bill, intituled "*A Bill to amend the Sydney Corporation Act, 1902; to amend and explain the Sydney Corporation Amendment Act, 1905; to define the boundaries of certain land resumed by the Council under the last-mentioned Act, and to vest such land in the Council; and for other purposes incidental thereto or consequent thereon,*"—which was read a first time.

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

13. **POSTPONEMENTS** :—The remaining Orders of the Day of Government Business were postponed until To-morrow.

14. **POISONS BILL** :—Mr. Hogue moved, pursuant to Notice, That the Poisons Bill, which was introduced in the Assembly during last Session, but was interrupted before its completion by the close of the Session, be now reintroduced at the stage it had reached at the time of such interruption.

Debate ensued.

Question put.

The House divided.

Ayes, 30.

Mr. Hogue,	Mr. Thomas,
Mr. Lee,	Mr. Dacey,
Mr. Carruthers,	Mr. McCoy,
Mr. Fegan,	Mr. Cohen,
Mr. Wade,	Mr. Bruntnell,
Mr. Moore,	Mr. Ashton,
Mr. Latimer,	Mr. Fallick,
Mr. Nobbs,	Mr. Booth,
Colonel Ryrie,	Mr. Law,
Dr. Arthur,	Mr. Mackenzie,
Mr. Levy,	Mr. Henley,
Mr. Kearney,	Mr. W. Millard.
Mr. Creswell,	
Mr. Walter Anderson,	<i>Tellers,</i>
Mr. R. J. Anderson,	Mr. Oakes,
Mr. Jessep,	Mr. Davidson.

Noes, 21.

Mr. Scobie,	Mr. Hollis,
Mr. Thrower,	Mr. Cann,
Mr. McGowen,	Mr. W. W. Young.
Mr. Nielsen,	<i>Tellers,</i>
Mr. McNeill,	Mr. Estell,
Mr. McGarry,	Mr. Charlton.
Mr. Edden,	
Mr. Perry (<i>L'pool Plains</i>),	
Mr. Fleming,	
Mr. Collins,	
Mr. Reynoldson,	
Mr. McLaurin,	
Mr. Gillies,	
Mr. Macdonell,	
Mr. Miller,	
Mr. Meehan,	

And so it was resolved in the affirmative.

Ordered, That the Bill be further considered in Committee To-morrow.

15. **BANKS AND BANK HOLIDAYS FURTHER AMENDMENT BILL** :—

(1.) Mr. Hogue moved, pursuant to Notice, That leave be given to bring in a Bill to provide for the interpretation of certain agreements in so far as they refer to Public or Bank Holidays; to amend the Banks and Bank Holidays Act, 1898, and the Banks and Bank Holidays Act Amendment Act, 1899; and for other purposes incidental thereto.

Debate ensued.

Question put and passed.

(2.) Mr. Hogue then presented a Bill, intituled "*A Bill to provide for the interpretation of certain agreements in so far as they refer to Public or Bank Holidays; to amend the Banks and Bank Holidays Act, 1898, and the Banks and Bank Holidays Act Amendment Act, 1899; and for other purposes incidental thereto,*"—which was read a first time.

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

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

Debate ensued.

Question put and passed.

The House adjourned accordingly, at twenty-five minutes after One o'clock, a.m., until Four o'clock, p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 21.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 9 AUGUST, 1906.

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

QUESTIONS :—

- (1.) Public School Teachers :—Mr. Gardiner asked the Minister of Public Instruction,—

- (1.) How many 3A Teachers hold 7th class schools?
- (2.) How many 3A Teachers hold 8th class schools?
- (3.) How many 3A Teachers hold 9th class schools?
- (4.) How many 3A Teachers hold 10th class schools?
- (5.) How many 3B Teachers hold 7th class schools?
- (6.) How many 3B Teachers hold 8th class schools?
- (7.) How many 3B Teachers hold 9th class schools?
- (8.) How many 3B Teachers hold 10th class schools?
- (9.) How many 3C Teachers hold 7th class schools?
- (10.) How many 3C Teachers hold 8th class schools?
- (11.) How many 3C Teachers hold 9th class schools?
- (12.) How many 3C Teachers hold 10th class schools?

Mr. Ashton answered,—

- (1.) 209.
- (2.) 262.
- (3.) 318.
- (4.) 41.
- (5.) Nil.
- (6.) 38.
- (7.) 116.
- (8.) 28.
- (9.) Nil.
- (10.) 1.
- (11.) 50.
- (12.) 26.

- (2.) Advertising for Immigrants :—Dr. Arthur asked the Colonial Treasurer,—

- (1.) Was it settled at the last Premiers' Conference that the Commonwealth should take over the work of advertising for immigrants in Great Britain and Europe, and arranging for reduced passenger rates?
- (2.) Is it a fact that the Federal Treasurer has only set aside a sum of £5,000 for this purpose?
- (3.) Is it a fact that last year the Canadian Government spent £250,000 for a similar purpose?
- (4.) Does this amount (£5,000) include moneys which will be devoted to paying assisted passages?
- (5.) In view of the fact that the share of this State will amount to £833 6s. 8d., will he repudiate the agreement as far as this State is concerned, and continue to act autonomously with regard to procuring immigrants?
- (6.) If this is not possible, will he consider the advisability of increasing the vote for the encouragement of immigration to this State on the next Estimates?

• Mr.

9th August, 1906.

Mr. Carruthers answered,—

(1.) At the last Premiers' Conference it was resolved, on the motion of the Premier of South Australia, "That all Departments, such as Immigration, Commercial Agencies, and Advertising be brought under one roof as far as possible, and that it is desirable that in all questions on which the Agents-General can act in concert arrangements should be made for them to do so."

(2.) That is the sum mentioned in the Federal Budget Speech.

(3.) It is so reported.

(4.) Presumably the appropriation will include all the expense of assisted immigration; but no specific details as to the policy of paying part of the cost of immigrants' passages have yet reached me.

(5.) When full details of the scheme proposed by the Federal Government are before me I shall be in a better position to decide on the attitude of this State towards the proposal.

(6.) It is proposed to do so.

(3.) Telephones for the Railway Department :—*Mr. Nobbs*, for *Mr. Oakes*, asked the Colonial Treasurer,—

(1.) Has the Railway Department accepted a tender for telephones?

(2.) If so, at what price per instrument are they to be supplied?

(3.) On what date was the tender accepted and what number are required?

Mr. Carruthers answered,—I am informed :—

(1.) Yes.

(2.) £4 ls. each.

(3.) 4th April, 1906. The contract is an annual one. It is estimated that fifty will be required during the year.

(4.) Proposed Railway from Muswellbrook to Merriwa :—*Mr. Fleming* asked the Secretary for Public Works,—

(1.) Is great development taking place along the surveyed route of the proposed Muswellbrook to Merriwa Railway?

(2.) If so, will he have the matter again looked into, with a view to having this line constructed?

Mr. Lee answered,—

(1.) I am not aware.

(2.) I will cause a report to be obtained so soon as the services of an officer are available for the purpose.

(5.) St. James' Parish Hall, Phillip-street, Sydney :—*Mr. Jessep* asked the Colonial Secretary,—

(1.) Is the building known as St. James' Parish Hall, situated in Phillip-street, Sydney, licensed under the Public Entertainments Act as a place in which stage plays can be acted or performed for gain?

(2.) If licensed, when was such license issued?

(3.) Does the said St. James' Hall conform to the regulations appertaining to licensed buildings?

(4.) Has a permit been issued from the Colonial Secretary's Office to any person or persons, giving them permission to violate the Lord's Day Observance Act by opening places of entertainment on Sunday, to which a charge is made for admission?

(5.) If such permit has been given, to whom, and under what authority has such permit been issued to violate the statutes?

Mr. Hogue answered,—

(1, 2, and 3.) The building is not licensed.

(4.) No.

(5.) Answered by No. 4.

(6.) Fire Brigades Board :—*Mr. Jessep* asked the Colonial Secretary,—

(1.) How much money has been paid to the Fire Brigades Board, since its establishment, by the Governments, past and present, as the one-third contribution under the Fire Brigades Act?

(2.) How much money, exclusive of the one-third contribution, has Governments, past and present, paid in connection with the Fire Brigades Board, in the purchase of land, buildings, erecting fire stations, &c., since the Fire Brigades Act came into force?

(3.) Have the associated Fire Insurance Companies and Municipalities under the Fire Brigades Board, contributed any other money, exclusive of their one-third contribution, during the operation of the Fire Brigades Act; if so, how much?

Mr. Hogue answered,—As it will take some time to obtain this information, I shall be glad if the Honorable Member will move for it in the form of a return.

(7.) Trial Survey from Collarendabri East to East of the Barwon River :—*Mr. W. W. Young*, for *Mr. Collins*, asked the Secretary for Public Works,—What action, if any, has been taken in regard to the promise given to have a trial survey made of a more direct and cheaper route from the present terminus at Collarendabri East to the east side of the Barwon River, and with what result?

Mr. Lee answered,—An examination was recently made of a line from the present terminus at Collarendabri East to the east side of the Barwon River, opposite Collarendabri. The greater part of this route is subject to flood; and as the line would be running in the same direction as the flood current, the works, if constructed, would be exposed to great damage in flood-time. The great width of the Barwon River opposite the town would, in the event of it being necessary to extend the line across the river at any time, also be an obstacle to this route as against the one adopted.

(8.) Vice Regal Residences :—*Mr. Dacey* asked the Colonial Treasurer,—The annual cost for the up-keep of Vice-Regal residences?

Mr. Hogue answered,—The information will be obtained and laid upon the Table if moved for in the usual way.

(9.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

. 9th August, 1906.

(9.) Railway Employees' Appeals :—Mr. Arthur Griffith asked the Colonial Treasurer,—Will railway employees as well as tramway men be permitted to give evidence before the recently appointed Commission of Inquiry on the subject of the refusal of the Railway Appeals Board to hear appeals against minor punishment?

Mr. Carruthers answered,—The following is the reply of the Railway Commissioners :—“The Board has been appointed to inquire into the alleged grievances of the tramway employees, and it is not desirable to extend its operations.”

2. PAPERS :—Mr. Carruthers laid upon the Table,—

(1.) Return to an Order, made on the 2nd August, 1906,—“Railways and Tramways—Stamp Duty—Wharfage Dues.”

(2.) Return to an Order, made on the 2nd August, 1906,—“Repairs to Railway Engines in Bathurst and Eveleigh shops.”

Referred by Sessional Order to the Printing Committee.

3. VINE AND VEGETATION DISEASES (FRUIT PESTS) BILL :—The following Message from His Excellency the Governor was delivered by Mr. Moore, and read by Mr. Speaker :—

HARRY H. RAWSON,
Governor.

Message No. 31.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Vine and Vegetation Diseases Act, 1901.

State Government House,
Sydney, 9th August, 1906.

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

4. ADJOURNMENT :—Mr. Speaker stated that he had received from the Honorable Member for Sturt, Mr. Arthur Griffith, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—

“The fact that the new Regulations issued by the Railway Commissioners in connection with the

“Sight Tests provided for the men in their Service are both unfair and unreasonable.”

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Griffith moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

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

6. GAMING AND BETTING BILL (No. 2) :—The following Message from His Excellency the Governor was delivered by Mr. Wade, and read by Mr. Speaker :—

HARRY H. RAWSON,
Governor.

Message No. 32.

In accordance with the provisions contained in the 46th Section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill for the regulation and suppression of gaming, betting, and wagering; to amend the Games, Wagers, and Betting-houses Act, 1901; to restrict the holding of race meetings; for the licensing of racecourses; and for purposes consequent thereon or incidental thereto.

State Government House,
Sydney, 9th August, 1906.

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

7. VINE AND VEGETATION DISEASES (FRUIT PESTS) BILL :—Mr. Moore moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Vine and Vegetation Diseases Act, 1901. Question put and passed.

8. RAILWAY COMMISSIONERS APPOINTMENT BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

And the Committee continuing to sit after Midnight,—

FRIDAY, 10 AUGUST, 1906, A.M.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.

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

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

9th August, 1906.

9. GAMING AND BETTING BILL (No. 2):—The Order of the Day having been read,—on motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill for the regulation and suppression of gaming, betting, and wagering; to amend the Games, Wagers, and Betting-houses Act, 1901; to restrict the holding of race meetings; for the licensing of racecourses; and for purposes consequent thereon or incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill for the regulation and suppression of gaming, betting, and wagering; to amend the Games, Wagers, and Betting-houses Act, 1901; to restrict the holding of race meetings; for the licensing of racecourses; and for purposes consequent thereon or incidental thereto.

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

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 22.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 14 AUGUST, 1906.

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

CONSOLIDATED REVENUE FUND (MUNICIPAL GRANT) BILL:—The following Message from His Excellency the Governor was delivered by Mr. Carruthers, and read by Mr. Speaker:—

HARRY H. RAWSON,
Governor.

Message No. 33.

A Bill, intituled "*An Act to apply out of the Consolidated Revenue Fund of New South Wales a certain sum to make good supplies granted for the Services of the year 1906-1907*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 14th August, 1906.

2. QUESTIONS:—

(1.) Port Kembla Loading Jetties:—Mr. Henley asked the Secretary for Public Works,—Referring to Questions *re* Port Kembla Loading Jetties, answered by him on the 25th July, 1906,—

- (1.) In connection with the above replies, is he aware that the maximum charge for shipping coal made by the former lessees was 6d. per ton?
- (2.) Is he aware that by the lease granted to the lessees of the Southern jetty, liberty was given by the Works Department to charge shippers of coal 1s. per ton for services covered by the former charge of 6d.?
- (3.) Were proposed tenderers encouraged by any statements made by his officers to believe that a large, if not specific quantity of coal, would be shipped at that jetty, for the purpose of obtaining an increased rent?
- (4.) If so, what quantities were mentioned by his officers to the new lessees or proposed tenderers?
- (5.) Before making any such statements, were the various collieries that ship coal to foreign ports approached with reference thereto?
- (6.) Were lessees informed that all the foreign trade of the Southern collieries would be shipped over the Southern jetty?
- (7.) Did the Mount Kembla jetty lessees represent to the Department the urgent need of a second large jetty?
- (8.) Did he complete negotiations with these lessees for the erection of such a jetty?
- (9.) Will he say why the erection of this jetty is not being proceeded with?
- (10.) Will the papers in relation thereto be laid upon the Table of this House?
- (11.) In the event of urgent repairs being required, or any accident occurring, to the southern jetty, whereby loading into large steamers is suspended, has he considered the effect of such suspension on the Southern collieries?
- (12.) Does he realise the immediate necessity of providing a second loading jetty for large foreign-going steamers?
- (13.) Has he inquired the actual necessities of this large colliery district in respect to a second jetty?
- (14.) Is he aware that very great loss and injury is being done to the collieries at present through the inability of one loading jetty to ship the coal required for foreign steamers?
- (15.) Is he aware that the excessive shipping rates charged, which reduce the price of coal, directly affects the hewing rates paid to the miners?

14th August, 1906.

Mr. Hogue answered,—

- (1.) I am not aware.
- (2.) Yes. The conditions under which the tenders were advertised for provided for a maximum charge of 1s. per ton, but I am informed that this is only enforced up to 60,000 tons per annum, any coal exceeding this being charged for at the rate of 9d. per ton.
- (3.) No. Tenderers were informed that no coal could be guaranteed for shipment.
- (4 and 5.) Answered by No. 3.
- (6.) No. The Government could not control any shipments. The impossibility of shipping any coal in deep-draught ships at the Kembla Company's jetty was discussed with both the late and present lessees.
- (7.) They have done so since the lease to Messrs. Cater and Hyde was granted.
- (8.) No.
- (9.) Negotiations are pending with the Kembla Company, who have been offered the power of extension on certain terms.
- (10.) If moved for in the ordinary manner.
- (11.) Yes. The shipment of coal from Kembla has always been subject to this disability, and one of the reasons for the construction of the harbour is to obviate the effect of such possibility.
- (12.) This is now under consideration.
- (13.) The Government has in contemplation the construction of a jetty for deep-draught loading, immediately the breakwater is sufficiently extended to justify the expenditure.
- (14.) I am informed by the lessees that the large jetty is even now only working two-thirds of the full time available.
- (15.) I am not aware.

(2.) Foster's Additional Conditional Purchase and Conditional Lease, Bellingen:—*Mr. Edden*, for *Mr. Sullivan*, asked the Secretary for Lands,—

- (1.) Has a copy of his decision, together with his reasons, in the case of Foster's additional conditional purchase 90-52 and conditional lease 18,014, Bellingen, been laid upon the Table of the Legislative Assembly, in accordance with 55 Victoria No. 1, section 3, subsection (v) ?
- (2.) Under what section of the Land Act did he revoke the provisional reversal of the above ?
- (3.) Is it a fact that the Local Land Board, after holding a special inquiry in this case, made the following recommendation on the 28th June, 1905:—"That, as to the alternative condition of fencing, much progress has been made notwithstanding the adverse circumstances deposed to, and in view of the facts and circumstances as disclosed by the evidence of to-day we recommend that the term within which to complete boundary fencing be extended to 31st October, 1905" ?
- (4.) What amounts have been paid to the Crown as deposit, survey fees, instalments, and rent, in respect of this land up to date of revocation of provisional reversal of forfeiture ?

Mr. Ashton answered,—The papers in connection with this case, which are in the Grafton Land Board Office, have been sent for, and I would be glad if the Honorable Member would postpone his Question until next Tuesday.

(3.) Government Boring Plant:—*Mr. Jones* asked the Secretary for Lands,—

- (1.) In view of the great loss of money and general inconvenience occasioned to farmers and settlers in certain districts by frequent failures to secure water by sinking, will he consider the wisdom of at once placing a Government Boring Plant in the charge of some local public officer for the use of settlers, under such conditions that those who use the plant shall pay all costs ?
- (2.) If such proposal meets his approval, will he make the experiment in the Inverell district, to assist settlers on Myall Creek and adjacent holders ?

Mr. Hogue answered,—

- (1.) An expenditure of about £200 would be required to equip a small boring plant suitable for testing the strata where it is proposed to sink shallow wells, and if the cost thereof will be met, as the Honorable Member suggests, arrangements will be made accordingly. Such a plant would not be suitable for boring to any great depth in search of artesian water.
- (2.) The Department of Public Works is at present sinking a well for the Department of Lands on the Myall Creek Estate, with a view to testing the water-bearing capacity of several blocks.

(4.) Reduced Fares to Police on Holidays:—*Mr. Jones* asked the Colonial Secretary,—

- (1.) Is he aware that, owing to the exigencies of the position, police officers are unable to get leave of absence at general holiday seasons, and thus avail themselves of the cheap excursions on the railways ?
- (2.) Is he aware that in Queensland the police are allowed railway tickets at reduced rates when on leave, because of their inability to get away from duty during general holiday seasons ?
- (3.) Will he consider the fairness of giving such concessions to police officers in New South Wales, especially to those stationed in far back centres, when a trip away is necessary for health purposes ?

Mr. Hogue answered,—

- (1.) Yes, it is a fact. Police cannot be spared from duty during the Christmas, New Year, or Easter holidays.
- (2.) I am not aware of this.
- (3.) Police are permitted to take advantage of prisoners' escorts (if available) when taking their leave, thereby saving the expense of fares. Police at the far-back stations are never refused a little extra leave over the usual three weeks.

(5.) Surry Hills and Cootamundra By-elections:—*Mr. Jones* asked the Colonial Secretary,—

- (1.) What was the total cost of each of the recent by-elections at Surry Hills and Cootamundra ?
- (2.) What was the sum paid in each case for travelling expenses ?

Mr.

14th August, 1906.

Mr. Hogue answered,—The total cost of the recent by-election at Surry Hills was £158 3s. No charge was made for travelling expenses. The accounts have not yet been received in Sydney in regard to the Cootamundra election, the total cost of which is stated by the Returning Officer not to be likely to exceed £139 19s. 9d. The details of the travelling expenses have not been received.

(6.) Belmore Markets :—Mr. O'Sullivan asked the Secretary for Lands,—

- (1.) Was the land now occupied by the wooden markets, known as Belmore Markets, Haymarket, Sydney, dedicated as a site for a market for all time?
- (2.) If so, has any revocation of that dedication taken place?
- (3.) If the land was dedicated as a site for a market, will he obtain the opinion of the Attorney-General whether the City Council of Sydney have power to sell that site without a special Act of Parliament authorising them to do so?
- (4.) Will he lay upon the Table copies of all papers referring to the dedication of the site for the Belmore Markets?

Mr. Ashton answered,—

- (1.) The land was dedicated as a site for markets, but the law permits of a revocation of such dedication.
- (2.) No revocation has taken place.
- (3.) The City Council has no power to sell the site. It is understood that the whole question of the title of the City Council to the market lands will be dealt with in a Bill which has been drafted and is about to be introduced into Parliament.
- (4.) Yes.

(7.) Land rented by Mr. J. C. Beer at Lili Pili from Holt-Sutherland Company :—Mr. O'Sullivan asked the Secretary for Lands,—

- (1.) Did a man named J. C. Beer, seven years ago, take up four allotments at Lili Pili, from the Holt-Sutherland Company, at an annual rent of £19 per annum?
- (2.) Did he fence and clear the land, build a four-roomed cottage, stable, and a tool-shed thereon?
- (3.) Did a forest ranger afterwards tell him that he had fenced in a Government reserve by a depth of 100 feet, running nearly the whole distance around the water frontage, leaving only 100 feet to the Port Hacking River, instead of 400 feet?
- (4.) Who authorised the Holt-Sutherland Company to sell the Government reserve to Mr. Beer?
- (5.) Are the Government now about to sell the reserve to the Holt-Sutherland Company?
- (6.) Is he aware that Mr. Beer has laid out upon it £500, his savings of thirty-seven years' hard work?
- (7.) Will he consider whether the proposed action of the Government is giving an advantage to the Company against Mr. Beer?

Mr. Ashton answered,—

- (1.) I am informed that Mr. J. C. Beer acquired a lease of 8 acres 2 roods 10 perches from the Holt-Sutherland Estate Company (Limited). The area has frontage to tidal waters of Port Hacking, and forms part of a grant subject to a reservation of 100 feet above high-water mark.
- (2.) The extent of any improvements effected by Mr. Beer upon these allotments, other than upon the 100 feet reservation, is not known to the Lands Department.
- (3.) The Cumberland Ranger reported in August, 1905, that Mr. Beer had enclosed by fencing about 2½ acres of the reservation, and had erected thereon a building 11 feet x 8 feet and part of another building 11 feet x 7 feet.
- (4.) The Holt-Sutherland Company had no authority to sell the reservation to Mr. Beer.
- (5.) An application to purchase the reservation was refused on the 18th April, 1905. No subsequent application has been made.
- (6.) No.
- (7.) No action is contemplated by the Department.

(8.) McDowell and Fels Systems of Dressmaking in Education Department :—Mr. O'Sullivan asked the Minister of Public Instruction,—

- (1.) Is it a fact that a Madame Bell complains that she has been unfairly treated by certain officials of the Education Department, with regard to the competition between the McDowell and Fels systems of dressmaking?
- (2.) Is it a fact that the Fels system, which has been adopted by the Department, has been condemned by experts and some heads of Department?
- (3.) Was the McDowell system (represented by Madame Bell) worked successfully for two months; if so, what reasons were assigned for the subsequent adoption of the Fels system?
- (4.) Was the result of the examination by the experts in favour of the McDowell system; if so, why was it not adhered to?
- (5.) Is it a fact that a Miss Roberts represented the Fels system, and, if so, where did she get her experience as an expert in dressmaking?

Mr. O'Connor answered,—

- (1.) Madame Bell made only verbal complaint with regard to the competition. She received fair treatment, and every consideration from the Department.
- (2.) No.
- (3.) The McDowell system was given a trial, and was not proved to be superior. The Fels system was the one in use at the Technical College for three years, and, therefore, its adoption was not subsequent to the trial of the other system.
- (4.) No.
- (5.) Miss Roberts' pupils worked the Fels system at the competition. Miss Roberts has for the last five and a half years been employed as Teacher of Dressmaking at the College, and her services have given great satisfaction.

14th August, 1906.

3. GAMING AND BETTING BILL (No. 2):—Mr. Wade, pursuant to leave granted on the 10th August, 1906, a.m., presented a Bill, intituled "*A Bill for the regulation and suppression of gaming, betting, and wagering; to amend the Games, Wagers, and Betting-houses Act, 1901; to restrict the holding of race-meetings; for the licensing of racecourses; and for purposes consequent thereon or incidental thereto*,"—which was read a first time.
Ordered to be printed, and read a second time To-morrow.
4. PAPERS:—
Mr. Carruthers laid upon the Table,—Statement of the transactions of the State Debt Commissioners for the year 1905–6.
Referred by Sessional Order to the Printing Committee.
Mr. Hogue laid upon the Table,—By-laws of the Boroughs of Albury, Bathurst, Granville, and North Sydney, of the Municipal Districts of Katoomba and Moss Vale, under the Municipalities Act, 1897; and By-laws of the Borough of Orange, under the Orange Cattle Sale-yards Act, 1877.
Referred by Sessional Order to the Printing Committee.
5. ADJOURNMENT:—Mr. Speaker stated that he had received from the Honorable Member for Alexandria, Mr. Dacey, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—"The failure of the Government to keep faith with the Engineers who furnished designs and tenders for the North Shore Bridge."
And the motion for the adjournment of the House being supported by five other Honorable Members,—
Mr. Dacey moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
6. BOROUGH OF BALMAIN ELECTRIC LIGHTING BILL:—The Order of the Day having been read,—
Mr. Law moved, "That" this Bill be now read a third time.
Mr. Kelly moved, That the Question be amended by leaving out all the words after the word "That," and inserting the words "the Bill be recommitted for the reconsideration of clauses 44 and '47',"—instead thereof.
Question proposed,—That the words proposed to be left out stand part of the Question.
Debate ensued.
Question,—That the words proposed to be left out stand part of the Question,—put.
The House divided.

Ayes, 30.

Mr. Mahony,	Mr. Reynoldson,
Mr. Wade,	Mr. Donaldson,
Mr. Hogue,	Mr. McFarlane,
Mr. Dick,	Mr. Perry (<i>L'pool Plains</i>),
Mr. Storey,	Mr. Mackenzie,
Mr. Oakes,	Mr. Wood,
Mr. Robson,	Mr. O'Connor,
Mr. J. H. Young,	Mr. Fallick,
Mr. Moore,	Mr. R. J. Anderson,
Mr. Downes,	Mr. Briner,
Mr. Collins,	Mr. McLaurin,
Mr. Carruthers,	Mr. W. Millard.
Mr. Ashton,	<i>Tellers,</i>
Mr. Davidson,	
Colonel Ryrie,	Mr. Law,
Mr. McCoy,	Mr. Nobbs.

Noes, 18.

Mr. Scobie,	<i>Tellers,</i>
Mr. Thrower,	
Mr. Edden,	Mr. Jones,
Mr. Hollis,	Mr. Nielsen.
Mr. McGowen,	
Mr. O'Sullivan,	
Mr. McNeill,	
Mr. Daley,	
Mr. Miller,	
Mr. Meehan,	
Mr. Cann,	
Mr. Burgess,	
Mr. Gardiner,	
Mr. Kelly,	
Mr. W. W. Young,	
Mr. Dacey,	

And so it was resolved in the affirmative.

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

The House divided.

Ayes, 30.

Mr. Mahony,	Mr. Reynoldson,
Mr. Wade,	Mr. Donaldson,
Mr. Hogue,	Mr. McFarlane,
Mr. Dick,	Mr. Perry (<i>L'pool Plains</i>),
Mr. Law,	Mr. Mackenzie,
Mr. Storey,	Mr. Wood,
Mr. Oakes,	Mr. O'Connor,
Mr. J. H. Young,	Mr. Fallick,
Mr. Moore,	Mr. R. J. Anderson,
Mr. Nobbs,	Mr. W. Millard,
Mr. Downes,	Mr. Briner,
Mr. Collins,	Mr. McLaurin.
Mr. Carruthers,	<i>Tellers,</i>
Mr. Ashton,	
Mr. Davidson,	Colonel Ryrie,
Mr. McCoy,	Mr. Robson.

Noes, 18.

Mr. Scobie,	<i>Tellers,</i>
Mr. Thrower,	
Mr. Edden,	Mr. W. W. Young,
Mr. Hollis,	Mr. Kelly.
Mr. Jones,	
Mr. McGowen,	
Mr. O'Sullivan,	
Mr. McNeill,	
Mr. Daley,	
Mr. Miller,	
Mr. Nielsen,	
Mr. Meehan,	
Mr. Cann,	
Mr. Burgess,	
Mr. Gardiner,	
Mr. Dacey,	

And so it was resolved in the affirmative.

Bill read a third time, and, on motion of Mr. Law, passed.

Mr. Law then moved, That the Title of the Bill be "*An Act to enable the Borough of Balmain to establish, maintain, or contract for works for electric lighting; for the destruction of garbage, and for other purposes; and to borrow money, and to make a rate for such purposes.*"

Question put and passed.

Ordered,

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

14th August, 1906.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Borough of Balmain to establish, maintain, or contract for works for electric lighting; for the destruction of garbage, and for other purposes; and to borrow money, and to make a rate for such purposes,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 14th August, 1906.*

7. GRAIN BAGS REGULATION BILL :—

(1.) The Order of the Day having been read,—on motion of Mr. Daley, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to regulate the weight of grain and bagged stuffs carried or handled by lumpers and labourers.

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

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

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

Resolved,—That it is expedient to bring in a Bill to regulate the weight of grain and bagged stuffs carried or handled by lumpers and labourers.

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

(2.) Mr. Daley then presented a Bill, intituled "*A Bill to regulate the weight of grain and bagged stuffs carried or handled by lumpers and labourers,*"—which was read a first time.

Ordered to be printed, and read a second time on Tuesday, 25th September.

8. CRIMES (GIRLS' PROTECTION) BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Tuesday, 28th August.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 23.

VOTES AND PROCEEDINGS

- OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 15 AUGUST, 1906.

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

PUBLIC WORKS AND CLOSER SETTLEMENT FUNDS BILL :—The following Message from His Excellency the Governor was delivered by Mr. Carruthers, and read by Mr. Speaker :—

HARRY H. RAWSON,
Governor.

Message No. 34.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to provide for a Public Works Fund and a Closer Settlement Fund, and for accounts in connection therewith; for the application of moneys in such funds; to amend the Audit Act, 1902, and certain other Acts; and for other purposes.

*State Government House,
Sydney, 15th August, 1906.*

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

2. QUESTIONS :—

(1.) Proposed Railway from Maitland to South Grafton :—Mr. J. H. Young asked the Colonial Treasurer,—

(1.) Will he request the Railway Commissioners to furnish him with a report giving their estimate of the yearly expenditure and revenue of the proposed railway from Maitland to South Grafton, having regard to the great developments which have taken place in the North Coast districts since the date of their last report, dated 22nd September, 1902?

(2.) Will he also ask them to state whether in their opinion the construction of this line may be expected to help those sections of the North Coast line already completed to become profitable lines, and to what extent it may be expected to add to the profits of the main line from Maitland to Sydney?

Mr. Carruthers answered,—

(1.) Yes.

(2.) Yes.

(2.) Foods Unfit for Consumption :—Mr. Perry (*Liverpool Plains*) asked the Colonial Secretary,—

(1.) Is he aware that country towns have a difficulty in carrying out that portion of the Public Health Act dealing with foods unfit for consumption, without someone locally to analyse the foods?

(2.) Have the Board of Health refused to appoint, as analyst, a local chemist who holds all the necessary qualifications, and on what grounds?

(3.) Will he have the Public Health Act amended to meet this difficulty?

Mr. Hogue answered,—

(1.) Yes, there is difficulty.

(2.) No; no evidence of possession of the requisite qualifications having been adduced by applicant. A ground of refusal was the fact that applicant deals in goods in respect of which he would have to tender evidence if nominated.

(3.) The difficulty is serious and has been recognised. It will receive consideration in connection with the Pure Foods Bill now being prepared. (3.)

15th August, 1906.

- (3.) Government Tank and Well at Baradine :—Mr. Perry (*Liverpool Plains*) asked the Secretary for Public Works,—
- (1.) Is the Government Tank and Well at Baradine leased?
 - (2.) If so, at what rent, and to whom?
- Mr. Hogue answered,—
- (1.) A well is leased.
 - (2.) At £10 annually, to Mr. E. F. Ryan.
- (4.) Mr. King and Mr. Golding, Public Works Department :—Mr. O'Sullivan asked the Secretary for Public Works,—
- (1.) What is the position of Mr. King in the workshops of the Government Architect and Public Works?
 - (2.) Is he an electrician; if not, how does he come to have the control and dismissal of all electricians?
 - (3.) What position does Mr. Golding fill in Mr. King's branch of the Public Works Department?
 - (4.) Is he a plumber by trade, and, if so, how is it that a plumber is put in control of electricians, and is doing electrical work himself?
- Mr. Hogue answered;—
- (1.) Superintendent, Government Architect's workshops.
 - (2.) No; Mr. King is responsible for all the mechanics employed at the Government Architect's workshops, including electricians.
 - (3.) Foreman plumber and metal-worker.
 - (4.) Mr. Golding is a licensed sanitary plumber and engineer. As only three or four electrical mechanics are constantly employed at the workshops, they are attached to Mr. Golding's staff. Foreman Golding does not do any electrical work himself, the whole of which is under the professional supervision of the Electrical Engineer, Mr. Raw.
- (5.) Assessment of Tenant-right Value of Improvements :—Mr. Kelly asked the Secretary for Lands,—
- (1.) Is it a fact that the tenant-right value of improvements is assessed and added to the price of land to the incoming tenant?
 - (2.) If so, is such value added to the value of the land in many instances long before the land can be occupied by the incoming tenant?
 - (3.) Is it a fact that cases have occurred in which incoming tenants have been charged for improvements that have been destroyed by fire before they were put in possession?
 - (4.) Will he arrange to have such improvements insured, the cost of such insurance being added to the cost of such improvements?
- Mr. Ashton answered,—
- (1 and 2.) No.
 - (3.) No case has been brought under my notice.
 - (4.) This has been done in cases where the circumstances appear to have justified it, and the same course will be followed in future.
- (6.) Fences allowed by Regulations under Crown Lands Acts :—Mr. Kelly asked the Secretary for Lands,—
- (1.) Is it a fact that in many parts of New South Wales fencing materials are becoming very scarce?
 - (2.) Is it a fact that Local Land Boards have allowed landholders to erect fences with mallee posts twenty-one feet apart and two iron droppers in between?
 - (3.) Will he make a regulation allowing this class of fence in districts where timber is scarce, so that landholders may have a right to erect such fences in lieu of fences at present provided for by the regulations, and so that it will not be necessary to consult the Local Land Board in every instance?
- Mr. Ashton answered,—
- (1.) Doubtless it is.
 - (2 and 3.) Inquiries will be made.
- (7.) Eight-hour Holiday to Railway Employees :—Mr. Fleming asked the Colonial Treasurer,—
- (1.) Is it a fact that the holiday allowed in connection with Eight-hour Day is given to Railway Employees only as far north as Hexham?
 - (2.) If so, what is the reason?
- Mr. Carruthers answered,—I am informed that the districts in which the holiday operates is governed by the *Gazette* notice proclaiming the holiday. It is not limited on the north to Hexham.
- (8.) Proposed Portfolio of Agriculture :—Mr. Fleming asked the Colonial Treasurer,—When does he intend to create a separate portfolio of Agriculture, as promised to the people at the last Election?
- Mr. Carruthers answered,—As soon as the reconstruction consequent on the passing of the Local Government Bills and Land Department Bill now before Parliament is being dealt with.
- (9.) Land Tax :—Mr. Fleming asked the Colonial Treasurer,—In view of the fact that many people still believe that a double land tax will be levied for the coming year, will he definitely and decidedly allay their fears in this direction?
- Mr. Carruthers answered,—As far as the State is concerned, there will not be a double land tax for 1907, nor indeed can there be under the existing laws. The land tax is collected for each year; the notices for each particular year have usually been sent out at the end of that year, the amount of the tax being collected at the close of that year and during the earlier portion of the following year. The land tax for 1906, however, will be collected before the 31st December, 1906, so that there shall not be any doubt on this point raised in the Question, and so that arrangements for the transfer of the right to tax unimproved land values to the Shires under the Local Government (Shires) Act, 1905, from 1st January, 1907, shall be facilitated. (10.)

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(10.) Clerkship of Correspondence and Records, Treasury :—Mr. Dacey asked the Colonial Treasurer,—
(1.) Is it a fact that, while in other Ministerial Departments the Clerkship of Correspondence (only) is fixed at £400 per annum, or upwards, the Clerkship of Correspondence and Records, Treasury, stands at £350 per annum only?

(2.) Is it a fact that the Clerkship of Correspondence and Records, Treasury, though graded consistently with other Departments (*i.e.*, at £425), has been reduced to £350, because the occupant was promoted to it on the ground of fitness only, not seniority?

Mr. Carruthers answered,—The question of determining what salary is fairly appropriate to the work performed by or assigned to each officer or grade of officers is one which devolves upon the Public Service Board under the provisions of the Public Service Act. The Board is now engaged upon the quinquennial regrading of the Service under the provisions of the Act referred to, and if any officer is dissatisfied with the salary assigned to him, he has the right of appeal under the Act.

(11.) Applications for Crown Lands at Bellingen :—Mr. Briner asked the Secretary for Lands,—

(1.) Is he aware that a number of applicants, many of them from Sydney and other parts of the State, applied for three or four blocks of land at Bellingen on 12th and 19th July, and that they are reported to be still waiting to have their applications heard?

(2.) If this be true, what is the cause of the delay in hearing, and when will it be remedied?

Mr. Ashton answered,—

(1.) Only five applications for original conditional purchases were received at Bellingen on the dates named, *viz.*,—Three applications on the 12th, and two on the 19th. The postal addresses of the applicants are respectively Nambucca Heads, Bellingen, Deep Creek, Fernmount, and Wyong. None of these applications appear to be in conflict. If they are not, it is competent for applicants to enter into occupation of the lands provided their applications are valid.

(2.) There has been no sitting of the Land Board at Bellingen since these applications were received, but a meeting is being arranged for about the end of September. It is not considered that there has been any delay.

(12.) North Coast Railway Bill :—Mr. Briner asked the Secretary for Public Works,—When does he propose to reintroduce the North Coast Railway Bill, and will he endeavour to have it carried during the present Session?

Mr. Hogue answered,—This measure will be dealt with so soon as Government business permits.

(13.) Facilities to Applicants for Dorrigo Land :—Mr. Briner asked the Secretary for Lands,—

(1.) With regard to the portion of the Dorrigo land which is to be shortly made available, will he provide that liberal supplies of lithographs, application forms, and other necessary information be sent to Armidale, Bellingen, Grafton, and also to the Court Houses at Coramba, Coff's Harbour, Dorrigo, and Bowraville, for the convenience of the public?

(2.) Will he also provide that sufficient assistance be granted at local offices for the same purpose?

Mr. Ashton answered,—

(1.) Yes.

(2.) Yes.

(14.) Carriage of Newspapers on Railways and Tramways :—Mr. Edden asked the Colonial Treasurer,—

(1.) Has any application been made to the Government for an alteration of the rates charged for the carriage of newspapers?

(2.) If so, will he inform this House what was the nature of such application, and the reply; or will he lay the papers upon the Table of this House?

Mr. Carruthers answered,—

(1.) Several applications have been made both to the Railway Commissioners, and to myself, as Premier and Minister for Railways, during the last two years.

(2.) In September, 1905, the representatives of the *Sydney Morning Herald*, *Daily Telegraph*, and *Evening News* waited upon me to urge that the New South Wales rates for carriage of newspapers were higher than those in other States, and prejudice the sale of the papers, in the border districts especially, as well as in the far interior. The Railway Commissioners Oliver and Kirkcaldie were present at that interview, and afterwards conferred with me when I expressed the opinion that our own newspapers ought to be given an equal chance in the area of competition with other States so far as rates on the railways were concerned, and that, viewed as a matter of policy, the Government would be favourable to any proposals to that end consistent with due regard to the Commissioners' responsibility for the management of the Railways. The Railway Commissioners, on the 25th October, 1905, admitted that their rates operated against the circulation of our newspapers in the localities referred to, and recommended that the rates should be modified for all distances in excess of 150 miles from Sydney. Before the regulation to this effect was approved of, it was ascertained, at an interview with the Commissioners, that a difference of opinion existed in the minds of the Commissioners as to what had taken place at the previous interview, the Chief Commissioner being of opinion, and correctly so, that the understanding arrived at was that the rates should be reconsidered in respect of competitive border districts. Mr. Kirkcaldie was of opinion that the understanding arrived at was that the rates should be reconsidered for all long distances. It was made clear to the Commissioners that the Government did not regard any question of policy as being involved in regard to long distances where the competition was only among New South Wales papers, and that Mr. Oliver's recollection was correct, that all that had been discussed or decided was with regard to the policy that should prevail where competition that existed between newspapers of other States and those of this State. The Commissioners were invited to make a recommendation, taking all matters into consideration, and especially where the rates charged in this State were operating prejudicially against the circulation of Sydney papers in the portions of this State adjacent to the

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State of Victoria. To this the Commissioners replied, on the 17th January, 1906, that from information now before the Commissioners it did not appear that these rates were operating prejudicially, as the circulation of the Sydney daily papers in Wagga Wagga, which is the most important town in the competitive territory, largely exceeds the circulation of the Victorian daily papers. Under the circumstances the Commissioners felt that they could make no recommendation in the matter. Since then the Commissioners and myself have both been approached, and further inquiries are being made and further information has been obtained with regard to the circulation of inter-State papers in the border districts and on the question of the operation of the rates. I have, however, clearly let the Commissioners understand that in dealing with this matter they could not overlook the past history of the question, which has frequently been before Parliament, and also the obligations which they have for the commercial management of the Railways. I have no objection to the papers being laid upon the Table of this House if moved for in the usual way.

- (15.) Dog Act :—Mr. McFarlane asked the Colonial Secretary,—Is it a fact that complaints have been made of the unsatisfactory working of the Dog Act, and is it his intention to take steps this Session to repeal or amend the Act?

Mr. Hogue answered,—Reports have been obtained from the Police upon applications for the relaxation of the provisions of the Act. Some complaints have been made. In the past the Act has not been rigorously enforced in districts where settlers have to keep dogs for their protection against vermin. In towns and adjacent main roads where dogs are a dangerous nuisance there has been no relaxation.

- (16.) Additional Polling-places, and separate Polling-booths for Women :—Mr. McFarlane asked the Colonial Secretary,—

(1.) In order to give electors in the country districts better facilities for recording their votes will he have polling-places established in convenient centres that are now far distant from existing polling-places?

(2.) Will he make provision in the new Electoral Bill to have established at the various polling-booths separate compartments for women for recording their votes?

Mr. Hogue answered,—

(1.) Returning Officers are asked, annually, to furnish reports as to the necessity of establishing new polling-places or abolishing existing ones. If representations are at any time made for the establishment of a polling-place, a report is asked for, and, if found necessary in the public interest, the appointment is made.

(2.) Provision will not be made in the new Electoral Bill for separate polling-booths for women, but the present law provides that every booth shall have one or more inner compartments to one of which each elector shall retire, one at a time, to mark his or her ballot-paper, which provision it is not proposed to alter. I may remind the Honorable Member that the question of providing separate compartments for women has already been discussed in this House, and that an adverse vote was given.

- (17.) Site for Central Fish Markets :—Mr. Booth asked the Colonial Treasurer,—In view of the removal of the Cyclorama, will the Government take into consideration the suitability of the site for Central Fish Markets?

Mr. Carruthers answered,—This matter is one for the consideration of the City Council.

- (18.) Religious Instruction in Public Schools :—Mr. Jessep asked the Minister of Public Instruction,—

(1.) The number of children of each Religious Denomination in the Public Schools of the city and suburbs?

(2.) The number of children of each Religious Denomination who receive "Special Religious Instruction" from the Ministers or authorised teachers of each Denomination?

(3.) The number of children of each Religious Denomination who receive no "Special Religious Instruction"?

Mr. O'Connor answered,—

(1.) Church of England, 40,219; Roman Catholic, 6,995; Presbyterian, 8,195; Methodist, 8,283; others, 8,678; total, 72,370.

(2 and 3.) The required information is not available. The number of visits made by Clergymen and other authorised instructors for the purpose of giving "Special Religious Instruction" was as follows, during the quarter ended 30th June, 1906 :—Church of England, 2,236; Roman Catholic, 58; Presbyterian, 578; Methodist, 600; others, 620; total, 4,092. The schools included in this return are those lying in the area extending from Gordon to Botany Bay, and along the Suburban Railway Line as far as Granville.

- (19.) Public School Buildings and Teachers' Residences :—Mr. Nobbs, for Mr. Henley, asked the Minister of Public Instruction,—What amount of money has been spent in the various State Electorates in the erection of School Buildings and Teacher's residences, to include repairs and school furniture (other than books, &c.), stating each Electorate separately, for the years (a) 1904-5, (b) 1905-6?

Mr. O'Connor answered,—It will take considerable time and great expense to give this information in the manner asked for, inasmuch as the schools and the expenditure thereon are not arranged according to the State Electorates, but in Inspectorial districts. If the Honorable Member still requires these particulars he might move for them in the form of a return.

- (20.) Slaughtering Establishments—Meat Inspectors :—Mr. Nobbs, for Mr. Henley, asked the Colonial Treasurer,—

(1.) How many privately-owned slaughtering establishments are there within a 14-mile radius of the General Post Office?

(2.) What was the number of animals condemned as unfit for food in each of the said establishments for the five years ending 31st December, 1905—giving each one and their location separately?

(3.) What becomes of animals so condemned? (4.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

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(4.) How many meat inspectors were there permanently and continually employed and paid by the Board of Health for the above period, not including those within the city or at the Glebe Island Government Abattoirs?

Mr. Hogue answered,—The information is now being obtained, and will be laid upon the Table in the form of a return.

- (21.) Telephones for the Railway Department:—*Mr. Oakes* asked the Colonial Treasurer,—
- (1.) Is it a fact that the Railway Department has admitted it accepted a tender for the supply of fifty telephones at a price of £4 ls. each?
 - (2.) Is it a fact that the Federal Government has recently accepted a tender for fifty telephones, similar to those supplied to the Railway Department, and from the same tenderer, at £2 17s. 10d. each?
 - (3.) Will he state the cause of this great difference in price?

Mr. Carruthers answered,—

- (1.) I am informed that a contract has been made at the price stated. Tenders were publicly called for.
- (2.) The telephone supplied to the Federal Department is not similar, the Railway telephone being a superior article.
- (3.) See No. 2.

3. PAPERS:—

Mr. Ashton laid upon the Table,—

- (1.) *Gazette* Notices setting forth the mode in which it is proposed to deal with the dedication of certain lands under the Crown Lands Act of 1884.
- (2.) Abstract of Crown Lands authorised to be dedicated to Public Purposes, under the Crown Lands Act of 1884.
- (3.) Abstract of Crown Lands reserved from sale for the preservation of Water Supply or other Public Purposes under the Crown Lands Act of 1884.

Referred by Sessional Order to the Printing Committee.

Mr. Carruthers laid upon the Table,—Report by the Railway Commissioners as to the treatment accorded by them to Fireman Pearce, who was injured by the boiler explosion at Thornton, in December, 1905.

Referred by Sessional Order to the Printing Committee.

Mr. Hogue laid upon the Table,—Report of the Coast Hospital, Little Bay, for the year 1905.

Referred by Sessional Order to the Printing Committee.

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

(1.) Stock Registration Transfer Bill:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to provide for the transfer of Inscribed Stock, Debentures, and Treasury Bills of the New South Wales Government from London registers to Sydney registers; and for other purposes incidental thereto*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 15th August, 1906.

F. B. SUTTON,
President.

(2.) Amendments Incorporation Bill:—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to incorporate amendments in amended Acts*,"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 15th August, 1906.

F. B. SUTTON,
President.

Bill, on motion of *Mr. Wade*, read a first time.

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

5. ADJOURNMENT:—*Mr. Speaker* stated that he had received from the Honorable Member for Hartley, *Mr. John Hurley*, 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.,—

"Cardinal Moran's Statement, on the 4th of this month, in respect to the State System of Education and the author of the Education Act."

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Hurley moved, That this House do now adjourn.

Point of Order:—*Mr. Carruthers* submitted that, as there was a Notice of Motion on the Business Paper for leave to bring in a Bill to amend the Public Instruction Act, this Debate would anticipate that Motion, and was therefore out of order.

Debate ensued.

Mr. Speaker said that the Honorable Member might or might not be able to say what he wished to call attention to when the Notice in question was moved, but this Motion was not definite, and was therefore out of order.

6. FREE EDUCATION BILL:—

- (1.) *Mr. O'Connor* moved, pursuant to Notice, That leave be given to bring in a Bill to abolish fees in Primary and Superior Public Schools; to amend the Public Instruction Act of 1880; and for purposes incidental thereto.

Debate ensued.

Question put and passed.

(2.)

15th August, 1906.

(2.) Mr. O'Connor then presented a Bill, intituled "*A Bill to abolish fees in Primary and Superior Public Schools; to amend the Public Instruction Act of 1880; and for other purposes incidental thereto*,"—which was read a first time.
Ordered to be printed, and read a second time To-morrow.

7. PUBLIC WORKS AND CLOSER SETTLEMENT FUNDS BILL:—Mr. Carruthers moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for a Public Works Fund and a Closer Settlement Fund, and for accounts in connection therewith; for the application of moneys in such funds; to amend the Audit Act, 1902, and certain other Acts; and for other purposes.
Question put and passed.

8. ADMINISTRATION AMENDING BILL:—

(1.) Mr. Wade moved, pursuant to Notice, That leave be given to bring in a Bill to amend the Wills, Probate, and Administration Act, 1898; and for purposes consequent thereon or incidental thereto.
Debate ensued.
Question put and passed.

(2.) Mr. Wade then presented a Bill, intituled "*A Bill to amend the Wills, Probate, and Administration Act, 1898; and for purposes consequent thereon or incidental thereto*,"—which was read a first time.
Ordered to be printed, and read a second time To-morrow.

9. RAILWAY COMMISSIONERS APPOINTMENT BILL:—The Order of the Day having been read,—Mr. Carruthers moved, "That" this Bill be now read a third time.

Mr. Nielsen moved, That the Question be amended by leaving out all the words after the word "That," and inserting the words "the Bill be recommitted for the reconsideration of clause 7,"—instead thereof.

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

Debate ensued.

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

The House divided.

Ayes, 38.

Mr. Wood,	Colonel Ryrie,
Mr. O'Connor,	Mr. Cohen,
Mr. Hogue,	Mr. McFarlane,
Mr. McCoy,	Mr. Gillies,
Mr. Morton,	Mr. Walter Anderson,
Mr. Wade,	Mr. Creswell,
Mr. Ashton,	Mr. Oakes,
Mr. Dick,	Mr. Davidson,
Mr. Levy,	Mr. Fallick,
Mr. Carruthers,	Mr. R. J. Anderson,
Mr. Reynoldson,	Mr. Perry (<i>L'pool Plains</i>),
Mr. Moore,	Mr. Collins,
Mr. Nobbs,	Mr. Henley,
Mr. Broughton,	Dr. Arthur,
Mr. Bruntnell,	Mr. W. Millard,
Mr. Booth,	Mr. Moxham.
Mr. Fleming,	<i>Tellers,</i>
Mr. Brinsley Hall,	Mr. Robson,
Mr. Latimer,	Mr. Mahony.
Mr. Downes,	

Noes, 26.

Mr. McGowen,	Mr. Hollis,
Mr. Jones,	Mr. Macdonell,
Mr. Meehan,	Mr. McNeill,
Mr. Cann,	Mr. Daley.
Mr. Dacey,	<i>Tellers,</i>
Mr. Thrower,	Mr. Charlton,
Mr. Burgess,	Mr. Fell.
Mr. W. W. Young,	
Mr. Miller,	
Mr. Gardiner,	
Mr. Richards,	
Mr. McLaurin,	
Mr. Briner,	
Mr. Donaldson,	
Mr. Storey,	
Mr. Mackenzie,	
Mr. Sullivan,	
Mr. Estell,	
Mr. Scobie,	
Mr. Nielsen,	

And so it was resolved in the affirmative.

Question again proposed,—That this Bill be now read a third time.

Debate continued.

Question put.

The House divided.

Ayes, 40.

Mr. Wood,	Mr. Thomas,
Mr. Moore,	Mr. R. J. Anderson,
Mr. Carruthers,	Mr. Downes,
Mr. Levy,	Mr. Fallick,
Mr. Wade,	Mr. Moxham,
Mr. Ashton,	Mr. Fleming,
Mr. Dick,	Mr. Perry (<i>L'pool Plains</i>),
Mr. Hogue,	Mr. Collins,
Mr. Reynoldson,	Mr. O'Sullivan,
Mr. Oakes,	Mr. Davidson,
Mr. Robson,	Mr. Henley,
Mr. Mahony,	Dr. Arthur,
Mr. Broughton,	Mr. W. Millard.
Mr. Bruntnell,	<i>Tellers,</i>
Mr. Booth,	
Mr. Brinsley Hall,	Mr. Nobbs,
Mr. Latimer,	Mr. Morton.
Mr. Creswell,	
Mr. Cohen,	
Mr. McFarlane,	
Mr. Gillies,	
Mr. Donaldson,	
Mr. Walter Anderson,	
Mr. McCoy,	
Colonel Ryrie,	

Noes, 23.

Mr. Daley,	
Mr. Macdonell,	
Mr. Nielsen,	
Mr. Hollis,	
Mr. Scobie,	
Mr. McNeill,	
Mr. Estell,	
Mr. Gardiner,	
Mr. Sullivan,	
Mr. Charlton,	
Mr. Fell,	
Mr. Storey,	
Mr. Briner,	
Mr. McLaurin,	
Mr. Mackenzie,	
Mr. W. W. Young,	
Mr. Miller,	
Mr. Dacey,	
Mr. Thrower,	
Mr. Cann,	
Mr. Meehan,	
<i>Tellers,</i>	
Mr. Burgess,	
Mr. Jones,	

And so it was resolved in the affirmative.

Bill read a third time, and, on motion of Mr. Carruthers, passed

Mr.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

15th August, 1906.

Mr. Carruthers then moved, That the Title of the Bill be "*An Act to dissolve the present Railway Commission ; to provide for the appointment of Commissioners to control the Railways and Tramways ; and to amend the Government Railways Act, 1901, and the Government Railways (Commissioner's Salary) Act, 1901 ; and for purposes consequent on and incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to dissolve the present Railway Commission ; to provide for the appointment of Commissioners to control the Railways and Tramways ; and to amend the Government Railways Act, 1901, and the Government Railways (Commissioner's Salary) Act, 1901 ; and for purposes consequent on and incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 15th August, 1906.

10. CROWN LANDS ADMINISTRATION BILL :—

(1.) The Order of the Day having been read,—on motion of Mr. Ashton, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to constitute a Commission to exercise and perform certain powers and duties now vested in the Secretary and Under Secretary for Lands ; to provide for the registration and control of Land Agents ; to amend the Crown Lands Acts and other Acts ; and for purposes consequent thereon or incidental thereto.

Mr. Speaker resumed the Chair ; and the Chairman reported that there was not a Quorum present in the Committee.

Mr. Speaker counted the House, and there being a Quorum present, the Committee resumed.

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

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

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

Resolved,—That it is expedient to bring in a Bill to constitute a Commission to exercise and perform certain powers and duties now vested in the Secretary and Under Secretary for Lands ; to provide for the registration and control of Land Agents ; to amend the Crown Lands Acts and other Acts ; and for purposes consequent thereon or incidental thereto.

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

(2.) Mr. Ashton then presented a Bill, intituled "*A Bill to constitute a Commission to exercise and perform certain powers and duties now vested in the Secretary and Under Secretary for Lands ; to provide for the registration and control of Land Agents ; to amend the Crown Lands Acts and other Acts ; and for purposes consequent thereon or incidental thereto,*"—which was read a first time.

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

11. CARELESS USE OF FIRE (AMENDMENT) BILL :—

(1.) The Order of the Day having been read,—on motion of Mr. Dick, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Careless Use of Fire Act, 1901, the Pastures Protection Act, 1902 ; and for other purposes.

And the Committee continuing to sit after Midnight,—

THURSDAY, 16 AUGUST, 1906, A.M.

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

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

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

Resolved,—That it is expedient to bring in a Bill to amend the Careless Use of Fire Act, 1901, the Pastures Protection Act, 1902 ; and for other purposes.

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

(2.) Mr. Dick then presented a Bill, intituled "*A Bill to amend the Careless Use of Fire Act, 1901, the Pastures Protection Act, 1902 ; and for other purposes,*"—which was read a first time.

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

12. VINE AND VEGETATION DISEASES (FRUIT PESTS) BILL :—The Order of the Day having been read,—on motion of Mr. Moore, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Vine and Vegetation Diseases Act, 1901.

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

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

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

Resolved,—That it is expedient to bring in a Bill to amend the Vine and Vegetation Diseases Act, 1901.

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

The House adjourned, at twenty-five minutes after Twelve o'clock a.m., until Four o'clock p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

Acto South Wales.

No. 24.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 16 AUGUST, 1906.

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

QUESTIONS :—

- (1.) Pilot's Cottage, Camden Haven :—Mr. John Hurley asked the Secretary for Public Works,—
- (1.) Has Contractor Saunders been paid for the Pilot's Cottage at Camden Haven ; if so, what sum was paid him, and when ?
 - (2.) Has any protection of the sums due the workmen on such contract been arranged ?

Mr. Lee answered,—

- (1.) Amounts of £130 and £121 were paid to the credit of Messrs. Rawlinson Brothers in the Bank of New South Wales, Parramatta, on the 14th December and 22nd February last respectively, upon the order of the contractor.
- (2.) Yes ; the balance available will be distributed *pro rata*.

- (2.) Settlement Leases :—Mr. Perry (*Liverpool Plains*) asked the Secretary for Lands,—

- (1.) Is it a fact that many settlement lessees have not had their leases confirmed within from nine and twelve months, and are compelled to pay rent while not in possession ?
- (2.) Will he amend the Act so that settlers will only pay from date of confirmation, instead of date of application for their selections ?

Mr. Ashton answered,—

- (1.) There have been cases of the kind, due either to conflicting applications or to the fact that lands have been made available before being surveyed. The 1905 Act has considerably reduced the number of such cases. The law provides that rent shall be paid from date of application if valid.
- (2.) The present law was designed to give a title from date of application in order to remove certain grave causes of complaint which existed when the title did not commence until date of confirmation. It does not appear expedient to alter this law, but in cases where it has operated harshly applications for rental adjustments have been favourably considered.

- (3.) Report by Mr. W. W. Davis on the Pilliga Scrub :—Mr. Perry (*Liverpool Plains*) asked the Secretary for Lands,—

- (1.) When does he intend to deal with the report of Mr. Davis on the Pilliga Scrub ?
- (2.) Under what tenure does he intend to place this land ?

Mr. Ashton answered,—

- (1.) The report, with the reports of the Local Land Board and District Surveyor, is now receiving consideration. I am also arranging to obtain further information as to cost of scrub-clearing.
- (2.) I have not yet decided.

- (4.) Pastures Protection Boards :—Mr. Collins asked the Secretary for Lands,—

- (1.) Is it a fact that he has called upon the various Pastures Protection Boards to pay the twenty per cent. contribution under section 25 of the Pastures Protection Act ?
- (2.) Is it a fact that previous Ministers have given the Boards to understand that the amount in question would not be called up ?
- (3.) If it is a fact that the existing Boards are not responsible for the liability incurred, and that they have made no provision for meeting such expenditure, will he see that the demand which has been made is not enforced ?

Mr.

16th August, 1906.

Mr. Ashton answered,—

(1.) Yes. Section 25 of the Pastures Protection Act being mandatory, the Auditor-General drew attention to the need for enforcing the law.

(2.) The Boards were from time to time informed that the payment of the contribution would not be asked for during the then current year.

(3.) The debit balance, for the extinction of which section 25 of the Pastures Protection Act of 1902 provides, was built up between the years 1896 and 1903 by the non-enforcement of the full rate of assessment sanctioned by section 78, Act 30 Vic. No. 16. The Pastures Protection Act of 1902, however, made the present Pastures Protection Boards legally responsible for the payment of the debit. The Boards can only be relieved of their liability by a change of law, and the Government will consider the whole question in connection with a Bill now being drafted.

(5.) Prize-fighting:—Mr. Booth asked the Colonial Treasurer,—

(1.) Is it a fact that through the Victorian Premier stating that he intended to bring in a Bill to suppress prize-fighting, certain contests previously arranged to take place in Melbourne are now likely to take place in Sydney?

(2.) Will he see that such prize-fights are not allowed to take place in this State?

Mr. Hogue answered,—

(1.) I am not aware of this.

(2.) Prize-fights are illegal, and the police will not permit such. If boxing contests or exhibitions are alluded to, I am advised that they are not illegal.

(6.) High Buildings in the City:—Mr. Booth asked the Colonial Secretary,—

(1.) Is it a fact that there are buildings in the city over 40 feet higher than the longest escape ladders?

(2.) Is any provision made in those places to ensure safety in case of fire?

(3.) If not, will he see that owners or proprietors of such establishments make such provisions?

Mr. Hogue answered,—

(1.) Yes.

(2.) In some cases special provision is made for extinguishing fire and for escape for employees in case of fire.

(3.) There is no authority to enforce any provisions except in those premises which come under the Shops and Factories Act.

(7.) Building known as "The Athenæum":—Mr. Broughton asked the Colonial Secretary,—

(1.) Is the building known as "The Athenæum," situated at 610, George-street, Sydney, licensed under section 3 of the Public Entertainment Act, Vic. XXVI, 1897, as a place in which theatrical entertainments can be acted or performed for gain?

(2.) Does the Athenæum Hall conform to the conditions appertaining to licensed buildings in which theatrical performances may be given?

Mr. Hogue answered,—A temporary license, expiring on the 21st instant, has been issued. The licensee has been notified as to what is required if the license is to be continued.

(8.) Evening Schools:—Mr. McNeill asked the Minister of Public Instruction,—

(1.) How many Evening Schools are there in operation in the Metropolitan District?

(2.) What is the estimated saving to the Department since its determination not to pay for instruction of free pupils in these schools?

(3.) Who is responsible for the new order that no Evening Schools are to be opened or teachers paid during the month of January of each year?

(4.) What is the object?

(5.) Do the Regulations provide for yearly payments to teachers of Evening Schools, and will that amount be divided proportionately among the eleven months the schools are open; if not, why not?

(6.) Will this Regulation not to pay Evening School teachers be extended to Primary School teachers when on vacation?

Mr. O'Connor answered,—

(1.) Twenty-one.

(2.) In September, 1903, it was decided to abolish the allowance to the teacher on account of free pupils, and the saving is, approximately, £400 per annum.

(3 and 4.) The terms of appointment of Evening School teachers are such that they will not be entitled to salary for any month during which the average attendance is less than ten pupils. Consequent on the recent extension of the Christmas Vacation, no attendance could be given in many instances, it has, therefore, been decided that in future all Evening Schools shall be closed during the month of January, and no salary paid for that month.

(5.) Public Service Board's Regulation No. 389 provides salaries ranging from £19 to £36 per annum. Such salaries are paid monthly, but no payment is made when the average attendance for any month does not reach ten (10).

(6.) No.

(9.) Surry Hills and Cootamundra Elections:—Mr. Bruntnell asked the Colonial Secretary,—What is the reason that the expense of the Surry Hills Election is so much greater than that in the much larger Electorate of Cootamundra?

Mr. Hogue answered,—Apart from the fact that the Returning Officer at Surry Hills, who is, by law, responsible for the conduct of the Election, employed more officials, and some of them for longer periods than the Returning Officer at Cootamundra, a special booth had to be erected. In view of action taken by me prior to the By-election, a saving of £184 5s. 4d. was effected at Surry Hills, as compared with the cost in this Electorate at the General Election, and steps have been taken to avoid the provision of a special booth in future.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

16th August, 1906.

2. PAPERS :—

Mr. Wade laid upon the Table,—Return to an Order, made on the 31st July, 1906,—“Samuelson Case”

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—

(1.) Board of Water Supply and Sewerage—Metropolitan Drainage By-laws—Rose Bay Stormwater Drain (Rose Bay Side Drainage).

(2.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of certain Sewerage Works for the Town of Lismore.

Referred by Sessional Order to the Printing Committee.

Mr. Carruthers laid upon the Table,—

(1.) Report by Mr. J. B. Suttor, Commercial Agent for New South Wales in the East, as to the effect upon Australian trade with the Far East, of Commonwealth legislation to restrict immigration from China, Japan, &c.

(2.) Statement of Bank Liabilities and Assets for Quarter ended 30th June, 1906.

Referred by Sessional Order to the Printing Committee.

3. ADJOURNMENT :—Mr. Speaker stated that he had received from the Honorable Member for Phillip, Mr. Sullivan, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House to discuss a definite matter of urgent public importance, viz.,—“The Cruel Treatment of Sailors in the Ports of Newcastle and Sydney.”

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Sullivan moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

4. EARLY CLOSING (HAIRDRESSERS' SHOPS) BILL :—

(1.) The following Message from His Excellency the Governor was delivered by Mr. O'Connor, and read by Mr. Speaker :—

HARRY H. RAWSON,
Governor.

Message No. 35.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900 ; and for other purposes.

State Government House,

Sydney, 16th August, 1906.

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

(2.) Mr. O'Connor moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900 ; and for other purposes. Question put and passed.

5. DOWER ABOLITION BILL :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled “An Act to abolish dower ; to amend the Statute law relating to dower ; and for other purposes,”—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,

Sydney, 16th August, 1906.

F. B. SUTTOR,
President.

6. FREE EDUCATION BILL :—The Order of the Day having been read,—Mr. O'Connor moved, That this Bill be now read a second time.

Debate ensued.

Mr. Thrower moved, “That the Question be now put.”

Question put,—That the Question be now put.

The House divided.

Ayes, 12.

Mr. Macdonell,
Mr. Thrower,
Mr. Meahan,
Mr. Scobie,
Mr. Holman,
Mr. McGowen,
Mr. Miller,
Mr. Booth,
Mr. Jessep,
Mr. Edden.

Tellers,

Mr. Estell,
Mr. Jones.

Colonel Rytic,
Mr. Robson,
Mr. Cohen,
Mr. Wade,
Mr. Moore,
Mr. Carruthers,
Mr. Broughton,
Mr. Nobbs,
Mr. R. J. Anderson,
Mr. Davidson,
Mr. Lee,
Mr. Nielsen,
Mr. Burgess,
Mr. Charlton,
Mr. Dick,
Mr. Downes,

Noes, 45.

Mr. Hogue,
Mr. Ashton,
Mr. Gillies,
Mr. O'Connor,
Mr. Bennett,
Mr. Brinsley Hall,
Mr. Walter Anderson,
Dr. Arthur,
Mr. Mahony,
Mr. Latimer,
Mr. Bruntnell,
Mr. Perry (*The Richm'd*),
Mr. Briuer,
Mr. W. W. Young,
Mr. Law,
Mr. McFarlane,

Mr. Richards,
Mr. Mackenzie,
Mr. Fell,
Mr. Collins,
Mr. Morton,
Mr. Thomas,
Mr. Creswell,
Mr. Wood,
Mr. Dacey,
Mr. Kearney,
Mr. W. Millard.

Tellers,

Mr. Fallick,
Mr. Gardiner.

And so it passed in the negative.

Debate continued.

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

Bill read a second time.

16th August, 1906.

- On motion of Mr. O'Connor, Mr. Deputy-Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. O'Connor, the report was adopted.
Ordered, That the Bill be read a third time on Tuesday next.
7. VINE AND VEGETATION DISEASES (FRUIT PESTS) BILL:—Mr. Moore, pursuant to leave granted on the 16th August, 1906, a.m., presented a Bill, intituled "*A Bill to amend the Vine and Vegetation Diseases Act, 1901*,"—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.
8. PRINTING COMMITTEE:—Mr. McFarlane, as Chairman, brought up the Sixth Report from the Printing Committee.
9. PUBLIC WORKS AND CLOSER SETTLEMENT FUNDS BILL:—
(1.) The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for a Public Works Fund and a Closer Settlement Fund, and for Accounts in connection therewith; for the application of moneys in such funds; to amend the Audit Act, 1902, and certain other Acts; and for other purposes.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.
Ordered, on motion of the Chairman, That the report be *now* received.
The Chairman then reported the resolution, which was read a first time, as follows:—
Resolved,—That it is expedient to bring in a Bill to provide for a Public Works Fund and a Closer Settlement Fund, and for Accounts in connection therewith; for the application of moneys in such funds; to amend the Audit Act, 1902, and certain other Acts; and for other purposes.
On motion of Mr. Carruthers, the resolution was read a second time, and agreed to.
(2.) Mr. Carruthers then presented a Bill, intituled "*A Bill to provide for a Public Works Fund and a Closer Settlement Fund, and for Accounts in connection therewith; for the application of moneys in such funds; to amend the Audit Act, 1902, and certain other Acts; and for other purposes*,"—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.
10. AMENDMENTS INCORPORATION BILL:—The Order of the Day having been read,—Mr. Wade moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Wade, the report was adopted.
Ordered, That the Bill be read a third time on Tuesday next.
11. ADJOURNMENT:—Mr. Carruthers moved, That this House do now adjourn.
Debate ensued.
Question put and passed.
The House adjourned accordingly, at five minutes before Eleven o'clock, until Tuesday next, at Four o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 25.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 21 AUGUST, 1906.

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

QUESTIONS :—

- (1.) Foster's Additional Conditional Purchase and Conditional Lease, Bellingen :—*Mr. Jones*, for Mr. Sullivan, asked the Secretary for Lands,—

(1.) Has a copy of his decision, together with his reasons, in the case of Foster's additional conditional purchase 90-52 and conditional lease 18,014, Bellingen, been laid upon the Table of the Legislative Assembly, in accordance with 55 Victoria No. 1, section 3, subsection (v) ?

(2.) Under what section of the Land Act did he revoke the provisional reversal of the above ?

(3.) Is it a fact that the Local Land Board, after holding a special inquiry in this case, made the following recommendation on the 28th June, 1905 :—"That, as to the alternative condition of "fencing, much progress has been made, notwithstanding the adverse circumstances deposed to, and "in view of the facts and circumstances as disclosed by the evidence of to-day, we recommend that "the term within which to complete boundary fencing be extended to 31st October, 1905" ?

(4.) What amounts have been paid to the Crown as deposit, survey fees, instalments, and rent, in respect of this land up to date of revocation of provisional reversal of forfeiture ?

Mr. Ashton answered,—

(1.) No. It is not necessary.

(2.) Subsection 2 of section 3 of 55 Victoria No. 1.

(3.) Yes.

(4.) On the conditional purchase, £215 5s., and on the conditional lease, £121 7s. 6d.

- (2.) Pastures Protection Boards :—*Mr. Perry* (Liverpool Plains) asked the Secretary for Lands,—

(1.) Has he given instructions to demand from all Pastures Protection Boards twenty per cent. on all moneys received under the Pastures Protection Act, in reduction of the debit balance of the Sheep Act ?

(2.) Is he aware that many Boards cannot pay this demand ?

(3.) Will he consider the necessity of amending the Act, and relieve the various Boards of this charge ?

Mr. Ashton answered,—

(1 and 2.) The attention of the Honorable Member is drawn to my answers of the 17th instant to the Questions on the same subject by the Honorable Member for The Namoi.

(3.) The Boards generally are replying to the circular letter to the effect that they are unable to pay.

- (3.) Gold-field Area, Parish of Guinecor, County of Argyle, Goulburn :—*Mr. Jones*, for Mr. Estoll, asked the Secretary for Mines,—

(1.) What is the acreage of the gold-field area proclaimed 29th November, 1881, parish of Guinecor, county Argyle, land district of Goulburn ?

(2.) Can miners now work on the reserve undisturbed ?

(3.) Is this gold-field area under lease to any one ; if so, whom, the length of tenure, and rent paid ?

Mr. Moore answered,—

(1.) Area of Crown lands within gold-field at date of proclamation within the parish of Guinecor was about 3,641 acres, since reduced by alienation to about 413 acres.

(2.) About 165 acres are Crown lands open to mining generally, the balance being composed of camping, water reserves, &c.

(3.) The area is not the subject of any lease under the Mining Acts. I cannot say as to leases under the Lands Acts.

(4.)

21st August, 1906.

- (4.) Ulumbie Holding, Walgett District :—Mr. Collins asked the Secretary for Lands,—
- (1.) What are the rents payable by the selectors in the Homestead Selection Area on Ulumbie Holding in the Walgett District?
 - (2.) What was the rent paid when this area was held under pastoral lease?
 - (3.) Is he aware that it is alleged that this land was unfitted for the class of holdings for which it was made available?
 - (4.) Is it a fact that the selectors have applied for some measure of relief from the Crown, and that they have been advised to take advantage of the Appraisement Act in order to get a reduction in the capital value of their land?
 - (5.) Is it a fact that a settler named J. Cochrane, in the Walgett District, applied for an appraisement of his additional settlement lease; that the Board reduced his rent to 2½d. per acre; that the Crown appealed against such reduction notwithstanding that out of 2,000 acres of his lease there are 700 acres of reserves over which 40,000 sheep travel annually?
 - (6.) Will he see that special consideration is given to the Ulumbie selectors, to avoid the necessity of their abandoning their holdings, and that the opposition of the Crown to the reduction of Mr. Cochrane's rent is withdrawn?

Mr. Ashton answered,—

- (1.) There are fourteen homestead selections, embracing an area of 14,677 acres 1 rood 20 perches, and the rental payable thereon is £377 12s. 8d. per annum.
- (2.) One penny and seven-eighths of a penny (1½d.) per acre per annum (equal to £114 13s. 4d., on the area above quoted).
- (3.) The holdings are probably in themselves insufficient as home maintenance areas, but, situated as they are from 3 to 9 miles from the town of Walgett, were set apart as areas upon which homes might be made by persons engaged in other pursuits, such as carrying, droving, shearing, &c.
- (4.) Yes.
- (5.) Yes. It is considered by the District Surveyor that notwithstanding this fact, the land is worth a higher rental than that assessed by the Board. The land was set apart at a rental of 4½d. per acre.
- (6.) (a) There are no means of relief under the law other than the reappraisement provisions; (b) the rental of Mr. Cochrane's lease must be left to the Land Appeal Court to determine.

- (5.) Reimbursement of Legal Expenses to Major J. G. Legge :—Mr. Mackenzie asked the Colonial Treasurer,—Is it the intention of the Government to place a sum on the Estimates to reimburse Major J. G. Legge the legal expenses incurred by him in prosecuting his claim before the late Royal Commission on Claims of Members of the New South Wales Contingents to South Africa, in view of the finding of the Commissioner :—“That the claimants in severally and jointly procuring the assistance of certain legal gentlemen who acted as advocates on their behalf, have adopted a reasonable and judicious course; that the appearance of these gentlemen not only contributed much to the elucidation of the truth, but probably saved considerably the time, and so reduced the expense, of the Commission, long as the inquiry unavoidably lasted; and that, in procuring this valuable representation, the claimants must, of course, have been put to some expense”?

Mr. Carruthers answered,—As previously stated, an amount will be placed on the Estimates to be submitted to Parliament in connection with the claims inquired into by His Honor Judge Murray. The Government cannot recognise claims for legal expenses incurred by officers who procured the assistance of advocates on their behalf in prosecuting claims for double pay before the late Royal Commission.

- (6.) Clerkship of Correspondence and Records, Treasury :—Mr. Dacey asked the Colonial Treasurer,—Referring to the information as to the duties of the Public Service Board under the Public Service Act, and the course open to Public Officers who may be dissatisfied with the salaries allotted them at the next grading, supplied in response to Mr. Dacey's Question of 15th instant, No. 10, will he please furnish replies to the Questions asked by Mr. Dacey, which were as follows :—

- (1.) Is it a fact that, while in other Ministerial Departments the Clerkship of Correspondence (only) is fixed at £400 per annum, or upwards, the Clerkship of Correspondence and Records, Treasury, stands at £350 per annum only?
- (2.) Is it a fact that the Clerkship of Correspondence and Records, Treasury, though graded consistently with other Departments (i.e., at £425), has been reduced to £350, because the occupant was promoted to it on the ground of fitness only, not seniority?

Mr. Carruthers answered,—In determining the salary appropriate to the work performed by any particular officer, the Public Service Board take into consideration, not merely the nature of the duties performed, but all other factors which affect the case. It does not necessarily follow because a position is graded at a certain salary in one Department, that for a similar position in another Department exactly the same salary should be paid. The duties may vary, and the surrounding circumstances may be different. In regard to the case referred to in these Questions, the Board point out that when the salary of the Officer in Charge of Correspondence in the Treasury (which is now held by Mr. Heath) was fixed in 1896, there was at that time no Chief Clerk in the Department. This officer had to perform many of the duties appertaining to those of a Chief Clerk, and he was also Registrar of Funded Stock. The position was, therefore, of much greater importance than it is at the present time. Moreover, in 1896, the Premier and Treasurer had no Private Secretary with a staff of clerks, and the correspondence now done by Mr. Harkness, the Premier's Secretary, and his staff, had to be carried out by the ordinary correspondence staff of the office. It is further pointed out that had it been determined to appoint an officer to the position at a salary of £425 per annum, it is quite probable that Mr. Heath's promotion would not have been approved, as there were senior officers in the Department who would have had to be first considered. The following are the salaries received by Mr. Heath since the passing of the Public Service Act, 1895. In 1896, before the first grading of the Department by the Board he received £228 per annum. He was graded by the Board at the same salary, viz., £228 per annum; on appeal his salary was increased to £240 per annum; in 1899 his salary was increased to £250 per annum; in 1901 to £300 per annum; in 1902 to £350 per annum.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

21st August, 1906.

2. NORTH COAST (MAITLAND TO SOUTH GRAFTON) RAILWAY :—Mr. Davidson presented a Petition from certain residents of the North Coast Districts living on the Macleay River, inviting attention to the imperative necessity for the speedy construction of the North Coast Railway ; representing that His Excellency the Governor-General was unable to continue his journey from Grafton to Coff's Harbour and the Coast Districts, that a rainfall of one inch is sufficient to convert the roads into quagmires and prevent powerful motor-cars from travelling, that the decision of His Excellency to take train from Grafton *via* the Tweed to Brisbane, in order to reach Sydney, indicates how thousands of residents would act if similarly situated, and his decision should satisfy those objectors to the construction of the North Coast Railway, who contend that the steam coastal service should suffice ; and praying the House to pass the North Coast Railway Bill with the least possible delay. Petition received.
3. PAPERS :—
Mr. Lee laid upon the Table,—Notification of resumption of land, under the Public Works Act, 1900, for Station Purposes, in connection with the Narrabri, Walgett, and Collarendabri Railway. Referred by Sessional Order to the Printing Committee.
Mr. Carruthers laid upon the Table,—
(1.) Report by the Accountant of the Government Savings Bank of New South Wales, in connection with the Victorian Savings Bank System.
(2.) Copy of Treasury Letter to Mr. A. E. Collins, M.L.A., covering a Report by the Railway Commissioners on the representations made by certain Country Municipalities for a reduction in Railway Rates and Fares.
(3.) Statement of Public Companies Liabilities and Assets for Quarter ended 30th June, 1906. Referred by Sessional Order to the Printing Committee.
Mr. Hogue laid upon the Table,—
(1.) Amended Regulations under the Dentists' Act.
(2.) Report of the Inspector-General of the Insane for the year 1905. Referred by Sessional Order to the Printing Committee.
4. FIRE BRIGADES BILL :—The following Message from His Excellency the Governor was delivered by Mr. Hogue, and read by Mr. Speaker :—
HARRY H. RAWSON, *Message No. 36.*
Governor.
In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to consolidate and amend the law relating to the prevention and extinguishing of fires ; for the protection of life and property from fire ; to constitute a Fire Brigades Board, and define its powers and duties ; to provide that certain damage to property shall be damage by fire within the meaning of any fire insurance policy ; to repeal the Fire Brigades Act, 1902, and to amend the City of Sydney Improvement Act and other Acts ; and for purposes consequent thereon or incidental thereto.
State Government House,
Sydney, 21st August, 1906.
Ordered to be referred to the Committee of the Whole on the Bill.
5. ADJOURNMENT :—Mr. Speaker stated that he had received from the Honorable Member for King, Mr. Broughton, 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.,—"That of placing the "Police Superannuation Fund on a solvent basis."
And the motion for the adjournment of the House being supported by five other Honorable Members,—
Mr. Broughton moved, That this House do now adjourn.
Point of Order :—Mr. Dacey called attention to a Motion, on the same subject, in his name, fixed for the 4th September, and submitted that this debate would anticipate the debate on that Motion, and was, therefore, out of order.
Mr. Speaker upheld the objection taken, and ruled the Motion out of order.
6. CASE OF HENRY HARDING, W. S. STEAD, AND OTHERS—CERTIFICATE OF TITLE :—Mr. Hollis moved, pursuant to Notice, That the Report from the Select Committee on "Case of Henry Harding, W. S. Stead, and Others—Certificate of Title," brought up on 14th December, 1904, be "now adopted."
Mr. Booth moved, That the Question be amended by leaving out the words "now adopted" and inserting the words "referred to a Select Committee for further inquiry and report."
"(2.) That such Committee consist of Mr. Hollis, Mr. Holman, Mr. Briner, Mr. Dick, Mr. Walter Anderson, Mr. Perry (*The Richmond*), Mr. Charlton, Mr. Nobbs, Mr. Arthur Griffith, and the "Mover,"—instead thereof.
Question proposed,—That the words proposed to be left out stand part of the Question.
Debate ensued.
Question,—That the words proposed to be left out stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted instead of the words left out be so inserted,—put and passed.
Question then,—
(1.) That the Report from the Select Committee on "Case of Henry Harding, W. S. Stead, and Others—Certificate of Title," be referred to a Select Committee for further inquiry and report.
(2.) That such Committee consist of Mr. Hollis, Mr. Holman, Mr. Briner, Mr. Dick, Mr. Walter Anderson, Mr. Perry (*The Richmond*), Mr. Charlton, Mr. Nobbs, Mr. Arthur Griffith, and the Mover,—put and passed.

21st August, 1905.

7. LIMITATION OF DEBATE—PROPOSED NEW STANDING ORDERS:—Mr. Briner moved, pursuant to Notice, That “this House agrees to and adopts” the following Standing Orders, in reference to Limitation of Speeches, and authorises Mr. Speaker to present such Standing Orders to His Excellency the Governor for approval:—

(1.) “Unless as hereinafter provided, no Member shall speak—

“ (a) *In the House* for more than thirty minutes on any question submitted from the Chair, “except—

“ in the debate on the Address in Reply, or

“ in a debate on a Motion of Censure, or No Confidence, or

“ in moving the second reading of a Bill,

“ when a Member shall be at liberty to speak for forty-five minutes.

“ (b) *In Committee of the Whole House* more than twice on any question submitted by the

“ Chairman of the Committee; any Member called for the first time to speak shall not

“ speak for more than thirty minutes; when called a second time, he shall not speak for

“ more than ten minutes: Provided that so much of this Standing Order as relates to

“ speaking more than twice shall not apply to a Member in charge of a Bill, nor to the

“ consideration of the Estimates or a Supply Bill; but any Member speaking more than

“ once shall be restricted to ten minutes for each speech after the first, during the Sitting.

“ Provided that, in any case arising under this Standing Order, the Member speaking and “ desiring an extension of time may ask the House or Committee, and the Speaker or Chairman, as “ the case may be, shall, without debate, take the sense of the House or Committee.

“ The debate on the Financial Statement shall be exempt from the restrictions of this “ Standing Order.

“ (2.) Should the House or Committee twice decide during any Sitting that a Member be not further “ heard under Standing Order No. 142, such Member shall not be entitled to address the Chair “ again during such Sitting, but shall be entitled to vote.

“ (3.) The House may by resolution, without debate, on motion made, without Notice, by a Member “ of the Government (who shall be entitled to speak thereto for ten minutes) fix a time during the “ Sitting when all debate shall cease on the Bill or Question named in such resolution, and at the “ time so named the Speaker or Chairman shall, without further debate, should the business then “ under consideration be a resolution, put the question and amendments, if any. Any further “ amendment otherwise in order may be moved, but without debate. In the case of a Bill, the “ Speaker or Chairman of Committees shall, without debate, put the question or questions necessary “ to carry the Order of the Day to the stage it might otherwise be carried without concurrence: “ Provided that amendments may be moved without debate, except in the case of the Minister or “ Member in charge of the Bill, who shall be restricted to five minutes on each amendment. In “ the event of a point of Order being taken, it shall be stated without debate.”

Debate ensued.

Mr. Sullivan moved, pursuant to Standing Order No. 142, That the Honorable Member for Kahibah, Mr. Edden, be not further heard.

Question put, and voices given,—

Mr. Speaker stated his opinion that the *Noes* had it.

Whereupon Division called for, and Mr. Speaker having, in accordance with Standing Order No. 213, directed the Members to take their seats to the right and left of the Chair respectively, declared the determination of the House to be in the *negative*, as there were only five Members in the minority who had challenged his decision.

The following are the names of the Members in the minority, viz.:—Mr. Booth, Mr. Hollis, Mr. W. Millard, Mr. Sullivan, and Mr. Thrower.

Mr. Edden moved, That the Question be amended by leaving out from the first line the words “this House agrees to and adopts,” and inserting the words “it be referred to the Standing Orders “Committee to consider and report upon,”—instead thereof.

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

Debate continued.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only seventeen Members present, exclusive of Mr. Speaker, namely,—Mr. R. J. Anderson, Mr. Briner, Mr. Broughton, Mr. Cohen, Mr. Fell, Mr. Fleming, Mr. Eden George, Mr. Gillies, Mr. Jessep, Mr. Jones, Mr. Levy, Mr. Moore, Mr. Nobbs, Mr. Oakes, Mr. O’Sullivan, Mr. Perry (*The Richmond*), and Mr. Wade,—

Mr. Speaker adjourned the House, at twenty-five minutes before Eight o’clock, until To-morrow, at Four o’clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 26.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 22 AUGUST, 1906.

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

MESSAGES FROM THE LIEUTENANT-GOVERNOR:—The following Messages from His Excellency the Lieutenant-Governor were delivered by Mr. Carruthers, and read by Mr. Speaker:—

- (1.) Stock Registration Transfer Bill:—

By Deputation from His Excellency the Governor,

FREDK. M. DARLEY,

Lieutenant Governor.

Message No. 37.

A Bill, intituled "*An Act to provide for the transfer of Inscribed Stock, Debentures, and Treasury Bills of the New South Wales Government from London registers to Sydney registers; and for other purposes incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,
Sydney, 22nd August, 1906.*

- (2.) Dower Abolition Bill:—

By Deputation from His Excellency the Governor,

FREDK. M. DARLEY,

Lieutenant-Governor.

Message No. 38.

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

*State Government House,
Sydney, 22nd August, 1906.*

2. QUESTIONS:—

- (1.) Glebe Island and Blackwattle Bay Foreshores:—Mr. Fleming asked the Colonial Treasurer,—

(1.) Is it a fact that the foreshores at Glebe Island and Blackwattle Bay are being leased to private companies?

(2.) Will he consider the advisability of checking such operations till the question of the removal or otherwise of the Abattoirs is settled?

Mr. Dick answered,—The lease to H. McKenzie, Limited, is the only one granted in respect of the foreshores at Glebe Island. At Blackwattle Bay, the major portion of the foreshores was alienated before the inception of the Sydney Harbour Trust. The Commissioners have not allowed any further alienations, but they have granted a number of leases. At the present time, they are not considering any applications for leases of the foreshores, either at Glebe Island or Blackwattle Bay.

- (2.) Horse Breeders' Conference:—Mr. Fleming asked the Colonial Treasurer,—

(1.) What has been done with reference to the recommendations made by the Conference of Horse Breeders, held in Sydney some time since, at the invitation of the Government?

(2.) Have the members of the Committee of Advice then appointed received any advice as to what is expected of it?

(3.) Is it regarded as being still in existence?

Mr.

22nd August, 1906.

Mr. Dick answered,—

- (1.) A number of resolutions was passed at the Conference of Horse Breeders held in Sydney on 8th September last. Certain of these resolutions were adopted, but others it was considered should be referred to the Board of Advice appointed by the Conference.
- (2.) The Board of Advice was called together on 6th July last to discuss the matter, but, as only two attended, the meeting was postponed.
- (3.) Yes.

(3.) *Dorrigo Land available for Conditional Purchase*:—*Mr. Briner* asked the Secretary for Lands,—

- (1.) In regard to the *Dorrigo* land which is to be available for conditional purchase lease on 20th September, is it provided that the holder of any block will not be permitted to sell any timber without first paying royalty on such timber?
- (2.) Will he also require a license?
- (3.) Will licensed cutters, who may have timber felled on the land at the time of selection, be permitted to remove the timber under the usual conditions as if the land had not been selected?
- (4.) When an applicant has secured any block will he have the undisputed right to destroy the whole of the timber by felling and burning off without paying any royalty?

Mr. Ashton answered,—

- (1.) Yes. Special condition *c* provides that "Timber cut on the land shall not be sold until the royalty has been paid."
- (2.) Yes.
- (3.) Yes, within a reasonable time (to be fixed by the Secretary for Lands) after the block has been applied for. (*Vide* special condition *d*.)
- (4.) Yes, but it is assumed that the selector will not destroy any timber which he can profitably dispose of.

(4.) *Site for a Quarry at Gillett's Ridge*:—*Mr. Briner* asked the Secretary for Lands,—

- (1.) Is it a fact that the *Ulmarra* Municipal Council has applied on two or three occasions for the setting apart of a site for a quarry on Crown lands at *Gillett's Ridge*?
- (2.) Were the applications refused, and, if so, why?
- (3.) Will he reconsider the matter?

Mr. Ashton answered,—

- (1.) Yes, on two occasions.
- (2.) Yes, the land being required for refuge in time of flood.
- (3.) I do not propose to do so. The District Surveyor's report is most emphatic that every inch of the land is required as a refuge reserve, and that stone of better quality can be obtained from Crown lands on the east of the *Coldstream* River.

(5.) *Proposed Amending Electoral Bill*:—*Mr. Briner* asked the Colonial Secretary,—Will the Amending Electoral Bill providing for the abolition of Electors' Rights be dealt with this Session?

Mr. Hogue answered,—It is intended to deal with the Bill this Session.

(6.) *Land held under the Share System—Enrolment under Shires Act*:—*Mr. Perry* (*The Richmond*) asked the Secretary for Public Works,—

- (1.) Is he aware that in many of the Shires land is held under the share system from the owner, under oral agreement?
- (2.) Is it a fact that these share farmers will not be entitled to a vote under the Shires Act?

Mr. Lee answered,—

- (1.) I am not aware.
- (2.) Subsection 2 of section 22 of the Shires Act deals with qualifications for enrolment. Any defects in this respect will be provided for in the Local Government Extension Bill.

(7.) *Initiatory Expenditure by Shire Councils*:—*Mr. Perry* (*The Richmond*) asked the Colonial Treasurer,—

- (1.) Is he aware that in all probability the Shire Councillors to be elected will not be able to raise any revenue from lands till about April or May next, on account of the time required for the necessary preparation of rate books, assessments, and appeals?
- (2.) Will he make liberal provision in his Estimates to enable Shire Councils to make and maintain the necessary works till the 30th June, 1907?

Mr. Dick answered,—The Honorable Member was informed, in reply to a Question asked by him on 1st instant, that it is the intention of the Government to set apart £150,000 as an extra grant to Shires over and above subsidy to enable them to have a good start in their work. Arrangements are in contemplation whereby funds may be advanced to the various Shire Councils in January next, sufficient to enable them to carry on the work of caring for their roads, bridges, &c., until they have had time to collect rates.

(8.) *Case of James Burns, late of Volunteer Permanent Staff*:—*Mr. O'Sullivan* asked the Colonial Secretary,—Will he lay upon the Table of this House the following papers said to be filed in the Colonial Secretary's Department:—

- (1.) The annual confidential reports of Colonel John Hay Goodlet, Commanding 2nd Regiment, on Staff Colour-Sergeant James Burns, from December, 1885, to the 28th February, 1890?
- (2.) The confidential reports of the late Colonel A. Wilkinson, commanding Northern District Reserves, on Staff Quartermaster-Sergeant James Burns, Volunteer Permanent Staff, from 1st March, 1890, to 31st March, 1893?

(3.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

22nd August, 1906.

(3.) A letter from James Burns, late Volunteer Permanent Staff, to Colonel C. F. Roberts, Acting Commandant, written by his direction, dated 2, Parkfoot-terrace, Birrell-street, Waverley, 27th March, 1896, *re* Burns' discharge by Major-General Hutton?

(4.) A confidential letter containing criticisms on James Burns' letter to Colonel Roberts, Acting Commandant, from Colonel Roberts to the Colonial Secretary?

Mr. Hogue answered,—No such papers are filed in the Chief Secretary's Department. I may remind the Honorable Member that, as this is a Military matter, it is now one for the Federal Government.

(9.) Septic Tanks at Folly Point, North Sydney:—Dr. Arthur asked the Secretary for Public Works,—

(1.) Is he aware that very serious complaints regarding offensive odours from the septic tanks, at Folly Point, North Sydney, are being made by the residents in the neighbourhood?

(2.) Is he aware that this nuisance is causing a depreciation in the value of house property and land in the immediate vicinity?

(3.) Will he at once institute an inquiry as to the cause of this nuisance?

(4.) If necessary, will he send a dredge to remove the mud from about the outfall?

Mr. Lee answered,—The septic tanks are under the control of the Metropolitan Board of Water Supply and Sewerage, and the Board has furnished me with the following replies:—

(1.) No complaints have been made to the Board since the septic tanks were covered in.

(2.) No. Houses are being erected within a quarter of a mile of the tanks.

(3.) As no nuisance exists in connection with the tanks, inquiry seems unnecessary.

(4.) It would be desirable to have the services of a dredge to remove the silt brought down by the stormwater sewer which drains the northern part of North Sydney, and I will advise the Board to requisition the Harbour Trust for the services of a dredge.

(10.) Prize-fighting or Boxing Contests:—*Mr. Bruntnell*, for Mr. Booth, asked the Colonial Secretary,—

(1.) In view of the answer given to the Member for Leichhardt, on 16th August, relating to prize-fighting, is it the practice of the police not to class boxing contests, as advertised for twenty rounds, one to win, and for large sums of money, as prize-fights?

(2.) If so, will he introduce legislation to suppress the same?

Mr. Hogue answered,—

(1.) I am not aware of the particular contests referred to by the Honorable Member, but if any such take place the police will be in attendance.

(2.) It is not proposed to introduce legislation this Session suppressing boxing contests, but the Public Entertainments Act Amendment Bill will cover control of places where such entertainments are held and the conduct of such exhibitions.

(11.) Woolabra Police Buildings:—*Mr. McFarlane*, for Mr. Collins, asked the Secretary for Public Works,—

(1.) Is he aware that the police buildings at Woolabra are almost unfit for human habitation during the extreme heat of the summer in that district, and that the officer in charge of the station has been compelled to live there with his family in absolute discomfort for some years?

(2.) Is it a fact that a police station and Court-house have been recommended strongly, by the Police authorities, and that plans and specifications were prepared for same some three years back?

(3.) Will he make provision for the erection of these buildings in the 1906-7 Estimates, and have tenders invited for same as early as possible?

Mr. Lee answered,—

(1.) I understand that the police buildings have been reported to be in a dilapidated condition.

(2.) In the absence of the papers, which are with the local officer, I am unable to reply to these queries.

(3.) A sum has been noted on the Revenue Estimates 1906-7 for the erection of new police buildings, and tenders will be invited so soon as the necessary funds have been voted.

(12.) Pastures Protection Boards:—*Mr. McFarlane*, for Mr. Collins, asked the Secretary for Lands,—

In view of the reply given to the Question of Mr. Collins on 16th August, relative to the amount demanded from the Pastures Protection Boards under section 25 of the Act, will he withhold the enforcement of such payments pending the introduction of the Bill referred to?

Mr. Ashton answered,—Until the matter has been fully considered by the Government, and a final decision arrived at, steps to enforce payment will not be taken.

(13.) Buildings or Places licensed under the Public Entertainments Act:—Mr. Broughton asked the Colonial Secretary,—

(1.) Under which section of the Public Entertainments Act is he authorised to issue temporary theatrical licenses to buildings or places within the corporate boundaries of the City of Sydney which do not comply with the usual conditions for public safety?

(2.) Under which section of the Public Entertainments Act is he authorised to limit the duration of licenses issued under section 3 to places wherein stage plays may be acted or performed for gain?

(3.) Under which section of the Public Entertainments Act is he authorised to revoke a license which has been issued under section 3 to a place wherein stage plays may be acted or performed for gain?

(4.) Do all places licensed under the Public Entertainments Act have to conform to the same regulations; if so, why are some owners allowed to open their buildings on Sunday, and others are threatened with the loss of their theatrical license if they dare open in the same way?

22nd August, 1906.

(5.) Has a general license been issued to any person or persons under section 4 of the Public Entertainments Act authorising such person or persons to perform stage plays within the corporate boundary of the City of Sydney?

(6.) Are all persons accused of committing offences in licensed buildings brought before a tribunal, as provided by section 10 of the Public Entertainments Act, or does he adjudicate upon such cases?

(7.) Are the places enumerated below licensed under section 3 of the Public Entertainments Act as places wherein stage plays may be acted or performed for gain:—(a) The Railway Institute, situated in Devonshire-street, City; (b) the Hippodrome, situated in Hay-street, City; (c) Prince Alfred Park, adjoining Railway yards?

Mr. Hogue answered,—

(1.) No license is issued where the usual conditions of public safety are not assured.

(2.) There is no limitation of period in the section (3) giving the Colonial Secretary power to issue a license.

(3.) Such licenses are not revoked.

(4.) Yes. No distinction is made between individuals in licensed buildings so long as the law is observed.

(5.) No.

(6.) The requirements of section 10 are observed. The Chief Secretary does not and cannot adjudicate in such matters.

(7.) (a) No. (b) Yes. (c) No.

(14.) Leave of Absence to Mr. Justice Walker—Appointment of a Supreme Court Judge:—Mr. Meehan asked the Attorney-General and Minister of Justice,—

(1.) Is it a fact that leave of absence for six months, or any period, has been granted to Mr. Justice Walker?

(2.) If so, will he take steps to appoint either a permanent or acting Judge to preside in the Probate, Bankruptcy, and Company jurisdictions of the Supreme Court, and to assist Mr. Acting Justice Street with the hearing of the list in the Equity Court?

(3.) Will he take steps to have the business and sittings of all the jurisdictions of the Supreme Court so rearranged, as to prevent the long delays that now exist in hearing jury cases and appeals dealt with by the Court?

Mr. Wade answered,—

(1.) Mr. Justice Walker has been granted leave of absence, on account of ill-health, until the commencement of next term, namely, the 22nd October.

(2.) Steps have already been taken by appointing an Acting Supreme Court Judge to preside at the Central Criminal Court, commencing on Monday next, and arrangements have also been made for a Judge of the Supreme Court to take Mr. Justice Walker's work next week.

(3.) Every effort is now made by the Judges to secure expedition, but some delay is bound to occur when the strength of the Bench is diminished by sickness, or when a Judge is taken away for other work.

(15.) Amended Fire Brigades Bill:—Mr. Ball asked the Colonial Secretary,—

(1.) When will the amended Fire Brigades Bill be laid upon the Table of this House?

(2.) Will he endeavour to have it passed into law this Session?

Mr. Hogue answered,—

(1.) Notice of Motion for leave to introduce this Bill appears on the Business Paper for to-day.

(2.) Yes.

3. PAPERS:—

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

Referred by Sessional Order to the Printing Committee.

Mr. O'Connor laid upon the Table,—

(1.) Amended Regulation under the Children's Protection Act, 1902.

(2.) By-laws of the University of Sydney for Diploma in Public Health.

Referred by Sessional Order to the Printing Committee.

Mr. Wade laid upon the Table,—Rule of the Supreme Court (Matrimonial Causes Jurisdiction).

Referred by Sessional Order to the Printing Committee.

4. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS:—Mr. John Hurley, in accordance with the provisions of the Public Works Act, laid upon the Table, Report, together with the Minutes of Evidence, Appendix, and Plan, relating to the proposed Railway from Mudgee to Cobborah.
Referred by Sessional Order to the Printing Committee.

5. AMENDMENTS INCORPORATION BILL (*Formal Order of the Day*),—on motion of Mr. Wade, read a third time, and *passed*.

Mr. Wade then moved, That the Title of the Bill be "*An Act to incorporate amendments in amended Acts.*"

Question put and *passed*.

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

MR. PRESIDENT,—

The Legislative Assembly having this day agreed to the Bill, intituled "*An Act to incorporate amendments in amended Acts,*"—returns the same to the Legislative Council without amendment.

Legislative Assembly Chamber,

Sydney, 22nd August, 1906.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

22nd August, 1906.

6. **ADJOURNMENT**:—Mr. Speaker stated that he had received from the Honorable Member for Northumberland, Mr. Charlton, 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 Report of the Chief Inspector of Coal Mines in connection with the working of three shifts in “Coal Mines.”

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Charlton moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

7. **LOTTERIES BILL**:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled “*An Act to make better provision for the suppression of lotteries; to repeal the Lotteries and Art Unions Act, 1901; and for purposes consequent thereon or incidental thereto,*”—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 22nd August, 1906.

F. B. SUTTOR,
President.

Bill, on motion of Mr. Wade, read a first time.

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

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

Question put and passed.

9. **PUBLIC WORKS AND CLOSER SETTLEMENT FUNDS BILL**:—The Order of the Day having been read,—Mr. Carruthers moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

Mr. Speaker resumed the Chair; and Mr. Latimer, Temporary Chairman, reported the Bill with amendments.

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

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

10. **FREE EDUCATION BILL**:—The Order of the Day having been read,—Mr. O'Connor 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. O'Connor, *passed*.

Mr. O'Connor then moved, That the Title of the Bill be “*An Act to abolish fees in Primary and Superior Public Schools; to amend the Public Instruction Act of 1880; and for other purposes incidental thereto.*”

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled “*An Act to abolish fees in Primary and Superior Public Schools; to amend the Public Instruction Act of 1880; and for other purposes incidental thereto,*”—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 22nd August, 1906.

11. **BANKS AND BANK HOLIDAYS FURTHER AMENDMENT BILL**:—The Order of the Day having been read,—

Mr. Hogue moved, That this Bill be now read a second time.

Debate ensued.

Question put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

22nd August, 1906.

The House divided.

Ayes, 41.

Mr. Lee,	Mr. Nielsen,
Mr. Ashton,	Mr. Law,
Mr. Wade,	Mr. Davidson,
Mr. Jessep,	Mr. Thomas,
Mr. Latimer,	Mr. Levy,
Mr. Bruntnell,	Mr. Scobie,
Mr. Hogue,	Mr. Mackenzie,
Mr. Wood,	Mr. Hollis,
Mr. Moore,	Mr. Fallick,
Mr. Hindmarsh,	Mr. Edden,
Mr. Thrower,	Mr. W. W. Young,
Mr. Downes,	Mr. Charlton,
Mr. Donaldson,	Mr. Jones,
Mr. Perry (<i>L'pool Plains</i>),	Mr. Ball,
Mr. Booth,	Mr. O'Sullivan,

Mr. Estell,
Mr. Reynoldson,
Dr. Arthur,
Mr. McLaurin,
Mr. Dick,
Mr. Briner,
Mr. W. Millard,
Mr. O'Connor,
Mr. Walter Anderson.

Tellers,

Mr. Nobbs,
Mr. Cohen.

Noes, 7.

Mr. Meehan,
Mr. Arthur Griffith,
Mr. McNeill,
Mr. Bennett,
Mr. R. J. Anderson.

Tellers,

Mr. Daley,
Mr. Macdonell.

And so it was resolved in the affirmative.

Bill read a second time.

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

Mr. Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.

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

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

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 27.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 23 AUGUST, 1906.

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

QUESTIONS :—

(1.) Public School Teachers :—Mr. Ball asked the Minister of Public Instruction,—The names, and length of service in each case, of Principal Teachers holding 2B Certificates who have been promoted by removal during the present year?

Mr. O'Connor answered,—Only one Principal Teacher, holding 2B classification has been promoted, by removal, this year—Mr. Edwin Blanch—removed from Coorabell Creek (Ninth Class) to Silvertown (Sixth Class). Mr. Blanch entered the Service on the 15th December, 1888.

(2.) The *Government Gazette* :—Mr. J. H. Young asked the Colonial Treasurer,—

(1.) Is it a fact the *Government Gazette* is not allowed to be exhibited at Country Post Offices as used to be the case?

(2.) Is it also a fact that the Police Department will not accept the responsibility of receiving and exhibiting the *Gazette* at country Court-houses?

(3.) If so, will he cause some arrangement to be made whereby country people may have a reasonable opportunity of making themselves aware of what is being done in the several Departments of the State?

Mr. Carruthers answered,—

(1.) Post Offices, as a rule, are not now supplied with the *Government Gazette*, as these offices are not under State control, and the Commonwealth Government will not accept any responsibility in the matter; but should a district or place be without a State Public Officer to whom the *Gazette* might be sent, then, on application, and with the consent of the Postal authorities, the *Gazette* is forwarded to the local Post Office.

(2.) On application, the Inspector-General of Police considered it undesirable to approve of the *Government Gazette* being filed for public inspection at Police Stations, not Court-houses, as the *Gazettes* are already supplied to all Benches of Magistrates.

(3.) *Gazettes* are now supplied to Benches of Magistrates, Land Boards, Crown Land Agents, District Surveyors, Warden's Clerks, Forest Rangers, Newspapers, Municipal Councils, many Schools of Arts and Progress Associations, and, on application, and approval by Deputy Postmaster-General, to Post Offices, as explained in answer to Question 1.

(3.) Coff's Harbour :—Mr. Briner asked the Colonial Treasurer,—

(1.) Is he aware that the population and trade of Coff's Harbour have increased enormously during the past few years?

(2.) Is he aware that little, if any, improvement has been made at the jetty since it was erected about fourteen years ago; and that the wharfinger has to do all the work alone, and at the same salary, as was the case fourteen years ago, when the work was comparatively small?

(3.) What revenue was received from all sources at Coff's Harbour jetty for the year ending 30th June, 1906?

(4.) Is it intended to appoint an assistant caretaker; and, if so, when?

Mr

23rd August, 1906.

Mr. Carruthers answered,—

- (1.) There has been a considerable increase.
- (2.) No improvement has been made during the past fourteen years, but work is now in hand to the extent of £2,160, including erection of new crane, tramway loop, &c. The wharfinger has hitherto been able to do all the work.
- (3.) £434 5s. I may mention that, by reason of the outward dues being abolished on goods which subsequently pay dues on arrival at Sydney, the annual revenue received from the jetty has been reduced by about one-half.
- (4.) The question of appointing an assistant is at present under consideration.

(4.) Mr. Spruson's Offer to report on Workmen's Dwellings in America :—Mr. Booth asked the Colonial Treasurer,—

- (1.) Has a Mr. Spruson been commissioned to report on workmen's dwellings in America?
- (2.) If so, at what remuneration?
- (3.) What are Mr. Spruson's qualifications for such work?

Mr. Carruthers answered,—No commission has been issued to Mr. Spruson. Mr. Spruson offered, in the course of his travels, to make inquiries in connection with this subject, and to furnish a report to the Government. In the letter in which he made this offer, he said: "The work I have undertaken gratuitously, and at my own suggestion, will be as faithfully performed as if it were done under a paid commission, and will, I hope, prove of substantial public utility."

(5.) Blind and Deformed Cripples :—Mr. Bruntnell asked the Colonial Treasurer,—

- (1.) Is he aware that a number of blind and otherwise deformed cripples are being exhibited at the corners of our streets for the purpose of soliciting sympathy and support?
- (2.) If so, does he intend to amend the Old-Age Pensions Act so as to make some provision for those who have been unfortunate enough to lose faculties or limbs, thereby being deprived of the possibility of earning a livelihood?

Mr. Carruthers answered,—

- (1.) The Police state that no blind or crippled persons are exhibited at our street corners. One blind man stands in George-street, near the Australian Joint Stock Bank, Limited, and solicits support by holding his hand out, and another stands in Martin-place selling matches. For years it has been the practice for three or four persons in invalid chairs, with twelve or sixteen other persons consisting of men and women, to hold religious meetings at the junction of Pitt and Market Streets, for the purpose of obtaining money for the support of an Invalids' Home for Cripples. A Mr. Cox has been carrying on this work for the last twenty-five years. The meetings are held about 8 p.m., two or three times a week. There is no obstruction to the travelling public, as there is little or no vehicular traffic at that time of night.
- (2.) It is the intention of the Government to bring in legislation whereby people permanently crippled and in a state of poverty will receive assistance at the hands of the State. It will be part of a comprehensive scheme which is now being brought to a final stage in regard to the drafting of legislation, whereby the State will take up the whole question of assistance to those who may be in need, by reason of their age and infirmity, at the hands of the rest of the community.

(6.) Railway Fares to Police on Holidays :—Mr. Broughton asked the Colonial Treasurer,—Will the Government take into consideration the advisableness of allowing members of the Police Force on holidays to travel on the State Railways at half fares?

Mr. Carruthers answered,—The matter is one controlled by the Railway Commissioners. They inform me it has already been considered, but they cannot approve of an exceptional rate to the Police.

(7.) Salaries of Headmasters and Inspectors of Public Schools :—Mr. Estell, for Mr. Dacey, asked the Minister of Public Instruction,—

- (1.) Is it a fact that any 1A Headmaster of a First-class School would lose from £22 to £72 a year by accepting promotion to a country Inspectorship?
- (2.) Does he know that the best headmasters of the biggest schools refuse to act as country inspectors because of the serious loss of salary that accompanies promotion?
- (3.) Will he consider whether it is wise or just, or even expedient, that any important promotion should become a serious financial penalty?
- (4.) Is it considered desirable to induce the best Metropolitan headmasters to go back to the country as inspectors in order to modernise and galvanise teaching methods in the little bush schools?
- (5.) Does he believe that the best men should be sent into the bush to act as educational missionaries?
- (6.) If so, will he obviate the state of affairs which reduces a teacher's salary when his status is increased, by so regulating the salaries that no teacher shall take up appointment as an inspector at a lower salary than he was earning as a headmaster?
- (7.) Will he make the proposed regulation apply to all inspectors appointed within the past seven years?

Mr. O'Connor answered,—Under the system that prevailed for many years if a headmaster as described were appointed an inspector, a financial loss as stated would occur. The system now adopted of selecting inspectors by no means makes it certain that the headmasters described would be successful candidates. The gentleman last appointed inspector was only receiving £350 prior to his appointment, and was consequently a financial gainer. I know of no headmaster as described, who during my term of office refused Inspectorship. I think the system at present adopted is a good one. The whole question of inspectors' salaries is now undergoing consideration by the Public Service Board in their scheme of regrading.

(8.)

23rd August, 1906.

(8.) Bookmakers kept by Proprietary Pony-racing Clubs :—Mr. Fleming asked the Attorney-General and Minister of Justice,—

- (1.) Is he aware that certain proprietary pony-racing clubs keep a staff of bookmakers, and so secure immense revenue to the detriment of genuine horse-racing?
- (2.) If so, will he make provision in his Gaming and Betting Bill to meet such cases?

Mr. Wade answered,—I hope to deal with this subject on the second reading of the Bill to-night.

(9.) Wire-netting for Settlers :—Mr. Booth, for Mr. Oakes, asked the Secretary for Lands,—

- (1.) In regard to the sale of wire-netting to settlers, will he state the price at which the Government propose to sell per mile (42 x 1½ x 18 and 36 x 1½ x 18)?
- (2.) What is the price contracted for f.o.b., London?
- (3.) What are the transit costs from London to Sydney?
- (4.) What has been added to c.i.f. price to cover exchange, loss in interest, wharfage, cartage, storage, handling, administration?

Mr. Ashton answered,—

- (1.) This has not yet been decided.
- (2 and 3.) This information was given in the form of a return laid upon the Table on the 10th July, 1906.
- (4.) This will depend upon circumstances.

(10.) Sunday-selling of Newspapers :—Mr. Arthur Griffith asked the Colonial Secretary,—

- (1.) Is the selling of newspapers on Sunday contrary to the existing law?
- (2.) If so, will he see that the police enforce the law?

Mr. Wade answered,—Answer to the Questions asked by the Honorable Member involves an expression of opinion on a matter of law, and, therefore, does not come within the scope of the Questions to which a Minister usually replies.

2. ADJOURNMENT :—Mr. Speaker stated that he had received from the Honorable Member for Durham, Mr. Bennett, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—"The necessity for at once dealing with the alarming spread of the Rabbit in the Central Division, by reason of the large areas of unoccupied Crown lands."

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Bennett moved, That this House do now adjourn.

Point of Order :—Mr. Carruthers referred to the Crown Lands Administration Bill among this day's Orders of the Day, and submitted that this subject could be dealt with in the debate on the second reading of that Bill.

Debate ensued.

Mr. Speaker said he did not think Honorable Members would be permitted to fully discuss this subject on the Motion for the second reading of the Bill referred to—he could not therefore support the point taken.

Debate ensued.

Question put and negatived.

3. PRINTING COMMITTEE :—Mr. McFarlane, as Chairman, brought up the Seventh Report from the Printing Committee.

4. GAMING AND BETTING BILL (No. 2) :—The Order of the Day having been read,—Mr. Wade moved, "That" this Bill be now read a second time.

Mr. Macdonell moved, That the Question be amended by leaving out all the words after the word "That" and inserting the words "the Bill be referred to a Select Committee for inquiry and report."

"(2.) That such Committee consist of Mr. Wade, Mr. Booth, Mr. Jessep, Mr. Morton, Mr. Sullivan, Mr. Estell, Mr. Fegan, Mr. Bennett, Mr. Burgess, and the Mover,"—instead thereof.

Point of Order :—Mr. Sullivan submitted that clause seven of this Bill, which dealt with the cancellation of notice to quit, amended the Landlord and Tenant Act, and the Bill was therefore beyond the order of leave.

Debate ensued.

Mr. Speaker quoted from a ruling given in the House of Commons on a similar point taken against the "Period of Qualifications and Elections Bill," on the 3rd May, 1894, by Mr. Speaker Peel, in the course of which he said, "I should like to add that the title of this Bill is unduly specific, and that there is no necessity whatever in the title of a Bill to enter into such particularities. All that is necessary—and it is a much safer process—is that the title of the Bill shall be in general terms and cover the general scope and purport so as to include all the subject-matters comprised in the Bill." In regard to this Bill he could not see that it proposed in any direct way to amend the Landlord and Tenant Act. He overruled the point taken.

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

Debate ensued.

23rd August, 1906.

And the House continuing to sit after Midnight,—

FRIDAY, 24 AUGUST, 1906, A.M.

Debate continued.

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

Question put.

The House divided.

Ayes, 19.

Mr. John Hurley,
Mr. Meehan,
Mr. Gardiner,
Mr. Charlton,
Mr. Burgess,
Mr. Miller,
Mr. McNeill,
Mr. Levien,
Mr. W. W. Young,
Mr. McLaurin,
Mr. Briner,
Mr. Gillies,
Mr. Jones,
Mr. Hollis,
Mr. Thrower,
Mr. Macdonell,
Mr. Scobie.

Tellers,

Mr. Estell,
Mr. Perry (*L'pool Plains*).

Noes, 35.

Mr. Mahony,
Mr. Cohen,
Mr. Hogue,
Mr. Wade,
Mr. Bruntnell,
Mr. Davidson,
Mr. Oakes,
Mr. Ashton,
Mr. R. J. Anderson,
Mr. Wood,
Mr. Brinsley Hall,
Mr. McFarlane,
Mr. Hindmarsh,
Mr. Lee,
Mr. Jessep,
Mr. McCoy,
Mr. Latimer,
Mr. Donaldson,
Mr. Eden George,
Mr. Downes,
Mr. Robson,

Mr. Fleming,
Dr. Arthur,
Mr. Levy,
Mr. Mackenzie,
Mr. Fallick,
Mr. O'Connor,
Mr. Moore,
Mr. Nobbs,
Mr. Booth,
Mr. Ball,
Mr. Henley,
Mr. W. Millard.

Tellers,

Mr. Law,
Mr. Reynoldson.

And so it passed in the negative.

Debate continued.

Mr. Booth moved, "That the Question be now put."

Question put,—That the Question be now put.

The House divided.

Ayes, 33.

Mr. Wood,
Mr. Mahony,
Mr. Wade,
Mr. Hogue,
Mr. Levy,
Mr. Davidson,
Mr. Bruntnell,
Mr. Jessep,
Mr. Fallick,
Mr. Lee,
Mr. O'Connor,
Mr. Booth,
Mr. Downes,
Mr. Mackenzie,
Mr. Robson,
Mr. Law,
Mr. McCoy,
Mr. Cohen,

Mr. Hindmarsh,
Mr. McFarlane,
Mr. Nobbs,
Mr. Reynoldson,
Mr. Latimer,
Dr. Arthur,
Mr. R. J. Anderson,
Mr. Fleming,
Mr. Eden George,
Mr. Henley,
Mr. Ball,
Mr. Moore,
Mr. W. Millard.

Tellers,

Mr. Oakes,
Mr. Brinsley Hall.

Noes, 16.

Mr. Charlton,
Mr. Macdonell,
Mr. Estell,
Mr. Thrower,
Mr. Scobie,
Mr. Hollis,
Mr. Miller,
Mr. Jones,
Mr. Burgess,
Mr. Levien,
Mr. Meehan,
Mr. Gardiner,
Mr. Gillies,
Mr. Donaldson.

Tellers,

Mr. Briner,
Mr. McLaurin.

And it appearing by the Tellers' Lists that the number in favour of the motion, being a majority, consisted of "at least thirty Members,"—

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

The House divided.

Ayes, 35.

Mr. Wood,
Mr. Mahony,
Mr. Wade,
Mr. Hogue,
Mr. Levy,
Mr. Davidson,
Mr. Bruntnell,
Mr. Fallick,
Mr. Lee,
Mr. O'Connor,
Mr. Booth,
Mr. Downes,
Mr. Mackenzie,
Mr. Brinsley Hall,
Mr. Law,
Mr. McCoy,
Mr. Cohen,
Mr. Hindmarsh,
Mr. McFarlane,

Mr. Nobbs,
Mr. Fleming,
Mr. R. J. Anderson,
Dr. Arthur,
Mr. Latimer,
Mr. Reynoldson,
Mr. Donaldson,
Mr. Oakes,
Mr. Eden George,
Mr. Henley,
Mr. Ball,
Mr. Arthur Griffith,
Mr. Moore,
Mr. W. Millard.

Tellers,

Mr. Jessep,
Mr. Robson.

Noes, 14.

Mr. Estell,
Mr. Thrower,
Mr. Scobie,
Mr. Hollis,
Mr. Jones,
Mr. Miller,
Mr. Briner,
Mr. Gillies,
Mr. Gardiner,
Mr. Meehan,
Mr. McNeill,
Mr. Levien.

Tellers,

Mr. Burgess,
Mr. Macdonell.

And so it was resolved in the affirmative.

Debate, on original Question, continued.

Dr. Arthur moved, "That the Question be now put."

Question put,—That the Question be now put.

Disorder: The Honorable Member for Monaro, Mr. Miller, having repeatedly disregarded directions and warnings from the Chair to desist from disorderly interjections, was, by direction of the Deputy-Speaker, removed from the Chamber by the Serjeant-at-Arms.

The

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23rd August, 1906.

The House divided.

Ayes, 32.

Mr. O'Connor,	Mr. Fleming,
Mr. McCoy,	Mr. R. J. Anderson,
Mr. Mahony,	Mr. Latimer,
Mr. Hogue,	Mr. Downes,
Dr. Arthur,	Mr. Reynoldson,
Mr. Levy,	Mr. Henley,
Mr. Law,	Mr. Eden George,
Mr. Jessep,	Mr. Ball,
Mr. Bruntnell,	Mr. Nobbs,
Mr. Fallick,	Mr. Moore,
Mr. Wade,	Mr. W. Millard.
Mr. Oakes,	<i>Tellers,</i>
Mr. Davidson,	Mr. McFarlane,
Mr. Booth,	Mr. Cohen.
Mr. Lee,	
Mr. Robson,	
Mr. Brinsley Hall,	
Mr. Mackenzie,	
Mr. Hindmarsh,	

Noes, 17.

Mr. Charlton,
Mr. Hollis,
Mr. Arthur Griffith,
Mr. Scobie,
Mr. Estell,
Mr. McNeill,
Mr. Jones,
Mr. Macdonell,
Mr. Levien,
Mr. Gardiner,
Mr. Meehan,
Mr. Burgess,
Mr. Briner,
Mr. Donaldson,
Mr. McLaurin.
<i>Tellers,</i>
Mr. Thrower,
Mr. Gillies.

And it appearing by the Tellers' Lists that the number in favour of the motion, being a majority, consisted of "at least thirty Members,"—

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

The House divided.

Ayes, 39.

Mr. O'Connor,	Mr. Robson,	Mr. Hindmarsh,
Mr. McCoy,	Mr. Brinsley Hall,	Mr. Arthur Griffith,
Mr. Mahony,	Mr. McFarlane,	Mr. Mackenzie,
Mr. Hogue,	Mr. Cohen,	Mr. Eden George,
Dr. Arthur,	Mr. Donaldson,	Mr. Henley,
Mr. Levy,	Mr. Briner,	Mr. Ball,
Mr. Gillies,	Mr. Charlton,	Mr. Nobbs,
Mr. Bruntnell,	Mr. Gardiner,	Mr. Moore,
Mr. Fallick,	Mr. Reynoldson,	Mr. W. Millard.
Mr. Wade,	Mr. McLaurin,	<i>Tellers,</i>
Mr. Oakes,	Mr. Downes,	Mr. Law,
Mr. Davidson,	Mr. Latimer,	Mr. Jessep.
Mr. Booth,	Mr. R. J. Anderson,	
Mr. Lee,	Mr. Fleming,	

Noes, 10.

Mr. Thrower,
Mr. Scobie,
Mr. Estell,
Mr. McNeill,
Mr. Macdonell,
Mr. Burgess,
Mr. Meehan,
Mr. Levien.
<i>Tellers,</i>
Mr. Jones,
Mr. Hollis.

And so it was resolved in the affirmative.

Bill read a second time.

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

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

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

Debate ensued.

Question put and passed.

The House adjourned accordingly, at twenty-five minutes after One o'clock, p.m., until Tuesday next, at Four o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 28.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 28 AUGUST, 1906.

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

PAPER:—Mr. Speaker laid upon the Table,—Copy of the Colonial Treasurer's Statement of the Receipts and Expenditure of the Consolidated Revenue, and other moneys for the Financial Year ended 30th June, 1906, together with the Auditor-General's Report thereon, transmitted to the Legislative Assembly under the provisions of the Audit Act, 1902.
Ordered to be printed.

2. AMENDMENTS INCORPORATION BILL:—The following Message from His Excellency the Lieutenant-Governor was delivered by Mr. Ashton, and read by Mr. Speaker:—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 39.

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

*State Government House,
Sydney, 25th August, 1906.*

3. QUESTIONS:—

(1.) Trial Survey from Collarendabri East to East of the Barwon River:—Mr. Collins asked the Secretary for Public Works,—

(1.) In reference to Question No. 7, asked by Mr. Collins, on 9th August, in reference to the matter of a trial survey from East Collarendabri to the Barwon River, is he aware (a) that the width of the river opposite the town is only a little more than half as wide as it is at the crossing adopted by the Government; (b) that the route now proposed is not subject to flood any more than the present surveyed route, and that only once, in the year 1890, during the past forty years, has the country been inundated to any extent?

(2.) Has his attention been drawn to the following resolution, passed at a Public Meeting held at Collarendabri, on 15th August, viz.:—"That this meeting views with indignant consternation the apparent intention of the Minister for Works to make Collarendabri East the permanent terminus of the Railway, that site being absolutely unsuitable, on account of the absence of water; that, in the commercial and vested interests of the town and district, the Minister be urged to give a definite assurance that the line will be constructed to Collarendabri without delay; that the meeting emphatically protests against the sale of town allotments or the issue of hotel licenses at Collarendabri East, being an unnecessary and unwarrantable interference with business interests of this town, and a breach of faith with purchasers of land sold by the Crown in Collarendabri some time back"?

(3.) In view of these facts, will he give instructions for a trial survey to be carried out at once from the present terminus at Collarendabri East to the Barwon River, at a point opposite the township; or, if not, will he give the people a definite assurance that the line will be carried on over the present surveyed route, thus avoiding another rival township springing up at the present terminus?

Mr.

28th August, 1906.

Mr. Lee answered,—

(1.) (a) A short deviation of the existing route is proposed, which would give a better crossing over the river, and the comparison of the width of the Barwon River at the town of Collarendabri was with that crossing, and not with the one on the original route; (b) the route suggested for a terminal station opposite the town of Collarendabri, on the eastern side of the river, would be subject to flood for the greater part of its distance, as it runs parallel to the river, whereas the adopted route would be crossing the flood water at right angles, and, therefore, would pass through a shorter length of flooded ground. I am not aware that the country has only been flooded once in the last forty years.

(2.) No such resolution has been received in the Department.

(3.) I cannot promise to do so, as the terminus has already been determined upon.

- (2.) Hall-marking of Jewellery:—Mr. Oakes asked the Colonial Treasurer,—Will he carry out the resolutions of the Premiers' Conference regarding the hall-marking of jewellery, namely, a resolution to be moved in each State Parliament, asking the Federal Government to take over the hall-marking of jewellery?

Mr. Ashton answered,—The Attorney-General has advised that a resolution is not sufficient, and that the procedure must be by Act of Parliament.

- (3.) Braidwood Agricultural Association:—Mr. Estell, for Mr. Holman, asked the Colonial Treasurer,—
- (1.) Is it a fact that Mr. Treasury Inspector Pooley made an investigation of the accounts, &c., of the Braidwood Agricultural Association, towards the end of 1905?
 - (2.) Did this Inspector report the result of his inquiries to the Department?
 - (3.) If so, has he any objection to placing such report upon the Table of this House for public information?

Mr. Ashton answered,—

(1.) Yes.

(2.) Yes.

(3.) The Auditor-General states that the report is confidential, and should not be laid upon the Table of this House.

- (4.) Newtown Park, Narrabri:—Mr. Estell, for Mr. Holman, asked the Secretary for Lands,—Referring to a Question put by Mr. Holman, dealing with a public inquiry affecting the Newtown Park, Narrabri, and the reply thereto on 8th December, 1905, in which he promised to look into the matter, can he say when he will be prepared to comply with the request to make public the result of that inquiry or to make the papers available to Honorable Members?

Mr. Ashton answered,—I would be glad if the Honorable Member would move for the papers in the usual way.

- (5.) Mineral Permits to mine, Parish Kembla, County of Camden:—Mr. Creswell, for Mr. Morton, asked the Secretary for Mines,—What amount of revenue has been derived from mineral permits to mine, Nos. 1 to 9, 28th section applications, of 640 acres each, parish Kembla, county Camden, since their first being applied for by Messrs. Biggar, Bertram, Kelly, and others, inclusive?

Mr. Moore answered,—The portions referred to are evidently portions M.Ps. 1 to 9, parish of Wongawilli, county of Camden. Between the dates of the first authorities to mine, granted in respect of these portions and the present time, the sum of £1,825 ls. 7d., has been received. This amount was paid as rent only. No royalty in respect of coal won has been paid.

- (6.) Foster's Additional Conditional Purchase and Conditional Lease, Bellingen:—Mr. Estell, for Mr. Sullivan, asked the Secretary for Lands,—

(1.) Referring to the reply to paragraph (2) of Mr. Sullivan's Question, on 21st August, in reference to Foster's additional conditional purchase and conditional lease, Bellingen, is he aware that the subsection quoted confers no power of revocation on the Minister?

(2.) Will he state under what section he acted?

(3.) Under what section of the Land Act did he revoke the provisional reversal of the above?

Mr. Ashton answered,—

(1.) No.

(2 and 3.) Subsection 2 of section 3 of the Act 55 Victoria No. 1, as already stated on the 21st August, 1906, in my answer to the Honorable Member's Question on the same subject.

- (7.) Habitual Drunkards:—Mr. Fegan asked the Attorney-General and Minister of Justice,—

(1.) Has he yet received the report from the Stipendiary Magistrates on their opinions and recommendations for dealing with repeatedly convicted drunkards, which, in reply to Mr. Fegan's Question of the 19th July, he stated he would ask for?

(2.) If such report has not been received, what is the cause of the delay?

(3.) If it has been received, will he lay it upon the Table for the information of Honorable Members?

Mr. Wade answered,—

(1 and 2.) The report has reached me to-day. It has been delayed owing to the absence of one of the Stipendiary Magistrates from duty.

(3.) I am referring the report to the Chief Secretary as he is the Minister administering the Inebriates Act.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

28th August, 1906.

4. PAPERS :—

Mr. Ashton laid upon the Table,—

- (1.) Amended Regulation No. 213 under the Crown Lands Acts.
- (2.) Amended Regulations Nos. 49, 75, 76, 148, 161, 218, 227 and 109A, and Amended Form No. 89 under the Crown Lands Acts, and Amended Regulation No. 356 under the Crown Lands Amendment Act of 1905.

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—Additional Regulations under the Water Rights Act, 1902.

Referred by Sessional Order to the Printing Committee.

Mr. Hogue laid upon the Table,—

- (1.) By-laws of the Borough of Hillgrove, under the Nuisances Prevention Act, 1897, and By-laws of the Borough of Waterloo.
- (2.) Report of the Aborigines Protection Board for the year 1905.

Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—Report of the Stock Branch of the Department of Mines and Agriculture for the year 1905.

Referred by Sessional Order to the Printing Committee.

5. ADJOURNMENT :—Mr. Speaker stated that he had received from the Honorable Member for Corowa, Mr. Ball, 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 method of dealing with Applicants under section 28 of the Crown Lands Act of 1905, in allotting Crown Lands by the Local Land Boards.”

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Ball moved, That this House do now adjourn.

Debate ensued.

Point of Order :—Mr. Kelly asked whether this Debate was in order seeing that the matter of balloting could be fully debated when discussing the Lotteries Bill which was included in the Orders of the Day of Government Business.

Mr. Speaker said he could not support the objection taken.

Debate continued.

Question put and negatived.

6. TESTATOR'S FAMILY MAINTENANCE BILL :—The Order of the Day having been read,—and Mr. Arthur Griffith proceeding to move, That this Bill be now read a second time,—

Point of Order :—Mr. Sullivan submitted that the Bill contained provisions that were not included in the order of leave, and was therefore out of order.

Debate ensued.

Mr. Speaker said all that was usually required was that the order of leave should generally cover the scope and subject matter of a Bill ; but in this instance the wording of the order of leave was very specific and very restrictive, and certainly did not include the provision of clause 2, which proposed to enact that the husband should share in the benefit under the Bill. He ruled the Bill out of order.

On motion of Mr. Arthur Griffith, the Order of the Day was discharged.

Ordered, That the Bill be withdrawn.

7. ROYAL ALEXANDRA HOSPITAL FOR CHILDREN INCORPORATION BILL :—The Order of the Day having been read,—Mr. Latimer 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. Latimer, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.

Mr. Speaker resumed the Chair ; and the Chairman reported the Bill with amendments.

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

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

8. CRIMES (GIRLS' PROTECTION) BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

Mr. Speaker resumed the Chair ; and the Chairman reported that there was not a Quorum present in the Committee.

Mr. Speaker counted the House, and there being a Quorum present, the Committee resumed.

Mr. Speaker resumed the Chair ; and the Chairman reported progress, and obtained leave to sit again on Tuesday, 11th September.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 29.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 29 AUGUST, 1906.

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

INDUSTRIAL ARBITRATION (AMENDMENT) BILL:—The following Message from His Excellency the Lieutenant-Governor was delivered by Mr. Wade, and read by Mr. Speaker:—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 40.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Lieutenant-Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Industrial Arbitration Act, 1901, and the Industrial Arbitration (Temporary Court) Act, 1905; to provide for the constitution of Boards to determine disputes in certain industries; to define the powers, jurisdiction, and procedure of such Boards, and to give effect to their determinations; to modify in certain respects certain awards, orders, and directions of the Court of Arbitration; and for purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 29th August, 1906.*

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

2. QUESTIONS:—

- (1.) Barren Jack Dam Proposal:—Mr. Broughton asked the Secretary for Public Works,—
- (1.) What is the quantity of water per day of the combined streams of the Upper Murrumbidgee, Umeralla, Bredbo, Molonglo, Queanbeyan, Yass, Cotter, and Coodradigbee, and minor rivulets passing the Barren Jack Dam site?
 - (2.) How long do the Engineers expect it will take before this dam of 220 feet high is filled, and what quantity of land will it irrigate?
 - (3.) Has he any information as to the daily discharge of the Nile, at Assuan, and the area of land it irrigates?
 - (4.) If so, how does the Nile compare with the Murray in its irrigation capacity?
 - (5.) What was the extent of the evaporation at Lake George, now a dry plain?
 - (6.) When will the Parliamentary Standing Committee on Public Works bring up their Report upon the Barren Jack proposal?

Mr. Lee answered,—

- (1.) Average daily flow at dam site in winter months of a good year (July, 1900) is about 797,000,000 cubic feet.
- (2.) This rate of flow would fill a dam 220 feet in height in sixty days.
- (3.) Average daily flow of Nile, medium flood, 29,842,000,000 cubic feet per day. About 4,000,000 acres.
- (4.) Average daily flow of Murray at Morgan, 2,560,000,000 cubic feet per day in spring of good year.
- (5.) Greatest evaporation at Lake George, 62½ inches for year 1900.
- (6.) I am unable to say.

(2.)

29th August, 1906.

(2.) Inquiry by the Public Service Board into Management of Marine Board—Mr. Marshall's Case:—
Mr. Henley asked the Colonial Treasurer,—

- (1.) Was Mr. Marshall, whilst acting as Assistant Engineer Surveyor during the regime of the late Marine Board, charged, in common with the other Engineer Surveyors, with gross negligence in the performance of his duties?
- (2.) Was an exhaustive inquiry held into the matter by the Public Service Board?
- (3.) Did the Government employ a private solicitor to prosecute the inquiry before the Board?
- (4.) Were the expenses of such solicitor paid by the Government?
- (5.) As the result of the inquiry, was Mr. Marshall completely exonerated by the Board?
- (6.) Was Mr. Marshall also represented by a private solicitor at the inquiry?
- (7.) Were the expenses of this solicitor submitted to the Public Service Board, and did they recommend they should be paid?
- (8.) Did the Crown Solicitor consider the bill a fair one in view of the work performed?
- (9.) Have the Government made good the recommendation of the Board in regard to allowing Mr. Marshall his expenses?

Mr. Carruthers answered,—

- (1 and 2.) In 1900-1901 the Public Service Board held an inquiry under the Public Service Act into the management of the Marine Department, which arose primarily out of certain disclosures which had shortly before been made that one of the officers of the Department, Mr. Marshall, had demanded a fee for services officially rendered, in respect of the survey of a steamer, and in regard to which he had been suspended, and was subsequently fined the sum of £50. General charges of neglect of duty against the officers of the Department having also been made in Parliament, and by a private marine surveyor, the Board held a searching investigation into these matters.
- (3 and 4.) The Colonial Treasurer, of whose Department the Marine Board formed a part, was represented at the inquiry by Mr. G. E. Brodie, then Chief Treasury Inspector.
- (5.) The Board reported in regard to Mr. Marshall that the witnesses who were questioned on the point, unanimously credited him with being a particularly painstaking and capable officer, and it was stated that his surveys were more thorough than those of any other Surveyor.
- (6.) Yes.
- (7.) The Public Service Board recommended that the expenses should be paid, after taxation by the Crown Solicitor.
- (8.) Yes.
- (9.) Mr. Marshall has been paid £75.

(3.) Public Accountants employed in the Income Tax Department:—Mr. Fell asked the Colonial Treasurer,—Will he inquire of the Commissioners of Taxation, Income Tax Department,—

- (1.) Were any accountants in public practice employed at any period to examine the taxpayers' books and accounts in connection with the assessment?
- (2.) Will he ascertain the names of the public accountants so employed, the aggregate of fees paid them, and the amount of travelling and other expenses incurred by each of them for the whole period of their retention?
- (3.) What sum was saved to the State by such employment?
- (4.) Was the sum so saved greater than the expenses incurred?
- (5.) Is the system of employing outside accountants still in vogue?
- (6.) If not, when were their services dispensed with?
- (7.) Have permanent accountants been employed?
- (8.) If so, what are their names, and what salaries do each of them receive per annum?
- (9.) Will he also ascertain the total net amount each official, who has acted in this capacity, has been instrumental in securing to the Department since their respective appointments?

Mr. Carruthers answered,—The information asked for will take some time to prepare, but a return will be compiled and laid upon the Table of this House, if moved for in the usual way.

(4.) Electric-heating Radiators:—Mr. Estell, for Mr. Sullivan, asked the Secretary for Public Works,—

- (1.) What quantity of electric-heating radiators were sold by auction last February, at the instance of the Colonial Architect?
- (2.) What price was paid for same, and the name of the firm who supplied them?
- (3.) What price did they realise?
- (4.) Who recommended the purchase of them?

Mr. Lee answered,—

- (1.) 121.
- (2.) £665; Messrs. Plummer, Love & Company.
- (3.) £5 12s.
- (4.) The Government Architect purchased a few experimentally, which were attached to the Departmental installation. Subsequently requisitions were received from other Departments for additional ones. The voltage of the City Council installation had rendered the radiators referred to useless, and they were sold as scrap.

(5.) Public Servants under Public Service Act:—Mr. Dacey asked the Colonial Treasurer,—

- (1.) Is it a fact that the Public Service Board, from time to time, hold competitive examinations for clerical positions in the Public Service?
- (2.) Does the Public Service Board consider successful candidates who obtain positions from the Board, and hold such positions for years, to be public servants under the Public Service Act, while occupying such positions?

Mr. Carruthers answered,—

- (1.) Yes.
- (2.) Successful candidates at examinations for permanent positions are appointed in accordance with the terms of the Public Service Act. (6.)

29th August, 1906.

- (6.) Hall-marking Jewellery:—Mr. Nielsen asked the Colonial Treasurer,—
- (1.) Is it a fact that no effective system of hall-marking jewellery exists in New South Wales?
 - (2.) Is he aware of the fact that owing to this deficiency in the law there are no means of preventing unprincipled manufacturers and business people from selling low-grade jewellery as of higher grade so long as it contains a small proportion of gold?
 - (3.) Will he request the Federal Government, as has already been done by Western Australia, South Australia, and Tasmania, to pass an Act for the protection of the public against this class of fraud?

Mr. Carruthers answered,—

- (1.) Yes.
- (2.) No. In connection with the sale of jewellery, as with other articles, if there be fraud and such can be proved, the aggrieved parties have their usual legal remedies.
- (3.) Attention is invited to the reply given to a Question asked by the Honorable Member for Paddington on this subject yesterday. I think the evil could be to a large extent met by local legislation.

- (7.) Railway Commissioners:—Mr. Hollis asked the Colonial Treasurer,—

- (1.) Has his attention been called to the following paragraph appearing in the *Australian Star* of 28th instant:—"The Midland Railway directors in England have appointed Mr. W. Guy Granet to be general manager of the company, in the room of the late Mr. John Mathieson. Mr. Granet, who is only 39 years of age, was appointed assistant general manager of the company last year. He is a graduate of Oxford University, and was called to the Bar in 1893. He succeeded Sir Henry Oakley as secretary of the Railway Companies' Association in 1900"?
- (2.) In view of the facts therein disclosed does he intend introducing any change in the personnel of the Railway Commission?
- (3.) Will he confine applicants to those now engaged in the railway services of the Commonwealth of Australia?

Mr. Carruthers answered,—

- (1.) Yes.
- (2.) The Railway Commissioners Appointment Bill provides for dissolving the present Commission.
- (3.) No; the most suitable applicants will be appointed.

- (8.) Robert Roberts, late Book-binder, Registrar-General's Department:—Mr. Hollis asked the Colonial Secretary,—

- (1.) What was the total amount paid to Robert Roberts, book-binder, Registrar-General's Department, from 1867 to 1889, inclusive?
- (2.) What was his general character as regards the performance of his duties?
- (3.) Is it a fact that at the present time there are moneys owing to him for work performed?
- (4.) If so, why have not these moneys been paid?

Mr. Wade answered,—

- (1.) The information desired is being compiled, but will take a little while longer to complete. I will communicate it to the Honorable Member as soon as it is available.
- (2, 3, and 4.) These matters appear to be covered by the evidence taken before the Select Committee, for the adoption of whose Report a Notice of Motion is now on the Business Paper of this House.

- (9.) Electoral Rolls under Local Government (Shires) Act:—Mr. Fleming asked the Colonial Treasurer,—

- (1.) Is it a fact that the electoral rolls for the newly-created Shires have been prepared on the most conservative basis possible under the Act?
- (2.) Will he see that his promise, given while the Bill was under discussion, that they should be prepared on the most liberal construction of the Act, be carried into effect?

Mr. Carruthers answered,—

- (1.) The preparation of the first lists of Shire Electors being a duty cast by the Act upon the Temporary Councils appointed under the Local Government (Shires) Act, 1905, and not upon the Government. I am not aware that the electoral rolls have been prepared on the most conservative basis possible under the Act. In any case where a Temporary Council has applied to the Department of Public Works for a legal opinion on the interpretation of the franchise provisions of the Act, that Department has given the opinion asked for, and has, when asked for advice, recommended the Temporary Council not to omit any person's name from the list unless there was no doubt that that person was not qualified to be enrolled, and pointed out that, in any case where the Council was in doubt whether a person was qualified or not, they should enter the name on the list, and bring the matter before the Revision Court by way of objection, when the point would be settled by the Court.

- (2.) The Act does not empower me to interfere in any way with the preparation of the lists and rolls of electors.

- (10.) Cattle Slaughtering and Diseased Animals and Meat Act:—Mr. Fleming asked the Secretary for Mines,—

- (1.) Will he obtain the opinion of the Attorney-General whether the Cattle Slaughtering and Diseased Animals and Meat Act empowers buyers of diseased stock to put in a claim for refund of purchase money paid for any stock developing diseased symptoms within six months?
- (2.) Will he consider the advisability of shortening this period to three months, or less?

Mr. Moore answered,—This matter is not dealt with by the Department of Mines and Agriculture. My Honorable Colleague, the Chief Secretary, might be asked.

29th August, 1906.

(11.) Inspectors under the Dairies Supervision Act :—Mr. Perry (*The Richmond*) asked the Colonial Secretary,—Is it the duty of the inspectors under the Dairies Supervision Act to visit the farms and inspect cattle and pigs, and advise farmers as to the best means of preventing disease, and coping with same ; if not, will he give instructions to have this made part of their duty ?

Mr. Lee answered,—It is thought that the furnishing of gratuitous veterinary advice to farmers is not contemplated by the Dairies Supervision Act ; and that, were it furnished by the Government, the business of veterinary surgeons and others in private practice may be unfairly interfered with.

(12.) Amendment of the Cattle Slaughtering and Diseased Animals and Meat Act :—Mr. Perry (*The Richmond*) asked the Colonial Secretary,—

(1.) Is it his intention to introduce this Session legislation amending the Cattle Slaughtering and Diseased Animals and Meat Act ?

(2.) If not, is he aware of the urgent necessity for so doing ?

Mr. Lee answered,—

(1.) If the state of public business will permit.

(2.) I am aware that it is necessary to amend the law.

(13.) Woolabra Bore :—Mr. Collins asked the Secretary for Public Works,—

(1.) What rent is being paid for the Woolabra Bore at the present time ?

(2.) How much was paid per annum during the previous term of the lease ?

(3.) Is he aware that the baths in connection with this bore have had to be closed to the public in consequence of their dilapidated condition ?

(4.) In view of the early approach of summer, and the increased revenue received from this bore, will he, in justice to the lessee and the public, have the baths made reasonably serviceable to the district ?

Mr. Lee answered,—

(1.) £235 per annum.

(2.) £85.

(3.) The lessee and the Progress Committee have reported to this effect.

(4.) Any repairs required should be undertaken by the lessee in his own interests, the bore having been leased under the Public Watering Places Act, which makes no provision for leasing baths.

3. MINING BILL :—Mr. Fell presented a Petition from certain Crown tenants, being holders of leaseholds, claims, and mining tenements under the Mining Acts and Regulations and those engaged in or otherwise interested in mining, representing that it would be of great advantage to the State and the mining community, that the law relating to mining should be amended to provide that the expenditure of a fixed sum in labour or machinery, or both, on or in connection with any leasehold area, claim, or tenement held under the Acts for the time being relating to mining or the Regulations thereunder, should confer on the registered proprietor an indefeasible title to such property subject to the payment of rent and royalty ; and that the ownership of all improvements (including, *inter alia*, machinery, plant, buildings, dams, tramways, shafts, and other workings) should vest in the registered proprietors ; and praying that the necessary amendments may be made without delay. At the request of Mr. McGarry, the Petition was read by the Clerk, by direction of Mr. Speaker. Petition received.

4. PAPERS :—

Mr. Wade laid upon the Table,—Report of the Public Service Board for the year 1905.

Referred by Sessional Order to the Printing Committee.

Mr. O'Connor laid upon the Table,—Report of the Department of Labour and Industry on the working of the Factories and Shops Act, Early Closing Acts, Shearers' Accommodation Act, &c., &c., during the year 1905.

Referred by Sessional Order to the Printing Committee.

Mr. Ashton laid upon the Table,—Notification of resumption of land, under the Public Works Act 1900, for establishing a Public Park at Parsley Bay.

Referred by Sessional Order to the Printing Committee.

5. PUBLIC WORKS AND CLOSER SETTLEMENT FUNDS BILL (*Formal Order of the Day*),—on motion of Mr. Carruthers, read a third time, and passed.

Mr. Carruthers then moved, That the Title of the Bill be "*An Act to provide for a Public Works Fund and a Closer Settlement Fund, and for Accounts in connection therewith ; for the application of moneys in such funds ; to amend the Audit Act, 1902, and certain other Acts ; and for other purposes.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to provide for a Public Works Fund and a Closer Settlement Fund, and for Accounts in connection therewith ; for the application of moneys in such funds ; to amend the Audit Act, 1902, and certain other Acts ; and for other purposes.*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 29th August, 1906.

6. LEVIES ON POLICE FORCE FOR GRATUITIES, &c., TO POLITICAL AGENTS (*Formal Motion*):—Mr. McGarry moved, pursuant to Notice, That there be laid upon the Table of this House a return showing to what amount the Police Force of New South Wales has been levied on during the past five years for the purpose of paying gratuities, fees, or testimonials to political agents, and the names of the political agents benefiting thereby.

Question put and passed.

7.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

29th August, 1906.

7. BANKS AND BANK HOLIDAYS FURTHER AMENDMENT BILL:—The Order of the Day having been read,—Mr. Wade moved, That this Bill be now read a third time.

Question put.

The House divided.

Ayes, 43.

Mr. Moore,	Mr. Cohen,	Mr. Oakes,
Mr. Ashton,	Mr. Kearney,	Mr. McGarry,
Mr. Carruthers,	Mr. Law,	Mr. Henley,
Mr. Wade,	Mr. Walter Anderson,	Mr. Perry (<i>L'pool Plains</i>),
Mr. Lee,	Mr. Jessep,	Mr. Edden,
Mr. Fegan,	Mr. Reynoldson,	Mr. Charlton,
Mr. Perry (<i>The Richm'd</i>),	Mr. Levien,	Mr. Gillies,
Mr. Nobbs,	Mr. O'Sullivan,	Mr. Fell,
Mr. Broughton,	Mr. McFarlane,	Mr. Estell,
Mr. Booth,	Mr. W. W. Young,	Mr. Hollis,
Mr. Bruntnell,	Mr. Fleming,	Mr. McLaurin,
Mr. Davidson,	Mr. Creswell,	
Mr. Hindmarsh,	Mr. Thomas,	<i>Tellers,</i>
Mr. Dick,	Mr. Mackenzie,	Mr. Latimer,
Mr. O'Connor,	Mr. R. J. Anderson,	Mr. Collins,

Noes, 9.

Mr. Meehan,
Mr. Daley,
Mr. Macdonell,
Mr. McGowen,
Mr. Nielsen,
Mr. Dacey,
Mr. Arthur Griffith.

Tellers,

Mr. Gardiner,
Mr. Jones.

And so it was resolved in the affirmative.

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

Mr. Wade then moved, That the Title of the Bill be "*An Act to provide for the interpretation of certain agreements in so far as they refer to Public or Bank Holidays; to amend the Banks and Bank Holidays Act, 1898, and the Banks and Bank Holidays Act Amendment Act, 1899; and for other purposes incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to provide for the interpretation of certain agreements in so far as they refer to Public or Bank Holidays; to amend the Banks and Bank Holidays Act, 1898, and the Banks and Bank Holidays Act Amendment Act, 1899; and for other purposes incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,**Sydney, 29th August, 1906.*

8. MINING BILL:—The Order of the Day having been read,—Mr. Moore moved, That this Bill be now read a second time.

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

Question put and passed.

Ordered (after debate), That the Debate be adjourned until Wednesday next.

9. GAMING AND BETTING BILL (No. 2):—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

And the Committee continuing to sit after Midnight,—

THURSDAY, 30 AUGUST, 1906, A.M.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.

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

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

The House adjourned, at twenty-six minutes before Nine o'clock a.m., until Four o'clock p.m., This Day.

RICHD. A. ARNOLD,

Clerk of the Legislative Assembly.

WILLIAM McCOURT,

Speaker.

New South Wales.

No. 30.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 30 AUGUST, 1906.

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

QUESTIONS :—

- (1.) Seed Wheat supplied by the Government to Wheat-growers :—Mr. Reynoldson asked the Secretary for Mines,—

- (1.) What was the value of the seed wheat supplied to the wheat-growers, including railway freight, during the drought period of 1903?
- (2.) How much money has been repaid?
- (3.) How much is still outstanding?
- (4.) What is the estimated loss?

Mr. Moore answered,—

- (1.) £87,196 9s. 1d. (including fodder).
- (2.) Up to 27th August, 1906, £58,776 16s.
- (3.) £28,419 13s. 1d.
- (4.) It is impossible to say at present.

- (2.) Railway Carriage of Fodder and Starving Stock :—Mr. Reynoldson asked the Colonial Treasurer,—

- (1.) What is the estimated amount of the loss sustained by the Railway Department through assisting the grazing industry by the carriage of fodder and starving stock at reduced rates during the drought period ending December, 1903?
- (2.) Has any provision been made for the repayment of these concessions?

Mr. Carruthers answered,—

- (1.) I am informed that had full rates been charged for all stock and fodder carried during the drought period in 1901-2-3, the difference in freights would have amounted to £303,610. The Commissioners, however, do not look upon it as "loss" and it is also to be borne in mind that a good deal of the starving stock would not have been moved had full rates been charged.
- (2.) No.

- (3.) State Officers receiving Additional Salaries or Allowances from the Commonwealth Government :—

Mr. Dacey asked the Colonial Treasurer,—

- (1.) Is it a fact that a number of State officers receive additional salaries or allowances from the Commonwealth Government?
- (2.) The names of such officers; the duties they perform, together with the amount they receive from (a) the Commonwealth and (b) the State?
- (3.) How long has this system of "one billet, two salaries" been in vogue?
- (4.) Is it the intention of the Government to increase the number of such billets; if so, when?
- (5.) Are the salaries which these officers receive from the State inadequate for their services?
- (6.) Why are such additional salaries or allowances not shown on the Estimates?
- (7.) Do the same taxpayers pay both salaries?

Mr. Carruthers answered,—The Honorable Member should move for the production of this information in the form of a return.

(4.)

30th August, 1906.

- (4.) New Central Railway Station:—*Mr. Booth*, for *Mr. McCoy*, asked the Colonial Treasurer,—
What is the cost of the New Central Railway Station, inclusive of amounts paid for resumptions?

Mr. Lee answered,—The total expenditure to date on all buildings, land, and other incidental works has been £839,550. The liabilities incurred upon works now in hand, or authorised, to be completed by the Department of Works and the Railway Commissioners are £130,913.

- (5.) Theatres Committee:—*Mr. McFarlane* asked the Colonial Secretary,—

(1.) Will he state who are the members of the Theatres Committee?

(2.) What are the duties of such Committee?

Mr. Hogue answered,—

(1.) The Under Secretary, Chief Secretary's Department; the Under Secretary for Public Works; the Government Architect; the Principal Assistant Government Architect; the Town Clerk; the City Architect and Building Surveyor; the Crown Solicitor; the Superintendent, Metropolitan Fire Brigade Station; the Deputy-Superintendent, Metropolitan Fire Brigade Station; the Chairman, Fire Brigades Board; the Honorable E. W. Fosbery, C.M.G., M.L.C.; *Mr. Hugh Pollock*.

(2.) To report upon the condition of the buildings; and make recommendations regarding structural and other alterations and improvements to theatres, public halls, and other places of public concourse, with a view to minimising the risk of fire and the danger of panic therein.

- (6.) Cattle Slaughtering and Diseased Animals and Meat Act:—*Mr. Fleming* asked the Colonial Secretary,—

(1.) Will he obtain the opinion of the Attorney-General whether the Cattle Slaughtering and Diseased Animals and Meat Act empowers buyers of diseased stock to put in a claim for refund of purchase money paid for any stock developing diseased symptoms within six months?

(2.) Will he consider the advisability of shortening this period to three months, or less?

Mr. Hogue answered,—

(1.) The Crown Law authorities will be consulted in regard to this matter.

(2.) The desirableness of useful amendment of the Act in this and other directions is recognised, and will have attention.

2. GAMING AND BETTING BILL (No. 2):—*Mr. Fegan* presented a Petition from certain residents of Newcastle and District deprecating the enormous proportions assumed by the gambling evil in this State and in Australia generally; representing that Parliament should enact and enforce such laws, as will check the betting-shops, street-betting, and bookmaking in connection with horse-racing and other sports, that Parliament should grant no further facilities to increase horse-racing, so long as the sport is so closely identified with the gambling evil, either in the way of increased tram or train facilities, or by increasing the number of racing days, or in the granting of holidays in connection with race-meetings; and praying the House to take the above matters into consideration and afford such relief as may be deemed advisable.
Petition received.

3. PAPER:—*Mr. Lee* laid upon the Table,—By-laws of the Municipal District of Bourke, under the Country Towns Water and Sewerage Acts, 1880–1905.
Referred by Sessional Order to the Printing Committee.

4. PARLIAMENTARY ELECTIONS BILL:—The following Message from His Excellency the Lieutenant-Governor was delivered by *Mr. Hogue*, and read by *Mr. Speaker*:—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 41.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Parliamentary Electorates and Elections Act, 1902, and the Constitution Act, 1902; to repeal the Parliamentary Elections (Amendment) Act, 1903; and for other purposes.

*State Government House,
Sydney, 28th August, 1906.*

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

5. ADJOURNMENT:—*Mr. Speaker* stated that he had received from the Honorable Member for Cobar, *Mr. Macdonell*, 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.,—“That in view of the action of the Pastoralists' Union of New South Wales, in circularising its Members, urging them to circumvent the law in regard to the destruction of rabbits, immediate steps should be taken by the Government to see that this law be strictly enforced.”

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Macdonell moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

6. PRINTING COMMITTEE:—*Mr. McFarlane*, as Chairman, brought up the Eighth Report from the Printing Committee.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

30th August, 1906.

7. BOROUGH OF BALMAIN ELECTRIC LIGHTING BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to enable the Borough of Balmain to establish, maintain, or contract for works for electric lighting; for the destruction of garbage, and for other purposes; and to borrow money, and to make a rate for such purposes,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 30th August, 1906.

F. B. SUITOR,
President.

BOROUGH OF BALMAIN ELECTRIC LIGHTING BILL.

Schedule of the Amendments referred to in Message of 30th August, 1906.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 8, clause 17, line 10. *After "Works" insert "or the Railway Commissioners"*
 Page 8, clause 17, line 14. *After "Works" insert "or the Railway Commissioners"*
 Page 8, clause 17, line 18. *After "Works" insert "or the Railway Commissioners"*
 Page 8, clause 18, line 36. *After "Works" insert "the Railway Commissioners"*
 Page 8, clause 18, line 38. *After "Works" insert "or the Railway Commissioners"*
 Page 9, clause 18, line 2. *After "Works" insert "the Railway Commissioners"*
 Page 9, clause 18, line 5. *After "Works" insert "the Railway Commissioners"*
 Page 14, clause 46, line 38. *After "Works" insert "and in cases where they are affected, of the
 "Railway Commissioners"*
 Page 15, clause 47, line 7. *Omit "electric light" insert "electricity"*
 Page 15, clause 49, line 18. *Omit "four"*

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered by Mr. Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration on Tuesday, 11th September.

8. HOUR OF MEETING—PRECEDENCE OF BUSINESS (*Sessional Order*):—Mr. Ashton, *on behalf of Mr. Carruthers*, moved, pursuant to Notice,—That during the remainder of the current Session, unless otherwise ordered,—

- (1.) This House shall meet for the despatch of Business at half-past Three o'clock p.m. on Tuesdays, Wednesdays, and Thursdays in each week.
- (2.) That General Business take precedence on Tuesdays and Thursdays up to 6 p.m. (Orders of the Day on Tuesdays, and Notices of Motions on Thursdays).
- (3.) That Government Business "only be taken" on Tuesdays and Thursdays after 6 p.m., and on Wednesdays.

Debate ensued.

Mr. Edden moved, That the Question be amended by leaving out from paragraph (3) the words "only be taken," and inserting the words "take precedence,"—instead thereof.

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

Debate continued.

Question put.

The House divided.

Ayes, 38.

Mr. Lee,	Mr. Perry (<i>L'pool Plains</i>),
Mr. Ashton,	Mr. Donaldson,
Mr. Hogue,	Mr. Collins,
Mr. Moore,	Mr. Law,
Mr. Wade,	Mr. McFarlane,
Mr. Broughton,	Mr. Ball,
Mr. Latimer,	Mr. R. J. Anderson,
Mr. Creswell,	Mr. Reynoldson,
Mr. Downes,	Mr. Bruntnell,
Mr. Fell,	Mr. W. Millard,
Mr. O'Connor,	Mr. W. W. Young,
Mr. Hindmarsh,	Mr. Levien,
Mr. Booth,	Mr. Henley,
Mr. Davidson,	Mr. Jessep,
Mr. Thomas,	
Mr. Levy,	<i>Tellers,</i>
Mr. Nobbs,	Mr. Morton,
Mr. Kearney,	Mr. Walter Anderson.
Mr. Wood,	
Mr. Oakes,	
Colonel Ryrie,	
Mr. Moxham,	

Noes, 20.

Mr. Hollis,
Mr. Nielsen,
Mr. Gardiner,
Mr. Scobie,
Mr. Sullivan,
Mr. Thrower,
Mr. Dacey,
Mr. Meehan,
Mr. Burgess,
Mr. Nicholson,
Mr. Cann,
Mr. Estell,
Mr. Miller,
Mr. McGarry,
Mr. Edden,
Mr. O'Sullivan,
Mr. Fegan,
Mr. McLaurin.
<i>Tellers,</i>
Mr. Charlton,
Mr. Jones.

And so it was resolved in the affirmative.

Original

30th August, 1906.

Original Question put.
The House divided.

Ayes, 38.

Mr. Lee,	Mr. Law,
Mr. Ashton,	Mr. Walter Anderson,
Mr. Wade,	Mr. Morton,
Mr. Hogue,	Mr. Wood,
Mr. Moore,	Mr. Oakes,
Mr. Broughton,	Colonel Ryrie,
Mr. Jessep,	Mr. Moxham,
Mr. Latimer,	Mr. Perry (<i>L'pool Plains</i>),
Mr. Creswell,	Mr. Donaldson,
Mr. Nobbs,	Mr. Collins,
Mr. Levy,	Mr. W. Millard,
Mr. Thomas,	Mr. Henley,
Mr. Davidson,	Mr. Levien,
Mr. Booth,	Mr. Gardiner.
Mr. Hindmarsh,	<i>Tellers,</i>
Mr. O'Connor,	Mr. Kearney,
Mr. Fell,	Mr. Downes.
Mr. Bruntnell,	
Mr. Reynoldson,	
Mr. R. J. Anderson,	
Mr. Ball,	
Mr. McFarlane,	

Noes, 20.

Mr. Charlton,
Mr. Hollis,
Mr. Nielsen,
Mr. Scobie,
Mr. Sullivan,
Mr. Thrower,
Mr. Jones,
Mr. Dacey,
Mr. Meehan,
Mr. Burgess,
Mr. Nicholson,
Mr. Cann,
Mr. McGarry,
Mr. McLaurin,
Mr. Fegan,
Mr. W. W. Young,
Mr. Edden,
Mr. O'Sullivan.
<i>Tellers,</i>
Mr. Estell,
Mr. Miller.

And so it was resolved in the affirmative.

9. GAMING AND BETTING BILL (No. 2):—The Order of the Day having been read,—Mr. Ashton moved, That this Bill be now read a third time.

Debate ensued.

Question put.

The House divided.

Ayes, 36.

Mr. Hogue,	Mr. Storey,	Mr. Perry (<i>L'pool Plains</i>),
Mr. Ashton,	Mr. Kearney,	Mr. Walter Anderson,
Mr. Wade,	Mr. Nobbs,	Mr. Creswell,
Mr. Latimer,	Mr. Booth,	Mr. Davidson,
Mr. Fegan,	Mr. Bruntnell,	Mr. Moxham,
Mr. Moore,	Mr. R. J. Anderson,	Mr. Morton,
Mr. Lee,	Mr. O'Connor,	Mr. Henley,
Mr. Ball,	Mr. Wood,	Mr. W. Millard.
Mr. Jessep,	Mr. Jones,	<i>Tellers,</i>
Mr. McFarlane,	Mr. Dacey,	Mr. Feil,
Mr. Reynoldson,	Colonel Ryrie,	Mr. Thomas.
Mr. McLaurin,	Mr. Hindmarsh,	
Mr. Law,	Mr. Downes,	

Noes, 8.

Mr. Gardiner,
Mr. Estell,
Mr. Scobie,
Mr. Nielsen,
Mr. McGarry,
Mr. Miller.
<i>Tellers,</i>
Mr. Broughton,
Mr. Macdonell.

And so it was resolved in the affirmative.

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

Mr. Wade then moved, That the Title of the Bill be "*An Act for the regulation and suppression of gaming, betting, and wagering; to amend the Games, Wagers, and Betting-houses Act, 1901; to restrict the holding of race-meetings; for the licensing of racecourses; and for purposes consequent thereon or incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act for the regulation and suppression of gaming, betting, and wagering; to amend the Games, Wagers, and Betting-houses Act, 1901; to restrict the holding of race-meetings; for the licensing of racecourses; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 30th August, 1906.*

The House adjourned, at twenty-five minutes after Eleven o'clock, until Tuesday next, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 31.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 4 SEPTEMBER, 1906.

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

QUESTIONS :—

- (1.) Glebe Island Abattoirs :—*Mr. Davidson*, for *Mr. Henley*, asked the Colonial Treasurer,—
- (1.) What was the number of stock that was slaughtered at the Glebe Island Abattoirs for the years ending December, 1903, 1904, and 1905?
 - (2.) What amount of money was there expended on the management, inspection of meat, rates, charges, alterations, and general up-keep of the said Abattoirs during 1903-4-5 respectively?
 - (3.) What amount of revenue did the Government receive during the before-named periods?
 - (4.) What is considered to be the capital value of the buildings used in connection with slaughtering at Glebe Island?
 - (5.) What bye-products are treated at the Glebe Island Abattoirs?
 - (6.) Do the Government control the desiccating works, or are they leased; if leased, what are the conditions?
 - (7.) Is the Government in any way responsible for the treatment of bye-products?
 - (8.) What amount of revenue (if any) was received by the Government in connection with the treatment of bye-products for 1903-4-5?
 - (9.) What amount of refuse was put to sea during the ten years ending December, 1905?
 - (10.) What was the total cost of the punt service for the said period?

Mr. Hogue answered,—The information will take a considerable time to prepare in the form required, and it is suggested that the Honorable Member move for it in the shape of a return.

- (2.) Sunday-selling of Newspapers :—*Mr. Arthur Griffith* asked the Colonial Secretary,—
- (1.) Is it his intention to enforce the law against the selling of newspapers on Sundays?
 - (2.) If not, why not?

Mr. Hogue answered,—The laws on the subject of Sunday trading and Sabbath observance apply inadequately to modern conditions of life. Their strict enforcement would entail serious public inconvenience and much injustice. The stoppage of the sale of newspapers on Sundays would be but a partial and unsatisfactory way of upholding the law, especially in view of the fact that the enforcement of the Sunday-selling laws depends upon the application of the provisions of two antiquated Acts which, *inter alia*, provide that no person shall use, employ, or travel upon the Lord's Day with any boat, except it be upon extraordinary occasion to be allowed by some Justice of the Peace, the penalty in default of distress being that the offending party shall be set publicly in the stocks for the space of two hours. One of the Acts (No. 19 Charles II chap. 7) further provides that any person or persons who may be robbed while travelling upon the Lord's Day shall be barred from bringing any action for the said robbery, any law to the contrary notwithstanding. Perhaps I had better, for greater accuracy, read from the volume itself. One of the Acts provides "That if any person or persons whatsoever which shall travel upon the Lord's Day shall be then robbed; that no hundred or the inhabitants thereof shall be charged with or answerable for any robbery so committed, but the person or persons so robbed shall be barred from bringing any action for the said robbery; any law to the contrary notwithstanding." That law was passed in the year 1676, and is still in force. I may add that the Government is alive to the importance of maintaining the Sabbath as a day of rest, and it is in contemplation to bring the whole subject under review with the object of improving the existing law.

(3.)

4th September, 1906.

- (3.) Public Entertainments :—Mr. Broughton asked the Colonial Secretary,—
- (1.) Are Rationalists, Socialists, Spiritualists, and Secularists entitled to the same privileges under the Public Entertainments Act of 1897 as persons who conduct and attend Church Services?
 - (2.) Have the lessees of the Athenæum been notified that unless they close the said building on Sunday against lectures and rational Sunday evening entertainments they will be deprived of their theatrical license for week-day performances?
 - (3.) Has permission been granted to the owners of two licensed buildings, namely, the Queen's Hall and the Masonic Hall, to let such buildings on Sunday for Church Services?
 - (4.) Has a monopoly of using licensed buildings on Sunday been granted to persons who conduct Church Services; if so, under what section of the Public Entertainments Act is he empowered to grant such monopoly?
- Mr. Hogue answered,—
- (1.) Yes.
 - (2.) No. The Lessee was notified that, in accordance with the terms of the license, no licensed hall shall be used for any performance or purpose whatsoever on Sundays, Good Friday, or Christmas Day, without special permission being first obtained for the particular day and purpose, fully specified in written application to the Colonial Secretary. No application was received by the Chief Secretary.
 - (3.) Permission has been granted to the owners of the buildings named and to others to hold religious services only.
 - (4.) No such monopoly has been granted.
- (4.) Case, *Rex v. Grundy* :—Mr. Sullivan asked the Attorney-General and Minister of Justice,—What steps were taken by his Department in view of the remarks of the Judges in the case *Rex v. Grundy*, viz., "The perverted ingenuity on the part of the police"?
- Mr. Wade answered,—The police were not to blame in this matter. On the strength of information placed before me, I instructed the police to take action against the person mentioned. The police did not do anything more than carry out my instructions. These facts were not before the Full Court when Grundy's case was being dealt with.
- (5.) New York Agricultural Settlers :—Mr. Kelly, for Mr. O'Sullivan, asked the Colonial Treasurer,—
- (1.) Is he aware that over 500 agricultural settlers, who have been removed from the catchment area of the New York water supply scheme, are inquiring for land in Australia, and are willing to settle in the Commonwealth if sufficient inducement is offered to them?
 - (2.) Will he cause a communication to be sent to the Rev. R. Newbery Towns (agent for these men, who is now in Western Australia), and cause to be laid before him the advantages that New South Wales offers as a country where agricultural settlers are likely to prosper?
- Mr. Carruthers answered,—
- (1.) I was not aware of any such scheme till my attention was drawn to it by the Honorable Member.
 - (2.) In consequence of the information kindly given by the Honorable Member to the Intelligence Department about this matter, the Director has opened communication with the agent at the address indicated by the Honorable Member, and hopes that something definite may eventuate.
- (6.) Fisheries :—Mr. Donaldson asked the Colonial Secretary,—
- (1.) Has he made provision on the Estimates for the sum of £300 to establish trout nurseries?
 - (2.) Will he provide funds necessary to propagate an indigenous fish, such as Murray cod, &c., to restock our depleted inland rivers?
- Mr. Hogue answered,—Adequate funds are already provided, if judiciously expended.
- (7.) Proposed Navigation Bill :—Mr. Sullivan asked the Colonial Treasurer,—
- (1.) When drafting the new Navigation Bill, will he insert the following provisions :—(a) That vessels of above 40 tons register and under 150 tons shall carry certificated master and mate, and vessels over that tonnage shall carry master and two mates; (b) that masters and mates of steamers trading along the coast of New South Wales shall keep watch and watch from the time of leaving a terminal port until the return thereto?
 - (2.) When will the Bill be introduced?
- Mr. Carruthers answered,—
- (1.) (a) Yes; (b) yes, if found practicable.
 - (2.) It is doubtful whether the state of public business will permit of the measure being introduced this Session.
- (8.) Public Library—Positions held by Mr. H. C. L. Anderson :—Mr. Perry (*The Richmond*) asked the Colonial Treasurer,—
- (1.) Is the statement in the Report of the Trustees of the Public Library for 1905 that the Library has been transferred from the Department of Public Instruction to the Intelligence Department correct?
 - (2.) Does Mr. H. C. L. Anderson hold the position of Director of Intelligence with the gazetted status of a permanent head, as stated in the same Report?
 - (3.) Is he also Principal Librarian, Secretary to the Trustees, Registrar of Copyright, and Chairman of the Board of International Exchange?
 - (4.) Does he hold any other position under the Crown?
 - (5.) How long has Mr. Anderson been occupying these positions?
 - (6.) Is Mr. Anderson's remuneration paid from the Public Library Vote?
 - (7.) What remuneration does Mr. Anderson receive for his services either by way of salary, rent, or fees?
- Mr.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

4th September, 1906.

Mr. Carruthers answered,—This Department is in a state of transition and reorganisation, and it would not be possible at the present time to give a precise reply to the Honorable Member's Question. An endeavour is being made to bring together all the Departments and Sub-Departments that more properly relate to the collection of information, and then to put Mr. Anderson at the head of those Departments. I do not know how many titles he bears; that will not matter to the work he has to do. We do not recognise that because there is a different title for the work which a man does, that necessitates employing a separate individual. Already the Statistical Department is being added to the Intelligence Department, and if a Sub-Department can be created, thereby bringing the Intelligence, Tourists', and Statistical Departments and the Public Library together, Mr. Anderson will continue to occupy the position of head of that Department. It may be possible with the Honorable Member's assistance, to devise one title which will cover all the work he has to do.

2. TESTATOR'S FAMILY MAINTENANCE BILL (No. 2):—Mr. Reynoldson presented a Petition from Ethel B. Wilkinson, President, and E. L. Holmes, Secretary, of the Deniliquin Branch of the Women's Political Educational League, praying that the House will, at the earliest possible date, pass the Testator's Family Maintenance Bill into law.
Petition received.

3. PAPERS:—

Mr. Lee laid upon the Table,—

- (1.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of a Deepwater Harbour at Port Kembla.
(2.) By-laws of the Municipal District of Lismore, under the Country Towns Water and Sewerage Act of 1880 and the Country Towns Water and Sewerage Act Extension Act of 1887.
Referred by Sessional Order to the Printing Committee.

Mr. Carruthers laid upon the Table,—

- (1.) Report of the Proceedings of the Conference between Commonwealth and State Electoral Officers, held in Melbourne, April, 1906.
(2.) Notification of resumption of land, under the Public Works Act, 1900, for the extension of Railway Siding Accommodation at Bullock Island, Newcastle.
Referred by Sessional Order to the Printing Committee.

4. ROYAL ALEXANDRA HOSPITAL FOR CHILDREN INCORPORATION BILL (*Formal Order of the Day*),—
on motion of Mr. Latimer, read a third time, and *passed*.

Mr. Latimer then moved, That the Title of the Bill be "*An Act to incorporate and otherwise promote the objects of the Royal Alexandra Hospital for Children.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the Bill, returned herewith, intituled "*An Act to incorporate and otherwise promote the objects of the Royal Alexandra Hospital for Children,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Assembly requests the concurrence of the Legislative Council.

*Legislative Assembly Chamber,
Sydney, 4th September, 1906.*

ROYAL ALEXANDRA HOSPITAL FOR CHILDREN INCORPORATION BILL.

Schedule of the Amendments referred to in Message of 4th September, 1906.

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

Page 3, clause 2, lines 5 and 6. *Omit "one pound" insert "ten shillings"*

Page 5, clause 15, lines 15 and 16. *Omit "but no minister of religion shall be capable of being*

"elected or appointed as a member of the board of management"

Examined,—

W. H. WOOD,
Chairman of Committees.

5. BIRDS AND NATIVE ANIMALS PROTECTION AND ACCLIMATISATION BILL (*Formal Motion*):—Mr. Creswell, *on behalf of* Mr. Cohen, moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the introduction, acclimatisation, and preservation of certain animals and birds which are or may be deemed to be of economic value to New South Wales; and for other purposes consequent thereon or incidental thereto.
Question put and passed.

6. TESTATOR'S FAMILY MAINTENANCE BILL (No. 2) (*Formal Motion*):—Mr. Arthur Griffith moved, pursuant to Notice, That leave be given to bring in a Bill to assure to the widow or widower and family of a testator an adequate maintenance from the estate of such testator.
Question put and passed.

4th September, 1906.

7. ADJOURNMENT:—

- (1.) Mr. Speaker stated that he had received from the Honorable Member for Phillip, Mr. Sullivan, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—"The question of Heads of Families and in many instances the only Bread-winner, being sent to gaol under the provisions of the "Act 11 George 2nd, sections 1 and 4."

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Sullivan moved, That this House do now adjourn.

Point of Order:—Mr. Dacey submitted this motion was out of order as it anticipated Mr. O'Sullivan's notice on this day's Business Paper for the adoption of the Report from the Select Committee on the Landlord and Tenant (Amendment) Bill.

Debate ensued.

Mr. Carruthers further submitted that the motion was not definite, as it did not clearly indicate the Act complained of.

Mr. Speaker upheld the second objection raised; and also considered that the motion anticipated the debate on the notice referred to, and was, therefore, out of order.

- (2.) Mr. Kelly moved, That, in accordance with the authority given in subsection (d) of the 49th Standing Order, a second motion for the adjournment of the House be now entertained.

Question put.

The House divided.

Ayes, 37.

Mr. Lee,	Mr. McNeill,
Mr. Wade,	Mr. Walter Anderson,
Mr. Dick,	Mr. McFarlane,
Mr. O'Connor,	Mr. Sullivan,
Mr. Carruthers,	Mr. Daley,
Mr. Thrower,	Mr. Latimer,
Mr. Jessep,	Mr. John Hurley,
Mr. Charlton,	Mr. Fallick,
Mr. Ashton,	Mr. Downes,
Mr. Ball,	Mr. Davidson,
Mr. Kelly,	Mr. Donaldson,
Mr. Nobbs,	Mr. Levien,
Mr. Booth,	Mr. Wood,
Mr. Broughton,	Mr. Henley,
Mr. Moore,	Mr. W. W. Young.
Mr. Hogue,	<i>Tellers,</i>
Mr. Creswell,	Mr. McGarry,
Mr. Jones,	Mr. Mahony.
Dr. Arthur,	
Mr. Reynoldson,	

Noes, 18.

Mr. Scobie,
Mr. Dacey,
Mr. Edden,
Mr. Perry (<i>The Richm'd</i>),
Mr. Thomas,
Mr. Bennett,
Mr. Briner,
Mr. Law,
Mr. R. J. Anderson,
Mr. Fleming,
Mr. Moxham,
Mr. Arthur Griffith,
Mr. Cann,
Mr. Burgess,
Mr. Nicholson,
Mr. McGowen.
<i>Tellers,</i>
Mr. Nielsen,
Mr. Hollis.

And so it was resolved in the affirmative.

- (3.) Mr. Speaker stated that he had received from the Honorable Member for The Lachlan, Mr. Kelly, 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 alteration of the "Tramway Section at the Railway, and the danger to the Public."

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Kelly moved, That this House do now adjourn.

Point of Order:—Mr. Dacey contended that the subject was not definite—two matters being mentioned—and was therefore out of order.

Mr. Speaker overruled the objection taken.

Debate ensued.

Question put and negatived.

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30 August, 1906.

8. TESTATOR'S FAMILY MAINTENANCE BILL (No. 3):—Mr. Arthur Griffith, pursuant to leave granted This Day, presented a Bill, intituled "A Bill to assure to the widow or widower and family of a testator an adequate maintenance from the estate of such testator,"—which was read a first time. Ordered to be printed, and read a second time on Tuesday, 18th September.
9. CROWN LANDS ADMINISTRATION BILL:—The Order of the Day having been read,—Mr. Ashton moved, That this Bill be now read a second time. Debate ensued. Mr. McFarlane moved, That this Debate be now adjourned. Question put and passed. Ordered, That the Debate be adjourned until To-morrow.
10. INDUSTRIAL ARBITRATION (AMENDMENT) BILL:—Mr. Wade moved, pursuant to Notice, That the Industrial Arbitration (Amendment) Bill, which was introduced in the Assembly last Session, but was interrupted before its completion by the close of the Session, be now reintroduced at the stage it had reached at the time of such interruption. Debate ensued. Question put.

The

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

4th September, 1906.

The House divided.

Ayes, 35.

Mr. Nobbs,	Mr. Fleming,
Mr. Robson,	Mr. Morton,
Mr. Fallick,	Mr. Henley,
Mr. Hogue,	Mr. W. Millard,
Mr. Ashton,	Mr. Law,
Mr. Wade,	Mr. Reynoldson,
Mr. Lee,	Mr. McFarlane,
Mr. Dick,	Mr. Oakes,
Mr. Downes,	Mr. Storey,
Mr. Moore,	Mr. Latimer.
Mr. Cohen,	
Mr. Levy,	<i>Tellers,</i>
Mr. Broughton,	Mr. Collins,
Mr. Booth,	Mr. Mahony.
Mr. Creswell,	
Dr. Arthur,	
Mr. R. J. Anderson,	
Mr. Walter Anderson,	
Mr. Mackenzie,	
Mr. Eden George,	
Mr. Thomas,	
Mr. Perry (<i>L'pool Plains</i>),	
Mr. Fell,	

Noes, 21.

Mr. Fegan,
Mr. Charlton,
Mr. Hollis,
Mr. Scobie,
Mr. Kelly,
Mr. Bennett,
Mr. W. W. Young,
Mr. McGarry,
Mr. Burgess,
Mr. Miller,
Mr. Edden,
Mr. Jones,
Mr. Estell,
Mr. Dacey,
Mr. Nielsen,
Mr. Cann,
Mr. Nicholson,
Mr. Meehan,
Mr. Gardiner.
<i>Tellers,</i>
Mr. Thrower,
Mr. Macdonell.

And so it was resolved in the affirmative.

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

11. FIRE BRIGADES BILL :—

(1.) The Order of the Day having been read,—on motion of Mr. Hogue, Mr. Deputy-Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to consolidate and amend the law relating to the prevention and extinguishing of fires; for the protection of life and property from fire; to constitute a Fire Brigades Board, and define its powers and duties; to provide that certain damage to property shall be damage by fire within the meaning of any fire insurance policy; to repeal the Fire Brigades Act, 1902, and to amend the City of Sydney Improvement Act and other Acts; and for purposes consequent thereon or incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill to consolidate and amend the law relating to the prevention and extinguishing of fires; for the protection of life and property from fire; to constitute a Fire Brigades Board, and define its powers and duties; to provide that certain damage to property shall be damage by fire within the meaning of any fire insurance policy; to repeal the Fire Brigades Act, 1902, and to amend the City of Sydney Improvement Act and other Acts; and for purposes consequent thereon or incidental thereto.

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

(2.) Mr. Hogue then presented a Bill, intituled "*A Bill to consolidate and amend the law relating to the prevention and extinguishing of fires; for the protection of life and property from fire; to constitute a Fire Brigades Board, and define its powers and duties; to provide that certain damage to property shall be damage by fire within the meaning of any fire insurance policy; to repeal the Fire Brigades Act, 1902, and to amend the City of Sydney Improvement Act and other Acts; and for purposes consequent thereon or incidental thereto*,"—which was read a first time.

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

The House adjourned, at seven minutes after Eleven o'clock, until To-morrow, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 32.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 5 SEPTEMBER, 1906.

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

QUESTIONS:—

- (1.) Regrading of the Public Service :—Dr. Arthur asked the Colonial Treasurer,—When will the results of the quinquennial regrading of the Public Service be published?

Mr. Carruthers answered,—The Public Service Board state that they have nearly completed the work of regrading, and that they hope to have the necessary *Gazettes* published some time next week.

- (2.) Tramway, Enmore to Dulwich Hill :—Dr. Arthur asked the Secretary for Public Works,—Is it his intention to authorise the construction of the tramway from Enmore to Dulwich Hill at an early date?

Mr. Lee answered,—The tramway policy will cause all projected lines to be fully considered.

- (3.) Claims of Officers and Men who served in South Africa :—*Mr. Estell*, for Mr. Scobie, asked the Colonial Treasurer,—

(1.) With reference to returned Soldiers' pay, was the decision of His Honor Judge Murray given in favour of the claimants; if so, when will the amounts due be paid to those entitled to receive them?

(2.) Will such amounts carry interest from the date on which such claims accrued due and payable?

Mr. Carruthers answered,—

(1.) His Honor Judge Murray reported in favour of certain claimants who appeared before him. In accordance with that report, as previously stated, an amount will be placed on the Estimates to be submitted to Parliament in connection with the claims inquired into.

(2.) The Government cannot recognise any interest charge.

- (4.) Tourists' Trains :—Mr. McLaurin asked the Colonial Treasurer,—Will he communicate with the Tourists' Bureau and the Railway Commissioners, asking them to allow country residents the same privileges with regard to Tourists' Trains as are extended to visitors from other States?

Mr. Carruthers answered,—The Railway Commissioners, to whom the Question has been forwarded, are not quite clear as to what the Honorable Member refers, but will be glad to discuss the matter, and will accordingly address the Honorable Member with regard to an interview.

- (5.) Booth Licenses issued for Randwick and other Racecourses :—Mr. Kelly asked the Attorney-General and Minister of Justice,—

(1.) What fee per diem does the caterer to the A.J.C. pay for his booth license?

(2.) Is it a fact that the one fee covers a whole meeting at Randwick, whereas at Kensington and other courses a fee for each day is charged for such license?

(3.) If this is so, why is the distinction made?

Mr. Wade answered,—

(1 and 2.) Under the provisions of the Principal Liquor Act, the license fee for a booth is not so much per day, but £2 for a period not exceeding seven days. During the year the A.J.C. hold meetings comprising four days, and one certificate is issued for so much of the programme as falls within seven days.

(3.) Races at Kensington are run every week in the year under different management, and are regarded as distinct meetings for one day only, and certificates for booth licenses are granted accordingly.

5th September, 1906.

- (6.) Watton Weir, Macquarie River:—Mr. W. W. Young asked the Secretary for Public Works,—
- (1.) How long is it since the survey of the Watton Weir, on the Macquarie River, was completed?
 - (2.) What was the estimated cost?
 - (3.) Is it a fact that he promised to have a survey of the whole of this river commenced in the beginning of this year?
 - (4.) Can he say when such survey will be taken in hand?
 - (5.) Is he aware that evidence was given before the Lands Commission that serious damage is done by floods in this river to the country about Dubbo, Warren, and other parts of the country?

Mr. Lee answered,—

- (1.) Four years.
- (2.) A preliminary estimate only was made. £180,000.
- (3.) Yes. It was expected an officer of the Department would have visited Dubbo and Narromine early this year for the purpose of looking into the question of weirs in the Macquarie River; it was also intended to deal with the Watton storage at the same time; owing, however, to all available surveyors being required for extremely urgent work elsewhere, the matter has had to stand over.
- (4.) It is hoped that so soon as the question of storages and irrigation on the Murrumbidgee in connection with the Barren Jack scheme is decided upon, the investigation of the problems connected with the Macquarie River can be undertaken.
- (5.) I understand that some such evidence was given.

2. CASE OF HENRY HARDING, W. S. STEAD, AND OTHERS—CERTIFICATE OF TITLE:—Mr. Hollis presented a Petition from Henry Harding, of Bridge-road, Glebe, representing that the Report from the Select Committee on "Case of Henry Harding, W. S. Stead, and Others—Certificate of Title"—has been referred to a Select Committee for further inquiry and report; that Petitioner is desirous of being represented before such Committee; and praying for permission to appear before the said Committee in person, by solicitor, or counsel, to adduce evidence and send for persons and papers, with power to examine and cross-examine witnesses.

Petition received.

Ordered to be referred to the Select Committee.

3. LOTTERIES BILL—GAMING AND BETTING BILL (No. 2):—Mr. Morton presented a Petition from certain residents of the Electorate of Allowrie representing that much hurt has been done to the people of the State by the extensive prevalence of gambling and betting; praying that the Bills now under consideration for the suppression of Lotteries of an illegal character, and for the regulation and suppression of Gaming, Betting, and Wagering, may speedily be passed into law, and that the publication in the Press or by placard or otherwise of betting odds previous to race-meetings may be made illegal.

Petition received.

4. TESTATOR'S FAMILY MAINTENANCE BILL (No. 2):—The following Petitions, praying that the House will, at the earliest possible date, pass the Testator's Family Maintenance Bill into law, were presented by the Members named:—

(1.) By Mr. McLaurin—From S. True, President, and Ella Truss, Honorary Secretary, of the Committee of the Women's Political Educational League, Albury.

(2.) By Mr. Kearney—From Angela Spasshatt, President, and Helen M. Robinson, Honorary Secretary, of the Committee of the Women's Political Educational League, Armidale.

Petitions received.

5. PAPERS:—

Mr. Ashton laid upon the Table,—

(1.) Amended Regulations Nos. 157E, 158, 201, 202, and 209, Additional Regulations Nos. 157F and 160A, Amended Forms Nos. 66 and 66A, and Additional Form No. 66B, under the Crown Lands Acts.

(2.) Abstract of Crown Lands reserved from Sale for the Preservation of Water Supply or other Public Purposes, under the Crown Lands Act of 1884.

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

(4.) Abstract of Crown Lands authorised to be dedicated to Public Purposes, under the Crown Lands Act of 1884.

Referred by Sessional Order to the Printing Committee.

Mr. Hogue laid upon the Table,—Report of the Fire Brigades Board, Sydney, for the year 1905.

Referred by Sessional Order to the Printing Committee.

6. POSTPONEMENT:—The Order of the Day "Birds and Native Animals Protection and Acclimatisation Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for the introduction, acclimatisation, and preservation of certain animals and birds which are or may be deemed to be of economic value to New South Wales; and for other purposes consequent thereon or incidental thereto. [Mr. Cohen]" ;—postponed until Tuesday, 2nd October.

7. PARLIAMENTARY ELECTIONS BILL:—Mr. Hogue moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Parliamentary Electorates and Elections Act, 1902, and the Constitution Act, 1902; to repeal the Parliamentary Elections (Amendment) Act, 1903; and for other purposes.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

5th September, 1906.

8. ADMINISTRATION AMENDING BILL:—The Order of the Day having been read,—Mr. Wade moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
On motion of Mr. Wade, the report was adopted.
Ordered, That the Bill be read a third time To-morrow.

9. ESTIMATES OF EXPENDITURE FOR 1906-7.—STATEMENT OF PAYMENTS FROM THE VOTE, "ADVANCE TO TREASURER," 1905-6, FOR SERVICES OF 1905-6.—ESTIMATE OF EXPENDITURE ON ACCOUNT OF PUBLIC WORKS AND OTHER SERVICES FOR 1906-7 TO BE PROVIDED FOR FROM THE PUBLIC WORKS FUND AND ESTIMATE OF EXPENDITURE ON ACCOUNT OF SERVICES FOR 1906-7 TO BE PROVIDED FOR FROM THE CLOSER SETTLEMENT FUND:—The following Message from His Excellency the Lieutenant-Governor was delivered by Mr. Carruthers, and read by Mr. Speaker:—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 42.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Lieutenant-Governor recommends for the consideration of the Legislative Assembly the following:—

1. Estimates of the Expenditure of the Government for the year 1906-7.
2. Statement of payments from the Vote "Advance to Treasurer," 1905-6, on account of Services of the year 1905-6, submitted for Parliamentary Appropriation in adjustment of the Advance Vote.
3. Estimate of the Expenditure of the Government on account of Public Works and other Services for the year 1906-7, proposed to be provided for out of the Public Works Fund.
4. Estimate of the Expenditure of the Government on account of the Services for the year 1906-7, proposed to be provided for out of the Closer Settlement Fund.

*State Government House,
Sydney, 4th September, 1906.*

Ordered to be printed, together with the accompanying Estimates and Statement, and referred to the Committee of Supply.

10. PAPERS:—Mr. Carruthers laid upon the Table,—
(1.) Statements in connection with the Financial Speech, 5th September, 1906.
(2.) Estimates of the Ways and Means of the Government of New South Wales for the year 1906-1907.
Ordered to be printed.

11. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.
The Chairman also reported that the Committee had come to a resolution.
Ordered, on motion of the Chairman, That the report be now received.
The Chairman then reported the resolution, which was read a first time, as follows:—
(3.) *Resolved*,—That there be granted to His Majesty a sum not exceeding £855, for Executive Council, for the year 1906-1907.
On motion of Mr. Carruthers, the resolution was read a second time, and agreed to.

12. WAYS AND MEANS (*Financial Statement*):—The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.

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

- (1.) Public Works and Closer Settlement Funds Bill:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to provide for a Public Works Fund and a Closer Settlement Fund, and for Accounts in connection therewith; for the application of moneys in such funds; to amend the Audit Act, 1902, and certain other Acts; and for other purposes*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 5th September, 1906.*

F. B. SUTTON,
President.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

5th September, 1906.

PUBLIC WORKS AND CLOSER SETTLEMENT FUNDS BILL.

*Schedule of the Amendments referred to in Message of 5th September, 1906.*JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 5. At end of clause *add* "the erection, construction, and improvement of buildings and works for public purposes, the improvement of harbours and rivers, the acquisition of land for public purposes, and the making of grants to public bodies for any of the aforesaid purposes, but not including works necessary for the repair or upkeep of such buildings and works."

Page 3, clause 6, line 1. *After* "closed" *insert* "and any securities in which any part of such fund is invested may be sold or redeemed by the Treasurer"

Page 3, clause 7, line 5. *After* "purchase" *insert* "or acquisition"

Page 3, clause 7, line 7. *After* "same" *insert* "and for the payment of the cost of the subdivision and disposal of such land under the said Acts, and for works in connection therewith"

Examined,—

W. J. TRICKETT,
Chairman of Committees.

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

(2.) Royal Alexandra Hospital for Children Incorporation Bill :—

MR. SPEAKER,—

The Legislative Council has this day agreed to the amendments made by the Legislative Assembly in the Bill, intituled "*An Act to incorporate and otherwise promote the objects of the Royal Alexandra Hospital for Children.*"

*Legislative Council Chamber,
Sydney, 5th September, 1906:*

F. B. SUTTOR,
President.

The House adjourned, at five minutes before Eleven o'clock, until To-morrow, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 33.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 6 SEPTEMBER, 1906.

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

QUESTIONS :—

(1.) Public School Teachers :—*Mr. O'Sullivan*, for *Mr. McLaurin*, asked the Minister of Public Instruction,—

- (1.) What Principal Teachers holding 2A certificates have been promoted by removal this year?
- (2.) What are their names, and length of service in each case?

Mr. O'Connor answered,—*James Bourne*, from *Sunnyside*, 8th, to *Coolah*, 6th; since *January, 1878* (out of service eleven months), re-entered *May, 1895*. *Alexander Murray*, from *Maryvale*, 6th, to *Daviesville*, 5th; from *20th May, 1881*. *Sydney Dunkley*, from *Cargo*, 6th, to *Canowindra*, 5th; from *21st April, 1883*. *Louis Bregenzer*, from *Dungowan*, 7th, to *Bowling Alley Point*, 6th; from *11th August, 1883*. *Donald Sutherland*, from *Duri*, 7th, to *Rocky River*, 6th; from *14th July, 1886*. *Frederick Putland*, from *Meranburn*, 6th, to *Coonabarabran*, 6th; from *13th August, 1888*. *Ernest Cameron*, from *Williamtown*, 7th, to *Cessnock*, 6th; from *26th March, 1889*. *Joseph Fortune* (ex-student), from *Erskineville* to *Wilcannia*, 6th; from *17th October, 1895*. *Plantagenet Lewis* (ex-student), from *Hurstville* to *Shuttleton*, 6th; from *17th October, 1894*.

(2.) Horses and Horned Cattle driven from the North Coast Districts :—*Mr. McFarlane* asked the Secretary for Mines,—

(1.) How many head of horses and horned cattle were driven from the coastal districts, between the Hunter River and Tweed River, to (a) Queensland, (b) Northern line for trucking, (c) Maitland—overland, for the year ended 31st December, 1905?

(2.) Will he supply the number of horses and cattle, respectively, from each of the North Coast districts, that have travelled to the points named during the year 1905?

Mr. Moore answered,—As cattle and horses may be removed without a permit, or a travelling statement without reference to the Stock Inspectors, it is impossible to give the information asked for. If the Honorable Member is anxious to get this information as nearly as it can be given, I will endeavour to obtain an approximate estimate for him and supply it later.

(3.) Public School Teachers :—*Mr. Gardiner* asked the Minister of Public Instruction,—

(1.) How many teachers with third-class certificates are in charge of sixth and seventh class schools?

(2.) How many second-class teachers are in receipt of salary below £180, the maximum prescribed for third-class?

(3.) Is it a fact a 3C teacher in charge of a tenth-class school receives rent allowance, whereas an assistant of any grade and length of service is debarred?

Mr. O'Connor answered,—

(1.) (a) Nine (one of these is the teacher at *Cummerangunja Aborigines Station*); (b) 184.

(2.) 2A, 116 males; 2B, 129 males (including assistants). Of the 245 second-class teachers in receipt of salary below £180 per annum, 198 are assistants.

(3.) Yes (if married).

(4.)

6th September, 1906.

(4.) Gaol Warders' Holidays :—*Mr. Perry (The Richmond)*, for Mr. W. W. Young, asked the Attorney-General and Minister of Justice,—

- (1.) How many holidays are warders in the gaols entitled to?
- (2.) Are they allowed to accumulate; if not, why?
- (3.) Is it a fact that men who have been in the service for fifteen and twenty years are not allowed the same number of holidays as younger men, because they have not passed an examination?
- (4.) Will he consider the equity and justice of giving the men with a good record and long service the same number of holidays as the others?

Mr. Wade answered,—

- (1.) All warders, after nine months confirmation of appointment, are entitled to two weeks' annual leave, and in the cases of those who have passed the qualifying examination for position of senior warder, an extra seven days' leave is allowed as an incentive to qualify. All frequently participate in Saturday afternoon and Sunday leave, also monthly day.
- (2.) No. It would entail increased cost in providing additional assistance, and much inconvenience in carrying out the important duties necessary for the safe custody and handling of prisoners.
- (3.) The extra leave of seven days is within the reach of all warders, and only those who neglect to qualify by examination are deprived of it.
- (4.) This has already received attention.

(5.) Return of Exchanges under Crown Lands Act :—*Mr. Thrower*, for Mr. McNeill, asked the Secretary for Lands,—

- (1.) Has the return relating to No. 65 Exchange, referred to by Mr. Hanbury Davies and Judge Owen, at page 777 of the Evidence before the Lands Commission, been laid upon the Table of this House?
- (2.) If not, will he cause this to be done without delay?

Mr. Ashton answered,—

- (1.) The Honorable Member no doubt refers to the No. 1,065 Exchange cases, which were epitomised last year. The return was handed in to the Commissioner, but has not been printed with the Exhibits to the Report.
- (2.) When Mr. Charlton's Question of the 20th September, 1905, was answered, it was anticipated that the return would be published with the Commissioner's Report. The return having been received from the Secretary to the Commission, will be laid upon the Table of this House this afternoon.

(6.) Crown Lands acquired by Owners of Burrawang Station :—*Mr. Thrower*, for Mr. McNeill, asked the Secretary for Lands,—How many acres of Crown lands were acquired by the owners of Burrawang Station in the years 1902, 1903, and 1904?

Mr. Ashton answered,—(a) Under improvement lease tenure 47,075 acres were acquired in 1903 by Thos. Edols & Co. (Limited) on Burrawang Holding 498, Central Division; (b) purchased at auction, 2,880 acres on 24th March, 1904; (c) under exchange proposal approved by the Executive Council on the 26th April, 1904, 2,605 acres 2 roods 8 perches were acquired, for which an equal area was surrendered to the Crown.

(7.) Police Long Service Pay :—*Mr. Kelly* asked the Colonial Secretary,—

- (1.) Is he aware that the police in Victoria receive pay for long service?
- (2.) Will he provide for the police receiving the same concession in the Bill about to be introduced dealing with the Superannuation Fund?

Mr. Hogue answered,—

- (1.) Inquiries are being made as to the system in force in Victoria.
- (2.) The matter will receive every consideration. I may add that the concession suggested will involve a large additional expenditure.

(8.) Conditional Purchase by Mrs. Ann Rouse, Parish of Kahibah :—*Mr. Bruntnell*, for Dr. Arthur asked the Colonial Treasurer,—

- (1.) Has he had brought under his notice the findings of the Select Committee appointed on the 19th August, 1902,—“To inquire into and report upon all the circumstances attending the conditional purchase by Mrs. Ann Rouse of 80 acres, situate in the parish of Kahibah, and the forfeiture of same”?
- (2.) Has the Department of Lands refused to carry out the recommendations of such Committee?
- (3.) Did he receive, in March of this year, a claim made on behalf of the representatives of Mrs. Ann Rouse for compensation, based upon the findings of the said Committee?
- (4.) If such claim was received, has any reply been made thereto?
- (5.) Is it the intention of the Government to either (a) carry out the recommendations of the Committee and restore the conditional purchase to Mrs. Rouse's legal representatives, or (b) compensate them for the loss of the conditional purchase?

Mr. Ashton answered,—

- (1.) Yes.
- (2.) Yes.
- (3.) Yes. Between the year 1871 and receipt of the claim in question many other demands were also made.
- (4.) The letter was referred to the Lands Department, and by that Department to the Crown Solicitor, and no action has since been taken.
- (5.) There seems no reason why the decisions already arrived at should be reversed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

6th September, 1906.

(9.) Retirement of Mr. Francis Delves Broughton:—Mr. Booth asked the Colonial Treasurer,—On what grounds was Francis Delves Broughton retired from the service of the Harbour Trust Commissioners?

Mr. Ashton answered,—Mr. Broughton was retired in July, 1902, in connection with the rearrangement and reduction of the Collecting Staff of the Sydney Harbour Trust.

(10.) Issue of Statutes to Schools of Arts:—*Mr. Perry (The Richmond)*, for Mr. W. W. Young, asked the Colonial Treasurer,—

(1.) Is it a fact that the Government Printer has been instructed to cease issuing the Statutes of New South Wales to Schools of Arts in country districts?

(2.) If so, what is the motive?

(3.) Is he aware that these publications are highly valued by a large section of the public, and that it is only by such means that a very large number of the community get to know the nature of the laws they are expected to obey?

(4.) Is he aware that the most important function of Schools of Arts is to disseminate knowledge and educate the people?

(5.) Will he revert to the original system in existence, and allow these Statutes to be sent to Schools of Arts as heretofore?

(6.) If not, why not?

Mr. Ashton answered,—The supply of these costly publications was not considered necessary, and it was accordingly discontinued.

(11.) Distribution of Vote of £50,000 to Various Municipalities:—Mr. John Hurley asked the Colonial Treasurer,—

(1.) On what basis of calculation was the vote of £50,000 distributed to the various Municipalities?

(2.) Is it a fact that only £250 was allowed Lithgow, and £300 Forbes, while the Municipality of Young received £500?

(3.) What is the name of the officer and his position in the Service who apportioned the vote?

Mr. Ashton answered,—

(1.) Population; approximate road-work necessary in the near future; cost per head of population to effect the immediately necessary work; proportion of general rate to population; comparison of proposed grant to current incomes.

(2.) No. The allotment was—Forbes, £300; Lithgow, £250; Young, £200.

(3.) The Local Government Advisory Board.

(12.) Schedule Road Vote, Electorate of Durham:—Mr. Bennett asked the Secretary for Public Works,—

(1.) Was the whole of the scheduled road vote for the Electorate of Durham for the year 1905-6 expended upon such roads?

(2.) What was the total amount so expended?

(3.) What other sums were expended upon the roads and bridges of the Electorate during the same period?

Mr. Lee answered,—Replies cannot be furnished to these questions until reference is made to the District Works Officers. There are four road districts affected, and officers in charge of each will be asked to supply the necessary information so that answers may be given.

(13.) Lease of Premises between Wharf and Day Streets, Sydney, to Newcastle and Hunter River Steamship Company:—*Mr. Fleming*, for Mr. Mackenzie, asked the Colonial Treasurer,—

(1.) When was the lease granted to the Newcastle and Hunter River Steamship Company of the premises between Wharf and Day Streets, City of Sydney?

(2.) When will the lease expire?

(3.) Who executed the lease on behalf of the Government?

Mr. Ashton answered,—

(1.) The lease is dated the 15th January, 1904.

(2.) On the 31st December, 1910.

(3.) The Sydney Harbour Trust Commissioners.

2. PAPERS:—

Mr. Lee laid upon the Table,—

(1.) Additional Regulation under the Water Rights Act, 1902.

(2.) Return to an Order made on 8th August, 1906,—“Division of the Shire of Stroud into “Ridings.”

Referred by Sessional Order to the Printing Committee.

Mr. Ashton laid upon the Table,—Return of applications for Exchange of Lands made since the passing of the Crown Lands Act of 1895.

Referred by Sessional Order to the Printing Committee.

3. ADJOURNMENT:—*Mr. Speaker* stated that he had received from the Honorable Member for Hartley, Mr. John Hurley, 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 smoke nuisance of the City and the destruction of valuable property.”

And the motion for the adjournment of the House not being supported by five other Honorable Members, it could not be proceeded with.

6th September, 1906.

4. OFFICE OF STATE GOVERNOR:—Mr. Arthur Griffith proceeding to move, pursuant to Notice, That, in the opinion of this House, the time has arrived when the office of State Governor should be abolished, and the duties performed by that Officer merged in those of the Chief Justice of the State,—

Point of Order:—Mr. Jessep submitted that this motion was out of order, as the matter could be discussed in Committee of Supply on the consideration of the Estimates.

Mr. Speaker overruled the objection taken.

Mr. Griffith moved the motion.

Debate ensued.

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

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

6. RAILWAY COMMISSIONERS APPOINTMENT BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to dissolve the present Railway Commission; to provide for the appointment of Commissioners to control the Railways and Tramways; and to amend the Government Railways Act, 1901, and the Government Railways (Commissioner's Salary) Act, 1901; and for purposes consequent on and incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 6th September, 1906.

F. B. SUTTON,
President.

7. CROWN LANDS ADMINISTRATION BILL:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Ashton, "That this Bill be now read a second time,"—

And the Question being again proposed,—

The House resumed the said adjourned Debate.

Mr. Eden George moved, That this Debate be now adjourned.

Question put and passed.

Ordered, That the Debate be adjourned until Tuesday next.

8. PUBLIC WORKS AND CLOSER SETTLEMENT FUNDS BILL:—The Order of the Day having been read,—on motion of Mr. Ashton, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

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

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

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

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to provide for a Public Works Fund and a Closer Settlement Fund, and for Accounts in connection therewith; for the application of moneys in such funds; to amend the Audit Act, 1902, and certain other Acts; and for other purposes.*"

Legislative Assembly Chamber,
Sydney, 6th September, 1906.

The House adjourned, at a quarter past Eleven o'clock, until Tuesday next, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 34.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 11 SEPTEMBER, 1906.

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

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

- (1.) Railway Commissioners Appointment Bill :—

By Deputation from His Excellency the Governor,

FREDK. M. DARLEY,

Lieutenant-Governor.

Message No. 43.

A Bill, intituled "*An Act to dissolve the present Railway Commission; to provide for the appointment of Commissioners to control the Railways and Tramways; and to amend the Government Railways Act, 1901, and the Government Railways (Commissioner's Salary) Act, 1901; and for purposes consequent on and incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,
Sydney, 8th September, 1906.*

- (2.) Public Works and Closer Settlement Funds Bill :—

By Deputation from His Excellency the Governor,

FREDK. M. DARLEY,

Lieutenant-Governor.

Message No. 44.

A Bill, intituled "*An Act to provide for a Public Works Fund and a Closer Settlement Fund, and for Accounts in connection therewith; for the application of moneys in such funds; to amend the Audit Act, 1902, and certain other Acts; and for other purposes,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,
Sydney, 10th September, 1906.*

- (3.) Royal Alexandra Hospital for Children Incorporation Bill :—

By Deputation from His Excellency the Governor,

FREDK. M. DARLEY,

Lieutenant-Governor.

Message No. 45.

A Bill, intituled "*An Act to incorporate and otherwise promote the objects of the Royal Alexandra Hospital for Children,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,
Sydney, 10th September, 1906.*

11th September, 1906.

2. QUESTIONS:—

- (1.) Mr. O'Callaghan's Book, "Dairying in all its Branches":—Mr. Fleming asked the Colonial Treasurer,—In view of the esteem in which Mr. O'Callaghan's book, "Dairying in all its Branches," is held by dairymen, will he take steps to have same supplied free on application to Mechanics' Institutes and other associations of a like kind?

Mr. Dick answered,—The practice of supplying books of this character free to State-endowed institutions has never prevailed, and to introduce such an innovation would mean a very large ultimate expenditure. The Government endowment is a fair help from the State, and the institutions requiring the book should purchase it.

- (2.) Expenditure on Roads and Bridges, Electorate of The Lachlan:—Mr. Kelly asked the Secretary for Public Works,—

(1.) Was the whole of the scheduled road vote for the Electorate of The Lachlan for the year 1905-6 expended upon such roads?

(2.) What was the total amount so expended?

(3.) What other sums were expended upon the roads and bridges of the Electorate during the same period?

Mr. Lee answered,—Reference has been made to the Local Officer to obtain the required information.

- (3.) Compositors, Government Printing Office:—Mr. O'Sullivan asked the Colonial Treasurer,—Is it a fact that fifteen compositors were recently discharged from the Government Printing Office, owing to slackness of work, while at the same time overtime was being paid to members of one of the staffs?

Mr. Dick answered,—The compositors who worked overtime were engaged for a few nights from 7 till 10 p.m. on the printing of the Estimates and Budget Speech, and this work could not be given to the casual employees who were discharged.

- (4.) Leave of Absence to Employees, Dredge Service:—Mr. Fegan asked the Secretary for Public Works,—

(1.) Is it a fact that Robert Farrell, engine-driver in the Dredge Service, was granted three months' leave of absence immediately prior to retirement in 1899?

(2.) By whose authority, or under what Regulation, was the leave granted?

(3.) Have other employees in the Dredge Service received a like consideration; and, if so, will he kindly supply the name and the leave granted in each case?

(4.) Has the Public Service Board intimated that similar leave of absence will be disallowed; if so, upon what grounds has such a decision been arrived at?

(5.) Has a similar notice been sent to other Departments?

Mr. Lee answered,—

(1.) Yes.

(2.) The Governor and Executive Council, upon the recommendation of the Public Service Board.

(3.) Yes. R. Farrell, T. Booter, J. Davies, W. Bowers, T. Pinkstone, W. Richardson, A. Tillott, A. Blomadh, W. Ward, D. McLaren, H. Fourneaux, J. Arthurson, R. Gormes, T. Carpenter, J. Wright, W. Graves, T. Crum, F. Bolin, A. Robertson, C. Gavey, J. F. Smith, J. French, W. J. Rivers, W. Prier, C. C. Hurt, E. Ling, and W. E. Smith, three months each; D. Anderson, six weeks; C. Turnbull, one month.

(4.) Yes, upon the grounds that it is not in accordance with the Regulations.

(5.) I am not aware.

- (5.) Binding of Reports and Maps, Barren Jack Irrigation Proposal:—Mr. Jones asked the Colonial Treasurer,—

(1.) Is it a fact that the binding of certain portions of the Reports and Maps for use of Members of the Public Works Committee in connection with the Barren Jack Irrigation Proposal was done by prison labour in Goulburn Gaol?

(2.) If so, can he say why the work was not done at the Government Printing Office, and what saving, if any, was effected on the work by having it done in the gaol?

Mr. Dick answered,—Twenty-four copies of the Report in connection with the Barren Jack Irrigation Proposal were bound at the Parramatta Gaol, the cost of which (material only) amounted to £4 10s. If these Reports had been bound at the Government Printing Office, the cost would have been £11 8s. 7d.—£4 3s. 1d. for material, and £7 5s. 6d. for labour.

- (6.) Justices of the Peace:—Mr. Jones asked the Colonial Secretary,—

(1.) Is he aware that a very great deal of inconvenience and monetary loss is occasioned by reason of the scarcity of Honorary Magistrates in the outlying portions of the north-west of New South Wales?

(2.) Will he consider the advisability of appointing a few additional Justices of the Peace in the Gwydir Electorate?

Mr. Hogue answered,—This matter is receiving attention.

- (7.) Royalty on Coal taken from under Government Roads, West Wallsend:—*Mr. Burgess*, for *Mr. Thrower*, asked the Secretary for Mines,—

(1.) Is he aware that the Caledonian Coal Company, at West Wallsend, is indebted to the Department to the extent of between £6,000 and £12,000 for royalty on coal taken from under Government roads?

(2.) Will he see that the amount is collected, or the matter placed in the hands of the Crown Solicitor for collection?

Mr.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

11th September, 1906.

Mr. Moore answered,—

(1.) It has been reported that a quantity of coal has been extracted without authority from under certain roads passing through the West Wallsend Colliery property; royalty, if claimed at the usual rate, would amount to about £830.

(2.) The matter has been for some time in the hands of the Crown Solicitor.

(8.) Insurance of State Buildings, &c.:—*Mr. Perry (The Richmond)*, for Mr. Bennett, asked the Colonial Treasurer,—

(1.) What amount was standing to the credit of the State Fire Insurance Fund, when he abolished it?

(2.) Will he state the amount for which the State buildings, &c., have been insured during the past two years?

(3.) Will he give the names of the brokers through whom the insurances were effected, and the total amount of business done by each broker?

Mr. Dick answered,—The Honorable Member should move for the production of this information in the form of a return.

3. CASE OF HENRY HARDING, W. S. STEAD, AND OTHERS—CERTIFICATE OF TITLE:—

(1.) Mr. Hollis presented a Petition from William Gordon Hayes-Williams, representing that the Report from the Select Committee on "Case of Henry Harding, W. S. Stead, and Others—Certificate of Title"—has been referred to a Select Committee for further inquiry and report; that Petitioner is desirous of being represented before such Committee; and praying for permission to appear before the said Committee in person, by solicitor, or counsel, to adduce evidence and send for persons and papers, with power to examine and cross-examine witnesses.

Petition received.

Ordered to be referred to the Select Committee.

(2.) Mr. Hollis presented a Petition from William Arnold Rand, solicitor, with a similar prayer.

Petition received.

Ordered to be referred to the Select Committee.

4. LOTTERIES BILL—GAMING AND BETTING BILL (No. 2):—*Mr. Morton* presented the following Petitions, representing that much hurt has been done to the people of the State by the extensive prevalence of gambling and betting; praying that the Bills now under consideration for the suppression of Lotteries of an illegal character, and for the regulation and suppression of Gaming, Betting, and Wagering, may speedily be passed into law, and that the publication in the Press or by placard or otherwise of betting odds previous to race-meetings may be made illegal.

(1.) From the Moderator and Members of the Presbytery of Illawarra.

(2.) From certain residents of the Electorate of Allowrie.

Petitions received.

5. PAPERS:—

Mr. Lee laid upon the Table,—Amended Regulation No. 76, under the Water and Drainage Act, 1902.

Referred by Sessional Order to the Printing Committee.

Mr. Hogue laid upon the Table,—Return to an Order made on 29th August, 1906,—“Levies on Police Force for Gratuities, &c., to Political Agents.”

Referred by Sessional Order to the Printing Committee.

6. ESTABLISHMENT OF A POLLING-PLACE, YASS ELECTORATE (*Formal Motion*):—*Mr. Nielsen* moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence in connection with the proposal to establish a State Polling-place at Jier, in the Yass Electorate.

Question put and passed.

7. FIRE BRIGADES BOARD (*Formal Motion*):—*Mr. Jessop* moved, pursuant to Notice, That there be laid upon the Table of this House a return showing the amount paid,—

(1.) To the Fire Brigades Board, since its establishment, by the Government, as the one-third contribution under the Fire Brigades Act.

(2.) By the Government in connection with the Fire Brigades Board, exclusive of the one-third contribution, in the purchase of land, buildings, erecting fire stations, &c., since the Fire Brigades Act came into force.

(3.) By the Fire Insurance Companies and Municipalities under the Fire Brigades Board, exclusive of their one-third contribution, during the operation of the Fire Brigades Act.

Question put and passed.

8. ADMINISTRATION AMENDING BILL (*Formal Order of the Day*),—on motion of Mr. Wade, read a third time, and passed.

Mr. Wade then moved, That the Title of the Bill be “*An Act to amend the Wills, Probate, and Administration Act, 1898; and for purposes consequent thereon or incidental thereto.*”

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled “*An Act to amend the Wills, Probate, and Administration Act, 1898; and for purposes consequent thereon or incidental thereto.*”—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 11th September, 1906.

11th September, 1906.

9. **POSTPONEMENT**:—The Order of the Day “Office of State Governor; resumption of the Debate, on the motion of Mr. Arthur Griffith, ‘That, in the opinion of this House, the time has arrived when the office of State Governor should be abolished and the duties performed by that Officer merged in those of the Chief Justice of the State’”;—postponed until Tuesday, 9th October.
10. **ADJOURNMENT**:—Mr. Speaker stated that he had received from the Honorable Member for The Lachlan, Mr. Kelly, 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 Smoke Nuisance in the City of Sydney and Suburbs.”
And the motion for the adjournment of the House being supported by five other Honorable Members,—
Mr. Kelly was proceeding to move. That this House do now adjourn.
Mr. Speaker said that as this subject had already this Session, on the 6th instant, been submitted for discussion on a motion for adjournment, when it had failed to obtain the requisite support, it could not again be brought forward this Session.
11. **BOROUGH OF BALMAIN ELECTRIC LIGHTING BILL**:—The Order of the Day having been read,—on motion of Mr. Law, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill. Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again To-morrow.

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

12. **CROWN LANDS ADMINISTRATION BILL**:—The Order of the Day having been read for the resumption of the adjourned debate, on the motion of Mr. Ashton, “That this Bill be now read a second time,”—
And the Question being again proposed,—
The House resumed the said adjourned debate.

And the House continuing to sit after Midnight,—

WEDNESDAY, 12 SEPTEMBER, 1906, A.M.

Debate continued.
Question put.
The House divided.

Ayes, 35.

Mr. Hogue,	Mr. Hindmarsh,
Mr. Lee,	Mr. Perry (<i>L'pool Plains</i>),
Mr. Wade,	Mr. Kearney,
Mr. Donaldson,	Mr. Fell,
Mr. Ashton,	Mr. Mackenzie,
Mr. Fallick,	Mr. Moxham,
Mr. Dick,	Mr. O'Connor,
Mr. Jessep,	Mr. Moore,
Colonel Ryrie,	Mr. Wood,
Mr. Booth,	Mr. Mahony,
Mr. R. J. Anderson,	Mr. Henley,
Mr. Creswell,	Mr. Thomas,
Dr. Arthur,	Mr. Downes,
Mr. Nobbs,	Mr. W. Millard.
Mr. Fleming,	<i>Tellers,</i>
Mr. Collins,	
Mr. Richards,	Mr. Morton,
Mr. Law,	Mr. Bruntnell.
Mr. Walter Anderson,	

Noes, 21.

Mr. Gardiner,	<i>Tellers,</i>
Mr. McGowen,	
Mr. Kelly,	Mr. Burgess,
Mr. Thrower,	Mr. Scobie.
Mr. Dacey,	
Mr. Arthur Griffith,	
Mr. Hollis,	
Mr. Edden,	
Mr. Fegan,	
Mr. Briner,	
Mr. McGarry,	
Mr. Jones,	
Mr. Nielsen,	
Mr. Cann,	
Mr. Estell,	
Mr. Meehan,	
Mr. Miller,	
Mr. Macdonell,	
Mr. McNoill.	

And so it was resolved in the affirmative.

Bill read a second time.

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

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

The House adjourned, at twenty-two minutes before Three o'clock a.m., until half-past Three o'clock p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 35.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 12 SEPTEMBER, 1906.

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

QUESTIONS:—

(1.) Land purchased by Auction by Burrawang Station:—Mr. Perry (*Liverpool Plains*) asked the Secretary for Lands,—

- (1.) The area of land purchased by auction by Burrawang Station?
- (2.) Is it a fact that the price was reduced from 25s. per acre to £1 at the request of the owners or manager of Burrawang Station?

Mr. Ashton answered,—

- (1.) 2,880 acres.
- (2.) No. An application was made by Messrs. Edols and Company to purchase 10,000 acres at 15s. per acre. This was not acceded to, but the area of 2,880 acres was offered at auction on the 17th February, 1904, at 23s. per acre. As no bid was received, it was subsequently reoffered at £1 per acre, and sold. There is no record of any request in connection with the reoffer at £1 per acre.

(2.) Report by Mr. J. B. Suttor, respecting Australian Trade with the Far East:—Dr. Arthur asked the Colonial Treasurer,—

- (1.) Has he read the Report of Mr. J. B. Suttor as to the effect upon, of Commonwealth legislation to restrict immigration from China, Japan?
- (2.) Does he gather from it that Mr. Suttor thinks it desirable, in the interests of trade, that the Chinese and Japanese should be allowed ingress and egress without restriction into Australia?
- (3.) Does he approve of this proposal?
- (4.) If not, will he suggest to Mr. Suttor the advisability of confining his attention to business matters, and of refraining from criticising the legislative enactments of the Commonwealth?

Mr. Dick answered,—

- (1.) Yes.
- (2 and 3.) No; Mr. Suttor states "That, in the interests of Australian trade, they (the conditions of admission) should be further modified without delay."
- (4.) If, in the opinion of Mr. Suttor, any Commonwealth Act is prejudicially affecting our trade relations with the East, he is doing no more than his duty in drawing the attention of his Government to the matter.

(3.) Dredging of Bellinger River:—Mr. Briner asked the Secretary for Public Works,—

- (1.) Is he aware that the Bellinger River, at Bushells', near Raleigh, and at Marks' Hill, has become so shallow that navigation is seriously impeded?
- (2.) Is he aware that the present is a busy season for shipping, and will he give instructions that sufficient dredge work be carried out to relieve the difficulty?

Mr. Lee answered,—

- (1.) I am not aware; the local officer, however, has been instructed to furnish an early report on the matter.
- (2.) The question of sending a dredge to deepen the river at the places named will be considered when the report of the local officer is to hand.

(4.) Public School Building, Coff's Harbour:—Mr. Briner asked the Minister of Public Instruction,—

- (1.) Is it a fact that nearly £500 was expended in the erection of a new public school building at Coff's Harbour?
- (2.) Was the building ever completed; and, if so, has it been taken over by the Department?
- (3.) If not, why not?
- (4.) What is the present position with regard to public school buildings and sites at Coff's Harbour?

Mr.

12th September, 1906.

Mr. O'Connor answered,—

- (1.) The contract price was £455, of which £400 have been paid.
 - (2 and 3.) I am informed by the Works Department that the building has been erected, but has not yet been taken over; also, that the District Architect has been called upon to report whether the building is now ready for occupation.
 - (4.) The school is at present conducted in the hall of the School of Arts, which is rented for the purpose. The arrangement is the best that can be made as a temporary measure, and I will endeavour to expedite the transfer to the new premises.
- (5.) Dorrigo Land available for Conditional Purchase :—Mr. Briner asked the Secretary for Lands,—
- (1.) Concerning the Dorrigo area which will be available for conditional purchase lease on the 20th instant, is it a fact that applicants in Sydney or other places remote from Dorrigo, may lodge applications on any date from the 20th to the 26th September, inclusive?
 - (2.) Is the priority of such applicants to be established by the Land Board or by declaration?
 - (3.) Will every applicant who makes and lodges with his application a declaration to the effect that he is not disqualified from becoming a holder, be compelled to attend the sitting of the Board at Bellingen on 27th September, or will he be in a position to ballot through an agent, or by direction of the Board?
 - (4.) Will all applicants, not legally disqualified, be permitted to ballot?

Mr. Ashton answered,—

- (1.) Applications may be lodged either personally, or by agent, or by registered letter, with the Crown Lands Agent at Bellingen at any time between the 20th and the 26th September, inclusive; this was notified in the *Government Gazette* of 15th August.
- (2.) The Board must determine priority, and shall do so without requiring the attendance of applicant; but where, in the opinion of the Board, any applicants have equal claims to priority, the Board shall direct that a ballot be held to determine priority.
- (3.) Applicants are not compelled to be present at the preliminary inquiry or at the ballot, but the attendance of a successful ballotter is necessary before confirmation.
- (4.) No. Only those who in the opinion of the Board have equal claims to priority will be permitted to ballot.

(6.) Sanitary Contracts, Wyalong :—Mr. Kelly asked the Colonial Secretary,—

- (1.) Is it a fact that the Health Authorities cancelled the sanitary contract at Wyalong with Hawke and Company some two years before it terminated; if so, what were the reasons?
- (2.) Have the Health Authorities entered into a new contract for five years without consulting the people of West Wyalong?
- (3.) Is he aware that 9d. per week is charged to the people of West Wyalong for this sanitary service, while the people in East Wyalong only pay 5d. for the same sanitary service; if so, what reason is assigned for this distinction?
- (4.) Will he cause inquiries to be made with a view to have a uniform charge made of 5d. from the time of the expiration of first contract, and have tenders called for the service?

Mr. Hogue answered,—

- (1.) Yes, on advice of the Crown Law Department, that liabilities had been incurred under which the Crown ought not to continue.
- (2.) The local authority under Public Health Act has done so at the instance of the Board of Health, acting in discharge of its duty of safe-guarding the public health in sanitary areas proclaimed in accordance with the provisions of section 71 of that Act.
- (3.) No.
- (4.) This point should be referred to the Shire Council.

(7.) Petition for Incorporation of West Wyalong as a Municipality :—Mr. Kelly asked the Colonial Secretary,—

- (1.) Is he aware that a petition has been presented for the incorporation of West Wyalong as a municipality?
- (2.) Will he state what has been the result?
- (3.) Is he aware that each Minister of the Crown who has visited West Wyalong has urged the residents there to petition for incorporation?

Mr. Hogue answered,—

- (1.) Yes.
- (2.) The petition is at present under reference to the Lands Department with a view of ascertaining whether it is considered expedient to make any alterations in the boundaries as proposed by the petitioners in terms of section 11 of the Municipalities Act, 1897, and also for the preparation of the necessary technical description of the boundaries. The matter will be expedited.
- (3.) I am not aware.

(8.) Fire Brigades Bill :—Mr. Collins asked the Colonial Secretary,—

- (1.) Does he propose to make any provision in the new Fire Brigades Bill for the establishment of fire brigades in country towns other than municipalities?
- (2.) Will he consider the advisableness of placing Shire Councils in the same position as municipalities in respect to this Bill?

Mr. Hogue answered,—

- (1.) The Honorable Member's attention is invited to section 4, subsection (c), of the Bill, which provides that the provisions of the Act may be extended "to any other place." A country town not within a municipality would be such a place.
- (2.) It would be impracticable; but the Shires Bill authorises the Councils to organise Bush Fire Brigades. These must necessarily be quite different in character from Town Fire Brigades.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

12th September, 1906.

- (9.) Killarney Estate, Narrabri :—Mr. Collins asked the Secretary for Lands,—What action, if any, has been taken towards the acquisition of Killarney Estate, Narrabri, for Closer Settlement purposes?
Mr. Ashton answered,—A report has been obtained from the District Surveyor at Tamworth, but no further action has yet been taken.
- (10.) Fisheries Board :—Mr. Creswell, for Mr. Ball, asked the Colonial Secretary,—
(1.) Will he ascertain what the Fisheries Board intends doing in regard to the establishment of nursery ponds in several parts of the State?
(2.) Is it intended to provide for the propagation of our indigenous fresh water species of fish as well as trout?
Mr. Hogue answered,—
(1.) Nursery ponds will be established as funds become available.
(2.) Yes.
2. HIGH-STREET, ALSTONVILLE, CLOSING BILL :—Mr. Perry (*The Richmond*) presented a Petition from Robert Gibson, William Alexander Johnston, and William Condie Renwick, Trustees of the Alstonville Agricultural Society, praying for leave to bring in a Bill to close and abolish that portion of High-street, Alstonville, lying between Commercial-road and The Avenue, and to vest the same in Robert Gibson, William Alexander Johnston, and William Condie Renwick, as Trustees for the Alstonville Agricultural Society.
And Mr. Perry having produced the *Government Gazette*, and the *Sydney Morning Herald*, and *The North Coast Beacon*, newspapers, containing the Notices required by the 396th Standing Order,—Petition received.
3. PAPERS :—
Mr. Ashton laid upon the Table,—
(1.) *Gazette* Notices setting forth the mode in which it is proposed to deal with the dedication of certain Lands, under the Crown Lands Acts of 1884 and 1889, and the Public Trusts Act, 1897.
(2.) Abstract of Crown Lands intended to be dedicated to Public Purposes, under the Crown Lands Act of 1884.
Referred by Sessional Order to the Printing Committee.
Mr. Hogue laid upon the Table,—Report regarding Researches on Australian Venoms by Dr. Frank Tidswell, Principal Assistant Medical Officer of the Government, and Micro-Biologist to the Board of Health.
Referred by Sessional Order to the Printing Committee.
Mr. Dick laid upon the Table,—
(1.) Regulations Nos. 202 and 203, under the Sydney Harbour Trust Act, 1900.
(2.) Particulars respecting the promotion of Mr. Henry Gordon, Clerk in the Agent-General's Office, London.
(3.) Despatch from the Secretary of State for the Colonies respecting an Order of the King-in-Council of the 11th May, 1906, for giving effect to the Treaty between the United Kingdom and the Republic of Nicaragua.
Referred by Sessional Order to the Printing Committee.
4. ALBURY MUNICIPAL LOAN BILL :—Mr. Dick moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to authorise the Council of the Borough of Albury to borrow certain moneys on the security of land comprised in a certain Crown grant notwithstanding the conditions and provisions of the said grant; to limit the application of such conditions and provisions; and for other purposes.
Question put and passed.
5. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS :—
(1.) *Railway, Mudjee to Dunedoo, via Canadian Lead* :—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report on the expediency of constructing a Line of Railway from Mudjee to Dunedoo, *via* Canadian Lead.
Debate ensued.
Question put and passed.
(2.) *Timber Wharf and Sheds, Newcastle* :—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report on the expediency of constructing a Timber Wharf 1,200 feet in length, extending westerly from the foot of Merewether-street, Newcastle, towards the Carrington Bridge, and the erection in connection therewith of two sheds for the storage of goods.
Debate ensued.
Question put and passed.
6. MINING BILL :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Moore, "That this Bill be now read a second time,"—
And the Question being again proposed,—
The House resumed the said adjourned Debate.
Mr. Gardiner moved, That this Debate be now adjourned.
Question put and passed.
Ordered, That the Debate be adjourned until To-morrow.

The House adjourned, at four minutes before Eleven o'clock, until To-morrow, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 36.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 13 SEPTEMBER, 1906.

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

BELMORE MARKETS (LAND) BILL :—The following Message from His Excellency the Governor was delivered by Mr. Lee, and read by Mr. Speaker :—

HARRY H. RAWSON,
Governor.

Message No. 46.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to vest certain land in the Municipal Council of Sydney ; to authorise the Secretary for Public Works to construct and open a public way on certain other land ; and for purposes consequent thereon or incidental thereto.

State Government House,
Sydney, 11th July, 1906.

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

2. QUESTIONS :—

- (1.) Interruptions to Tramway Service by Stock travelling to Abattoirs :—Mr. Henley asked the Colonial Treasurer,—

- (1.) Have any delays been caused to the tramway service on the Balmain-Drummoyne line, also on the Leichhardt and Abbotsford line in consequence of travelling stock to the Abattoirs ?
(2.) Have any accidents occurred, causing damage to sheep and cattle, and to what extent ?
(3.) Have any claims been made for damage, said to be caused by the trams ; if so, what amount, if any, has been paid ?
(4.) Is it a fact that the tram service on the lines named is frequently delayed and disorganised by reason of travelling stock ?
(5.) Is it a fact that men have to be employed to follow the sheep and cattle to clear the lines entailing considerable delay and expense ?
(6.) Will he take steps to remove the evil complained of ?

Mr. Dick answered,—

- (1.) I am informed that delays have been caused on a number of occasions.
(2 and 3.) Seven claims for damages have been made during the last two years, and £24 10s. has been paid in settlement.
(4.) Frequent delays have been occasioned, which necessarily, to the extent of the delay, disorganised the service.
(5.) The tramway maintenance men have to clear the lines when interfered with by the travelling stock.
(6.) The matter will be considered.

- (2.) Sale of Adulterated Foods :—Mr. Booth, for Mr. Robson, asked the Colonial Secretary,—In view of recent prosecutions in respect of the sale of adulterated foods, and the position of the retailer, when is the proposed Amending Bill, whereby the responsibility will be placed directly upon the manufacturer, likely to be introduced ?

Mr. Hogue answered,—The matter is under consideration. A Bill will be introduced when the state of public business permits.

(3.)

13th September, 1906.

- (3.) Sundays Holiday to Police :—Mr. Booth asked the Colonial Secretary,—
- (1.) Is it a fact that the police never get a Sunday off duty ?
 - (2.) If so, will he see that arrangements are made to allow each man one Sunday a month off duty ?
- Mr. Hogue answered,—
- (1.) Police duty has to be attended to on Sundays, and the police are paid for the day's work.
 - (2.) The police are allowed liberal leave of absence—three weeks annually upon full pay—and persons entering the Police Service are aware that they will be required for duty on Sundays. To allow the Sunday as suggested would mean thirty-three days' leave annually, which would entail considerable inconvenience and expense, and it cannot be granted.
- (4.) Coramba-Dorrigo Road :—Mr. Briner asked the Secretary for Public Works,—
- (1.) What length of the Coramba-Dorrigo Road has been actually completed, and how much more does he intend completing ?
 - (2.) Is it proposed to defer the construction of any portion of the road for the present ; if so, how much, and for what length of time ?
- Mr. Lee answered,—
- (1.) Fourteen miles from Coramba are available for vehicles. The whole length of about 38 miles will eventually be completed ; but, for the present, work is being confined to about 16 miles in addition to the 14 already completed.
 - (2.) The construction of about 8 miles between Coopernook and Wild Cattle Creeks is to be deferred for the present.
- (5.) Dorrigo Subdivision :—Mr. Briner asked the Secretary for Lands,—
- (1.) Is there any truth in the statement that any portion of the Dorrigo Subdivision is to be withdrawn from settlement for at least three months ?
 - (2.) Would it be possible to throw the land open in two sections on different dates, and to deal with applicants for one section at Coramba and the other at Bellingen ?
 - (3.) The land all being made available on one day, would it be practicable or possible to deal with applicants who might conflict in both sections at different centres ?
- Mr. Ashton answered,—
- (1.) No.
 - (2.) It would have been possible to throw the land open in two sections on different dates, but to have done so would have seriously limited applicants in their choice of blocks, and would almost certainly have necessitated applications by one and the same applicant being dealt with at two Board meetings instead of one. The matter has been very fully considered ; the existing arrangement is considered the best one.
 - (3.) No.
3. PAPERS :—
- Mr. Ashton laid upon the Table,—Amended Regulation No. 366, under the Crown Lands Amendment Act, 1905.
Referred by Sessional Order to the Printing Committee.
- Mr. Wade laid upon the Table,—
- (1.) Rule under the Industrial Arbitration Act, 1901.
 - (2.) Minute respecting the application of Mr. E. H. Stoney, Clerk, Ministerial Office, Department of the Attorney-General and of Justice, for an extension of leave on account of ill-health.
 - (3.) Minute respecting leave of absence to Mr. T. E. MacNevin, Stipendiary Magistrate, Parramatta.
- Referred by Sessional Order to the Printing Committee.
4. RAILWAY RATES FOR CARRIAGE OF NEWSPAPERS (*Formal Motion*) :—Mr. Edden moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers and correspondence, &c., in connection with the applications made to the Government and Railway Commissioners for an alteration of the rates charged for the carriage of newspapers.
Question put and passed.
5. HIGH-STREET, ALSTONVILLE, CLOSING BILL (*Formal Motion*) :—
- (1.) Mr. Perry (*The Richmond*) moved, pursuant to Notice, That leave be given to bring in a Bill to close and abolish that portion of High-street, Alstonville, lying between Commercial-road and The Avenue, and to vest the same in Robert Gibson, William Alexander Johnston, and William Condie Renwick, as trustees for the Alstonville Agricultural Society.
Question put and passed.
 - (2.) Mr. Perry having presented this Bill, and produced a certificate of the payment of the sum of Twenty-five Pounds to the credit of the Consolidated Revenue Fund of the State, Bill, intituled "*A Bill to close and abolish that portion of High-street, Alstonville, lying between Commercial-road and The Avenue, and to vest the same in Robert Gibson, William Alexander Johnston, and William Condie Renwick, as trustees for the Alstonville Agricultural Society,*"—read a first time.
6. CLAIM OF ELECTRIC-TRAM DRIVER ARTHUR SIMPSON FOR IMPROVEMENTS FITTED TO STEAM MOTORS :—
- Mr. R. J. Anderson moved, pursuant to amended Notice,—
- (1.) That a Select Committee be appointed to inquire into and report upon the claim of Electric-tram Driver Arthur Simpson in connection with certain improvements fitted by him to steam motors.
 - (2.) That such Committee consist of Mr. Carruthers, Mr. Jessep, Mr. Gardiner, Mr. Booth, Mr. Dacey, Mr. Walter Anderson, Mr. W. W. Young, Mr. Hollis, Mr. Law, and the Mover.
Debate ensued.
Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

13th September, 1906.

7. COMMITTEE OF ELECTIONS AND QUALIFICATIONS :—Thomas Waddell, Esquire, came to the Table, and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.
8. CLAIM OF ROBERT ROBERTS, LATE BOOKBINDER, REGISTRAR-GENERAL'S DEPARTMENT :—Mr. Broughton moved, pursuant to Notice, That the Report from the Select Committee on "Claim of Robert Roberts, late Bookbinder, Registrar-General's Department," brought up on 25th October, 1905, be now adopted.
Debate ensued.
Mr. Kelly moved, pursuant to Standing Order No. 142, That the Honorable Member for St. Leonards, Mr. Cresswell, be not further heard.
Question put and negatived.
Debate continued.

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

9. PRINTING COMMITTEE :—Mr. Henley brought up the Tenth Report from the Printing Committee.
10. BANKS AND BANK HOLIDAYS FURTHER AMENDMENT BILL :—Mr. Speaker reported the following Message from the Legislative Council :—
MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to provide for the interpretation of certain agreements in so far as they refer to Public or Bank Holidays; to amend the Banks and Bank Holidays Act, 1898, and the Banks and Bank Holidays Act Amendment Act, 1899; and for other purposes incidental thereto,*"—with the amendment indicated by the accompanying Schedule, in which amendment the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 13th September, 1906.*

F. B. SUTTON,
President.

BANKS AND BANK HOLIDAYS FURTHER AMENDMENT BILL :—
Schedule of the Amendment referred to in Message of 13th September, 1906.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 2, line 4. *Omit "three" insert "seven"*

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered by Mr. Speaker, That the amendment made by the Legislative Council in this Bill be taken into consideration on Tuesday next.

11. MINING BILL :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Moore, "That this Bill be now read a second time,"—
And the Question being again proposed,—
The House resumed the said adjourned Debate.
Question put and passed.
Bill read a second time.
On motion of Mr. Moore, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and Mr. Jessep, Temporary Chairman, reported progress, and obtained leave to sit again on Tuesday next.
12. ADJOURNMENT :—Mr. Ashton moved, That this House do now adjourn.
Debate ensued.
Question put and passed.
The House adjourned accordingly, at seventeen minutes before Twelve o'clock, until Tuesday next, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 37.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 18 SEPTEMBER, 1906.

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

QUESTIONS :—

- (1.) Assembly Halls in School Buildings :—*Mr. Booth*, for *Mr. Henley*, asked the Minister of Public Instruction,—

(1.) Is it a fact that Messrs. Knibbs and Turner, the Educational Commissioners, in their Report on School Buildings and Hygiene, recommend, as part of the equipment of schools, large assembly halls—for gymnastics, general meetings, daily morning exercises on opening school, and for the better control and discipline?

(2.) Is he aware that in Victoria orders have been issued to provide for the aforesaid accommodation?

(3.) Will he take the necessary steps to provide the requisite accommodation for large schools in this State?

(4.) If not, why not?

Mr. O'Connor answered,—

(1.) The Commissioners reported that such a hall is part of the normal equipment of a school.

(2.) I understand that in one or two cases steps have been taken to equip schools in the method suggested.

(3 and 4.) So far as it is possible to provide all needful accommodation from the funds at disposal for the purpose, the necessary steps are being taken.

- (2.) Glebe Island Abattoirs :—*Mr. Booth*, for *Mr. Henley*, asked the Colonial Treasurer,—

(1.) Has the President, or any officer of the Board of Health reported on the retention or removal of the Abattoirs, now situated on Glebe Island?

(2.) If so, will he lay the Report upon the Table of this House?

(3.) If not, will he cause such a Report to be prepared and laid upon the Table of this House?

Mr. Hogue answered,—

(1 and 2.) No; but the evidence given by the President before the Parliamentary Standing Committee on Public Works which has already been laid upon the Table might be referred to by the Honorable Member.

(3.) It does not come within the province of the Board of Health to report on the question of the site of abattoirs. Among the determining considerations to be taken into account are matters of engineering, of policy, of trade interests, and others which lie wholly outside the scope of the Health Board's functions as a Public Health Authority.

- (3.) Land purchased at Auction by Messrs. Edols and Company, Burrawang Station :—*Mr. Briner* asked the Secretary for Lands,—

(1.) In view of his answer to Question No. 6, on the 6th instant, wherein he states that the owners of Burrawang Station bought at auction only 2,880 acres, will he state whether it is correct, as set out at page 57 of *Mr. Commissioner Owen's Report*, laid upon the Table of this House, that "An area of 10,000 acres, previously referred to by *Mr. Macfarlane* as being amongst the best of the "Burrawang" land, and approved by *Mr. Crick*, to be offered for settlement or considered for "extensions, was sold at auction to Messrs. Edols and Company"?

(2.) If the Report is wrong to the extent of 7,120 acres as to one holding, will he return same to the Commissioner for amendment?

(3.) Will he inquire if it is desired to correct the Report in other particulars?

Mr.

18th September, 1906.

Mr. Ashton answered,—

(1.) The statement that 10,000 acres of land in question was actually sold to Messrs. Edols and Company is an error. The facts of the case appear to be as follows:—On the 5th October, 1903, Thomas Edols and Company applied to purchase 10,000 acres of land, at 15s. per acre. The Under Secretary did not recommend acceptance of this application, but recommended that 10,000 acres be brought forward for auction sale at the average land-tax value of 23s. per acre. If not purchased at that price they could be reoffered at a lower rate; improvements to be paid for after Board's appraisalment. This was approved. Following this, 6,001 acres were advertised for sale, at Forbes, on the 3rd February, 1904, and instructions were issued for survey of the balance of the 10,000 acres (about) to admit of auction sale. The sale fixed for 3rd February, 1904, was postponed until the 17th February, 1904, to admit of inquiries being made as to objections, and of claims of adjacent holders being considered. Later, 3,121 acres of the 6,001 acres were withdrawn from sale, and the balance, 2,880 acres, was offered and not sold. Sale of the unsurveyed land was not proceeded with. The result of the sale of the 17th February, 1904, was brought under notice, and a decision then given to reoffer the 2,880 acres, but at 20s. per acre. It was so reoffered on the 24th March, 1904, and sold.

(2 and 3.) As the Secretary of the Royal Commission drew my attention to the error upon its discovery, the Royal Commissioner is, doubtless, aware of it; and he, no doubt, will take such steps as appear to him proper.

(4.) John Brennan's Tenders for Road Contracts, Bellingen District:—Mr. Briner asked the Secretary for Public Works,—

(1.) Did a contractor named John Brennan tender for Contract No. 97 of 1905-6, Bellingen, on the road Coramba to Dorrigo?

(2.) Did Brennan pay his deposit, and was it accepted?

(3.) Did Brennan commence work, expend a fairly large amount of money, and was he then instructed to proceed no further?

(4.) Has the work been carried out; and, if so, by whom?

(5.) If not by Brennan, for what reason?

(6.) How many other persons by the name of Brennan tendered for works on the roads to Dorrigo from Bellingen and Coramba during July and August last?

(7.) In how many cases were they successful, as lowest tenderers?

(8.) Were their tenders accepted; and, if not, why not?

Mr. Lee answered,—

(1.) Yes.

(2.) His deposit was received.

(3.) I cannot say, as his tender was not accepted.

(4.) The work has not been carried out.

(5.) Brennan's tender was considered to be too high.

(6.) P. Brennan tendered for two contracts. I think his son also tendered, and was under age.

(7.) Not successful in any case; within the last few days he has been successful.

(8.) No, because it was ascertained that P. Brennan was a minor.

(5.) Motor-car Driving:—Mr. Perry (*The Richmond*) asked the Colonial Treasurer,—

(1.) Is he aware that fast driving of motor-cars is a serious danger to pedestrians and others?

(2.) Will he at the earliest moment introduce such legislation as may be necessary to regulate the speed at which these vehicles may be driven?

Mr. Hogue answered,—The necessity for legislation is recognised. A Bill for the regulation of motor vehicles and their drivers has been prepared. It will be introduced when the state of public business permits.

2. CLAIM OF ELECTRIC-TRAM DRIVER ARTHUR SIMPSON FOR IMPROVEMENTS FITTED TO STEAM MOTORS:—Mr. R. J. Anderson (*by consent*) moved, without Notice, That the Select Committee now sitting on "Claim of Electric-tram Driver Arthur Simpson for improvements fitted to Steam Motors" have leave to make visits of inspection to Randwick Workshops to inspect steam motors. Question put and passed.

3. HIGH-STREET, ALSTONVILLE, CLOSING BILL (*Formal Motion*):—Mr. Perry (*The Richmond*) moved, pursuant to Notice,—

(1.) That the High street, Alstonville, Closing Bill be referred to a Select Committee for consideration and report.

(2.) That such Committee consist of Mr. Ashton, Mr. Briner, Mr. Fegan, Mr. Hindmarsh, Mr. Gillies, Mr. Jones, Mr. Morton, Mr. Nielsen, Mr. Gardiner, and the Mover.

Question put and passed.

4. PAPERS:—Mr. Hogue laid upon the Table,—

(1.) By-laws of the Municipal District of Nowra, under the Public Health Act, 1902.

(2.) Report of the Board of Fisheries for New South Wales for the year 1905.

Referred by Sessional Order to the Printing Committee.

5. BOROUGH OF BALMAIN ELECTRIC LIGHTING BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the amendments made by the Legislative Council in this Bill.

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

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

Ordered,

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.
18th September, 1906.

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

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to enable the Borough of Balmain to establish, maintain, or contract for works for electric lighting; for the destruction of garbage, and for other purposes; and to borrow money, and to make a rate for such purposes.*"

*Legislative Assembly Chamber,
Sydney, 18th September, 1906.*

6. TESTATOR'S FAMILY MAINTENANCE BILL (No. 2):—The Order of the Day having been read,—
Mr. Arthur Griffith moved, That this Bill be now read a second time.
Debate ensued.

*And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on
30th August, 1906.*

7. BELMORE MARKETS (LAND) BILL :—Mr. Lee moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to vest certain land in the Municipal Council of Sydney; to authorise the Secretary for Public Works to construct and open a public way on certain other land; and for purposes consequent thereon or incidental thereto.
Question put and passed.
8. LOTTERIES BILL :—The Order of the Day having been read,—Mr. Wade moved, That this Bill be now read a second time.
Debate ensued.
Mr. Jessep moved, That this Debate be now adjourned.
Question put and passed.
Ordered, That the Debate be adjourned until To-morrow.
9. ADJOURNMENT :—Mr. Ashton moved, That this House do now adjourn.
Debate ensued.
Question put and passed.

The House adjourned accordingly, at one minute after Eleven o'clock, until To-morrow, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 38.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 19 SEPTEMBER, 1906.

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

QUESTIONS:—

- (1.) Wire-netting purchased by the Government:—*Mr. Broughton*, for *Mr. Levy*, asked the Secretary for Lands,—

- (1.) What is the cost to the Government of wire-netting per mile delivered on rail at Sydney?
- (2.) What price per mile does the Government propose to charge farmers?
- (3.) Over how many years are the extended payments to be made?
- (4.) What is the Departmental calculation as to the length of time the netting is likely to last?
- (5.) Will he lay upon the Table of this House a copy of the tenders and other papers relating to the purchase and importation of the wire-netting, and a return showing cost of cables and other expenses relating thereto?

Mr. Ashton answered,—

- (1 and 5.) Portion of this information has already been given. The balance of the information asked for will be given at a later date, if required.
- (2 and 3.) This will be announced shortly.
- (4.) The length of life of a fence will largely depend upon its treatment. In ordinary circumstances the fences will last much longer than the period to be allowed for payment for the netting.

- (2.) Voting by Post at Shire Elections:—*Mr. Donaldson* asked the Secretary for Public Works,—

- (1.) Will he so amend the Shires Act as to permit voting by post?
- (2.) If too late for the first elections to be held in November, will he have it amended in that direction for future elections?
- (3.) Will he so frame or amend the Local Government Extension Bill as to permit of voting by post in that measure?

Mr. Lee answered,—

- (1.) As the elections take place in November, it is too late to do so now.
- (2 and 3.) The question will be considered in connection with the Local Government Extension Bill.

- (3.) Belmore Park:—*Mr. O'Sullivan* asked the Secretary for Public Works,—

- (1.) Has Belmore Park been handed over to the City Council?
- (2.) If not, what is the cause of the delay?
- (3.) While waiting for the transfer of the Park to the City Council, will he see that the right-of-way from Belmore Park into Albion-street (which has existed for over sixty years), is re-established by a pathway over the tram line, or subway underneath it?
- (4.) Will he also see that the old roadway across Belmore Park from Pitt-street, near Gipps-street to Hay-street, near Elizabeth-street, is established, in order to prevent injury being done to the tradespeople of Elizabeth-street, near the locality mentioned?

Mr. Lee answered,—

- (1.) Not yet.
- (2.) I am advised that Belmore Park can only be vested in the Municipal Council of Sydney by an Act of Parliament, and I propose shortly to introduce a Bill dealing therewith.
- (3 and 4.) I doubt very much if it would be safe to comply with either of these requests at present, but I will confer with the Railway Commissioners and ascertain what facilities, if any, in these respects can be provided.

(4.)

19th September, 1906.

- (4.) Home for Incurable Consumptives :—Mr. O'Sullivan asked the Colonial Treasurer,—
- (1.) What steps have been taken with regard to the establishment of an Asylum for Incurable Consumptives?
 - (2.) Does he propose to establish temporary homes for these incurables while waiting for the erection of the permanent structure?
- Mr. Ashton* answered,—A site has been selected at Waterfall, on the South Coast Railway Line. The work in connection with the clearing of the land and the preparation of plans for the erection of buildings is being proceeded with as rapidly as possible.
- (5.) Creditors' Petitions for the Sequestration of Estates :—*Mr. Estell*, for *Mr. Macdonell*, asked the Attorney-General and Minister of Justice,—
- (1.) On what date was power delegated by the Judge in Bankruptcy to the Registrar of the Bankruptcy Court to hear creditors' petitions for the sequestration of the estates of debtors?
 - (2.) On what date was power delegated by the Judge in Bankruptcy to the Registrar of the Bankruptcy Court to hear creditors' petitions for the sequestration of estates when such petitions were opposed by the debtors?
- Mr. Wade* answered,—
- (1.) Delegation to hear creditors' petitions when unopposed is not required; the power is given by the Bankruptcy Act.
 - (2.) Power was delegated to the Registrar to hear and adjudicate upon all creditors' petitions by *Mr. Justice Manning*, on 1st November, 1891; by *Mr. Justice A. H. Simpson*, on 23rd November, 1896; and by *Mr. Justice Walker*, on 25th August, 1898.
- (6.) Warders in Prisons Department :—*Mr. W. W. Young* asked the Attorney-General and Minister of Justice,—How many warders are there in the Prisons Department with over fifteen years' service and a good record?
- Mr. Wade* answered,—118.
- (7.) Temporary Platelayers, Railway Permanent-way Department, :—*Mr. W. W. Young* asked the Colonial Treasurer,—
- (1.) Is it a fact that some temporary platelayers, Permanent-way Department, Western Division, are paid 7s. per day, and others in the same gang, doing the same class of work, are only paid 6s. 6d.?
 - (2.) Is it a fact that temporary men in relaying gangs, Western Division, are not allowed tents, and that tents are supplied to the same class of men in the Southern Division?
 - (3.) Is it a fact that temporary men engaged in this class of work in the Southern Division are allowed 6d. per night expenses, and in the Western Division that is not so allowed?
 - (4.) Will he state why this differential system of treatment is adopted, and upon whose recommendation?
- Mr. Ashton* answered,—I am informed that,—
- (1.) Platelayers are paid 7s.; but other men working in the same gang, but not platelayers, are paid 6s. 6d. per day.
 - (2.) All temporary men supply their own tents.
 - (3.) Expenses have not been allowed to temporary men; but a change in this direction is being made.
 - (4.) No difference is made.
- (8.) Sundays Holiday to Police :—*Mr. Booth* asked the Colonial Secretary,—Will he consider the feasibility of allowing each member of the Police Force one Sunday off duty each month, without increasing the cost or adding to the numerical strength of the Force?
- Mr. Hogue* answered,—This cannot be done. Police are required for duty on Sundays; indeed, special arrangements have frequently to be made for the attendance of police at various places of public resort and public worship. The whole Force is liberally treated as regards leave of absence, having three weeks annually on full pay. In the circumstances additional leave cannot be approved.
- (9.) Enrolment of Public School Teachers as Voters for Shire Elections :—*Mr. Bennett* asked the Secretary for Public Works,—
- (1.) Is it a fact that the Public Works Department has instructed the temporary Shire Councils not to enrol public school teachers who are occupying State residences for which they pay rent as voters for Shire elections?
 - (2.) Is he aware that teachers who occupy privately-owned residences, the rent for which is paid by the Department, are enrolled as voters without objection?
 - (3.) Will he consent to allow all teachers who have the necessary qualification to be enrolled as voters for Shire Councils?
- Mr. Lee* answered,—
- (1.) No.
 - (2.) I am not aware.
 - (3.) I have not the power to either consent or refuse.
- (10.) Superannuation Allowance on Estimates, 1906-7 :—*Mr. John Hurley* asked the Colonial Treasurer,—In view of the increased item for Superannuation Allowance on the present Estimates, how much of the increased amount is intended to be allotted to those Civil Servants who were retired in 1896?
- Mr. Ashton* answered,—The increased item is to meet anticipated claims on the Pension Fund. All those who retired in the year 1896 and were eligible for pensions have, so far as the Treasury is aware, been allotted and paid such pensions.

19th September, 1906.

- (11.) Pastures Protection Boards :—Mr. Bennett asked the Secretary for Lands,—
- (1.) Is he aware that the Treasury is making a demand upon the Pastures Protection Boards for payment of interest on what is known as the Sheep Account?
 - (2.) Is he aware that his predecessor promised to place a sum on the Estimates to liquidate this old account?
 - (3.) Will he see that this promise is carried out?

Mr. Ashton answered,—

- (1.) No. The Boards have been asked to liquidate the balance at the debit of the Sheep Account in the terms of Section 25, Act No. 111, 1902.
- (2 and 3.) No. As the whole question is under consideration, I would be glad of any information in respect of any such undertaking.

- (12.) New Zealand Exhibition :—Mr. Bennett asked the Colonial Treasurer,—Is it the intention of the Government to have this State adequately represented at the Exhibition to be held at Christchurch, New Zealand, next year?

Mr. Ashton answered,—The Government has secured 5,000 feet of space at the International Exhibition, to be opened at Christchurch, on the 1st November of this year. An adequate representation of our mineral, agricultural, and pastoral industries will be made, and a general invitation has been sent to all manufacturers, of whom those interested in trade with New Zealand have applied for space. It is expected that the general display will be worthy of the State.

2. HOME FOR INCURABLE CONSUMPTIVES :—Mr. O'Sullivan presented a Petition from certain Citizens of Sydney and Suburbs, representing that the absence of an Asylum for Consumptives has resulted in great hardship and suffering being inflicted upon many members of the community; that the only institution which affords shelter to Incurable Consumptives is the Liverpool Asylum, which is unsuitable, undesirable, and overcrowded; that Petitioners view with much satisfaction the humane proposal of the Government of establishing a Home for Incurable Consumptives, and praying that steps be taken to give effect to the proposal with the least possible delay.
Petition received.

3. PAPERS :—

Mr. Wade laid upon the Table,—General Rules of Courts of Review under the District Courts (Amendment) Act, 1905.
Referred by Sessional Order to the Printing Committee.

Mr. Ashton laid upon the Table,—

- (1.) Regulations Nos. 204 and 205, under the Sydney Harbour Trust Act, 1900.
 - (2.) Report of the Department of Lands for the year ended 30th June, 1906.
- Referred by Sessional Order to the Printing Committee.

4. LOTTERIES BILL :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Wade, "That this Bill be now read a second time,"—

And the Question being again proposed,—

The House resumed the said adjourned Debate.

Mr. Sullivan moved, That the Question be amended by leaving out all the words after the word "That" and inserting the words "the Bill be referred to a Select Committee for inquiry and report."

"(2.) That such Committee consist of Mr. Wade, Mr. Dick, Mr. Booth, Mr. Bruntnell, Mr. Gardiner, Mr. Scobie, Mr. Thrower, Mr. Charlton, and the Mover," instead thereof.

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

Debate continued.

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

The House divided.

Ayes, 35.

Noes, 22.

Mr. Oakes,	Mr. Fell,
Mr. Moore,	Mr. Hindmarsh,
Mr. O'Conor,	Mr. Davidson,
Mr. Mahony,	Mr. Fallick,
Mr. Wade,	Mr. Moxham,
Mr. Ashton,	Mr. R. J. Anderson,
Mr. Thomas,	Mr. Booth,
Mr. Jessep,	Mr. Fleming,
Mr. Lee,	Mr. Henley,
Mr. Ball,	Mr. Morton,
Mr. Downes,	Mr. Eden George,
Mr. Bruntnell,	Mr. Wood,
Mr. Fegan,	Mr. Creswell,
Mr. Law,	Mr. W. Millard.
Mr. Robson,	
Mr. Mackenzie,	<i>Tellers,</i>
Mr. Hogue,	Mr. Latimer,
Colonel Ryrrie,	Mr. Walter Anderson.
Mr. Nobbs,	

Mr. Scobie,	Mr. McGarry.
Mr. Edden,	<i>Tellers,</i>
Mr. McNeill,	Mr. Donaldson,
Mr. Sullivan,	Mr. Arthur Griffith.
Mr. Hollis,	
Mr. Macdonell,	
Mr. Jones,	
Mr. Gardiner,	
Mr. Meehan,	
Mr. Estell,	
Mr. Charlton,	
Mr. Dacey,	
Mr. Miller,	
Mr. Burgess,	
Mr. Nielsen,	
Mr. Gillies,	
Mr. Bennett,	
Mr. Briner,	
Mr. Perry (<i>L'pool Plains</i>),	

And so it was resolved in the affirmative.

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Question

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

19th September, 1906.

Original Question then put,—That this Bill be now read a second time,—
The House divided.

Ayes, 35.

Mr. Oakes,	Mr. Moxham,
Mr. Moore,	Mr. Fallick,
Mr. O'Connor,	Mr. Latimer,
Mr. Mahony,	Mr. Wood,
Mr. Wade,	Mr. Eden George,
Mr. Ashton,	Mr. Morton,
Mr. Thomas,	Mr. Henley,
Mr. Jessep,	Mr. W. Millard,
Mr. Lee,	Mr. Creswell,
Mr. Ball,	Mr. Walter Anderson,
Mr. Fegan,	Mr. Davidson,
Mr. Law,	Mr. Hindmarsh,
Mr. Robson,	Mr. Fell,
Mr. Mackenzie,	Mr. Nobbs.
Mr. Hogue,	<i>Tellers,</i>
Colonel Ryrie,	Mr. Bruntnell,
Mr. Fleming,	Mr. Downes.
Mr. Booth,	
Mr. R. J. Anderson,	

Noes, 22.

Mr. Gardiner,	Mr. Scobie.
Mr. Meehan,	<i>Tellers,</i>
Mr. Dacey,	Mr. Estell,
Mr. Miller,	Mr. Charlton.
Mr. Burgess,	
Mr. Niclsen,	
Mr. Briner,	
Mr. Perry (<i>L'pool Plains</i>),	
Mr. McGarry,	
Mr. Bennett,	
Mr. Gillies,	
Mr. Donaldson,	
Mr. Arthur Griffith,	
Mr. Jones,	
Mr. Macdonell,	
Mr. Hollis,	
Mr. Sullivan,	
Mr. McNeill,	
Mr. Edden,	

And so it was resolved in the affirmative.

Bill read a second time.

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

And the Committee continuing to sit after Midnight,—

THURSDAY, 20 SEPTEMBER, 1906, A.M.

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

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

The House adjourned accordingly, at four minutes after Twelve o'clock, a.m., until half-past Three o'clock, p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 39.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 20 SEPTEMBER, 1906.

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

QUESTIONS :—

- (1.) Advertisements on Railway Lines :—*Mr. Estell*, for *Mr. Kelly*, asked the Colonial Treasurer,—
What is the amount of revenue received annually by the Railway Commissioners for advertisements on railway lines?

Mr. Ashton answered,—I am informed that the total amount received for advertising in connection with the railways has averaged £8,540 per annum for the past five years.

- (2.) Public School Teachers :—*Mr. Estell*, for *Mr. Holman*, asked the Minister of Public Instruction,—
(1.) How many teachers with a 2B classification in the State are receiving ninth class salaries?
(2.) How many teachers with 3A classification are receiving (a) ninth class, (b) eighth class, and (c) seventh class salaries?

Mr. O'Connor answered,—

- (1.) Ten.
(2.) Ninth class, 319 ; eighth class, 259 ; seventh class, 220.

- (3.) Construction of New Tramways :—*Mr. Booth*, for *Mr. Cohen*, asked the Secretary for Public Works,—

- (1.) Have the Government yet decided what new tramways are to be constructed?
(2.) When is the Addison-road line to be started?

Mr. Lee answered,—

- (1.) Not finally settled.
(2.) I cannot say at present.

- (4.) Conviction of Respectable Citizen for Drunkenness :—*Mr. Booth*, for *Mr. Broughton*, asked the Attorney-General and Minister of Justice,—Is he aware that a respectable citizen, who has not touched intoxicating liquor during his life, was recently convicted of drunkenness and fined, and was also refused the right of appeal?

Mr. Wade answered,—No. If the Magistrate convicted the person referred to of drunkenness obviously he believed that he had taken liquor. The right of appeal is conferred by Statute, and does not depend upon its being granted by any individual.

- (5.) Special Criminal Court :—*Mr. Nielsen*, for *Mr. Levien*, asked the Attorney-General and Minister of Justice,—

- (1.) Is it a fact that a special Criminal Court has been fixed for the 8th October next ; if so, was this done by the Judges of the Supreme Court of their own motion, or at the instigation of the Government or the Attorney-General?
(2.) Will he explain the reason for the urgent necessity of this Court, and his reason for deviating from the usual course of allowing the Court to sit at the time gazetted, per *Law Almanac*?

Mr. Wade answered,—The Supreme Court Judges have appointed a sitting of the Central Criminal Court for 8th October next. There is nothing unusual in this course. Extra courts have been fixed on previous occasions, and, when the number of sittings of the Criminal Court was reduced in 1904, it was understood that additional Courts would be established if the Crown deemed necessary in the interests of justice. Amongst other cases, the trial of the defendants Crick, Willis, and Bath, for conspiracy, has been fixed for the above-mentioned Court. There are a great number of

witnesses

20th September, 1906.

witnesses bound over to give evidence in this case living in different parts of the country. It will be both inconvenient and very difficult to keep control of them, and their evidence may be lost if the trial is delayed until the end of November. The trial of Willis, McNair, and Hoskins, for conspiracy, has also been fixed for this Court. The two defendants, McNair and Hoskins, have been awaiting trial for some time pending the return of Willis to the State, and it is very desirable that these cases should now be disposed of at the first reasonable opportunity.

(6.) Hospitals for the Insane :—Mr. Gardiner asked the Colonial Secretary,—

- (1.) Are the Insane Asylums of the State overcrowded?
- (2.) Are there sufficient attendants to look after the inmates?
- (3.) Have any complaints of harsh treatment of inmates reached him?
- (4.) Has he any objection to the appointment of a Commission to make full inquiries into the conduct of the Asylums and the treatment of inmates?

Mr. Hogue answered,—

- (1.) Yes.
- (2.) Yes.
- (3.) No well-grounded complaints. It is no uncommon thing for patients in Hospitals for the Insane to complain of the treatment they receive, but no complaints, which could be substantiated, have been received from inmates of our asylums.
- (4.) No justification has been shown for the appointment of a Commission.

(7.) Land declared by Mr. Lands Commissioner Owen to be illegally held :—Mr. Gardiner asked the Secretary for Lands,—

- (1.) Has any of the land that Mr. Lands Commissioner Owen, declared to be illegally held been declared available for settlement?
- (2.) Is it his intention to make such land available for settlement?
- (3.) If so, when?

Mr. Ashton answered,—

- (1.) No.
- (2.) The Government's intentions were stated by me to this House, on 4th July last, and the process under the law to be followed explained. Action is hampered at present by the fact that papers required in connection with the course proposed to be taken are at present exhibits in other proceedings now pending.

2. NORTH COAST (MATTLAND TO SOUTH GRAFTON) RAILWAY :—Mr. Bennett presented a Petition from certain residents of Dungog and District, praying that the House will, at an early date, take into favourable consideration the proposal for the construction of the North Coast Railway.
Petition received.
3. CLAIM OF ELECTRIC-TRAM DRIVER ARTHUR SIMPSON FOR IMPROVEMENTS FITTED TO STEAM MOTORS :—Mr. R. J. Anderson presented a Petition from Arthur Simpson, of Sydney, representing that the House had appointed a Select Committee to inquire into and report upon the claim of Electric-tram Driver Arthur Simpson in connection with certain improvements fitted by him to Steam Motors, and praying to be represented by counsel or attorney, or in person, before such Committee, with the right to call, examine, and cross-examine witnesses.
Petition received.
Ordered to be referred to the Select Committee.
4. CRIMES (GIRLS' PROTECTION) BILL :—Mr. Latimer presented a Petition from Rose Scott, President of the Women's Political Educational League, Sydney, praying that the House will, at the earliest possible date, pass into law the Crimes (Girls' Protection) Bill, raising the age of consent from fourteen to seventeen years of age.
Petition received.
5. PAPER :—Mr. Lee laid upon the Table,—Joint Report by Messrs. J. H. Maiden, Government Botanist, F. B. Guthrie, Chemist, Department of Mines and Agriculture, and T. E. Burrows, Assistant Engineer, Department of Public Works, concerning the growth of Water Hyacinth in New South Wales; together with Appendices.
Referred by Sessional Order to the Printing Committee.
6. POSTPONEMENT :—The Order of the Day "Testator's Family Maintenance Bill (No. 2); resumption "of the Debate, on the motion of Mr. Arthur Griffith, 'That this Bill be now read a second time'" ;—postponed until Tuesday, 16th October.
7. VOTE OF CREDIT :—The following Message from His Excellency the Lieutenant-Governor was delivered by Mr. Ashton, and read by Mr. Speaker :—
FREDK. M. DARLEY, *Message No. 47.*
Lieutenant-Governor.

In accordance with the provisions contained in the 46th 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 apply certain sums out of the Consolidated Revenue Fund and the Public Works Fund towards the Services of the year 1906-1907; and for Services to be hereafter provided for by Loan.

*State Government House,
Sydney, 19th September, 1906.*

Ordered to be referred to the Committee of Supply.

20th September, 1906.

8. ADJOURNMENT :—Mr. Speaker stated that he had received from the Honorable Member for Belmore, Mr. O'Sullivan, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—"The necessity for the Government establishing Temporary Hospitals for Incurable Consumptives while waiting for the erection of the Permanent Buildings."

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. O'Sullivan moved, That this House do now adjourn.

Point of Order :—Mr. Wood submitted that this subject was capable of discussion in the debate on the Financial Statement, and was, therefore, out of order.
Debate ensued.

Mr. Speaker said he felt bound to support the objection taken, and to rule the motion out of order.

9. GRAIN ELEVATORS :—Mr. Perry (*Liverpool Plains*) moved, pursuant to Notice, "That," in the opinion of this House, the time has arrived for the erection of Grain Elevators in conjunction with our Railway system, so as to afford producers in this State the most economical method of handling and exporting grain in bulk, and thus enable them to compete with other grain-growing countries.

Debate ensued.

Mr. Bennett moved, That the Question be amended by leaving out all the words after the word "That" and inserting the words "a Select Committee be appointed to inquire into and report whether the time has arrived for the erection of Grain Elevators in conjunction with our Railway system, so as to afford producers in this State the most economical method of handling and exporting grain in bulk, and thus enable them to compete with other grain-growing countries.

"(2.) That such Committee consist of Mr. Moore, Mr. Fegan, Mr. Perry (*Liverpool Plains*), Mr. McGarry, Mr. Nielsen, Mr. Fleming, Mr. Ball, Mr. McLaurin, Mr. Levien, and the Mover,"—instead thereof.

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

Whereupon Question as amended,—

(1.) That a Select Committee be appointed to inquire into and report whether the time has arrived for the erection of Grain Elevators in conjunction with our Railway system, so as to afford producers in this State the most economical method of handling and exporting grain in bulk, and thus enable them to compete with other grain-growing countries.

(2.) That such Committee consist of Mr. Moore, Mr. Fegan, Mr. Perry (*Liverpool Plains*), Mr. McGarry, Mr. Nielsen, Mr. Fleming, Mr. Ball, Mr. McLaurin, Mr. Levien, and the Mover,—put and passed.

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

10. PRINTING COMMITTEE :—Mr. Fegan brought up the Eleventh Report from the Printing Committee.
11. MINING BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Tuesday next.
12. PARLIAMENTARY ELECTIONS BILL :—
(1.) The Order of the Day having been read,—Mr. Hogue moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Parliamentary Electorates and Elections Act, 1902, and the Constitution Act, 1902; to repeal the Parliamentary Elections (Amendment) Act, 1903; and for other purposes.
Question put.
The House divided.

Ayes, 30.

Mr. Latimer,	Mr. Hindmarsh,
Mr. Wood,	Mr. Henley,
Mr. Levy,	Mr. Briner,
Mr. Ashton,	Mr. Morton,
Mr. Moore,	Mr. W. W. Young,
Mr. Hogue,	Mr. Law,
Mr. Fallick,	Mr. R. J. Anderson,
Mr. Donaldson,	Mr. Jessep,
Mr. Lee,	Mr. Downes.
Mr. Bruntnell,	<i>Tellers,</i>
Mr. Davidson,	Mr. Collins,
Dr. Arthur,	Mr. Richards.
Mr. Thomas,	
Mr. Ball,	
Mr. Oakes,	
Mr. O'Connor,	
Mr. Cohen,	
Mr. Walter Anderson,	
Mr. Nobbs,	

Noes, 17.

Mr. Meehan,
Mr. Cann,
Mr. McGowen,
Mr. Macdonell,
Mr. Holman,
Mr. Fegan,
Mr. Jones,
Mr. Nielsen,
Mr. Scobie,
Mr. McGarry,
Mr. Miller,
Mr. Burgess,
Mr. Dacey,
Mr. Hollis,
Mr. Gardiner.
<i>Tellers,</i>
Mr. Charlton,
Mr. Estelk

And so it was resolved in the affirmative.

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

And

20th September, 1906.

And the Committee continuing to sit after Midnight,—

FRIDAY, 21 SEPTEMBER, 1906, A.M.

Mr. Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee.

Mr. Speaker counted the House, and there being a Quorum present, the Committee resumed.

Mr. Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee.

Mr. Speaker counted the House, and there being a Quorum present, the Committee resumed.

Mr. Speaker resumed the Chair; and Mr. Jessep, Temporary Chairman, reported that there was not a Quorum present in the Committee.

Mr. Speaker counted the House, and there being a Quorum present, the Committee resumed.

Mr. Speaker resumed the Chair; and Mr. Jessep, Temporary Chairman, reported that there was not a Quorum present in the Committee.

Mr. Speaker counted the House, and there being a Quorum present, the Committee resumed.

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

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

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

Resolved,—That it is expedient to bring in a Bill to amend the Parliamentary Electorates and Elections Act, 1902, and the Constitution Act, 1902; to repeal the Parliamentary Elections (Amendment) Act, 1903; and for other purposes.

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

(2.) Mr. Hogue then presented a Bill, intituled "*A Bill to amend the Parliamentary Electorates and Elections Act, 1902, and the Constitution Act, 1902; to repeal the Parliamentary Elections (Amendment) Act, 1903; and for other purposes*,"—which was read a first time.

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

13. ADJOURNMENT:—Mr. Ashton moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

The House adjourned accordingly, at twenty-one minutes after Six o'clock, a.m., until Tuesday next at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 40.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 25 SEPTEMBER, 1906.

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

BOROUGH OF BALMAIN ELECTRIC LIGHTING BILL:—The following Message from His Excellency the Lieutenant-Governor was delivered by Mr. Ashton, and read by Mr. Speaker:—

By Deputation from His Excellency the Governor,

FREDK. M. DARLEY,

Lieutenant-Governor.

Message No. 48.

A Bill, intituled "*An Act to enable the Borough of Balmain to establish, maintain, or contract for works for electric lighting; for the destruction of garbage, and for other purposes; and to borrow money, and to make a rate for such purposes,*"—as finally passed by the Legislative Council and Assembly having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,

Sydney, 22nd September, 1906.

2. QUESTIONS:—

(1.) Break of Gauge on Railways:—Mr. McGowen asked the Colonial Treasurer,—Will he lay upon the Table of this House, for the information of Honorable Members, copies of any correspondence since 1st January, 1906, between Mr. A. R. Angus and the Railway Commissioners relating to an invention calculated to solve the problem of the "Break of Gauge," together with any minutes relating thereto and reports thereon, and any other papers relating to such correspondence?

Mr. Dick answered,—There will be no objection to lay the papers upon the Table of this House if moved for in the usual way.

(2.) Attendants, Hospitals for the Insane:—Mr. Booth asked the Colonial Secretary,—

(1.) Is it a fact that attendants at Callan Park and other Hospitals for the Insane are on duty from 6 a.m. till 7.30 p.m., viz., thirteen-and-a-half hours?

(2.) Is it also a fact that in addition they are compelled to remain periodically with patients, at dances and concerts, up to ten or half-past ten, making about sixteen-and-a-half hours per day?

(3.) Will he consider the practicability of shortening these hours of duty?

Mr. Lee answered,—

(1.) Attendants in the Hospitals for the Insane are on duty for the hours mentioned in summer, less one-and-a-half hours for meals, and in winter from 7 a.m. to 6.30 p.m., also less one-and-a-half hours for meals. They are, however, given a sufficient number of days off duty to reduce the average hours on duty to nearly eight hours per day.

(2.) Dances and concerts are held on an average not oftener than once a week, at which a certain number of the attendants are on duty in rotation.

(3.) This question was fully considered in recent years, and a large additional annual expenditure incurred in furnishing compensation in the shape of increased leave in lieu of the long hours on duty.

(3.) Allowances for cleaning Public Schools:—Mr. Booth asked the Minister of Public Instruction,—

(1.) Is it a fact that some first class schools receive £1 per week cleaning allowance, while other first class and larger schools receive only 14s. per week?

(2.) If so, why?

Mr.

25th September, 1906.

Mr. O'Connor answered,—Heretofore the conditions governing allowances for cleaning schools have been of an unsatisfactory and anomalous character, necessitating in some cases contributions being paid by the teachers themselves for cleaning schools. A sum of money is provided on this year's Estimates to defray the whole cost of cleaning schools. A new scale of payments for this purpose will shortly be issued.

- (4.) New York Agricultural Settlers :—Mr. Latimer asked the Colonial Treasurer,—In reference to the reply to Mr. O'Sullivan's Question No. 5 of the 4th September instant, will he be good enough to give the text of the correspondence referred to from the Director of the Intelligence Department to the Rev. R. Newberry Toms ?

Mr. Dick answered,—A copy of the correspondence will be laid upon the Table this afternoon.

- (5.) Insurance of State Buildings, &c. —Mr. Latimer asked the Colonial Treasurer,—
 (1.) What amount of insurance has the Government effected on Government buildings and other property ?
 (2.) What are the names of the offices in which such insurances are effected, and the amount of the risks taken by each office ?

Mr. Dick answered,—The Honorable Member should move for the production of this information in the form of a return.

- (6.) Dredge for Bullahdelah, Myall River, and Port Stephens :—Mr. J. H. Young asked the Secretary for Public Works,—

- (1.) Do the reports in his office show that the trade of Bullahdelah, Myall River, and Port Stephens is very much impeded for want of the services of a dredge ?
 (2.) Will he take steps to relieve the producers and traders of this district from the difficulties they are labouring under for want of such assistance ?

Mr. Lee answered,—

- (1.) I understand such is the case.
 (2.) The "Delta" will be sent to work there when she has finished dredging at Lake Macquarie, which it is expected will be in about two months.

- (7.) Report of Conference of Interstate Entomologists :—Mr. Jessep asked the Secretary for Mines,—In view of the fact that the Interstate Conference of Fruit-growers is to be held on 15th October, will he be good enough to have printed for circulation the Report of the recent Conference of Interstate Entomologists ?

Mr. Moore answered,—Yes ; instructions have been given for the Report to be printed.

3. LOTTERIES BILL :—The following Petitions, representing that Petitioners view with satisfaction the introduction of a Bill for the suppression of lotteries, raffles, &c. ; that they believe a large proportion of the citizens of this State approve of the provisions of the said Bill ; and, in view of the damage which accrues to the young people of the State from the effects of lotteries, raffles, &c., in connection with bazaars in aid of religious and charitable institutions and so-called art unions, praying the House to pass the Bill into law without any exemptions whatever,—were presented by the Members named :—

- (1.) By Mr. Booth—From Worshipers in the Methodist Central Hall, Leichhardt.
 (2.) By Mr. McGowen—From Attendants at St. Paul's Church of England, Sydney.
 (3.) By Mr. Bruntnell—From the Most Reverend Dr. W. Saumarez Smith, Primate of Australia and Archbishop of Sydney.
 (4.) By Mr. Bruntnell—From the Reverend R. A. Thompson, B.A., Chairman of Congregational Union of New South Wales.
 (5.) By Mr. Bruntnell—From the Reverend J. G. Morris Taylor, President of New South Wales Conference of the Methodist Church of Australasia.
 (6.) By Mr. Bruntnell—From the Right Reverend J. Kemp Bruce, Moderator of the Presbyterian Church of New South Wales.
 (7.) By Mr. Bruntnell—From the Reverend W. Woolls Rutledge, President of New South Wales Christian Endeavour Union.

Petitions received.

4. CRIMES (GIRLS' PROTECTION) BILL :—The following Petitions, praying that the House will, at the earliest possible date, pass into law the Crimes (Girls' Protection) Bill, raising the age of consent from fourteen to seventeen years of age,—were presented by the Members named :—

- (1.) By Mr. Robson—From Fanny J. Dickson, Acting President of the Infants Home, Ashfield.
 (2.) By Mr. O'Sullivan—From Rose Scott, President of the Prisoners Aid Association.
 (3.) By Mr. Creswell—From M. Wilson (Mosman) and Kathleen Goldrick (Milson's Point), Members of the North Sydney and Mosman Auxiliary of the Women's Political Educational League.
 (4.) By Mr. Lee—From A. M. Barling, President, and Ruth Dagmar Barling, Secretary, of the Women's Political Educational League, Casino.

Petitions received.

5. HIGH-STREET, ALSTONVILLE, CLOSING BILL :—Mr. Perry (*The Richmond*), as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 18th September, 1906 ; together with a copy of the Bill as amended and agreed to by the Committee.

Ordered to be printed.

Mr. Perry then moved, That the Bill be read a second time on Tuesday, 2nd October.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

25th September, 1906.

6. GRAIN ELEVATORS:—Mr. Perry (*Liverpool Plains*) moved (*by consent*), without Notice, That the Select Committee now sitting on "Grain Elevators" have leave to make visits of inspection within the State in connection with the inquiry.
Question put and passed.
7. PAPERS:—
Mr. Lee laid upon the Table,—
(1.) By-laws of the Borough of Albury, under the Municipalities Act, 1897, and the Nuisances Prevention Act, 1897.
(2.) By-law of the Borough of Balmain and of Municipal District of St. Peters, under the Municipalities Act, 1897; and By-laws of the Borough of Willoughby, under the Public Health Act, 1902, and the Public Health (Night-soil Removal) Act, 1902.
(3.) Statements of Revenue and Expenditure in connection with the Water Supply and Sewerage Services under the control of the Metropolitan Board of Water Supply and Sewerage for the financial year ended 30th June, 1906.
(4.) By-laws, regulating Water Supply, of the Municipal District of Coonamble, under the Country Towns Water and Sewerage Acts, 1880–1905.
Referred by Sessional Order to the Printing Committee.
- Mr. Dick laid upon the Table,—
(1.) Correspondence between the Director of the Intelligence Department and the Reverend R. Newberry Toms with regard to obtaining settlers for New South Wales from the United States of America.
(2.) Regulations Nos. 206 and 207, under the Sydney Harbour Trust Act, 1900.
Referred by Sessional Order to the Printing Committee.
8. GRAIN BAGS REGULATION BILL:—The Order of the Day having been read,—Mr. Daley moved, "That" this Bill be now read a second time.
Debate ensued.
Mr. Thrower moved, That the Question be amended by leaving out all the words after the word "That" and inserting the words "the Bill be referred to a Select Committee for consideration and report."
(2.) That such Committee consist of Mr. Moore, Mr. Downes, Mr. Reynoldson, Mr. Briner, Mr. Richards, Mr. Burgess, Mr. McNeill, Mr. Daley, and the Mover,—instead thereof.
Question proposed,—That the words proposed to be left out stand part of the Question.
Debate continued.
Question,—That the words proposed to be left out stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted be so inserted,—put and passed.
Whereupon Question as amended,—
(1.) That the Grain Bags Regulation Bill be referred to a Select Committee for consideration and report.
(2.) That such Committee consist of Mr. Moore, Mr. Downes, Mr. Reynoldson, Mr. Briner, Mr. Richards, Mr. Burgess, Mr. McNeill, Mr. Daley, and the Mover,—put and passed.

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

9. MINING BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

And the Committee continuing to sit after Midnight,—

WEDNESDAY, 26 SEPTEMBER, 1906, A.M.

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

The House adjourned, at ten minutes after Twelve o'clock, a.m., until half-past Three o'clock, p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 41.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 26 SEPTEMBER, 1906.

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

QUESTIONS :—

- (1.) Railway Extension to National Park River-bank :—Mr. Creswell asked the Colonial Treasurer,—
- (1.) Has a survey been made in connection with the continuation of the railway from Loftus or Sutherland to the river-bank at National Park ?
 - (2.) Have the Railway Commissioners or their officers reported on this work ?
 - (3.) If so, what is the nature of such report ?
 - (4.) In the event of a fare of (say) 2d. single and 3d. return being charged, what would be the estimated annual revenue derivable ?
 - (5.) What would be the estimated annual expenditure ?

Mr. Carruthers answered,—

- (1.) The Railway Commissioners state that they are not aware of any proper survey having been made for an extension of the line from Loftus to the river-bank at National Park ; though a short extension was suggested and estimated to cost £8,300.
- (2 and 3.) The matter has not been formally reported upon.
- (4.) If all passengers who travelled to Loftus, Sutherland, and National Park were prepared to pay this fare, £1,200 per annum would be realised, but it is not anticipated that all would do so.
- (5.) Assuming the extension would be about one mile in length, the estimated additional annual expenditure by the extension of existing trains, would be £460.

- (2.) Compositors, Government Printing Office :—Mr. O'Sullivan asked the Colonial Treasurer,—
- (1.) Is he aware that a smaller number of extra compositors are now employed in the Government Printing Office than was the case when the Federal and State Electoral Rolls were last printed ?
 - (2.) Is he aware also that a large number of compositors are still out of employment in Sydney ?
 - (3.) Will he request the Government Printer to put on more compositors, in order that a wider relief may be given to those out of employment ?

Mr. Carruthers answered,—

- (1.) Yes. The work is not nearly so heavy on this occasion as on the previous initiatory issue.
- (2.) There may be still some unemployed, but notices issued to registered applicants have met with a very much larger percentage of refusals than is usually the case.
- (3.) The work on Federal Rolls is well advanced, and further increase of staff is unnecessary, as they will be completed easily within the required time.

- (3.) Refusal of Admission of the late Mr. Mitchell into the Sydney Hospital :—Mr. O'Sullivan asked the Colonial Secretary,—

- (1.) Is it a fact that after a Mr. Mitchell had been refused admission into the Sydney Hospital he died, and the journey back in the cab is supposed to have accelerated his death ?
- (2.) Is it also a fact that after the late Mr. Mitchell had been taken to St. Vincent's Hospital, a statement was sent to Mrs. Mitchell from the Sydney Hospital, informing her that they were glad to hear that her husband's condition was much improved ?
- (3.) Is it a fact that when that communication was sent the late Mr. J. Mitchell was both dead and buried ?

Mr.

26th September, 1906.

Mr. Lee answered,—

(1.) Immediately on receipt of the Honorable Member's representation in regard to this case, I asked the Sydney Hospital authorities for an explanation as to Mr. Mitchell's non-admission. They submitted reports from the Resident Medical Officer and Medical Superintendent in respect to this case wherein surprise is expressed that any soreness has arisen over the case (which would not appear to have been an urgent one), because it was explained to the friends of the patient that it was in his interests that he should not be admitted to an infected room (scarlet fever having broken out in that part of the Hospital where urgent cases may be housed, *pro tem.*), and that the onus of the position lay with the attendant who had sent the case on to the Hospital without, in the first place, communicating with the authorities. The Resident Physician at St. Vincent's reported on the 8th September that Mr. Mitchell was admitted on 6th September in an early stage of pleurisy. Since then the signs of pleurisy had become more evident. On 7th September he developed uræmia as a result of long-standing kidney trouble. His condition in consequence is now serious. He had no pneumonia on admission, nor has he since developed it.

(2 and 3.) It has been ascertained that the Sydney Hospital authorities communicated with Mrs. Mitchell. It is explained that the message was sent after inquiries were made from St. Vincent's Hospital.

(4.) Alleged Cure of an Inmate of Callan Park Asylum by a Specific:—Mr. O'Sullivan asked the Colonial Secretary,—

(1.) Is it a fact that a young woman who was sent to the Callan Park Asylum, and declared hopelessly insane, has been cured by the use of a specific, supplied by her father?

(2.) Is it also a fact that the specific referred to was sent to the Medical Officers of the Insane Department, but never utilised?

(3.) If the above statements are correct, will he see that the nature of the specific is made known for the public good, despite the objections of the medical men referred to?

Mr. Lee answered,—

(1.) The Lunacy Department is unable to substantiate this statement.

(2.) Some bottles of a preparation recommended by its inventor have been supplied to the Lunacy Department, and some of it has been used for patients.

(3.) The method of preparing the medicine is a secret of the inventor's, and can, therefore, only be made public by him.

(5.) Moree Artesian Bath:—Mr. O'Sullivan asked the Secretary for Mines,—

(1.) Does he intend to take steps to establish a Sanatorium in connection with the Moree Artesian Bath, and to improve the accommodation at the bath?

(2.) Is he aware that plans for the improvement of the Moree Bath were prepared in the Public Works Department when Mr. O'Sullivan was Minister for Works?

(3.) Will he avail himself of those plans, and have the Baths improved at once?

(4.) Will he urge upon the Railway Commissioners the desirability of running special trains to Moree, at reduced rates for return tickets, in order that the public may have an opportunity of receiving the benefits conferred by the waters of the Moree Baths?

Mr. Moore answered,—

(1, 2, and 3.) The whole matter is receiving consideration.

(4.) The Railway Commissioners state that a train runs daily to Moree under ordinary conditions; but, periodically, cheap trains are run to the country, which are available for persons visiting the Moree Baths. Patronage, however, has been very limited, and not such as would warrant the running of special trains for the Moree Baths.

(6.) Price of Meat:—Mr. O'Sullivan asked the Colonial Treasurer,—

(1.) Has his attention been directed to the present price of meat?

(2.) Is he aware that such prices are not caused by the retail butchers, but are stated to be the result of the operations of a meat ring?

(3.) Will he have an inquiry made into this matter, in order that the public may be saved from exorbitant charges on one of the necessaries of life?

Mr. Lee answered,—

(1.) No.

(2.) No.

(3.) An inquiry will be made; but it appears problematical whether it will have the result anticipated in the Question.

(7.) Parramatta Asylum:—Mr. Kelly asked the Colonial Secretary,—

(1.) Is it a fact that the cost of maintenance at the Parramatta Asylum has been reduced from 6s. to 5s. per week?

(2.) Is it a fact that this reduction will deprive the inmates of suitable nourishments and medical comforts?

(3.) Has the price of paying inmates been increased from 7s. to 10s. per week?

(4.) Is it in accordance with clause 31 of the Old-age Pensions Act that old-age pensioners at the Parramatta Asylum are charged 10s. per week instead of the bare cost of maintenance?

(5.) If not, does the old-age pensioner receive the balance?

(6.) What arrangements are made respecting the old-age pensioners' certificate on entering the institution?

(7.) Has the pay for work performed by the inmates been reduced?

Mr.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

26th September, 1906.

Mr. Lee answered,—The Inspector General of Charities has furnished the following replies:—

- (1.) No.
- (2.) No inmate is deprived of suitable nourishment. Medical comforts are ordered by the Medical Officers as required.
- (3.) No.
- (4.) Old-age pensioners are not charged 10s. per week at any of the Asylums, but their pensions are disallowed while they are in the Asylum.
- (5.) See answer to Question No. 4.
- (6.) They are forwarded to the Registrar, Old-age Pensions.
- (7.) A uniform system of gratuities to certain working inmates has been introduced under which some gratuities have been reduced, as it was found that men doing similar work at the various institutions were drawing different rates. It has also been found in connection with these gratuities, which are paid monthly, that the money is often spent in drink; in such cases gratuities are forfeited.

(8.) Clerkship of Correspondence and Records, Treasury:—*Mr. Estell*, for *Mr. Dacey*, asked the Colonial Treasurer,—

- (1.) Referring to the reply furnished to *Mr. Dacey's* Question of 21st ultimo, as to whether the Clerkship of Correspondence and Records, Treasury, was reduced from £425 per annum to £350, because the occupant was promoted to it on grounds of fitness only, and not seniority, will he please say whether the information supplied is to be taken as meaning "Yes" or "No"?
- (2.) Is it to be understood from such reply that, since 1902, duties which should and could have been carried out by the Correspondence and Records Branch of the Treasury have been taken away from it, and allotted to later appointments to the Department?
- (3.) If the answer to No. 2 be "Yes," will he please explain why new appointments were made to the Department unnecessarily?

Mr. Carruthers answered,—I am unable to add anything to the reply which was given to the previous Question on the 21st ultimo, and in which the matter was fully dealt with. If the Honorable Member will see me and discuss the matter, perhaps we could come to a better understanding as to what he really wants.

(9.) Articles by *Mr. Kaleski* published by Agricultural Department:—*Mr. Briner* asked the Secretary for Mines,—

- (1.) Is it a fact that *Robert Kaleski* supplied some fifty-eight pages of matter for a special publication issued by the Agricultural Department?
- (2.) Did the Department sell a number of copies containing the articles written by *Mr. Kaleski*?
- (3.) Did *Mr. Kaleski* ever receive any payment for his work; and, if not, why?
- (4.) Is it the intention of the Department to recompense *Mr. Kaleski*?

Mr. Moore answered,—

- (1.) *Mr. Kaleski* contributed articles gratis to the *Agricultural Gazette*, which were afterwards reprinted, with others, in pamphlet form.
- (2.) A few copies of the pamphlet were sold.
- (3.) No, as the articles were contributed gratis.
- (4.) It is not considered that *Mr. Kaleski* is entitled to any recompense.

(10.) Public Service Examination under Regulations 131 and 133:—*Mr. Briner* asked the Colonial Treasurer,—

- (1.) How many employees presented themselves for examination recently under Regulations 131 and 133 of the Public Service Act, 1902, for what is known as the "£100 per year exam."?
- (2.) Were these examinations held in June?
- (3.) Have the results been made known; and, if not, when are they likely to be announced?

Mr. Carruthers answered,—

- (1.) 111.
- (2.) Yes, on 27th and 29th June last.
- (3.) The results have not yet been made known. There are a large number of papers to be examined, and as the Examiners are all officers holding other and important positions in the Service, it necessarily takes some little time before the matters can be completed. It is, however, anticipated that the results will be published in about a fortnight.

(11.) Ventilation of Public Servants' Grievances in Parliament:—*Mr. Creswell*, for *Mr. Oakes*, asked the Colonial Treasurer,—Is there any regulation, written or unwritten, which prevents, or seeks to prevent, the ventilation in Parliament of any matter in which either there is no appeal under the Public Service Act, or the right of appeal has been refused by the Board?

Mr. Carruthers answered,—There is no such regulation.

2. LOTTERIES BILL:—The following Petitions, representing that Petitioners view with satisfaction the introduction of a Bill for the suppression of lotteries, raffles, &c.; that they believe a larger proportion of the citizens of this State approve of the provisions of the said Bill; and, in view of the damage which accrues to the young people of the State from the effects of lotteries, raffles, &c., in connection with bazaars in aid of religious and charitable institutions and so-called art unions, praying the House to pass the Bill into law without any exemptions whatever,—were presented by the Members named:—

- (1.) By *Mr. Cohen*—From Worshippers of the Methodist Church, Stanmore.
- (2.) By *Mr. Booth*—From certain Residents of Leichhardt.
- (3.) By *Mr. Latimer*—From certain Adherents of City Churches.

(4.)

26th September, 1906.

- (4.) By Mr. R. J. Anderson—From Members and Adherents of the Presbyterian Church, Botany.
- (5.) By Mr. Bruntnell—From Adherents of the Anglican, Methodist, Presbyterian, and Congregational Churches of Rockdale, Kogarah, and District.
- (6.) By *Mr. Morton*, for Mr. W. Millard—From certain Residents of Tomerong and District.
- (7.) By Mr. R. J. Anderson—From Members of the Methodist Church, Newtown.
- (8.) By Mr. Nobbs—From Adherents of the Presbyterian, Methodist, and Baptist Churches, Salvation Army, and other Residents of Granville, Auburn and District.
- (9.) By Mr. Cohen—From certain Electors of Petersham.
- (10.) By Mr. Booth—From Members of the Baptist Church, Newtown.
- (11.) By Mr. Latimer—From Members and Adherents of Scots Church, Sydney.
- (12.) By Mr. Nobbs—From certain Residents of Parramatta and District.
- (13.) By *Mr. Cohen*, for Mr. McCoy—From Worshipers at the Methodist Church, Marrickville.
- (14.) By Mr. R. J. Anderson—From Members of the Centenary Hall Congregation, Sydney.
- (15.) By Mr. Booth—From Members of Christ Church, Enmore, Church of England.
- (16.) By *Mr. Nobbs*, for Mr. Hogue—From Worshipers at the Methodist Churches, Glebe and District.
- (17.) By Mr. Bruntnell—From certain Residents of Surry Hills, Darlinghurst, and Woolloomooloo.
- (18.) By Mr. Booth—From certain Electors of Pymont and Ultimo.
- (19.) By *Mr. Nobbs*, for Mr. Hogue—From Members and Adherents of the Presbyterian Church, Glebe.
- (20.) By Mr. Creswell—From certain Residents of North Sydney, Neutral Bay, and Mosman.
- (21.) By Mr. John Hurley—From certain Electors of Ashfield.
- (22.) By *Mr. Nobbs*, for Mr. Davidson—From Members of St. Stephen's Congregation, Sydney.
- (23.) By Mr. Mackenzie—From Adherents of the Church of England, Methodist, Congregational, and Baptist Churches, Dulwich Hill.
- (24.) By Mr. Booth—From Officers and Teachers of the Croydon Methodist Sunday School.
- (25.) By Mr. Creswell—From certain Residents of Willoughby, Chatswood, and District.
- (26.) By Mr. R. J. Anderson—From James Hunter, and E. J. Hilder, Secretary, of the Church of Christ, Enmore.
- (27.) By Mr. Bruntnell—From R. J. Wallace, Minister, and Members of St. Enoch's Presbyterian Church, Newtown.
- (28.) By *Mr. Mackenzie*, for Mr. Law—From certain Residents of Balmain.
- (29.) By Mr. McGowen—From certain Residents of Redfern.
- (30.) By Mr. Bruntnell—From certain Electors of Waverley.
- (31.) By Mr. McGowen—From certain Residents of Waterloo and Redfern.
- Petitions received.
3. CRIMES (GIRLS' PROTECTION) BILL:—The following Petitions, praying that the House will, at the earliest possible date, pass into law the Crimes (Girls' Protection) Bill, raising the age of consent from fourteen to seventeen years of age,—were presented by the Members named:—
- (1.) By Mr. Wade—From M. A. Minchen, President, and J. Letham, Honorary Secretary, of the Women's Political Educational League, Chatswood.
- (2.) By Mr. Kearney—From Angela Spasshatt, President, and Helen M. Robinson, Honorary Secretary, of the Women's Political Educational League, Armidale.
- (3.) By Mr. Brinsley Hall—From E. A. Muscio, President, and M. Long, Secretary, of the Women's Political Educational League, Penrith.
- Petitions received.
4. PAPERS:—
- Mr. Carruthers laid upon the Table,—Return to an Order, made on 27th September, 1905,—“Governor-General's and State Governor's Residences in New South Wales.”
Referred by Sessional Order to the Printing Committee.
- Mr. Ashton laid upon the Table,—
- (1.) Abstract of Crown Lands reserved from sale for the preservation of Water Supply or other Public Purposes, under the Crown Lands Act of 1884.
- (2.) Abstract of Crown Lands intended to be dedicated to Public Purposes, under the Crown Lands Act of 1884.
- (3.) *Gazette* Notices setting forth the mode in which it is proposed to deal with the dedication of certain Lands, under the Crown Lands Acts of 1884 and 1889, and the Public Trusts Act, 1897.
Referred by Sessional Order to the Printing Committee.
- Mr. Wade laid upon the Table,—Amended and Additional Regulations, under the Public Service Act, 1902.
Referred by Sessional Order to the Printing Committee.
5. GRAIN BAGS REGULATION BILL:—Mr. Daley (*by consent*) moved, without Notice, That the Select Committee now sitting on “Grain Bags Regulation Bill” have leave to sit during any adjournment of this House.
Question put and passed.
6. MINING BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again To-morrow.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

26th September, 1906.

7. **SUSPENSION OF STANDING ORDERS:**—Mr. Ashton moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill, intituled "A Bill to apply certain sums out of the Consolidated Revenue Fund and the Public Works Fund towards the Services of the year 1906-1907; and for Services to be hereafter provided for by Loan,"—through all its stages in one day; and would also preclude the resolutions of the Committees of Supply and of Ways and Means respectively, whereon the Bill is proposed to be founded being received on the same day on which they were come to by the said Committees respectively.

Debate ensued.

Question put and passed.

8. **FREE EDUCATION BILL:**—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to abolish fees in Primary and Superior Public Schools; to amend the Public Instruction Act of 1880; and for other purposes incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 26th September, 1906.

F. B. SUTTON,
President.

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

And the Committee continuing to sit after Midnight,—

THURSDAY, 27 SEPTEMBER, 1906, A.M.

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

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

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

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

(4.) *Resolved,*—

That there be granted to His Majesty a sum not exceeding £1,327,500:

£1,206,000 payable out of the Consolidated Revenue Fund, being

£1,166,000 to defray the expenses of the various Departments and Services of the State during the months of October and November, or following month of the financial year, ending 30th June, 1907, to be expended at the rates which are shown on the Estimates for the financial year ending 30th June, 1907, as laid upon the Table of the House, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1906-1907; and

£40,000 in anticipation of Loan Votes, for Secretary for Public Works—Improvements to Sydney Water Supply and Storage Dam, Cataract River, including Land Resumptions and Costs; and

£121,500 payable out of Public Works Fund in anticipation of Votes, for the following Services, viz.:—

Treasurer—Resumed Properties Branch—Erection of Houses, Windmill-street, Observatory Hill, £6,000; Lands—Compensation in connection with Resumption of Lands for Roads under the Public Roads Act, £500; Secretary for Public Works—For construction of Works generally—Bridges, £20,000; Public Watering-places, Artesian Bores, Water Conservation, Water Supplies and Drainage, £5,000; Harbours and Rivers and Dredge Service, £40,000; Public Buildings, £40,000; Dock Establishment, £3,000; Railways and Tramways, £2,000; Public Instruction—School Buildings, Teachers' Residences, &c.—further sum, £5,000.

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

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

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

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

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

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

(4.) *Resolved,*—That towards making good the Supply granted to His Majesty for the Services of the financial year, 1906-1907, the sum of £1,327,500 be granted, viz., £1,206,000 out of the Consolidated Revenue Fund, and £121,500 out of the Public Works Fund, of New South Wales.

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

11. **CONSOLIDATED REVENUE FUND AND PUBLIC WORKS FUND BILL:**—

(1.) Ordered, on motion of Mr. Ashton, That a Bill be brought in, founded on Resolution of Ways and Means (No. 4), to apply certain sums out of the Consolidated Revenue Fund and the Public Works Fund towards the Services of the year 1906-1907; and for Services to be hereafter provided for by Loan.

(2.) Mr. Ashton then presented a Bill, intituled "*A Bill to apply certain sums out of the Consolidated Revenue Fund and the Public Works Fund towards the Services of the year 1906-1907; and for Services to be hereafter provided for by Loan,*"—which was read a first time.

Mr. Ashton then moved, That the Bill be printed, and now read a second time.

Debate ensued.

Question put and passed.

(3.)

26th September, 1906.

(3.) Bill read a second time.

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

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

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

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

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

Mr. Ashton then moved, That the Title of the Bill be "*An Act to apply certain sums out of the Consolidated Revenue Fund and the Public Works Fund towards the Services of the year 1906-1907; and for Services to be hereafter provided for by Loan.*"

Question put and passed.

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

MR. PRESIDENT,--

The Legislative Assembly having this day passed a Bill, intituled "*An Act to apply certain sums out of the Consolidated Revenue Fund and the Public Works Fund towards the Services of the year 1906-1907; and for Services to be hereafter provided for by Loan,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 27th September, 1906, a.m.

12. WATER AND DRAINAGE AND ARTESIAN WELLS AMENDING BILL:—Mr. Lee moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to make better provision for water conservation, water supply, irrigation, drainage, the prevention of floods, and the control of flood waters; to amend the Water and Drainage Act, 1902, the Water Rights Act, 1902, the Artesian Wells Act, 1897, and other Acts; and for other purposes consequent thereon or incidental thereto.

Question put and passed.

The House adjourned, at twenty minutes after One o'clock, a.m., until half-past Three o'clock, p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 42.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 27 SEPTEMBER, 1906.

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

QUESTIONS :—

- (1.) Proposed North Coast Railway from Maitland to South Grafton :—Mr. J. H. Young asked the Colonial Treasurer,—

(1.) Has he yet received the Report from the Railway Commissioners with reference to the proposed North Coast Railway which he said he would ask for on 15th August?

(2.) If so, will he lay it upon the Table of this House for the information of Honorable Members?

Mr. Dick answered,—The Report has not yet been received, but I am informed the Railway Commissioners are now considering it.

- (2.) Acquisition of State Property by the Federal Government :—Mr. Oakes asked the Attorney-General and Minister of Justice,—Is it a fact that the Crown Law Authorities have advised the Federal Government that more drastic legislation is required than that provided in the Property for Public Purposes Acquisition Bill, passed in 1901, if they desire to acquire State property?

Mr. Wade answered,—I have not been able to trace any advising of the nature referred to.

- (3.) Mitchell Library :—Mr. R. J. Anderson asked the Colonial Secretary,—

(1.) What number of books are there in the Mitchell Library?

(2.) What is the total value of same?

Mr. Hogue answered,—

(1.) The number of volumes is estimated at 42,000, irrespective of pictures and rare engravings.

(2.) The monetary value has been estimated at £100,000, but as very many of the items are unique and original manuscripts, it is impossible to value the whole library in cash.

- (4.) Stamp Duties, &c., on Fire Insurance Policies and Premiums :—Mr. R. J. Anderson asked the Colonial Secretary,—What is the actual profit made by the Government from stamp duties, &c., on fire insurance policies and premiums, after the payment of their two months' contribution to the Fire Brigades Board, and £200 for the President's salary?

Mr. Hogue answered,—As insurance policies and renewal receipts are stamped in the offices of the various companies with adhesive stamps, it is absolutely impossible to give any idea of the value of the stamps used for this purpose.

- (5.) Railway Employees as Justices of the Peace :—Mr. R. J. Anderson asked the Colonial Treasurer,—

(1.) Is there any regulation preventing a railway employee being appointed a Justice of the Peace?

(2.) If so, when did such regulation come into operation?

Mr. Dick answered,—I am informed that there is no actual regulation, but the Railway Commissioners consider that it is undesirable to appoint railway employees Justices of the Peace.

27th September, 1906.

(6.) Commission on Stock sold in Homebush Yards, &c. :—*Mr. Briner*, for *Mr. O'Sullivan*, asked the Colonial Treasurer,—

- (1.) Is it a fact that the Sydney Meat Preserving Company receive $\frac{1}{2}$ per cent. upon all stock sold in the Homebush yards or elsewhere?
- (2.) Does the price paid at these yards regulate the price of meat in Sydney?
- (3.) If so, is the $\frac{1}{2}$ per cent. paid to the Sydney Meat Preserving Company added to the price of meat as sold to consumers?

Mr. Carruthers answered,—I have no information in regard to this matter.

(7.) Police Holidays :—*Mr. Booth* asked the Colonial Secretary,—

- (1.) Is he aware that the London Metropolitan Police Regulations provide for the following leave of absence :—Inspectors, Sergeants, and Constables, two days in each month, one of which is to be on a Sunday; and annually, in addition—Inspectors, twenty-one days; Sub-inspectors, nineteen days; Sergeants and Clerks, fifteen days; Constables, ten days?
- (2.) Are police duties more arduous in London than in Sydney, or is the climate there more trying than here?
- (3.) Will he arrange that at least equal leave be given to the local Force as obtains in London?
- (4.) Is he aware that many Police Officers of this State have not been granted leave of absence for years past?
- (5.) Will he direct that, in future, leave of absence be regularly given to every member of the Force each year?

Mr. Hogue answered,—

- (1.) Yes.
- (2.) I should say it would be more trying in London on account of the severity of the winter.
- (3.) I do not feel called upon to interfere with the present arrangements.
- (4.) Leave of absence is never refused to any member of the Force who applies for it.
- (5.) Yes, it will be granted if applied for. Police are very liberally treated in the matter of leave.

(8.) Inspectors of Conditional Purchases as Justices of the Peace :—*Mr. Estell*, for *Mr. Jones*, asked the Secretary for Lands,—In view of the inconvenience alleged to be occasioned in certain parts of the State through the scarcity of Magistrates, will he consider the advisability of having Inspectors of Conditional Purchases appointed to the Commission of the Peace?

Mr. Ashton answered,—Yes.

(9.) Public School Building, Coff's Harbour :—*Mr. Briner* asked the Minister of Public Instruction,—

- (1.) Has the new public school building at Coff's Harbour been taken over by the Department?
- (2.) If not, when is it probable that the building will be used for the purposes intended?

Mr. O'Connor answered,—

- (1.) The building has not been taken over owing to certain defects which have not yet been attended to by the contractor, but which are being carried out by the Department of Public Works at his cost.
- (2.) It is reported that the Department may take possession of the premises on the 1st proximo.

2. **LOTTERIES BILL** :—The following Petitions, representing that Petitioners view with satisfaction the introduction of a Bill for the suppression of lotteries, raffles, &c.; that they believe a large proportion of the citizens of this State approve of the provisions of the said Bill; and, in view of the damage which accrues to the young people of the State from the effects of lotteries, raffles, &c., in connection with bazaars in aid of religious and charitable institutions and so-called art-unions, praying the House to pass the Bill into law without any exemptions whatever,—were presented by the Members named :—

- (1.) By *Mr. Mahony*—From Members of the Anglican and Methodist Congregations, Annandale.
 - (2.) By *Mr. Oakes*—From Members and Adherents of the Methodist Church, Lindfield.
 - (3.) By *Mr. Henley*—From certain Electors of Burwood and District.
 - (4.) By *Mr. Walter Anderson*—From certain Residents of Balmain and District.
 - (5.) By *Mr. Nobbs*—From certain Residents of Hornsby and District.
 - (6.) By *Dr. Arthur*—From certain Residents of Manly.
 - (7.) By *Mr. Jessep*—From certain Residents of Gordon and District.
 - (8.) By *Mr. Daley*—From certain of the moral Chinese of Sydney and Alexandria.
 - (9.) By *Mr. Bruntnell*—From *Arthur John Waldock*, President of the Baptist Union of New South Wales.
 - (10.) By *Dr. Arthur*—From Members and Adherents of St. Phillip's Church, Sydney.
- Petitions received.

3. **CRIMES (GIRLS' PROTECTION) BILL** :—The following Petitions, praying that the House will, at the earliest possible date, pass into law the Crimes (Girls' Protection) Bill, raising the age of consent from fourteen to seventeen years of age,—were presented by the Members named :—

- (1.) By *Mr. Jessep*—From *Helen McMillan*, Vice-President, *Sara Baar Aronson*, Honorary Secretary, and *H. Goldschmidt*, Honorary Treasurer, of the National Council of Women.
 - (2.) By *Dr. Arthur*—From *M. Wilson (Mosman)*, and *Kathleen Goldrick (Milson's Point)*, Members of the North Sydney and Mosman Auxiliary of the Women's Political Educational League.
- Petitions received.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

27th September, 1906.

4. FIRE BRIGADES BILL:—Mr. Henley presented a Petition from the Municipal Council of Sydney, under its Common Seal, setting forth the method of representation on the Fire Brigades Board under the Fire Brigades Act, 1902, and representing that by the proposed Fire Brigades Bill it is proposed to repeal that Act and to create a Board differently constituted on which the petitioning Council will have practically no representation; that the representation on the proposed Board will not be proportionate to the taxation; that the Board will have power to fix a high maximum rate and that each Municipality will have to pay to the Board the amount leviable whether they have received the full amount or not; and praying that the Bill be amended by providing for the continued separate representation of petitioning Council on the proposed Board or by enlarging the representation of Municipalities thereon and increasing the voting powers of petitioning Council compared with other Municipalities, by reducing the amount of the maximum rate which it is proposed to fix each year, and by providing for the filling of any extraordinary vacancy on the said Board by the Municipalities. Petition received.
5. RAILWAY "BREAK OF GAUGE" PROBLEM (*Formal Motion*):—Mr. McGowen moved, pursuant to Notice, That there be laid upon the Table of this House, for the information of Honorable Members, copies of any correspondence since 1st January, 1906, between Mr. A. R. Angus and the Railway Commissioners relating to an invention calculated to solve the problem of the "Break of Gauge," together with any minutes relating thereto and reports thereon, and any other papers relating to such correspondence.
Question put and passed.
6. CLAIMS OF HARRY K. CARPENTER, LATE OF THE PUBLIC SERVICE (*Formal Motion*):—Mr. Fell moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers in connection with the claims of Harry K. Carpenter prior to his retirement from the Public Service.
Question put and passed.
7. PAPERS:—Mr. Aslton laid upon the Table,—
(1.) Return to an Order, made on 26th July, 1906,—“Application of Joseph Hodges for Renewal of Lease at Stockton.”
(2.) Notice of intention to declare that Additional Conditional Purchase No. 01-84, District of Inverell, parish of Bukkulla, county of Arrawatta, applied for by Arthur Bloore, now in the name of William Thomas Moffitt; and Conditional Lease No. 32710, District of Inverell, parish of Bukkulla, county of Arrawatta, applied for by William Thomas Moffitt, shall cease to be voidable. Referred by Sessional Order to the Printing Committee.
8. ADJOURNMENT:—Mr. Speaker stated that he had received from the Honorable Member for Paddington, Mr. Oakes, 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 interference with our State Rights by the passage of the Eminent Domain Bill (or Lands Acquisition Bill) in the Federal Parliament.”
And the motion for the adjournment of the House being supported by five other Honorable Members,—
Mr. Oakes moved, That this House do now adjourn.
Debate ensued.

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

9. PRINTING COMMITTEE:—Mr. Fegan brought up the Twelfth Report from the Printing Committee.
10. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—
(1.) Sydney Stock-driving Bill:—
MR. SPEAKER,—
The Legislative Council having this day passed a Bill, intituled “An Act to regulate the driving of certain stock through public streets and places of the City of Sydney; to amend the Sydney Abattoir and Nuisances Prevention Act, 1902; and for other purposes,”—presents the same to the Legislative Assembly for its concurrence.
Legislative Council Chamber,
Sydney, 27th September, 1906.
Bill, on motion of Mr. Wade, read a first time.
Ordered to be printed, and read a second time on Tuesday next.

F. B. SUTTON,
President.

- (2.) Gaming and Betting Bill (No. 2):—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled “An Act for the regulation and suppression of gaming, betting, and wagering; to amend the Games, Wagers, and Betting-houses Act, 1901; to restrict the holding of race-meetings; for the licensing of racecourses; and for purposes consequent thereon or incidental thereto,”—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 27th September, 1906.

F. B. SUTTON,
President.

GAMING

27th September, 1906.

GAMING AND BETTING BILL (No. 2).

Schedule of the Amendments referred to in Message of 27th September, 1906.

JOHN J. CALVERT,

Clerk of the Parliaments.

- Page 2, clause 2, line 7. *Omit "horse-race" insert "horse-racing"*
- Page 2, clause 2. *After line 28 insert "'Place' in the expression 'house, office, room, or other 'place' includes a vessel or boat, whether used in navigation or not so used"*
- Page 2, clause 2, line 39. *After "includes" omit remainder of clause insert—*
 "(1) any enclosed or unenclosed land (not being a house or racecourse) within any borough
 "or municipal district, or within the city of Sydney ;
 "(2) a thoroughfare and a highway, road, lane, footway, or passage, whether a thoroughfare
 "or not, on any public or private land"
- Page 3, clause 3, line 6. *After "Act," second occurring, omit remainder of clause.*
- Page 3, clause 7, line 38. *Omit "application being made to him" insert "summons taken out"*
- Page 3, clause 7, line 39. *Omit "he" insert "the occupier"*
- Page 4, clause 7, line 1. *Omit "notice of intention to make such application" insert "such
 "summons"*
- Page 4, clause 7, line 2. *Omit "the application" insert "such summons"*
- Page 4, clause 7, line 4. *Omit "application" insert "summons"*
- Page 4, clause 8, line 6. *Omit "or" insert "inspector or sub."*
- Page 4, clause 9, line 18. *Omit "or" insert "inspector or sub."*
- Page 4, clause 9, line 23. *Omit "or" insert "inspector or sub."*
- Page 4, clause 11, line 30. *Omit "or an" insert "inspector or sub."*
- Page 5, clause 12, line 17. *Omit "Schedule One" insert "the Schedule"*
- Page 6, clause 17, line 27. *Omit "unlawfully"*
- Page 6, clause 17, line 27. *After "playing" insert "an unlawful game"*
- Page 7, clause 18, line 2. *Omit "Schedule One" insert "the Schedule"*
- Page 7, clause 20, line 13. *Omit "or near"*
- Page 7, clause 20, line 13. *After "ground" insert "not being a licensed racecourse"*
- Page 7, clause 20, line 14. *Omit "to be" insert "being"*
- Page 7, clause 20, line 14. *Omit "hereby"*
- Page 7, clause 20. *At end of clause add "Any person acting in contravention of this section may
 "be dealt with under the next succeeding section, and in lieu thereof, or in addition
 "thereto, shall be liable to the penalty and punishment mentioned in the next preceding
 "section but one."*
- Page 7, clause 21, lines 16 and 17. *Omit "or who acts so that a reasonable person would believe
 "that he is acting in contravention of the said section"*
- Page 7, clause 21, lines 20 and 21. *Omit "without being liable to any other proceedings"*
- Page 9, clause 28, line 10. *Omit "twenty" insert "forty"*
- Page 9, clause 28, line 21. *Omit "is" insert "be"*
- Page 9, clause 28, line 21. *Omit "one racecourse" insert "two racecourses"*
- Page 10, clause 29, line 6. *Omit "twenty" insert "forty"*
- Page 10, clause 29, line 14. *Omit "twenty" insert "forty"*
- Page 10, clause 30, line 20. *Omit "twenty" insert "forty"*
- Page 10, clause 30, line 21. *After "holidays" insert "except Good Friday and Christmas Day"*
- Page 10, clause 30. *At end of clause add "Provided that if owing to unfavourable weather the
 "races appointed for any day have to be postponed, such race meeting may be held on
 "any other day within one week of such postponement."*
- Page 10, clause 31, line 26. *Omit "use" insert "purpose"*
- Page 10, clause 33, line 40. *Omit "less" insert "more"*
- Page 11, clause 34, line 1. *After "owners" insert "lessees"*
- Page 11, clause 34, line 1. *After "racecourses" insert "on which meetings for pony-racing are held"*
- Page 11, clause 34, lines 2 and 3. *Omit "within twenty miles"*
- Page 11, clause 34, line 4. *After "holding" omit "race"*
- Page 11, clause 34, line 4. *After "meetings" insert "for pony-racing"*
- Page 11, clause 34, line 5. *Omit "race" insert "such"*
- Page 11, clause 34, line 6. *After "the," first occurring, insert "said"*
- Page 11, clause 34, line 9. *After "said" insert "advisory"*
- Page 11, Schedule, line 17. *After "Schedule" omit "One"*

Examined,—

W. J. TRICKETT,

Chairman of Committees.

Ordered by Mr. Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration on Tuesday next.

(3.) Administration Amending Bill :—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the Wills, Probate, and Administration Act, 1898 ; and for purposes consequent thereon and incidental thereto,*"—with the amendments indicated by the accompanying Schedule, including an amendment in the Title, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
 Sydney, 27th September, 1906.

F. B. SUTTON,
 President.

ADMINISTRATION

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

27th September, 1906.

ADMINISTRATION AMENDING BILL.

*Schedule of the Amendments referred to in Message of 27th September, 1906.*JOHN J. CALVERT,
Clerk of the Parliaments.Page 1, Title. *After "1898" insert "and the Administration (Validating) Act, 1900"*Page 2, clause 2, line 1. *Omit "Amendment of Principal Act"*Page 2, clause 2, line 13. *Omit "authorise the power of sale in estates not exceeding two hundred pounds where no contest has arisen" insert "the authorising the sale, lease, or mortgage of any of the real estate as to which any person dies intestate where the gross value of such real estate does not exceed two hundred pounds, and no objection is raised to such sale, lease, or mortgage"*Page 2. *After clause 5 insert the following new clause:—*

Section five of the Administration (Validating) Act, 1900, is repealed, and the following inserted in its place:—

Repeal of sec. 5
of the Adminis-
tration (Validat-
ing) Act, 1900.

Where any person has died intestate before or after the commencement of this Act, as to any real or personal estate used by him at the time of his death in any business, trade, or occupation, the Court or the Supreme Court in its equitable jurisdiction may authorise the executor or administrator (whether probate or administration has been granted before or after the commencement of this Act) to postpone the realisation of the estate so used, or any part thereof, for such time as the Court thinks fit, and in the meantime to carry on the said business, trade, or occupation, and to use therein such estate, or part thereof, subject to such conditions as the Court may think fit to impose.

Court may
authorise
business of
intestate to be
carried on.

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered by Mr. Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration on Tuesday next.

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

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to apply certain sums out of the Consolidated Revenue Fund and the Public Works Fund towards the Services of the year 1906-1907; and for Services to be hereafter provided for by Loan,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 27th September, 1906.

F. B. SUTTOR,
President.

11. MINING BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill. Mr. Speaker resumed the Chair; the Chairman reported progress, and obtained leave to sit again on Tuesday next.

12. ADJOURNMENT:—Mr. Wade moved, That this House do now adjourn.
Debate ensued.
Question put and passed.

The House adjourned accordingly, at ten minutes after Eleven o'clock, until Tuesday next, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 43.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 2 OCTOBER, 1906.

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

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

HARRY H. RAWSON,
Governor.

Message No. 49.

A Bill, intituled "*An Act to apply certain sums out of the Consolidated Revenue Fund and the Public Works Fund towards the Services of the year 1906-1907; and for Services to be hereafter provided for by Loan,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 29th September, 1906.

2 QUESTIONS:—

- (1.) New Building for Parliamentary Library:—*Mr. Kelly*, for *Mr. Sullivan*, asked the Secretary for Public Works,—

- (1.) What punishment did *Mr. Cook* receive for the Parliamentary Library work?
- (2.) Has he been restored to his original position?
- (3.) Did he suffer any loss of pay?
- (4.) What were the costs for the renewal of the Parliamentary Library work?

Mr. Lee answered,—

- (1.) He was severely censured, had eight weeks' leave forfeited, and was fined £50.
- (2.) No; he is now a first-class assistant architect, and is "in charge of designs," whereas before he was a first-class assistant architect "on construction."
- (3.) Yes, by being fined £50.
- (4.) I am informed that there were no costs to the Department.

- (2.) Electric-heating Radiators:—*Mr. Kelly*, for *Mr. Sullivan*, asked the Secretary for Public Works,—
In reference to *Mr. Sullivan's* Question *re* the heating radiators purchased by the Government Architect's Department for the sum of £665 and sold as scrap iron for £5 12s., the same being rendered useless owing to the voltage of the Council's installation, could not alterations have been made rendering them suitable for the Council's voltage, and, if so, what would have been the cost of such alterations?

Mr. Lee answered,—I am informed that they could not have been altered at anything like a reasonable cost—experiments made proved unsatisfactory.

(3.)

2nd October, 1906.

(3.) Country Grain Sheds and Loading Appliances :—Mr. Perry (*Liverpool Plains*) asked the Secretary for Mines,—

- (1.) The total cost of erecting the Darling Island Grain Shed ?
- (2.) The total cost of erecting the electric elevators and bag carriers ?
- (3.) The number of sacks that the shed will hold ?
- (4.) The rent annually received from the shed ?
- (5.) How many grain sheds have been built by the Railway Commissioners in the country ?
- (6.) How many bags of wheat will they hold ?
- (7.) What was the cost of erecting these country grain sheds ?
- (8.) What is the annual rent received from these country grain sheds ?

Mr. Dick answered,—I am informed that the cost was :—

- (1 and 2.) Grain Sheds, £40,150 4s. 8d. ; conveyers, elevators, &c., £16,620 12s. 2d. ; sundry items, such as sidings, weighbridges, shoots, capstans, &c., £5,140 15s. 3d. ; total, £61,911 12s. 1d.
- (3.) (a) Main shed, 320,000 bags ; (b) new shed, 60,000 bags.
- (4.) (a) Main shed, £3,340 ; (b) new shed, £200. (First year, incomplete.)
- (5.) Forty-two at thirty-eight stations.
- (6.) 550,000 bags.
- (7.) The total cost of erecting forty-two grain sheds and platforms at thirty-eight stations was £22,170.
- (8.) £865 5s., when the sheds are all let.

(4.) Tax on Boat-sheds—Advertising on Government Land :—Mr. Dacey asked the Colonial Treasurer,—

- (1.) How much does the tax of 10s. per annum on boatsheds, and 10s. on a couple of planks on three stumps in a place like Brisbane Water help to swell the revenue ?
- (2.) How much does the Government reap by letting Government land for advertisements which are distasteful to many citizens ?

Mr. Dick answered,—

- (1.) As far as can be ascertained from the records of the Lands Department, the amount received for rentals of permissive occupancies for boat-sheds and jetties at Brisbane Water is £64 12s., but some include bathing-places, &c. I may add that the Government rental is not based on the structures erected, but on the value of the site.
- (2.) The revenue derived from this source is not distinguishable from the general advertising receipts, consequently, the information desired is not available.

(5.) Police Force :—Mr. Kelly asked the Colonial Secretary,—

- (1.) Is it a fact men joining the Police Force have to serve twelve months on probation ?
- (2.) Is it also a fact that during 1905, probationers, to the number of 101, had their appointments confirmed ?
- (3.) Are such confirmations recorded as promotions, and should they not be recorded as appointments to the Force ?
- (4.) Is he aware that in replying to a Question asked by Mr. Kelly, on the subject of long service pay for the Police, an official communication was received from his Department, showing 227 promotions during the year 1905, which included 101 appointed probationers ?
- (5.) Is it a fact that 126 Police Officers were promoted during 1905, and not 227 as stated in the communication above referred to ?

Mr. Hogue answered,—

- (1.) Yes.
- (2.) One hundred and four is the number who have had their appointments confirmed during the year 1905.
- (3.) No ; they are not recorded as promotions.
- (4.) The number of promotions stated did not include probationary constables.
- (5.) No ; 227 is the correct number of promotions.

(6.) Contracts for Boots for the Royal Navy on the Australian Station :—Mr. R. J. Anderson asked the Colonial Treasurer,—

- (1.) Has his attention been directed to an article in the *Australian Boot and Shoe Journal*, 31st August, stating that the question of calling for contracts locally for the supply of boots to men of the Royal Navy on the Australian Station is now being considered by the Admiralty ?
- (2.) Will he take the necessary steps to ascertain if this is so ?
- (3.) Should he find, on inquiry, that the report is founded on fact, will he instruct Mr. Coghlan to point out to the Lords of the Admiralty the great advances made during recent years in the production of local leather, and of the manufacture of this into boots and shoes ?
- (4.) Will he also instruct Mr. Coghlan to point out that a great saving would probably result were Royal Naval Forces on the Australian, and also on the China Station, supplied with Australian-made foot-wear through the Sydney depot of the Royal Navy at Garden Island ?

Mr. Dick answered,—My Honorable Colleague will cause inquiries to be made, and, if the facts be as stated, the necessary representations will be made.

(7.) Government Publications issued free to Schools of Arts :—Mr. R. J. Anderson asked the Minister of Public Instruction,—

- (1.) Referring to Questions asked on the 6th September, in respect of supplying Government publications free to Schools of Arts, and the answer thereto, is it a fact that the Sydney School of

Arts

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2nd October, 1906.

Arts and other institutions of a similar kind in large cities such as Newcastle, Bathurst, Goulburn, and Maitland do receive, and for many years past have received, supplies of this kind of literature regularly free of cost to them?

(2.) Do the Schools of Arts referred to receive any subsidy or monetary assistance from the State?

(3.) Has any Government Printing Office literature been paid for by the institutions named during the past ten years?

(4.) If so, how much has been received for the same and by which Schools of Arts has it been paid?

Mr. O'Connor answered,—

(1.) Yes. The Statutes of New South Wales are still supplied, free of cost, to the Sydney School of Arts and other institutions of a similar kind in the larger centres of population such as Newcastle, Bathurst, Goulburn, and Maitland.

(2.) Yes.

(3.) No.

(4.) Answered by No. 3.

(8.) Water Supply to the Liverpool Asylum:—*Mr. Booth*, for *Mr. Downes*, asked the Colonial Secretary,—

(1.) What rate was charged by the Metropolitan Water and Sewerage Board for the supply of water to the Liverpool Asylum during last year?

(2.) What was the total cost of water supplied to the Asylum for the year?

(3.) What would be the probable saving in the cost of water supply for general purposes in connection with the Asylum if a local supply was made available from George's River by the erection of the proposed weir at Broughton's?

Mr. Hogue answered,—

(1.) Water to the value of £621 19s. was supplied to the Asylum last year, the rate being 1s. per 1,000 gallons.

(2.) Deducting the quantity the Asylum was entitled to under the charities provision of the Act, the total amount charged was £181 2s.

(3.) Under existing conditions of supply, it is doubtful whether any saving would be effected if a local supply were made available.

3. MINING LEASE OF S. A. HUTCHINSON, CONDOBOLIN:—*Mr. Kelly* presented a Petition from S. A. Hutchinson, of Mount Alma, Condobolin, representing that Petitioner was the holder of mining lease under the Mining on Private Lands Amendment Act of 1896, and is an applicant for a mining lease and authority to enter and prospect under the Mining on Private Lands Acts; that he agreed to the cancellation of his lease in consideration of obtaining a new lease for part of the original lease; that he has been repeatedly refused a new lease and authority to enter and prospect on the land included in his cancelled lease on the ground that the land is held under a mining title; that had he known of the difficulty of obtaining a new lease he would not have agreed to the cancellation of his original lease; and praying the House to cause inquiry into Petitioner's claim, with a view to granting such relief as may seem just.
Petition received.

4. LOCAL GOVERNMENT EXTENSION BILL:—*Mr. Hollis* presented a Petition from the Newtown Borough Council, under its Common Seal, representing that at an ordinary meeting of the Council, held on the 4th September, 1906, certain amendments in the Local Government Extension Bill were deemed necessary, and praying consideration.
Petition received.

5. PAPER:—*Mr. Dick* laid upon the Table,—Schedule to the Estimates for 1906-7.
Referred by Sessional Order to the Printing Committee.

6. BIRDS AND NATIVE ANIMALS PROTECTION AND ACCLIMATISATION BILL:—

(1.) The Order of the Day having been read,—on motion of *Mr. Cohen*, *Mr. Speaker* left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the introduction, acclimatisation, and preservation of certain animals and birds which are or may be deemed to be of economic value to New South Wales; and for other purposes consequent thereon or incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill to provide for the introduction, acclimatisation, and preservation of certain animals and birds which are or may be deemed to be of economic value to New South Wales; and for other purposes consequent thereon or incidental thereto.

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

(2.) *Mr. Cohen* then presented a Bill, intituled "*A Bill to provide for the introduction, acclimatisation, and preservation of certain animals and birds which are or may be deemed to be of economic value to New South Wales; and for other purposes consequent thereon or incidental thereto*,"—which was read a first time.

Ordered to be printed, and read a second time on Tuesday, 23rd October.

2nd October, 1906.

7. **HIGH-STREET, ALSTONVILLE, CLOSING BILL**:—The Order of the Day having been read,—Mr. Perry (*The Richmond*) 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. Perry, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
 Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
 On motion of Mr. Perry, the report was adopted.
 Ordered, That the Bill be read a third time To-morrow.
8. **MEDICAL PRACTITIONERS ACTS FURTHER AMENDMENT BILL**:—The Order of the Day having been read,—Dr. Arthur moved, That this Bill be now read a second time.
 Debate ensued.

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

9. **MINING BILL**:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.
 Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again To-morrow.
- The House adjourned, at fifteen minutes after Eleven o'clock, until To-morrow, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 44.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 3 OCTOBER, 1906.

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

NORTH COAST RAILWAY BILL :—The following Message from His Excellency the Governor was delivered by Mr. Lee, and read by Mr. Speaker :—

HARRY H. RAWSON,
Governor.

Message No. 50.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the construction of a line of railway from Maitland to South Grafton ; to authorise the construction of the said line on public roads ; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line ; to provide for the use of the said line by the Constructing Authority or by persons authorised by him ; and for other purposes consequent thereon or incidental thereto.

State Government House,
Sydney, 11th July, 1906.

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

2. QUESTIONS :—

(1.) State Coal-mines :—Mr. O'Sullivan asked the Colonial Treasurer,—

(1.) Has the attention of the Government been directed to the following cablegram from Wellington, New Zealand :—"The report on the working of the State coal-mines, submitted to Parliament, shows that the quantity mined during the year was 131,816 tons from the Point Elizabeth and 46,085 from the Seddon mine. The capital outlay on the mines amounts to £69,698. The profits during the year, after the payment of £2,800 to the sinking fund, amount to £14,647, equal to 1s. 1d. per ton of the coal sold" ?

(2.) Will the Government take into consideration the desirability of establishing a few State coal-mines to supply the Government requirements on the railways, public institutions, &c., and also establish depôts in the large centres of population where the public may purchase coal without being subjected to the charges of the middleman ?

Mr. Dick answered,—It is a very large question, but it has been the subject of inquiries not yet completed.

(2.) Laundries connected with Industrial Institutions :—Mr. John Hurley asked the Minister of Public Instruction,—

(1.) Is he aware that the charitable laundries, and other so-called industrial institutions, which pay no wages to their employees, nor any water or other rates or taxes, are competing in the labour market with the registered laundries who are under the Factories Act and are compelled to pay certain wages and work certain hours ?

(2.) Under what clause of the said Factories Act are these places exempted and when, and by whom, were they exempted ?

(3.) Is it the intention of the Government during the present Session to introduce a measure to remedy this state of affairs ?

Mr.

3rd October, 1906.

Mr. O'Connor answered,—

(1.) I am informed that laundries in connection with religious and charitable institutions, and which are not registered as factories under the Factories and Shops Act of 1896, perform work for profit, and, therefore, compete with other laundries registered under the Act.

(2.) Section 3, subsection 2. The Governor, with the advice of the Executive Council, on the 29th January, 1897.

(3.) I will bring the matter under the notice of the Cabinet.

- (3.) Meat Exportation :—Mr. Meehan asked the Colonial Secretary,—Has his attention been called to the Meat Export disclosures, and to the admission of the President of the Board of Health that that body is powerless to deal with the matter; and will he take immediate steps to obtain the necessary legal authority to enable him to prevent the establishment of a Chicago meat scandal in our market?

Mr. Hogue answered,—The Board of Health supervises the slaughtering of cattle for food, but has no cognisance of the uses to which meat may be put which has passed its inspection at the time of slaughtering.

- (4.) Railway Locomotive Drivers and Firemen :—Mr. Briner, for Mr. Fegan, asked the Colonial Treasurer,—

(1.) Is it a fact that on some of the railways in America, locomotive drivers and firemen are permitted to use spectacles whilst following their employment?

(2.) Will he ask the Railway Commissioners to consider this matter with a view of having the same concession granted to men in their Service?

Mr. Dick answered,—

(1.) The Premier has been informed by the Railway Commissioners that on some of the railways in America the use of spectacles is allowed to bring the vision of enginemen employed on running trains up to the normal standard.

(2.) The Commissioners do not consider there is any necessity to adopt that practice here where the conditions are much more liberal in regard to the vision of enginemen than in the United States of America, where the responsibilities of enginemen are much greater than they are in this country. The Commissioners prefer to follow the lines adopted in Great Britain, where permission for enginemen to wear spectacles is not granted.

- (5.) Central Railway Station :—Mr. O'Sullivan asked the Colonial Treasurer,—

(1.) Is it a fact that up to the present date no cooking appliances have been provided for the men, and no accommodation has been furnished for the Station-masters at the Central Railway Station beyond a small wooden structure on the Assembly platform?

(2.) Will he call the attention of the Railway Commissioners to these alleged oversights, and request them to provide proper accommodation for both Station-masters and the men employed at the Central Railway Station?

Mr. Dick answered,—

(1.) The Premier is informed that accommodation is available for the Staff, and the question as to its sufficiency is being specially looked into by the Railway Commissioners.

(2.) With regard to the Station-masters' Office, the structure provided is that which was recommended by the Board appointed in 1901 by the then Minister, and reasonably meets requirements.

- (6.) Price of Meat :—Mr. O'Sullivan asked the Colonial Treasurer,—

(1.) Is it a fact that the Sydney Meat Preserving Company are only being paid 2d. per pound for prime mutton for exportation, and that, owing to the influence of a meat ring, the public of Sydney and suburbs are being charged 5d. per pound for the same kind of mutton?

(2.) In view of this fact will he appoint a Royal Commission to inquire into the reasons for the present high price of meat?

Mr. Dick answered,—If the Honorable Member will favour the Premier with all the facts in his possession relating to this matter, he will give them his most earnest consideration, and take such steps as may be deemed advisable under the circumstances.

- (7.) Macleay River Entrance :—Mr. Briner asked the Secretary for Public Works,—

(1.) Is it a fact that work has been discontinued, or is to be discontinued, at Macleay River entrance?

(2.) If so, for what reason?

(3.) Has the vote authorised by both Houses of Parliament been expended; if not, what is the unexpended balance?

(4.) If the work cease now, will the training walls and river-banks be left in a dangerous position?

(5.) Can he see his way to continue the work until permanent good has been effected?

Mr. Lee answered,—

(1.) The works are to be discontinued.

(2.) The funds voted for the works are exhausted.

(3.) The amount authorised under the Act (No. 6, 1899) was £104,500, but the total votes taken amounted to £86,000—this sum has been expended.

(4.) No.

(5.) The results of the works so far carried out have justified expectations, and the entrance is now normally a safe one to navigate with a depth of 7½ feet at low tide on the bar at present.

(8.)

3rd October, 1906.

(8.) Liability of Federal Members of Parliament and Public Servants to Income Tax:—Mr. Briner asked the Colonial Treasurer,—

(1.) Is it a fact that, while Members of the State Parliament and all Public Servants in this State come under the provisions of the Income Tax law, Members of the Federal Parliament who live in or represent this State, and all Federal Public Servants, are exempt from income tax?

(2.) If such is the case, will he endeavour to have the law amended, if possible, to bring Federal Members and Public Servants within the scope of the Act?

Mr. Dick answered,—

(1.) Members of the State Parliament and all Public Servants of this State are clearly liable to the Income Tax laws of the State. The question as to whether Federal Members or Federal Public Servants are so liable is *sub judice*, and the decision of the Privy Council on the point (case of *Webb v. Outtrim*) is expected next month.

(2.) If the Privy Council uphold the decision of the High Court in *Wollaston's* case—that the State Governments have no power to tax Federal Servants—this Parliament would be powerless to legislate on the subject. Representations could, however, be made to the Commonwealth Premier with a view to remedying the anomaly.

(9.) The Right Honorable G. H. Reid, P.C.:—*Mr. Jones*, for Mr. Thrower, asked the Colonial Treasurer,—

(1.) Is the Right Honorable G. H. Reid, P.C., retained by the Railway Commissioners of New South Wales?

(2.) If so, what annual fee does he receive?

(3.) How many cases has he appeared in during the past two years?

(4.) What is the total amount of money received by Mr. Reid during that period?

(5.) In how many cases was a verdict returned for the plaintiff?

(6.) What was the total amount of damages awarded?

Mr. Dick answered,—The information desired should be moved for in the form of a return.

(10.) Subdivision of Estates for Closer Settlement:—*Mr. Booth*, for Dr. Arthur, asked the Secretary for Lands,—

(1.) What interval was there between the date of purchase of Myall Creek Estate and that of the allotment of the subdivided blocks?

(2.) What was the similar interval with regard to the Dorrigo, calculating from the time it was first decided to throw it open for settlement?

(3.) If the same celerity of subdivision is maintained in the case of the various private estates about to be resumed, at what date may they be expected to be thrown open?

(4.) Is there any chance of settlers getting on to these subdivisions in time to prepare land for next year's wheat crop?

(5.) Is it a fact that the Burburgate Estate subdivision was carried through in less than ten weeks, and the Byron Estate in less than five months, the delay in the latter case being due to negotiations about roads with the Lands Department?

(6.) Is he satisfied that his Department could not carry through these subdivisions more quickly than they have been done in the past?

Mr. Ashton answered,—

(1.) The purchase was completed on 28th March, 1905, and the farms, aggregating 66,188 acres, became available on 25th April, 1905. The first farm was allotted on 2nd May, 1905.

(2.) Directions were given by me, on 16th May, 1905, to proceed with the designing of the Dorrigo country. The draft designs having been approved on 21st September and 14th October, 1905, the District Surveyor was authorised to carry out the necessary measurements. The land was gazetted on 15th August, 1906, as available for selection on 20th September, 1906.

(3 and 4.) I presume that Gobbagombalin (62,122 acres) and Marrar (18,816 acres) Estates, are referred to by the Honorable Member, the Government having agreed to purchase same, subject to Parliamentary approval. The proposed acquisitions will come before the Closer Settlement Board in about a fortnight's time. Upon receipt of the Board's reports, the proposals will be at once submitted to Parliament. In the event of Parliament's approval being given, survey, on the basis of the designed plan, will be at once proceeded with. The agreement with the owners of Gobbagombalin permits them to remain in occupation until the end of February, 1907, by which time, in all reasonable probability, the farms will be available for application. Earlier than this they cannot be available, no matter what despatch might be used. This, I hope, will afford ample time for a large proportion of the land to be cropped next year.

(5.) It is not known in the Department what time was taken to carry through the Burburgate and Byron Estates, but I am informed the latter was not delayed in any way on account of negotiations with the Lands Department in the matter of roads. As a matter of fact, I believe the owners subdivided the land in anticipation of the Department subsequently approving of the sale of certain Government roads.

(6.) This Question is apparently asked under a misapprehension of the facts. The Honorable Member is referred to the answer to Question No. 1 as relating to Myall Creek. In regard to the Dorrigo country, I would suggest to the Honorable Member that he should personally inspect the scrub before he passes judgment on the work of the surveyors. It would be absurd to compare the Dorrigo lands with country like that included in Myall Creek, Byron, Burburgate, Gobbagombalin, and Marrar. The density of the timber and the extreme difficulty of access made the work of designing, road-grading, and surveying very slow and tedious, and necessitated the employment of a special class of surveyors, some of whom were with difficulty obtained.

3rd October, 1906.

- (11.) Myall Creek Closer Settlement Area :—Mr. Jones asked the Secretary for Lands,—
- (1.) What was the area and the value per acre of Crown lands added to the acquired lands in Myall Creek to make the existing closer settlement area?
 - (2.) Was any estimate made and record kept to show the enhanced value by reason of the addition of such lands to the more valuable freehold purchased?
 - (3.) If such valuation was made what was the difference between the actual value of Crown lands before acquisition and subdivision of the estate, on the basis of acreage?
- Mr. Ashton answered,—
- (1.) There are 20,571 acres 1 rood 32¼ perches of Crown lands included in the Myall Creek settlement purchase area, of which 13,166¼ acres, valued at £24,588 10s. 6d., are included in the settlement purchase farms, and the balance, which has never been valued, embraced in roads and reserves.
 - (2.) No; the value of each farm was determined in itself. Although the whole estate was acquired at a fixed rate, the values of the subdivided farms varied considerably.
 - (3.) See answer to No. 2.
- (12.) Police Force Promotions:—Mr. Dacey asked the Colonial Secretary,—The number of promotions in the Police Force above the rank of first-class constable during the past twelve months?
- Mr. Hogue answered,—For the twelve months ending 30th September, 1906, fifty-six promotions were made above the rank of constable first-class.
3. GRAIN BAGS REGULATION BILL:—Mr. Briner presented a Petition from Sydney T. Harrison, Secretary, Wharf Labourers' Union, representing that the Grain Bags Regulation Bill had been referred to a Select Committee for consideration and report, and praying to be represented by Counsel, or Attorney, or in person, before such Committee, with the right to call, examine, and cross-examine witnesses.
Petition received.
Ordered to be referred to the Select Committee.
4. PAPERS :—
- Mr. Lee laid upon the Table,—Further Report of the Railway Commissioners on the proposed North Coast Railway from Maitland to South Grafton.
Referred by Sessional Order to the Printing Committee.
- Mr. Ashton laid upon the Table,—Return of Leases granted under the provisions of section 18 of the Crown Lands Act Amendment Act, 1903.
Referred by Sessional Order to the Printing Committee.
5. HIGH-STREET, ALSTONVILLE, CLOSING BILL (*Formal Order of the Day*),—On motion of Mr. Perry (*The Richmond*), read a third time, and passed.
Mr. Perry then moved, That the Title of the Bill be "*An Act to close and abolish that portion of High-street, Alstonville, lying between Commercial-road and The Avenue, and to vest the same in Robert Gibson, William Alexander Johnston, and William Condie Renwick, as trustees for the Alstonville Agricultural Society.*"
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 close and abolish that portion of High-street, Alstonville, lying between Commercial-road and The Avenue, and to vest the same in Robert Gibson, William Alexander Johnston, and William Condie Renwick, as trustees for the Alstonville Agricultural Society,*"—presents the same to the Legislative Council for its concurrence; accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.
- Legislative Assembly Chamber,
Sydney, 3rd October, 1906.*
6. POSTPONEMENT :—The Order of the Day "Medical Practitioners Acts Further Amendment Bill; "resumption of the Debate, on the motion of Dr. Arthur, 'That this Bill be now read a second time';"—postponed until Tuesday, 23rd October.
7. MINING BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

And the Committee continuing to sit after Midnight,—

THURSDAY, 4 OCTOBER, 1906, A.M.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.

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

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

The House adjourned, at twenty-seven minutes after One o'clock, a.m., until half-past Three o'clock, p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 45.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 4 OCTOBER, 1906.

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

QUESTIONS :—

- (1.) Nambucca River Entrance :—Mr. Briner asked the Secretary for Public Works,—
- (1.) Is it a fact that, of the sum voted by Parliament for improving the entrance to Nambucca River, no less than £28,000 remains unexpended because the scheme of the engineer who planned the works has been abandoned?
 - (2.) Did the Public Works Committee report upon an amended scheme in 1903?
 - (3.) What was the purport of that Report?
 - (4.) Will he submit a proposal to Parliament to carry out the urgently necessary portion of the work?

Mr. Lee answered,—

- (1.) No.
- (2.) In 1904 they did do so.
- (3.) "That the Southern Breakwater be constructed to a length of 2,100 feet."
- (4.) It is not considered advisable to do so at present.

- (2.) Return of Fever Patient, Elsie Addison, from the Coast Hospital :—Mr. Hollis asked the Colonial Secretary,—

- (1.) Is it a fact that on or about the 9th September, 1906, a little girl named Elsie Addison was returned to her home, 101, Wellington-street, Newtown, from the Coast Hospital, where she had been an in-patient for about a month, suffering from scarlet fever?
- (2.) Is it a fact that at the time the child was taken to the Hospital her father was lying seriously ill with pneumonia, such illness lasting about a month, and that her mother was then, and is now, in very delicate health, under medical care, and was at the time suckling a young baby?
- (3.) Is it a fact that Elsie Addison was sent home from the Hospital before she was fully recovered, that the glands of her neck were not properly healed, presumably the result of operations, with the result that she conveyed the disease to her two brothers, Sydney, aged 4½ years, and Alfred, aged 3 years; and that eight days after the girl's return, these children had to be taken to the Coast Hospital where they still remain as inmates?
- (4.) Did an officer of the Board of Health inspect the child's home, and state to the parents that he could not find any other cause for the illness of the two younger children than that of infection from their sister?
- (5.) Will he take such steps as will in future prevent the Hospital authorities returning patients, who have had infectious diseases, to their homes until all danger of infection has passed?
- (6.) Will he see that this family are in some way compensated for the expense they have been put to in this matter?

Mr. Hogue answered,—

- (1.) Elsie Addison was admitted to the Coast Hospital, 25th July, 1906, suffering from scarlatina. She was discharged, well, 16th September, 1906. Length of stay, fifty-three days.
- (2.) I am not aware.

4th October, 1906.

(3.) (a) One of the Resident Medical Officers, who was in charge of Elsie Addison until two days before her discharge, has reported that she was then quite well; another Resident Medical Officer, who succeeded the former and actually authorised her discharge, has reported that she was then quite well. No operation had been performed on her; she had no open sores. (b) No; in view of the ascertained facts this could not have happened. But Sydney and Alfred are suffering from scarlatina; their cases were notified on 22nd and 24th September respectively; application for their admission to the Coast Hospital was made 26th September, but all available beds were occupied in consequence of the severe epidemic of scarlet fever then raging, and they were not admitted.

(4.) No.

(5.) See answer to Question 3.

(6.) In the light of the information I have received, I cannot admit that a case for compensation has been made out.

(3.) Oilskin Coats supplied to Tramway Men:—*Mr. Kelly*, for *Mr. O'Sullivan*, asked the Colonial Treasurer,—

(1.) Is it a fact that the price at which oilskin coats are supplied to tramway men is known only to the Department and the successful tenderer; if so, what reason is there for not making the price public?

(2.) Are these oilskin coats generally satisfactory to the tramway men?

(3.) In calling for fresh tenders will he ask the Railway Commissioners to make the terms and conditions less stringent, so that all manufacturers may have a fair chance of tendering?

Mr. Dick answered,—

(1.) I am informed that there is no objection to make prices public, but as there are thousands of items in the Annual Railway Contracts, it is not usual or necessary to advertise accepted contracts.

(2.) Yes.

(3.) It is necessary to have strict business conditions in these contracts, and the Commissioners are not aware that any of them impose disability on contracting firms. If manufacturers consider they are prejudiced, it is suggested they should approach the Commissioners and indicate in what way any relaxation of the conditions is desired and why it is necessary.

(4.) Railway Locomotive Drivers and Firemen:—*Mr. Hollis* asked the Colonial Treasurer,—

(1.) Is it a fact that on German and other Continental Railways Locomotive Drivers and Firemen are permitted to use spectacles?

(2.) If so, will he ask the Railway Commissioners to consider this matter, and allow men on the New South Wales Railways to use these appliances?

Mr. Dick answered,—

(1.) I am informed that the Commissioners are not aware of the Continental regulations.

(2.) The Commissioners have already considered this matter, and as indicated in reply to Question No. 4, yesterday, they prefer to follow the lines adopted in Great Britain, where permission for enginemmen to wear spectacles is not granted.

2. LOTTERIES BILL:—The following Petitions, from certain Electors of New South Wales, representing that the Sydney Trades Hall Trustees, relying upon the security afforded by the Lotteries and Art Unions Act, incurred a liability of several thousand pounds in connection with the Sydney Trades Hall; that the existence of the Trades Hall does away with the necessity of holding meetings in hotels; that the Trades Hall is a great educational establishment; that the Eight-hours Art Union is conducted on fair and genuine principles; that the Sydney Eight-hours Committee hand over the profits from the annual Demonstration and Art Union to the Trades Hall Trustees towards the liquidation of the liability on the Trades Hall, and praying the House, in its wisdom, to exempt the Annual Eight-hour Art Union from the operation of the Lotteries Bill,—were presented by the Members named:—

(1.) By *Mr. Kelly*.

(2.) By *Mr. Meehan*.

(3.) By *Mr. Hollis*.

(4.) By *Mr. Kelly*.

(5.) By *Mr. Burgess*.

(6.) By *Mr. Meehan*.

(7.) By *Mr. Kelly*.

(8.) By *Mr. Burgess*.

(9.) By *Mr. Kelly*.

(10.) By *Mr. Hollis*.

(11.) By *Mr. Meehan*.

(12.) By *Mr. Kelly*.

(13.) By *Mr. Meehan*.

(14.) By *Mr. Estell*.

(15.) By *Mr. McGarry*.

Petitions received.

3. CRIMES (GIRLS' PROTECTION) BILL:—*Mr. Burgess* presented a Petition from *Anna M. Hazelton*, President of the Women's Labour League, Grenfell, praying that the House will, at the earliest possible date, pass into law the Crimes (Girls' Protection) Bill, raising the age of consent from fourteen to seventeen years of age.
Petition received.

4. SCRUB OR IMPROVEMENT LEASES—AUCTION SALES—OF CROWN LANDS:—*Mr. Perry (Liverpool Plains)* moved, pursuant to Notice, That, in the opinion of this House,—

(1.) No land should be offered as scrub or improvement leases, or under the 18th section of the 1903 Land Act, without first being made available for residential settlement for a period of not less than six months.

(2.) No land suitable for agriculture or grazing farms should be sold by public auction without first being made available for residential settlement for a period of not less than six months.

Debate ensued.

And

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

4th October, 1906.

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

5. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS :—

(1.) *Tramway, Oxford-street to Bellevue Hill*:—Mr. Lee moved, pursuant to Notice, That it is expedient that the proposed Electric Tramway, commencing at the crossing of Park-street and Elizabeth-street, and proceeding thence *via* Park-street, Yurong-street, Stanley-street, Bourke-street, Burton-street, and Macdonald-street, to Glenmore-road; and thence by Gurner-street, Norfolk-street, Windsor-street, Moncur-street, Queen-street, and Edgecliffe-road to Bellevue Hill, as recommended by the Parliamentary Standing Committee on Public Works, be carried out.

Debate ensued.

Question put and passed.

(2.) *Tramway, East to West Maitland, &c.*:—Mr. Lee moved, pursuant to Notice, That it is expedient that part of the proposed tramway from East to West Maitland and on to the Stanford-Merthyr and Pelaw Main Collieries, referred by the Legislative Assembly to the Parliamentary Standing Committee on Public Works, namely, from East Maitland to a point in Regent-street, West Maitland, 4 miles along the proposed tramway, be carried out.

Debate ensued.

Question put and passed.

(3.) *Railway, Belmore to Liverpool, as far as Chapel-road*:—Mr. Lee moved, pursuant to Notice, That it is expedient that the proposed Railway from Belmore to Chapel-road, as recommended by the Parliamentary Standing Committee on Public Works, be carried out.

Debate ensued.

Question put and passed.

(4.) *Pipe-line, Wallsend to Buttai—Newcastle and District Water Supply*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report on the expediency of constructing a 20-inch diameter Pipe-line from Wallsend to Buttai in connection with the Newcastle and District Water Supply.

Question put and passed.

6. NORTH COAST RAILWAY BILL:—Mr. Lee moved, pursuant to Notice, That the North Coast Railway Bill, which was introduced in the Assembly during last Session, but was interrupted before its completion by the close of the Session, be now reintroduced at the stage it had reached at the time of such interruption.

Question put and passed.

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

7. PRINTING COMMITTEE:—Mr. McFarlane, as Chairman, brought up the Thirteenth Report from the Printing Committee.

8. GAMING AND BETTING BILL (No. 2):—The Order of the Day having been read,—on motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

And the Committee continuing to sit after Midnight,—

FRIDAY, 5 OCTOBER, 1906, A.M.

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

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

Mr. Wade then moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act for the regulation and suppression of gaming, betting, and wagering; to amend the Games, Wagers, and Betting-houses Act, 1901; to restrict the holding of race-meetings; for the licensing of racecourses; and for purposes consequent thereon or incidental thereto.*"

Legislative Assembly Chamber,

Sydney, 5th October, 1906, a.m.

Question put, and voices given,—

Mr. Speaker stated his opinion that the *Ayes* had it.

Whereupon, Division called for, and Mr. Speaker having in accordance with Standing Order No. 213, directed the Members to take their seats to the right and left of the Chair respectively, declared the determination of the House to be in the *Affirmative*, as there were only four Members in the minority who had challenged his decision.

The following are the names of the Members in the minority, viz.:—Mr. Estell, Mr. Meehan, Mr. Macdonell, Mr. Gillies.

The House adjourned, at twenty-six minutes before Three o'clock, a.m., until Tuesday next, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 46.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 9 OCTOBER, 1906.

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

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

- (1.) Free Education Bill :—

HARRY H. RAWSON,
Governor.

Message No. 51.

A Bill, intituled "*An Act to abolish fees in Primary and Superior Public Schools ; to amend the Public Instruction Act of 1880 ; and for other purposes incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,
Sydney, 6th October, 1906.*

- (2.) Gaming and Betting Bill (No. 2) :—

HARRY H. RAWSON,
Governor.

Message No. 52.

A Bill, intituled "*An Act for the regulation and suppression of gaming, betting, and wagering ; to amend the Games, Wagers, and Betting-houses Act, 1901 ; to restrict the holding of race-meetings ; for the licensing of racecourses ; and for purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,
Sydney, 8th October, 1906.*

2. QUESTIONS :—

- (1.) Cullingral and Bow Valley Estates, near Merriwa :—Mr. Fleming asked the Secretary for Lands,—

(1.) Is it a fact that Mr. Cooper, of Cullingral, near Merriwa, has offered that estate to the Government for the purposes of Closer Settlement ?

(2.) If so, will he cause a report to be made on same at as early a date as possible ; at the same time have a report made on the proposal for the resumption of Bow Valley, as put forward by the Merriwa Branch of the Farmers and Settlers' Association ?

Mr.

9th October, 1906.

Mr. Moore answered,—

(1.) The Cullingral Estate was offered to the Government by Messrs. Gair, Sloane and Company, on behalf of the Vendors on the 1st September, 1906.

(2.) A report has been obtained, and it has been decided to decline the offer. The District Surveyor is now inspecting the lands in the Bow Creek Valley, which the Merriwa Farmers and Settlers' Association wishes the Government to resume for Closer Settlement; a report is expected very shortly.

- (2.) Proposed North Coast Railway from Maitland to South Grafton:—Mr. J. H. Young asked the Secretary for Public Works,—Will he obtain from the Railway Commissioners an estimate as to the extent the construction of the proposed railway line from Maitland to South Grafton may be expected to assist the already constructed line from Murwillumbah to Grafton to become profitable to the State?

Mr. Hogue answered;—The Commissioners have informed me as follows:—“The extensions will be an advantage to the section Murwillumbah to Grafton, but to what extent cannot be stated.”

- (3.) Police Holidays:—Mr. Booth asked the Colonial Secretary,—Referring to the replies to Mr. Booth's Question respecting police leave,—

(1.) Does he consider the police of this State are liberally treated as regards leave of absence after he has ascertained the leave granted to the London Police Force?

(2.) Is annual leave granted to police employed in clerical duties, and whose services are not required on Sundays?

(3.) Are police so engaged entitled, under the Service Regulations, to annual leave?

(4.) If not, will he see that a limited leave, at least, is granted annually to police so employed?

Mr. Hogue answered,—

(1.) Yes.

(2.) Police employed on clerical work, and who are off duty from 1 p.m. on Saturdays and all Sundays, do not get annual leave, as they are free from duty seventy-six days in the year on pay. They are paid for seven days in the week.

(3.) Not under the circumstances named in Answer No. 2.

(4.) They cannot get any further leave on the score that they are entitled to it, but every application is dealt with on its merits.

3. LOTTERIES BILL:—Mr. Holman presented a Petition from William Lister Lister, President of the Royal Art Society of New South Wales, representing that the Society was established in 1880, and in that year held an art union, and has continued to hold one annually since that time, such art unions being solely for the purpose of distributing pictures and works of art; that the prizes in the Society's art union consist of pictures of a high class, and people of very moderate means are thereby enabled to satisfy their artistic leanings; that art unions are held in all parts of the civilised World; that the British Parliament passed a special Act to encourage them; that, the purchasers of Australian works of art being limited, the artists depend in a great measure on art unions for the remuneration of their time and skill; that, under the Lotteries Bill, the interests of artists and lovers of the fine arts will be seriously injured and prejudiced, unless saving or protecting clauses be inserted; and praying that the Bill be so amended or dealt with as to protect and conserve the rights and interests of Petitioner and others similarly situated.

At the request of Mr. Holman, the Petition was read by the Clerk, by direction of Mr. Speaker. Petition received.

4. PAPERS:—

Mr. Moore laid upon the Table,—Amended Regulations Nos. 42 and 43, and Forms Nos. 10 and 12, under the Pastures Protection Act, 1902.

Referred by Sessional Order to the Printing Committee.

Mr. O'Connor laid upon the Table,—Report of the Minister of Public Instruction for the year 1905.

Referred by Sessional Order to the Printing Committee.

5. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS:—Mr. John Hurley, in accordance with the provisions of the Public Works Act, laid upon the Table, Report, together with the Minutes of Evidence, relating to the proposed Railway from Mudgee to Dunedoo, *vid* Canadian Lead. Referred by Sessional Order to the Printing Committee.

6. MINING BILL (*Formal Order of the Day*),—on motion of Mr. Moore, read a third time, and passed. Mr. Moore then moved, That the Title of the Bill be “*An Act to consolidate and amend the law relating to mining; to give further facilities for the development of mining; to amend the Crown Lands Act of 1884 and Acts amending the same; and for other purposes.*” Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled “*An Act to consolidate and amend the law relating to mining; to give further facilities for the development of mining; to amend the Crown Lands Act of 1884 and Acts amending the same; and for other purposes.*”—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 9th October, 1906.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

9th October, 1906.

7. PASTURES PROTECTION (AMENDMENT) BILL:—The following Message from His Excellency the Governor was delivered by Mr. Carruthers, and read by Mr. Speaker:—

HARRY H. RAWSON,
Governor.

Message No. 53.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Pastures Protection Act, 1902, the Pastures Protection Amendment Act, 1904, the Crown Lands Acts, the Western Lands Acts, the Native Dogs Destruction and Poisoned Baits Act, 1901, and other Acts; to make further provision for the encouragement of the erection of rabbit-proof fencing; and for other purposes.

State Government House,
Sydney, 5th October, 1906.

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

8. OFFICE OF STATE GOVERNOR:—The Order of the Day having been read for the resumption of the Debate, on the motion of Mr. Arthur Griffith, "That, in the opinion of this House, the time has arrived when the office of State Governor should be abolished, and the duties performed by that Officer merged in those of the Chief Justice of the State,"—

The Question was again proposed.—

And the Debate not being resumed,—

Question put.

The House divided.

Ayes, 15.

Mr. Burgess,
Mr. Miller,
Mr. Meehan,
Mr. Cann,
Mr. Jones,
Mr. Estell,
Mr. Nielsen,
Mr. Scobie,
Mr. Edden,
Mr. Charlton,
Mr. Thrower,
Mr. Holman,
Mr. Briner.

Tellers,

Mr. W. W. Young,
Mr. McLaurin.

Noes, 29.

Mr. Cohen,	Mr. O'Sullivan,
Mr. Wade,	Mr. Fallick,
Mr. Carruthers,	Mr. Morton,
Mr. Moore,	Mr. Downes,
Mr. Kelly,	Mr. Creswell,
Mr. O'Connor,	Mr. Walter Anderson,
Mr. Hogue,	Mr. R. J. Anderson,
Mr. Nicholson,	Mr. Davidson,
Mr. Dick,	Mr. Booth,
Mr. Brinsley Hall,	Mr. Bruntnell.
Mr. Bennett,	
Mr. Levien,	Tellers,
Mr. Smith,	Dr. Arthur,
Mr. Latimer,	Mr. Nobbs.
Mr. Perry (<i>The Richm'd</i>),	
Mr. John Hurley,	
Mr. J. H. Young,	

And so it passed in the negative.

9. CRIMES (GIRLS' PROTECTION) BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

10. LOCAL GOVERNMENT EXTENSION BILL:—The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the reconsideration of the Bill.

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

11. BANKS AND BANK HOLIDAYS FURTHER AMENDMENT BILL:—The Order of the Day having been read,—on motion of Mr. Hogue, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the 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. Hogue, the report was adopted.

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

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the amendment made by the Legislative Council in the Bill, intituled "*An Act to provide for the interpretation of certain agreements in so far as they refer to Public or Bank Holidays; to amend the Banks and Bank Holidays Act, 1898, and the Banks and Bank Holidays Act Amendment Act, 1899; and for other purposes incidental thereto.*"

Legislative Assembly Chamber,
Sydney, 9th October, 1906.

9th October, 1906.

12. ADMINISTRATION AMENDING BILL :—The Order of the Day having been read,—on motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments, including the amendment in the Title.
On motion of Mr. Wade, the report was adopted.

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

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to amend the Wills, Probate, and Administration Act, 1898; and for purposes consequent thereon or incidental thereto,*"—including the amendment in the Title.

*Legislative Assembly Chamber,
Sydney, 9th October, 1906.*

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 47.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 10 OCTOBER, 1906.

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

BELLEVUE HILL TRAMWAY BILL:—The following Message from His Excellency the Lieutenant-Governor was delivered by Mr. Lee, and read by Mr. Speaker:—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 54.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, 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 sanction the construction of an Electric Tramway, commencing at the crossing of Park-street and Elizabeth-street, and proceeding thence *via* Park-street, Yurong-street, Stanley-street, Bourke-street, Burton-street, and Macdonald-street, to Glenmore-road; and thence by Gurner-street, Norfolk-street, Windsor-street, Moncur-street, Queen-street, and Edgecliffe-road to Bellevue Hill; and for other purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 13th September, 1906.*

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

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

- (1.) East to West Maitland Tramway Bill:—

HARRY H. RAWSON,
Governor.

Message No. 55.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the construction of a tramway from East to West Maitland; and for other purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 29th September, 1906.*

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

- (2.) Belmore to Chapel-road Railway Bill:—

HARRY H. RAWSON,
Governor.

Message No. 56.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the construction of a line of railway from Belmore to Chapel-road; to authorise the construction of the said line on public roads; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 27th September, 1906.*

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

10th October, 1906.

3. QUESTIONS :—

(1.) Passengers to San Francisco :—*Mr. Gillies*, for *Mr. O'Sullivan*, asked the Colonial Treasurer,—
(1.) How many third and second class passengers have left Sydney for San Francisco during the past three months?

(2.) Can the trades or callings of these passengers to California be classified; if so, will he have them stated?

Mr. Carruthers answered,—The returns furnished to the Customs Authorities only set forth the names of passengers travelling in the saloon or steerage, and during three months ended 30th September, 1906, there were 145 steerage passengers. No information is available respecting the trades or callings of the steerage passengers in question.

(2.) Differential Rates on the Northern Railway :—*Mr. Gillies* asked the Colonial Treasurer,—

(1.) Have the Railway Commissioners instituted a system of differential rates on the Northern System of the Railways?

(2.) Have such rates had the effect of reducing the railway traffic to the port of Morpeth?

(3.) Have any complaints been received from tradesmen and manufacturers in the town of Morpeth that such rates are opposed to their interests, and prejudicial to the port of Morpeth?

(4.) Will he obtain the opinion of the Attorney-General as to whether the Railway Commissioners have any legal right to make or impose differential rates against individuals or places in the same or any district?

Mr. Carruthers answered,—The following answers have been supplied to me :—

(1 and 2.) I am informed that preferential rates are not in operation on the Northern Line. There is, however, a special rate for general supplies between Sydney and Newcastle. The ordinary mileage rates are charged on traffic forwarded from Newcastle or Morpeth to stations on the Northern Line, and the same maximum rate is applicable from both stations.

(3.) I am not aware that any complaint has been made by the residents of Morpeth in respect to the matter.

(4.) The opinion does not appear to be necessary.

(3.) Prison Labour for Government Departments :—*Mr. Estell*, for *Mr. Jones*, asked the Attorney-General and Minister of Justice,—

(1.) What was the quantity and value of work performed by the Prisons Department for Stores Supply and Tender Board and other Government Departments during the financial year 1905-6, under headings of each of the various trades?

(2.) What was the cost of material used in such work?

(3.) How much was paid for the labour of the prisoners?

Mr. Wade answered,—This information should be moved for in the form of a return. It will take some time to prepare.

(4.) Coal-mining Lease near Cessnock :—*Mr. Charlton* asked the Secretary for Mines,—

(1.) Is it a fact that an area of 1,500 acres of Crown lands, near Cessnock, has been granted to a syndicate as a coal-mining lease, and have they complied with the labour conditions?

(2.) What exemptions have been granted?

(3.) Was an application made recently by other parties, and refused, while further exemptions were granted to present lessees?

Mr. Moore answered,—It is impossible to answer these Questions unless the Honorable Member specifies the lease or leases to which he refers. There are thousands of acres held under lease around there.

(5.) Prison Labour at Long Bay Penitentiary :—*Mr. McLaurin*, for *Mr. O'Sullivan*, asked the Secretary for Public Works,—

(1.) Is it a fact that prison labour is now being employed on the works in connection with the new Penitentiary, near Long Bay?

(2.) If so, to what extent, and in what direction, is the prison labour availed of?

Mr. Lee answered,—No.

(6.) M. J. Moylan's Tender for Improvement Lease, Parish Horton, County Gloucester :—*Mr. Bennett*, for *Mr. Briner*, asked the Secretary for Lands,—

(1.) Was portion 56 of 3,414 acres, parish Horton, county Gloucester, offered for sale by public auction as improvement lease block 467, on 28th April, 1903, and not sold?

(2.) Did anyone make a bid when the land was offered; and, if so, what was the bidder's name and the amount of the bid?

(3.) Did Michael Joseph Moylan afterwards, on 12th June, 1905, apply for the land as improvement lease by after-auction tender?

(4.) Did the Local Land Board recommend, at Dungog, on 17th October, 1905, that Moylan's tender be accepted, and that a tender by Augustine Carlton, lodged in November, 1905, be refused?

(5.) Did Carlton appeal against the Land Board's decision, and was the Land Appeal Court's decision to the effect that the Land Board should hear Carlton's case without interfering with its previous decision in favour of Moylan?

(6.) Has Moylan's tender yet been approved; if not, why not?

Mr. Moore answered,—

(1.) Yes.

(2.) The block was not bid for.

(3.) Yes.

(4.)

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- (4.) The Land Board at Dungog, on the 17th October, 1905, recommended that M. J. Moylan's tender be accepted, and that Augustine Carlton's, of the 31st August, 1905 (not November), be refused. The Board could not, in October, deal with an application made in November. The Honorable Member appears to have inadvertently given the wrong date.
- (5.) Carlton appealed against the Land Board's recommendation of 17th October, 1905, and the Land Appeal Court returned the papers to the Board to rehear Carlton's tender of the 31st August, 1905, alone. The Land Board, on the 8th August, 1906, reheard Carlton's tender of the 31st August, 1905, and again recommended that it be declined.
- (6.) No, as Carlton has appealed against the Land Board's recommendation of the 8th August, 1906, that a fresh tender lodged by him (Carlton) for this block, on the 14th November, 1905, be declined.

- (7.) Gaming Houses:—*Mr. Fegan*, for Mr. Levien, asked the Attorney-General and Minister of Justice,—In case any house, houses, or any place is suspected of being a gaming-house under the Gaming and Betting Act, will he give instructions to the Inspector-General of Police to authorise his officers to give notice to the landlords and tenants suspected of carrying on such gaming-houses to desist, otherwise proceedings will be taken against them?

Mr. Wade answered,—Instructions have already been given that the owner of any house which is suspected of being a gaming-house, shall be notified of such suspicion; but I do not intend to give any such notice to the occupiers of such premises, who must know the nature of the business that is being carried on.

- (8.) Tenders for a Bridge at Myers' Crossing and Work on Road, Congarini-road, near Bowraville, to Wirrimbi:—*Mr. McLaurin*, for Mr. Briner, asked the Secretary for Public Works,—

- (1.) Who was the lowest tenderer for a Low-level Bridge at Myers' Crossing, and what was the amount of the tender?
- (2.) How many tenders were received, and what was the amount of the highest?
- (3.) Has any tender been accepted; and, if not, when will one be accepted?
- (4.) How many tenders were received for work on the road recently opened from the Congarini-road, near Bowraville, to Wirrimbi?
- (5.) Who was the lowest tenderer, and what was the amount of the tender?
- (6.) What was the amount of the highest tender?
- (7.) Has any tender been accepted, and if not will he see that one is accepted and the work carried out as early as possible?

Mr. Lee answered,—

- (1.) J. Tulley—£519 18s.
- (2.) Eleven tenders received—highest, £780 15s. 10d.
- (3.) Tenders are now under consideration.
- (4.) Two tenders.
- (5.) M. Kearns—£246 14s. 9d.
- (6.) £277 8s. 6d.
- (7.) Tender will be accepted in a day or two.

- (9.) Police Promotions:—*Mr. Estell*, for Mr. Kelly, asked the Colonial Secretary,—Will he lay upon the Table of this House a return showing,—(a) the number of promotions above the rank of ordinary constable during the year 1905; (b) name and rank of all constables and officers promoted in the Police Force during 1905?

Mr. Hogue answered,—A return will be furnished if ordered by this House.

- (10.) Classification of Shires for Subsidy Purposes:—*Mr. Perry (The Richmond)* asked the Secretary for Public Works,—

- (1.) Is the classification of Shires for subsidy purposes under consideration?
- (2.) Will he take into consideration the fact that in the Shires within the Richmond Electorate,—(a) there is a maximum rainfall for the State; (b) the soil is deep; (c) the roads only 1 chain wide, and fenced; (d) the population dense and the vehicular traffic very heavy; (e) the need for a subsidy of at least £5 to £1 to meet the necessities of those Shires?

Mr. Lee answered,—

- (1.) Yes.
- (2.) Yes.

- (11.) Test of Blue Metals on Parramatta-road:—*Mr. Law* asked the Secretary for Public Works,—

- (1.) Has a test, or tests, been made by Mr. W. A. Smith, Engineer, Works Department, of blue metals, on the Parramatta-road, between the University and Camperdown?
- (2.) What were the dates covering such tests?
- (3.) What blue metals were used, and where did they come from?
- (4.) What results and conclusions have been arrived at from the observations made?
- (5.) Will he cause the details of such test to be furnished?

Mr. Lee answered,—

- (1.) Yes.
- (2.) From 15th December, 1904, but not yet completed.
- (3.) Kiama Road Metal Company (Salmond), Kiama; J. McSweeney, Kiama; Joseph Ward & Co., Shellharbour; Harbour Works, Port Kembla; Emu Gravel Company, Emu Plains; Emu Gravel Company, Prospect; R. Trevethan, Dundas.
- (4.) Three of the metals are still in use; the remainder have been exhausted and renewed.
- (5.) Final results have not yet been attained. It may be some months before tests are completed.

10th October, 1906.

4. PAPERS:—

Mr. Lee laid upon the Table,—Notification of resumption of land, under the Public Works Act, 1900, for the construction of Sewerage Works for the Town of Parramatta.

Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—

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

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

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

(4.) *Gazette* Notices setting forth the mode in which it is proposed to deal with the dedication of certain Lands, under the Crown Lands Acts of 1884 and 1889, and the Public Trusts Act, 1897.

Referred by Sessional Order to the Printing Committee.

5. PASTURES PROTECTION (AMENDMENT) BILL:—Mr. Moore, *on behalf of* Mr. Ashton, moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Pastures Protection Act, 1902, the Pastures Protection Amendment Act, 1904, the Crown Lands Acts, the Western Lands Acts, the Native Dogs Destruction and Poisoned Baits Act, 1901, and other Acts; to make further provision for the encouragement of the erection of rabbit-proof fencing; and for other purposes. Question put and passed.

6. BELLEVUE HILL TRAMWAY BILL:—Mr. Lee moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of an Electric Tramway, commencing at the crossing of Park-street and Elizabeth-street, and proceeding thence *via* Park-street, Yurong-street, Stanley-street, Bourke-street, Burton-street, and Macdonald-street, to Glenmore-road; and thence by Gurner-street, Norfolk-street, Windsor-street, Moncur-street, Queen-street, and Edgecliffe-road to Bellevue Hill; and for other purposes consequent thereon or incidental thereto. Question put and passed.

7. EAST TO WEST MAITLAND TRAMWAY BILL:—Mr. Lee moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of a Tramway from East to West Maitland; and for other purposes consequent thereon or incidental thereto. Question put and passed.

8. BELMORE TO CHAPEL-ROAD RAILWAY BILL:—Mr. Lee moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of a line of Railway from Belmore to Chapel-road; to authorise the construction of the said line on public roads; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto. Question put and passed.

9. LOCAL GOVERNMENT EXTENSION BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further reconsideration of the Bill. Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again To-morrow.

10. BATHURST CATHEDRAL VALIDATING BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to sanction, confirm, and give legal effect to a Canon for establishing and regulating the Constitution of the Cathedral Church of All Saints, Bathurst,*"—presents the same to the Legislative Assembly for its concurrence; accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

*Legislative Council Chamber,
Sydney, 10th October, 1906.*

F. B. SUTTON,
President.

Bill, on motion of Mr. Lee, read a first time.

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

The House adjourned, at twenty-five minutes before Twelve o'clock, until To-morrow, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 48.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 11 OCTOBER, 1906.

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

QUESTIONS:—

- (1.) Murray River Fisheries:—*Mr. Nobbs*, for *Mr. Ball*, asked the Colonial Secretary,—
- (1.) Is it a fact that six honorary Inspectors of Fisheries, at Corowa, have declined reappointment; and what reasons do they give for so declining?
 - (2.) What amount of money has been expended on the Murray Fisheries since the inception of the present Board, and in what direction?
 - (3.) Will he provide in his amended Fisheries Act for the administration of the Murray Fisheries by a local Board?
 - (4.) Who are the officers, and where are they stationed, whose reports the Board rely on for information regarding the Murray Fisheries?
 - (5.) How many licensed fishermen are there on the Murray River, and where are licenses issued?

Mr. Lee answered,—

- (1.) No. Three honorary inspectors, whose appointments had expired, declined to be reappointed on the following grounds:—(a) That the present system of honorary inspectors is useless; (b) that they were dissatisfied with the scant attention given by the Board to inland streams; (c) the apparent disinclination of the Board to consider suggestions put forward by them; (d) the legalising of nets, more especially drum nets in tributaries of the Murray River; (e) tacit refusal of the Board to assist them by placing a paid inspector on Murray River during close seasons; and one resigned on the ground that the appointment of inspectors was useless.
 - (2.) £154 17s. for travelling expenses of Members, and investigations with Murray Cod by the Superintendent of Fisheries Investigations.
 - (3.) It is not considered that such a course would be satisfactory.
 - (4.) There are no special officers appointed to deal with Murray River Fisheries. Any information received from local persons is inquired into. Such action as is necessary is taken.
 - (5.) 117 fishermen and 100 boats are licensed. Licenses are obtained at Moama, Euston, Cal Lal, Corowa, Wentworth, Albury, Barham, and Tocumwal.
- (2.) The Right Honorable G. H. Reid, P.C.:—*Mr. Thrower* asked the Colonial Treasurer,—What is the annual fee paid to the Right Honorable G. H. Reid, P.C., as Counsel for the Railway Commissioners of New South Wales?
- Mr. Dick* answered,—No annual fee is paid to the Right Honorable G. H. Reid, P.C., by the Railway Commissioners of New South Wales.

- (3.) Site for Government Township at Bobo:—*Mr. Briner* asked the Secretary for Lands,—
- (1.) Did the Member for Raleigh represent to him and his Department that in view of the amount of public money being expended in making a road to and preparing "Dorrigo Subdivision" for settlement, a site for a Government township should be reserved at Bobo and surveyed and offered at auction as early as possible?
 - (2.) Was a site reserved?

(3.)

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- (3.) Has it been surveyed for sale, and, if so, when will it be offered?
 (4.) Is it a fact that a private syndicate or individual has had a township site surveyed and is now advertising it for sale by auction?
 (5.) If so, will the private owner, or owners, not reap the "unearned increment" which should have gone to the Crown had the site reserved by the Government been offered early?
 (6.) Is he aware that the private township, in which allotments are advertised for sale, has been named "Ashton," and, if so, has it been so named with the Minister's knowledge and consent?
 (7.) Can he say if any Members of the Government or of Parliament are directly or indirectly interested in the syndicate which owns land between Coramba and Dorrigo, and particularly in the "Township of Ashton"?

Mr. Dick answered,—

- (1.) Yes, by letter of the 15th June, 1906.
 (2.) An area of about 300 acres on Bobo Creek, situated between portions 15 and 17, parish of Stewart, has been left in the covering classification reserve, with a view to the establishment of a village there, and the District Surveyor was instructed, on the 23rd July last, to prepare a design for village and suburban subdivision of the area.
 (3.) Plans of survey have not yet been received.
 (4.) A private syndicate could not survey a township on the reserved site, and there is no private land close thereto which could be utilised for the purpose.
 (5.) It is not known what "unearned increment" will be reaped by any private individual, but the sale of allotments in the Government township at Bobo will not be prejudiced thereby. The Government proposes to offer only sufficient land to meet actual demand—speculative purchasers will not be encouraged.
 (6 and 7.) No.

- (4.) *Mr. Patrick Joseph Macnamara, Coff's Harbour* :—*Mr. Briner* asked the Colonial Treasurer,—
 (1.) When was *Mr. Patrick Joseph Macnamara*, now at *Coff's Harbour*, appointed a Sworn Valuator under the Real Property Act?
 (2.) By whom was he appointed and on whose recommendation?
 (3.) What were his qualifications?
 (4.) When was *Mr. Macnamara* appointed a Commissioner of Affidavits, and by whom was he so appointed, and upon whose recommendation?
 (5.) When was *Mr. Macnamara* appointed Government Assessor; by whom was he appointed and upon whose recommendation?

Mr. Lee answered,—

- (1.) 24th March, 1903.
 (2.) By the Governor-in-Council, on the recommendation of the then Chief Secretary, *Sir John See*, who, doubtless, satisfied himself as to *Mr. Macnamara's* suitability.
 (3.) His qualifications were stated to be ten years' service with the Bank of New South Wales, and subsequent experience as a member of several auctioneering and estate agency firms.
 (4.) 30th September, 1901, at *Corowa*, and on 23rd November, 1905, at *Coff's Harbour*, by the Right Honorable the Chief Justice. Information is not available as to the recommendation, if any, in favour of this appointment.
 (5.) I am informed that no one of the name of *Macnamara* has ever been employed under the Department of Taxation.
- (5.) *Public School Buildings, Tyndale and Tucabia* :—*Mr. Briner* asked the Minister of Public Instruction,—When will the repairs and additions to the school buildings at *Tyndale* and *Tucabia* be put in hand?

Mr. O'Connor answered,—*Tyndale*—Repairs, &c., have been approved, and the District Architect reports that tenders will be called for this week. *Tucabia*—A tender has this day been accepted for repairs to school and residence.

- (6.) *Appointment of Assistant Caretaker at Coff's Harbour Jetty* :—*Mr. Briner* asked the Colonial Treasurer,—
 (1.) Has an assistant caretaker been appointed at *Coff's Harbour Jetty*?
 (2.) If so, when will he commence duty?

Mr. Dick answered,—

- (1.) Yes.
 (2.) He has been instructed to take up his duties.
- (7.) *Fire Brigades Bill* :—*Mr. Briner* asked the Colonial Secretary,—Is it intended that the provisions of the amending *Fire Brigades Bill* shall be enforced in the Municipalities in which no fire brigades exist?
Mr. Lee answered,—Any Municipality or area as described in section 4 of the Bill may be withdrawn from the operation of the Act by Proclamation. The question whether a fire brigade should or should not be established in a Municipality would be a matter for arrangement between the Municipal Council and the Fire Brigades Board.

- (8.) *Commonwealth Oil Corporation's Lease for Railway, Wolgan to Western Line* :—*Mr. Edden* asked the Secretary for Mines,—
 (1.) Have any special agreements been entered into on the part of the Commonwealth Oil Corporation, Limited, and the Crown in respect to the construction of a line of railway from a point between *Dargan's Creek* and *Clarence*, on the Western Railway, to *Wolgan*; if so, what are the concessions and under what Act and section are the Company privileged?
 (2.)

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- (2.) Have the public been safeguarded, and can the line be used by the public for passenger and general traffic on a basis of charges as existing on the Government Railways of the State?
- (3.) Is it not a fact that other rail or tram companies in the State have been compelled to submit measures to Parliament to enable them to construct lines to their properties; if so, how is it that the above Company has secured exemptions?

Mr. Moore answered.—The Company has applied for a lease of a strip of Crown lands 2 chains wide for the purpose of constructing a railway from its mining properties at Wolgan to the main trunk line near Clarence, but the application has not yet been considered, and the area required has not been surveyed. The application is made under the Mining Laws Amendment Act, 1901; the lease, if granted, will enable the Company to construct the railway in connection with their mining operations, but will not authorise them to carry passengers, or produce, other than the products and requisites of their mine.

- (9.) Myall Creek Resumption:—Mr. Holman asked the Secretary for Lands,—

- (1.) What are the results of the resumption of Myall Creek to date in the following respects:—
(a) The amount of purchase money paid to the previous owners; (b) other expenses of investigation, &c., if any, in connection with the resumptions; (c) the total area resumed; (d) the area so far placed under settlement?
- (2.) What amount will the Government receive when payments for the area at present settled upon are completed?
- (3.) What area available for settlement still remains undisposed of?
- (4.) What steps does he contemplate in connection with such undisposed of area?

Mr. Moore answered,—

- (1.) (a) £138,866 0s. 2d., less £7,095, amount of outstanding balances due on incomplete conditional purchases; (b) £2,126 15s. 3d., covering costs of investigation, reports, Board inquiries, surveys, lithographs, pamphlets, advertising, and other incidental expenses; (c) 53,928 acres 2 roods 7½ perches; (d) 55,451 acres 1 rood, being 45,711 acres 1 rood acquired lands and 9,740 acres Crown lands that were included in the settlement purchase area.
- (2.) £137,111 6s. 8d., being £118,528 18s. 8d. for the acquired lands and £18,582 8s. for the Crown lands plus the interest prescribed by the Act.
- (3.) 11,237½ acres, being 7,811½ acres acquired lands and 3,426¼ acres Crown lands.
- (4.) Pending disposal, the remaining farms are under lease, but they are gradually being taken up as settlement purchases.

- (10.) Application by Mr. Colchester for Myall Creek Land:—Mr. Holman asked the Secretary for Lands,—

- (1.) Was a Mr. Colchester, of Cambridge, England, an applicant for a portion of the resumed area of Myall Creek?
- (2.) Did he receive the portion for which he applied?
- (3.) Is he now resident upon that portion?
- (4.) If not, can he inform this House as to the circumstances which led to his abandonment of that portion?
- (5.) Has that portion since been taken up by any other settler?

Mr. Moore answered,—

- (1.) Yes; Mr. Colchester applied in England for Farm 120, but upon arrival in the State and inspection of Myall Creek he decided to apply for Farm 36.
- (2.) No; the application for Farm 120 was not proceeded with by Mr. Colchester, and he never actually lodged an application for Farm 36.
- (3.) No.
- (4.) Mr. Colchester stated verbally that his family insisted upon returning to England.
- (5.) Farm 120 is still available, but Farm 36 has been selected.

- (11.) Mr. F. D. Broughton, late of the Sydney Harbour Trust Department:—Mr. Gillies asked the Colonial Treasurer,—

- (1.) Is it a fact that Mr. Francis Delves Broughton was retired from the Sydney Harbour Trust, when he had priority in the service over another, who had already received compensation on retirement from another branch of the Service?
- (2.) If so, why were Mr. Broughton's services not retained in lieu of one who was receiving a Government pension, and who got three months' pay from the Trust on being retired, when Mr. Broughton was not in receipt of either?
- (3.) Is it a fact that Mr. Broughton was appointed by the Commissioners to take up a position at the Federal Wharf weigh-bridge, which at the last moment was rescinded, and, if so, why?
- (4.) Is it not usual to give preference to those who have been in the service of the Trust before outsiders, and has this been carried out?
- (5.) Is he aware that the Secretary of the Sydney Harbour Trust, in his certificate of discharge issued to Mr. Broughton, speaks of him as a thoroughly trustworthy man who had discharged his duties in a satisfactory manner, being regular, attentive, and accurate in the performance of his work as a collector?

Mr. Dick answered,—

- (1.) Mr. Broughton was retired in connection with the rearrangement and reduction of the collecting staff of the Trust; he was senior by some eighteen days to one of the collectors whose services were retained, but the Commissioners are not aware whether the last-mentioned officer received compensation on retirement from another branch of the Service.

(2.)

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- (2.) The collector referred to in this Question was retired as soon as the Commissioners became aware that he was drawing a Government pension in addition to his salary. This collector did not receive three months' pay from the Trust on being retired, but, prior to retirement, he was granted twelve weeks' leave of absence to which he was entitled under the Regulations.
- (3.) Mr. Broughton was informed that he would be temporarily employed in this position at a daily wage. It was, however, subsequently found that the position could be satisfactorily filled from the staff at the Federal Bond.
- (4.) All things being equal, yes. Mr. Broughton has been employed since his retirement whenever his services could be availed of with advantage to the Trust.
- (5.) Yes; and the certificate adds that since August, 1902, the Commissioners have given Mr. Broughton work of a temporary character on several occasions.
- (12.) Betterment Tax, Proposed North Coast Railway:—*Mr. Broughton*, for Dr. Arthur, asked the Secretary for Public Works,—
- (1.) Has any calculation been made of what revenue would be produced by the imposition of a betterment tax in connection with the proposed North Coast Railway?
- (2.) If not, will he give instructions that a return be prepared, showing the amount that could be obtained?
- Mr. Lee* answered,—
- (1.) No.
- (2.) I have no present intention of doing so, but the matter will be fully considered.
- (13.) Holidays to Police collecting Electoral Lists:—*Mr. Dacey* asked the Colonial Secretary,—With reference to collecting and compiling the Electoral Lists in the large centres of population, will he be good enough to direct that the men be allowed off duty on Sundays while employed on this extra police duty?
- Mr. Lee* answered,—The Metropolitan Superintendent of Police reports that most of the police who were employed collecting Electoral Rolls were not asked to perform any duty on Sundays, and in a few exceptions to that rule men were allowed to take a corresponding number of days off after completion of the Rolls.
- (14.) Civil Servants transferred to the Commonwealth:—*Mr. Booth* asked the Colonial Secretary,—
- (1.) Has any opinion been given in reference to whether a Civil Servant, transferred to the Commonwealth, loses his claim for a gratuity on retirement?
- (2.) If he does not lose his claim, to whom should he look for same?
- Mr. Lee* answered,—
- (1.) The Honorable Member's attention is invited to the terms of section 84 of the Commonwealth Constitution Act.
- (2.) To the Government of the Commonwealth.
- (15.) Proposed Experimental Farm at Baan Baa:—*Mr. Collins* asked the Secretary for Mines,—
- (1.) Is he aware that the Public Works Department are delaying urgent repairs to the roads in the vicinity of Baan Baa pending a decision in respect to the establishment of the proposed Experimental Farm at that place?
- (2.) Can he say what action it is proposed to take regarding the establishment of this farm?
- Mr. Moore* answered,—
- (1.) I understand that an officer of the Public Works Department has reported that the traffic is insufficient at present to justify any large expenditure on the road from Baan Baa Railway Station to Travelling Stock Reserve, Narrabri to Boggabri, but suggests that if the proposed Experimental Farm is established in the near future work might perhaps be warranted.
- (2.) I hope to be able to give a definite reply in the course of a few days.
- (16.) Jenolan Caves:—*Mr. John Hurley* asked the Secretary for Mines,—
- (1.) Has any application been made for the Jenolan Caves to be opened on Sundays?
- (2.) Has any promise been made that the Caves shall be open on Sunday; if so, why has the Department departed from the arrangements existing hitherto?
- Mr. Moore* answered,—As many week-end visitors to the Jenolan Caves have asked to be allowed to view the Caves on Sundays, arrangements have been made to enable them to do so.
- (17.) Glebe Island Abattoirs:—*Mr. Sullivan* asked the Colonial Secretary,—
- (1.) Are there dining rooms at Glebe Island Abattoirs; if so, are the rights sold by auction or by tender?
- (2.) Who occupies them at present, what rent does he pay, when does his tenancy expire, and will the rooms be submitted to public competition?
- Mr. Lee* answered,—
- (1.) Yes; the rights are not sold by auction or offered for public tender.
- (2.) W. C. Cornwall holds the room under a weekly tenancy at the rate of £30 per annum and has been in occupation since 1st January, 1901. No alteration in the system of letting is at present contemplated.
2. LOTTERIES BILL:—*Mr. R. J. Anderson* presented a Petition from Members and Adherents of the Methodist Church, Botany, representing that Petitioners view with satisfaction the introduction of a Bill for the suppression of lotteries, raffles, &c.; that they believe a large proportion of the citizens of this State approve of the provisions of the Bill; and, in view of the damage which accrues to the young people of the State from the effects of lotteries, raffles, &c., in connection with bazaars in aid of religious and charitable institutions, and so-called art unions, praying the House to pass the Bill into law without any exemptions whatever.
- Petition received.

11th October, 1906.

3. ACCOUNTANTS EMPLOYED IN CONNECTION WITH ASSESSMENT FOR INCOME TAX (*Formal Motion*):—
Mr. Fell moved, pursuant to Notice, That there be laid upon the Table of this House a return showing,—
(1.) The names of the accountants (temporary and permanent) employed at any period to examine taxpayers' books and accounts in connection with the assessment for income tax.
(2.) The amounts of travelling and other expenses (inclusive of salary in respect to permanent officers) respectively paid.
(3.) The respective dates of such employment.
(4.) The respective amounts saved or secured to the State by such employment.
Question put and passed.
4. PAPERS :—
Mr. Lee laid upon the Table,—Report of the Director of Labour, State Labour Bureau of New South Wales, for the year ended 30th June, 1906 ; together with appendices.
Referred by Sessional Order to the Printing Committee.
Mr. Moore laid upon the Table,—Notification of cancellation of Regulation No. 8 and Form No. 8, under the Closer Settlement Act, 1904.
Referred by Sessional Order to the Printing Committee.
5. ADJOURNMENT :—Mr. Speaker stated that he had received from the Honorable Member for Hartley, Mr. John Hurley, 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 opening of Jenolan Caves on Sunday.”
And the motion for the adjournment of the House being supported by five other Honorable Members,—
Mr. Hurley moved, That this House do now adjourn.
• *Point of Order* :—Mr. Perry (*The Richmond*) submitted that this subject was capable of debate during the discussion on the Estimates in Committee of Supply, that the motion anticipated that debate, and was therefore not in order.
Debate ensued.
Mr. Speaker upheld the objection taken.
6. PAYMENT OF SALARIES IN THE PUBLIC SERVICE :—Mr. Briner moved, pursuant to Notice, That, in the opinion of this House,—
(1.) Salaries in all branches of the Public Service should be paid fortnightly instead of monthly as hitherto.
(2.) Such system of fortnightly payments should begin from 1st January, 1907.
Debate ensued.
Motion, by leave, withdrawn.
7. BREAD (AMENDMENT) BILL :—
(1.) Mr. Broughton moved, pursuant to Notice, That the Bread (Amendment) Bill, which was introduced in the Assembly during last Session, but was interrupted before its completion by the close of the Session, be now reintroduced at the stage it had reached at the time of such interruption.
Question put and passed.
(2.) Mr. Broughton then moved,—
(1.) That the Bread (Amendment) Bill be referred to a Select Committee for consideration and report.
(2.) That such Committee consist of Mr. McGarry, Mr. Hollis, Mr. Walter Anderson, Mr. Levy, Mr. Nobbs, Mr. Charlton, Mr. W. W. Young, Mr. Ashton, and the Mover.
(3.) That the Progress Report from the Select Committee of Session 1905, together with the Proceedings of the Committee, Minutes of Evidence and Appendix, be referred to such Committee.
Question put and passed.
8. IMPROVEMENT AND ORNAMENTATION OF SYDNEY AND ITS SUBURBS :—Mr. O'Sullivan moved, pursuant to Notice,—
(1.) That a Select Committee be appointed to inquire into and report upon the best suggestion for the improvement and ornamentation of the city of Sydney, its suburbs, and environs.
(2.) That such Committee consist of Mr. Carruthers, Mr. Ashton, Mr. McGowen, Mr. Macdonell, Mr. Fell, Mr. Briner, Mr. W. W. Young, Mr. Kelly, Mr. Cohen, and the Mover.
Debate ensued.
-
- And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.*
9. PRINTING COMMITTEE :—Mr. McFarlane, as Chairman, brought up the Fourteenth Report from the Printing Committee.
10. LOCAL GOVERNMENT EXTENSION BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further reconsideration of the Bill.
Mr. Speaker resumed the Chair; and Mr. Latimer, Temporary Chairman, reported progress, and obtained leave to sit again on Tuesday next.

11th October, 1906.

11. SYDNEY CORPORATION AMENDMENT BILL :—The Order of the Day having been read,—Mr. Carruthers moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
-

And the Committee continuing to sit after Midnight,—

FRIDAY, 12 OCTOBER, 1906, A.M.

Mr. Speaker resumed the Chair ; and Mr. Jessep, Temporary Chairman, reported the Bill with amendments.

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

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

The House adjourned, at three minutes after Twelve o'clock, a.m., until Tuesday next at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 49.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 16 OCTOBER, 1906.

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

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

- (1.) Banks and Bank Holidays Further Amendment Bill:—

HARRY H. RAWSON,
Governor.

Message No. 57.

A Bill, intituled "*An Act to provide for the interpretation of certain agreements in so far as they refer to Public or Bank Holidays; to amend the Banks and Bank Holidays Act, 1898, and the Banks and Bank Holidays Act Amendment Act, 1899; and for other purposes incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,
Sydney, 16th October, 1906.*

- (2.) Administration Amending Bill:—

HARRY H. RAWSON,
Governor.

Message No. 58.

A Bill, intituled "*An Act to amend the Wills, Probate, and Administration Act, 1898, and the Administration (Validating) Act, 1900; and for purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*State Government House,
Sydney, 16th October, 1906.*

2. QUESTIONS:—

- (1.) Roads, Bridges and Culverts, Raleigh Electorate:—Mr. Briner asked the Secretary for Public Works,—

(1.) Is he aware that the recent heavy rains have seriously damaged the roads in the Raleigh Electorate, the rainfall being so heavy that in addition to damage done to roads, crops have been in many places washed completely away?

(2.) Will he have reports made at once as to the extent of damage to roads, bridges, and culverts, in the various road districts in the Electorate?

(3.) If the reports justify it, will he grant a special sum of money to repair the most serious damages?

Mr. Lee answered,—Very heavy rains have fallen on the North Coast which no doubt have caused damage to roads, the extent of which cannot be ascertained until the reports wired for have been received.

16th October, 1906.

(2.) Patent Medicine known as Pe-ru-na :—Mr. Jones asked the Colonial Secretary,—

- (1.) Has an analysis yet been made of the patent medicine known as Pe-ru-na?
- (2.) If so, what does such analysis disclose as the contents of the said mixture?
- (3.) What remarks, if any, were made on the subject by the President of the Board of Health?
- (4.) Is it proposed to take any action in the matter of preventing the sale of such medicine?

Mr. Hogue answered,—

- (1.) Yes.
- (2 and 3.) Analysis disclosed contents as mentioned in the course of the following remarks made by the President of the Board of Health :—“ A bottle of Pe-ru-na was purchased at a druggist's shop at a cost of five shillings, and has been analysed. The Government Analyst has reported that it contains 19·85 per cent. of alcohol (equal to 40 per cent. of proof spirit), and ·24 per cent. of extract of cubebs, in 80·91 per cent. of water. The value of the ingredients is a few pence. In virtue of the proportion of the active ingredient (cubebs) it is correctly described as a medicinal preparation, but the proportion of alcohol contained in it is much above what is necessary, and the attention of the Under Secretary for Justice might be drawn to this point.”
- (4.) The matter will receive consideration.

(3.) Improvement Leases—Tabratong Improvement Lease :—Dr. Arthur asked the Secretary for Lands,—

- (1.) Will he ascertain if the conditions with regard to improvement leases granted since 1901 have been carried out?
- (2.) Have any of these leases been sublet, in part or in whole, without the sanction of the Lands Department?
- (3.) Who is the lessee of the Tabratong Improvement Lease, and what is his address?

Mr. Ashton answered,—

- (1.) A system of periodic inspection is carried on for the purpose of ascertaining in what cases conditions are not fulfilled. Where the Inspector's report is adverse, the matter is referred to the Land Board for inquiry and report.
- (2.) In a great many, especially the earlier leases, there is nothing to prevent subletting. In the leases of later years it has been the practice to impose a condition providing that the lessee shall not sublet without the Minister's consent. Where any case of contravention of this condition becomes known the matter is brought before the Land Board for inquiry and report.
- (3.) Arthur Cole Valentia Pownal, “ Dunroy,” Milton-street, Ashfield.

(4.) Regrading of the Public Service :—Dr. Arthur asked the Colonial Treasurer,—

- (1.) Is it a fact that the regrading of the Public Service, which took effect on the 1st July, 1906, should rightfully date from the 1st January, 1906?
- (2.) If so, why was it delayed?

Mr. Carruthers answered,—

- (1.) The Public Service Act, 1903, section 13, provides that the Board shall, at intervals of not more than five years commencing from the last grading made prior to the passing of that Act, grade the officers and classify their work. The first grading made under the Public Service Act, 1895, was made and published on the 17th June, 1896; the second was made and published on the 18th June, 1901; and the third was made and published on the 18th September, 1906.
- (2.) The delay of three months was unavoidable, owing to the magnitude of the work involved, but the grading is made to date back to 1st July, 1906, so that the next quinquennial grading must be made not later than 1st July, 1911.

(5.) Default of J. Leahy for Costs of Appeal to the High Court :—Mr. Meehan, for Mr. Macdonell, asked the Attorney-General and Minister of Justice,—

- (1.) Has John Leahy paid the costs of his unsuccessful appeal to the High Court in the matter of a Report of a Royal Commission?
- (2.) If not, and in view of the fact that Leahy is now employing labour as a shearing contractor, will he take steps to recover the amount of costs owing?

Mr. Wade answered,—No; but steps have been taken to recover the amount due.

(6.) Electric-heating Radiators :—Mr. Sullivan asked the Secretary for Public Works,—

- (1.) In view of his answers to Mr. Sullivan's Questions respecting radiators bought for £665 and sold for £5 12s., and the further answer of the 2nd October, that “ They could not have been altered at anything like a reasonable cost,” is he aware that the self-same radiators are being sold in the city to-day at £3 each for use on the City Council's current?
- (2.) If the foregoing is correct, what does he propose to do with the officers who bought the radiators and the one who furnished him with the foregoing answers?

Mr. Lee answered,—I will presently lay upon the Table a statement dealing with the use of radiators in Public Offices.

(7.) Advances to Settlers—Workers' Building Blocks, Lilyville :—Mr. O'Sullivan asked the Colonial Treasurer,—

- (1.) Is he aware that the Government of New Zealand has introduced a Bill to extend the provisions of the Advances to Settlers Act, by which workers who are in receipt of less than £200 per year can receive advances up to £350 to assist them to erect dwellings on urban and suburban lands, the loan and interest to be repayable in thirty-six years in half-yearly payments, at 5 per cent. interest?
- (2.) Does he propose to introduce such a measure in order to encourage workers in our cities and towns to make homes for themselves?
- (3.) Does he propose also to liberalise the conditions and regulations with regard to workers' building blocks upon the suburban district called Lilyville?

Mr.

16th October, 1906.

Mr. Carruthers answered,—

(1.) I am not aware that any Bill has been introduced in New Zealand to amend the Advances to Settlers Acts in the manner indicated. The Workers' Dwellings Act of 1905 provides for the erection of cottages to be leased to workmen, with the right of purchase, a workman being defined as a person in receipt of not more than £156 per annum. The result of this experiment may be gathered from a perusal of the paragraph in the *Sydney Morning Herald* of the 12th instant headed "New Zealand Politics."

(2.) No; but in the Bill for the amalgamation of the Savings Banks and the Advances to Settlers Board provision is made for loans of sums as small as £50 on the security of town and suburban lands, which it is thought will be of great assistance to the working-class.

(3.) At the instance of the tenants, it is proposed to give them an opportunity of acquiring a freehold title to the land they at present occupy.

(8.) Public School Teachers:—*Mr. Estell*, for *Mr. Edden*, asked the Minister of Public Instruction,—

(1.) How many 3A Teachers with twenty or more years' service receive £132 or less per annum?

(2.) How many lower class men with less than ten years' service receive £156 or more?

(3.) If there are not sufficient eighth class schools available, could not a classification allowance be given to long service men?

Mr. O'Connor answered,—

(1.) Forty-nine. Thirty-five of these, however, have residences provided by the Department in addition. Salary would raise the emoluments to more than £132 per annum.

(2.) Four. Entered Service, 3rd November, 1896; 18th January, 1899; 28th January, 1899; 13th July, 1899.

(3.) Classification allowance for length of service not been found practicable.

(9.) The Right Honorable G. H. Reid, P.C.:—*Mr. Thrower* asked the Colonial Treasurer,—What was the total amount received by the Right Honorable G. H. Reid, P.C., as fees as Counsel to the Railway Commissioners of New South Wales during the past two years?

Mr. Carruthers answered,—I am informed that the total amount of fees paid by the Railway Commissioners was £326 13s. 6d.

(10.) Damages awarded against the Railway Commissioners:—*Mr. Thrower* asked the Colonial Treasurer,—What was the total amount of damages awarded by the Supreme Court against the Railway Commissioners of New South Wales during the past two years?

Mr. Carruthers answered,—I am informed that the total amount of damages awarded against the Commissioners was £2,377, and that the total amount of claims made was £9,600.

(11.) Publication of Betting-odds by Papers outside the State:—*Mr. Jones* asked the Attorney-General and Minister of Justice,—

(1.) Is he aware that there appears in the *Melbourne Age*, of the 10th instant, a list of prices or odds offered on a race to be run?

(2.) Will he consider whether it is a fair thing to allow such publication by papers published outside but circulated in this State, whilst those printed inside the State are prohibited from publishing same?

(3.) Will he have the law so amended as to allow the publication of odds?

Mr. Wade answered,—

(1.) No.

(2.) The law will be enforced against all persons publishing the betting-odds in newspapers in this State whether such newspaper was printed in this State or elsewhere.

(3.) It is not my intention to do so.

3. BREAD (AMENDMENT) BILL:—*Mr. Broughton* (*by consent*) moved, without Notice, That *Mr. Law* be appointed a Member of the Select Committee now sitting on "Bread (Amendment) Bill."
Question put and passed.

4. PAPERS:—

Mr. Lee laid upon the Table,—

(1.) Notification of resumption of land under the Public Works Act, 1900, for the construction of Trucking Yards, in connection with the Manilla to Barraba Railway.

(2.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Murrumbidgee Northern Irrigation.

(3.) Statement regarding use of certain Electric Radiators in Public Offices.

Referred by Sessional Order to the Printing Committee.

Mr. Hogue laid upon the Table,—By-law of the Borough of Petersham.

Referred by Sessional Order to the Printing Committee.

5. ADJOURNMENT:—*Mr. Speaker* stated that he had received from the Honorable Member for Alexandria, *Mr. Dacey*, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—"The Annoyance caused by prohibiting the Publication of Odds on Races."

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Dacey moved, That this House do now adjourn.

Point of Order:—*Mr. Arthur Griffith* pointed out that this subject could be fully debated when the Estimates of the Attorney-General's Department were before the Committee of Supply, and, further, that it had already been discussed during the passage through Parliament, this Session, of the Gaming and Betting Act.

Debate ensued.

Mr. Speaker ruled, that the motion was out of order on both grounds of objection taken.

16th October, 1906.

6. TESTATOR'S FAMILY MAINTENANCE BILL (No. 2):—The Order of the Day having been read for the resumption of the Debate, on motion of Mr. Arthur Griffith, "That this Bill be now read a second time,"—
And the Question being again proposed,—
The House resumed the said Debate.
Mr. Sullivan moved, That the Question be amended by leaving out all the words after the word "That," and inserting the words "the Bill be referred to a Select Committee for consideration and report."
"(2.) That such Committee consist of Mr. Wade, Mr. Arthur Griffith, Mr. Ball, Mr. Charlton, Mr. Donaldson, Mr. Mahony, Mr. Jessep, and the Mover,"—instead thereof.
Question proposed,—That the words proposed to be left out stand part of the Question.
Debate continued.

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

7. LOCAL GOVERNMENT EXTENSION BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further reconsideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again To-morrow.
8. SYDNEY CORPORATION AMENDMENT BILL:—The Order of the Day having been read,—Mr. Carruthers moved, "That" this Bill be now read a third time.
Mr. O'Sullivan moved, That the Question be amended by leaving out all the words after the word "That," and inserting the words "the Bill be recommitted for the reconsideration of Clause 13,"—instead thereof.
Question proposed,—That the words proposed to be left out stand part of the Question.
Debate ensued.

And the House continuing to sit after Midnight,—

WEDNESDAY, 17 OCTOBER, 1906, A.M.

Debate continued.

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

Ayes, 21.

Mr. Carruthers,	Mr. Davidson,
Mr. Ashton,	Mr. Wade,
Mr. Moore,	Mr. Mahony,
Mr. O'Connor,	Mr. Latimer.
Mr. Lee,	<i>Tellers,</i>
Mr. Dick,	
Mr. Kelly,	Mr. Mackenzie,
Mr. Hogue,	Mr. Ball.
Mr. Nobbs,	
Mr. Oakes,	
Colonel Ryrrie,	
Mr. Henley,	
Mr. Fallick,	
Mr. Bruntuell,	
Mr. Booth,	

Noes, 27.

Mr. Dacey,	Mr. McGarry,
Mr. McLaurin,	Mr. Gillies,
Mr. O'Sullivan,	Mr. Jones,
Mr. Scobie,	Mr. Perry (<i>L'pool Plains</i>),
Mr. Cohen,	Mr. Wood,
Mr. McGowen,	Mr. Creswell,
Mr. Jessep,	Mr. Briner,
Mr. Thrower,	Mr. Law,
Mr. Miller,	Mr. Estell,
Mr. Charlton,	Mr. Morton.
Mr. Meehan,	<i>Tellers,</i>
Mr. Nicholson,	
Mr. Cann,	Mr. Thomas,
Mr. Nielsen,	Mr. Reynoldson.
Mr. Gardiner,	

And so it passed in the negative.

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

Question then,—That the Bill be recommitted for the reconsideration of clause 13,—put and passed.

On motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill 2^o with a further amendment.

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

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

The House adjourned, at ten minutes after One o'clock, a.m., until half-past Three o'clock, p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 50.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 17 OCTOBER, 1906.

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

QUESTIONS :—

- (1.) Troops in Camp at Liverpool :—*Mr. Jones*, for *Mr. Holman*, asked the Colonial Secretary,—
- (1.) Has his attention been drawn to paragraphs appearing in the *Cumberland Argus* of the 25th April, 1906, one of them headed "Grog in Camp," with reference to the behaviour of some of the troops in camp at Liverpool on that date?
 - (2.) If so, has he taken any steps whatever to check this abuse in future?
 - (3.) Has he communicated with the Commonwealth Government with a view to having the camp fixed well away from towns on other occasions?
 - (4.) If nothing has been done, what steps does he contemplate taking in order that this experience will not have to be undergone by any country residents again?

Mr. Hogue answered,—

- (1.) I directed that inquiries be made into the representations submitted by the Honorable Member on the 12th instant in connection with this matter.
- (2, 3, and 4.) I am awaiting the result of the inquiries now being made.

- (2.) Abolition of School Fees—Concessions in Country Districts :—*Mr. Nielsen* asked the Minister of Public Instruction,—

- (1.) In view of the concession recently made to the parents of children in the towns and settled districts of the State by the abolition of school fees, will he grant the same concession to the people in the sparsely-settled districts of the State by making the regulation providing for subsidies applicable to cases where it is impossible for two or more families to co-operate in the employment of a teacher?
- (2.) Will he also extend the operation of this regulation so as to make it apply up to ten children instead of five?

Mr. Ashton answered,—

- (1.) Investigations are now being made by the Department, and a determination will shortly be arrived at.
- (2.) It is not considered desirable to extend the regulation in the direction indicated.

- (3.) Ex-contributors to the Superannuation Fund :—*Mr. Bennett* asked the Colonial Treasurer,—

- (1.) What sum, including interest, belonging to ex-contributors to the Superannuation Fund, is now held by the Government?
- (2.) In view of the fact that a substantial surplus has been disclosed by the Treasurer, and that he will not now be called upon to provide for any loss in connection with the penny postage proposals of the Federal Government, will he consider the question of immediately refunding to all ex-contributors to the Superannuation Account the amount of such contributions, together with three per cent. interest to date?

Mr. Carruthers answered,—

- (1.) The fund is practically bankrupt, and the Government has to fall back on the general revenues of the State to meet the obligations taken over by the State in order to carry on the superannuation scheme which has failed to be self-sustaining. No money is, therefore, held by the Government belonging to ex-contributors, and the general taxpayer has to find the money claimable by the same, which amounts to £225,538 18s. 5d., exclusive of interest.

(2.)

17th October, 1906.

- (2.) I think that the taxpayers of the country who have to maintain the Public Service should not be called upon to shoulder any additional obligation to that which they are already bearing in order to assist the fund in its bankrupt condition.
- (4.) Tolls on Ferries :—Mr. Perry (*The Richmond*) asked the Colonial Treasurer,—
 (1.) Is it the intention of the Government to abolish the tolls on ferries?
 (2.) If so, will he defer taking action in order to allow the question to be decided by the Shire Councils, it being of considerable financial moment to some of the Councils?
 Mr. Carruthers answered,—The whole question is now receiving careful consideration at the hands of the Government, and the Honorable Member's request will not be overlooked.
- (5.) Conversion of Homestead Selections into Conditional Purchases :—Mr. Briner asked the Secretary for Lands,—Is it his intention to introduce a Bill, with a view to having it passed this Session, to provide for the conversion of homestead selections into conditional purchases?
 Mr. Ashton answered,—Yes.
- (6.) Union Rates of Wages on Government Contracts :—Mr. Thrower, for Mr. Daley, asked the Secretary for Public Works,—Are union rates of wages being paid in the contracts in connection with the Windmill-street property, and the Police Barracks, Sydney?
 Mr. Lee answered,—So far as the Department knows, union wages are being paid as provided for in the contract. No complaints have been received.
- (7.) Excise Duty paid on Beer :—Mr. Thrower, for Mr. Daley, asked the Colonial Treasurer,—
 (1.) The quantity of beer on which excise duty was paid from 1st January, 1905, to 30th September, 1905?
 (2.) The same from 1st January, 1906, to 30th September, 1906?
 Mr. Carruthers answered,—This information can only be furnished by the Commonwealth Government.
- (8.) Hours of Labour relaying Tramway, George-street :—Mr. Booth asked the Colonial Treasurer,—Is it a fact that the hours of the men relaying the tramway permanent-way in George-street during the night have recently been increased from six and a quarter to eight; if so, will he state why?
 Mr. Carruthers answered,—I am informed it is not a fact.
- (9.) Dredging between Grafton and Yamba :—Mr. McFarlane asked the Secretary for Public Works,—
 (1.) Is he aware that a large amount of dredging is required to be carried out between Grafton and Yamba?
 (2.) Will he commission another dredge, in order to expedite the carrying out of the urgent portions of this work?
 Mr. Lee answered,—
 (1.) Dredging is required at several places in the main river and arms; but, on the whole, the main river channel is in fairly good condition.
 (2.) The funds available will not admit of the commissioning of another dredge for use on The Clarence.
- (10.) Liquor-selling Licenses :—Mr. Bruntnell asked the Colonial Secretary,—What number of liquor-selling licenses of each respective kind existed in each Electorate of the State on 1st January, 1906?
 Mr. Carruthers answered,—The Honorable Member should move for the production of this information in the form of a return.
- (11.) Extra Clerical Assistance paid by the Western Land Board :—Mr. Bruntnell asked the Secretary for Lands,—What moneys have been paid, and to whom, by the Western Land Board during the year 1906, for extra clerical assistance?
 Mr. Ashton answered,—£80 3s. 7d. to Miss F. R. Freeman for typewriting, and £50 15s. 9d. to Mr. R. P. Hall for the preparation of parchment leases. Similar services by the same persons have been rendered for some years past.
2. PAPERS :—
 Mr. Carruthers laid upon the Table,—Return to an Order made on 27th September, 1906,—“ Railway “Break of Gauge” Problem.”
 Referred by Sessional Order to the Printing Committee.
 Mr. Hogue laid upon the Table,—Report of the National Park Trust from 1st July, 1904, to 30th June, 1906.
 Referred by Sessional Order to the Printing Committee.
3. SYDNEY CORPORATION AMENDMENT BILL :—The Order of the Day having been read,—Mr. Carruthers moved, That this Bill be now read a third time.
 Question put and passed.
 Bill read a third time, and, on motion of Mr. Carruthers, passed.
 Mr. Carruthers then moved, That the Title of the Bill be “An Act to amend the Sydney Corporation Act, 1902; to amend and explain the Sydney Corporation Amendment Act, 1905; to define the boundaries of certain land resumed by the Council under the lastmentioned Act, and to vest such land in the Council; and for other purposes incidental thereto or consequent thereon.”
 Question put and passed. Ordered,

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

17th October, 1906.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Sydney Corporation Act, 1902 ; to amend and explain the Sydney Corporation Amendment Act, 1905 ; to define the boundaries of certain land resumed by the Council under the lastmentioned Act, and to vest such land in the Council ; and for other purposes incidental thereto or consequent thereon,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 17th October, 1906.*

4. LOCAL GOVERNMENT EXTENSION BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further reconsideration of the Bill.

And the Committee continuing to sit after Midnight,—

THURSDAY, 18 OCTOBER, 1906, A.M.

Mr. Speaker resumed the Chair ; and the Chairman reported the Bill, 3^o, with further amendments. On motion of Mr. Carruthers, the report was adopted.

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

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

- (1.) High-street, Alstonville, Closing Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to close and abolish that portion of High-street, Alstonville, lying between Commercial-road and The Avenue, and to vest the same in Robert Gibson, William Alexander Johnston, and William Condie Renwick, as trustees for the Alstonville Agricultural Society,*"—returns the same to the Legislative Assembly without amendment.

*Legislative Council Chamber,
Sydney, 17th October, 1906.*

F. B. SUTTON,
President.

- (2.) Government Savings Bank (Amendment) Bill :—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to amend the Government Savings Bank Act, 1902, and the Government Savings Bank (Amendment) Act, 1903 ; and for other purposes,*"—presents the same to the Legislative Assembly for its concurrence.

*Legislative Council Chamber,
Sydney, 17th October, 1906.*

F. B. SUTTON,
President.

Bill, on motion of Mr. Carruthers, read a first time.

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

6. ADJOURNMENT :—Mr. Carruthers moved, That this House do now adjourn.
Debate ensued.
Question put and passed.

The House adjourned accordingly, at nineteen minutes before One o'clock, a.m., until half-past Three o'clock, p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 51.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 18 OCTOBER, 1906.

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

QUESTIONS :—

- (1.) Case, *Police v. Belotti*:—*Mr. Nielsen*, for Mr. O'Sullivan, asked the Attorney-General and Minister of Justice,—

- (1.) Will he lay upon the Table of this House the depositions of the case *Police v. Belotti* ?
 (2.) Will he also cause an investigation to be made, to show if there are extenuating circumstances that may throw a different light upon the subject ?

Mr. Wade answered,—

- (1.) Under No. 55 of the Standing Rules and Orders, it is necessary that papers concerning the administration of Justice shall be asked for only by Address to the Governor.
 (2.) Full inquiries have already been made into the case, with the result that the fine imposed on Mrs. Belotti has been reduced by half.

- (2.) Case, *Numm v. Mann*, Central Police Court:—Mr. Briner asked the Attorney-General and Minister of Justice,—

- (1.) Is it a fact that at the Central Police Court on the 28th September last a charge of malicious threatening was heard, the complainant being Horace Lacey Numm, and the defendant Linn Mann ; if so, who was the presiding Magistrate, and what was the result of the prosecution ?
 (2.) Is it a fact that an officer from the Crown Law Department appeared to defend Linn Mann, and, if so, what was the name of the officer, and under whose instructions did he appear ?
 (3.) Is Linn Mann a reputed police pimp, and was it admitted he at one time served a term of imprisonment for perjury ?
 (4.) If so, will steps be taken by the Crown to make inquiries into cases similar to that of Linn Mann before sending its officers to defend such persons as against law-abiding citizens ?

Mr. Wade answered,—

- (1.) The case referred to was heard at the Central Police Court on the date mentioned, when Mr. Payten, S.M., made an order binding defendant over to keep the peace for six months, and ordered him to pay £2 9s., complainant's costs.

- (2.) Mr. W. C. Robison appeared under instructions from the Crown Solicitor, at the request of the Police.

(3.) I am not aware.

- (4.) Inquiries of the nature referred to are invariably made. I may state that in the case mentioned inquiries disclosed that a Crown witness named Kum Lee had been assaulted by Numm and another Chinaman in the presence of Mann, who went to Lee's assistance ; that Lee at once applied for and obtained a warrant for the arrest of Numm for assault in company, and that Numm subsequently took out a warrant against Mann for having maliciously threatened him, both cases arising out of the same set of facts. The case in which Numm was prosecutor was, however, heard first, with the result stated in answer to Question (1). It may be added that H. L. Numm is himself a Chinaman, and has been associated with Chinese gaming-houses, and the alleged assault was committed subsequent to a raid by the Police on a gaming-house.

18th October, 1906.

(3.) Holidays to Police collecting Electoral Rolls :—Mr. Dacey asked the Colonial Secretary,—In reference to the reply to Mr. Dacey's Question No. 13, of the 11th October, in which he informed this House that the Police who were employed collecting Electoral Rolls were either allowed Sundays or a corresponding number of days off after completion of the Rolls, is it a fact that the Newtown Police have been denied this privilege?

Mr. Lee answered,—The Metropolitan Superintendent reports that the Newtown Police were allowed Sundays off whilst collecting the Electoral Roll, but not whilst compiling. They were, however, promised leave in lieu of the Sundays on which they were compiling, but they have not since applied for it.

(4.) Night-watchman Lewis, of Technological Museum, Ultimo :—Mr. Estell, for Mr. Thrower, asked the Minister of Public Instruction,—Will he lay upon the Table of this House all the papers in connection with the suspension, resignation, and reappointment of night-watchman Lewis, of the Technological Museum, Ultimo?

Mr. O'Connor answered,—Yes; if moved for in the usual way.

(5.) Slaughter-yard on Tathra-road, Bega :—Mr. Estell, for Mr. Kelly, asked the Colonial Secretary,—

(1.) Is it a fact a slaughter-yard is allowed to exist in close proximity to the dairy, on Tathra-road, which supplies the township of Bega with fresh milk?

(2.) Is the existence of a slaughter-yard in close proximity to a source of fresh milk supply for human consumption considered advisable?

(3.) Is it a fact that the milk vendor in question has made repeated complaints of offensive smells from the slaughter-yard, and opposed the granting of a license to it, in vain?

(4.) Is the Board of Health satisfied that the health of the township of Bega is not likely to suffer through the existence of this slaughter-yard in a position from which contamination of the milk would appear to be quite possible?

Mr. Lee answered,—

(1 and 2.) The distance is 54 yards.

(3.) The milk vendor has complained.

(4.) The premises are on different properties and belong to different parties, who are neighbours; both have for many years stood where they are at present. No ill-results to the public health of Bega have been traced to the alleged existence of nuisance in connection with the slaughter-yard, which was reported in February of this year to be good and well-kept. The licensing of slaughtering premises and of dairy premises, as well as refusal of license and cancellation of license, rest entirely with the Municipal Council, which is the Local Authority appointed by Statute to administer the Cattle Slaughtering and Diseased Animals and Meat Act and the Dairies Supervision Act.

2. CONFECTIONERY SHOPS SUNDAY TRADING BILL (*Formal Motion*):—Mr. Levien moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to enable certain shops for the sale of confectionery, fruit, and other refreshments, to be kept open during certain hours on Sundays, and to amend certain Acts relating to Sunday trading.

Question put.

The House divided.

Ayes, 29.

Mr. Ashton,	Mr. Edden,
Mr. Nobbs,	Mr. Bennett,
Mr. Dacey,	Mr. Levien,
Mr. Moore,	Mr. Nicholson,
Mr. Wade,	Mr. Hollis,
Mr. Carruthers,	Mr. Estell,
Mr. Jones,	Mr. Charlton,
Mr. O'Connor,	Mr. Brinor,
Mr. Nielsen,	Mr. Perry (<i>L'pool Plains</i>),
Dr. Arthur,	Mr. Gillies,
Mr. Macdonell,	Mr. W. Millard.
Mr. Creswell,	
Mr. Lee,	<i>Tellers,</i>
Mr. Morton,	Mr. Thomas,
Mr. Waddell,	Mr. Ball.
Mr. McLaurin,	

Noes, 6.

Mr. Davidson,
Mr. Booth,
Mr. J. H. Young,
Mr. Walter Anderson.

Tellers,

Mr. Jessep,
Mr. Bruntnell.

And so it was resolved in the affirmative.

3. POLICE FORCE (*Formal Motion*):—Mr. Dacey moved, pursuant to Notice, That there be laid upon the Table of this House a return showing,—

(1.) The names, in the order in which they joined, of every member of the Police Force above the rank of first-class constable.

(2.) The date of joining.

(3.) The date of appointment to present rank.

Question put and passed.

4. WORK PERFORMED BY PRISONERS FOR GOVERNMENT DEPARTMENTS (*Formal Motion*):—Mr. Jones moved, pursuant to Notice, That there be laid upon the Table of this House a return in reference to the work performed by the Prisons Department for Stores Supply and Tender Board, and other Government Departments, during the financial year 1905-6, showing under headings of each of the various trades,—

(1.) The quantity and value of the work.

(2.) The cost of material used in such work.

(3.) How much was paid for the labour of the prisoners.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

18th October, 1906.

5. WATER AND DRAINAGE AND ARTESIAN WELLS AMENDING BILL :—The following Message from His Excellency the Lieutenant-Governor was delivered by Mr. Lee, and read by Mr. Speaker :—

FREDK. M. DARLEY,
Lieutenant-Governor.

Message No. 59.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, 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 better provision for water conservation, water supply, irrigation, drainage, the prevention of floods, and the control of flood waters; to amend the Water and Drainage Act, 1902, the Water Rights Act, 1902, the Artesian Wells Act, 1897, and other Acts; and for other purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 24th September, 1906.*

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

6. PAPERS :—Mr. Lee laid upon the Table,—

(1.) By-laws regulating Water Supply of the Municipal District of Casino, under the Country Towns Water and Sewerage Acts, 1880–1905.

(2.) By-laws of the Trustees of the Florida Bore Water Trust, under the Water and Drainage Act, 1902.

Referred by Sessional Order to the Printing Committee.

7. SYSTEM OF GOVERNMENT :—Mr. Briner moved, pursuant to Notice,—

(1.) That, in the opinion of this House,—

(1.) The existing system of party Government does not provide for any clear expression of public opinion upon definite issues.

(2.) The Constitution should be so amended as to provide (a) that every Parliamentary representative be elected by an absolute majority of votes polled; (b) that, upon the assembling of Parliament after each General Election, each and every Minister shall be elected by a majority of the whole House, and shall hold his portfolio only so long as he retains the confidence of a majority of Members of the House.

(2.) That the above resolutions be communicated by Address to His Excellency the Governor.
Debate ensued.

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

8. PRINTING COMMITTEE :—Mr. McFarlane, as Chairman, brought up the Fifteenth Report from the Printing Committee.

9. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS :—

(1.) *Electric Tramway, Enmore-road to Dulwich Hill Terminus* :—Mr. Lee moved, pursuant to Notice, That it is expedient that the proposed Electric Tramway from Enmore-road along Addison-road, Livingstone-road, and New Canterbury road, to the Dulwich Hill Terminus, as referred by the Legislative Assembly to the Parliamentary Standing Committee on Public Works, be carried out.
Debate ensued.

Question put and passed.

(2.) *Railway, Mudgee to Dunedoo, via Canadian Lead* :—Mr. Lee moved, pursuant to Notice, That it is expedient that a line of Railway from Mudgee to Dunedoo, via Canadian Lead, as referred by the Legislative Assembly to the Parliamentary Standing Committee on Public Works, be carried out.
Debate ensued.

Point of Order :—Mr. McGowen submitted that section 28 subsection (e) of the Public Works Act had not been complied with, as the Report and Evidence of the Parliamentary Standing Committee on Public Works was not in the hands of Honorable Members, and the motion should, therefore, not be proceeded with.

Debate ensued.

Mr. Speaker said, usually the reports from the Public Works Committee were laid upon the Table in a printed form. In this case the Report was in manuscript, and there had not been time to print it. He believed the intention and spirit of the Public Works Act was that these Reports and the Evidence should be before Honorable Members upon the Table of this House, but he found in subsection (e) of section 28 of the Act the following words :—
“ After the receipt of such Report, the said Assembly shall, by resolution, declare either that it “ is expedient to carry out the proposed work or that it is not expedient to carry out the same.”
In his opinion, that section of the Act has been strictly conformed to. The Report had been laid upon the Table of this House, and, therefore, it was a matter for Honorable Members to deal with, and to decide whether or not they could go on with the motion, rather than a question of order. The Minister had strictly complied with the Act, and he ruled the motion in order.

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

Question put and passed.

Ordered, That the Debate be adjourned until Wednesday next.

18th October, 1905.

10. BELLEVUE HILL TRAMWAY BILL:—

(1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of an Electric Tramway, commencing at the crossing of Park-street and Elizabeth-street, and proceeding thence *via* Park-street, Yurong-street, Stanley-street, Bourke-street, Burton-street, and Macdonald-street, to Glenmore-road; and thence by Gurner-street, Norfolk-street, Windsor-street, Moncur-street, Queen-street, and Edgecliffe-road to Bellevue Hill; and for other purposes consequent thereon or incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill to sanction the construction of an Electric Tramway, commencing at the crossing of Park-street and Elizabeth-street, and proceeding thence *via* Park-street, Yurong-street, Stanley-street, Bourke-street, Burton-street, and Macdonald-street, to Glenmore-road; and thence by Gurner-street, Norfolk-street, Windsor-street, Moncur-street, Queen-street, and Edgecliffe-road to Bellevue Hill; and for other purposes consequent thereon or incidental thereto.

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

(2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the construction of an Electric Tramway, commencing at the crossing of Park-street and Elizabeth-street, and proceeding thence via Park-street, Yurong-street, Stanley-street, Bourke-street, Burton-street, and Macdonald-street, to Glenmore-road; and thence by Gurner-street, Norfolk-street, Windsor-street, Moncur-street, Queen-street, and Edgecliffe-road to Bellevue Hill; and for other purposes consequent thereon or incidental thereto*,"—which was read a first time.

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

11. EAST TO WEST MAITLAND TRAMWAY BILL:—

(1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of a Tramway from East to West Maitland; and for other purposes consequent thereon or incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill to sanction the construction of a Tramway from East to West Maitland; and for other purposes consequent thereon or incidental thereto.

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

(2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the construction of a Tramway from East to West Maitland; and for other purposes consequent thereon or incidental thereto*,"—which was read a first time.

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

12. BELMORE TO CHAPEL ROAD RAILWAY BILL:—

(1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of a line of Railway from Belmore to Chapel-road; to authorise the construction of the said line on public roads; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill to sanction the construction of a line of Railway from Belmore to Chapel-road; to authorise the construction of the said line on public roads; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto.

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

(2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the construction of a line of Railway from Belmore to Chapel-road; to authorise the construction of the said line on public roads; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto*,"—which was read a first time.

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

13. BELMORE MARKETS (LAND) BILL:—

(1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to vest certain land in the Municipal Council of Sydney; to authorise the Secretary for Public Works to construct and open a public way on certain other land; and for purposes consequent thereon or incidental thereto.

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

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

The

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

18th October, 1906.

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

Resolved,—That it is expedient to bring in a Bill to vest certain land in the Municipal Council of Sydney ; to authorise the Secretary for Public Works to construct and open a public way on certain other land ; and for purposes consequent thereon or incidental thereto.

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

- (2.) Mr. Lee then presented a Bill, intituled “ *A Bill to vest certain land in the Municipal Council of Sydney ; to authorise the Secretary for Public Works to construct and open a public way on certain other land ; and for purposes consequent thereon or incidental thereto,* ”—which was read a first time. Ordered to be printed, and read a second time on Tuesday next.

14. WATER AND DRAINAGE AND ARTESIAN WELLS (AMENDING) BILL :—

- (1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider the expediency of bringing in a Bill to make better provision for water conservation, water supply, irrigation, drainage, the prevention of floods, and the control of flood waters ; to amend the Water and Drainage Act, 1902, the Water Rights Act, 1902, the Artesian Wells Act, 1897, and other Acts ; and for other purposes consequent thereon or incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill to make better provision for water conservation, water supply, irrigation, drainage, the prevention of floods, and the control of flood waters ; to amend the Water and Drainage Act, 1902, the Water Rights Act, 1902, the Artesian Wells Act, 1897, and other Acts ; and for other purposes consequent thereon or incidental thereto.

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

- (2.) Mr. Lee then presented a Bill, intituled “ *A Bill to make better provision for water conservation, water supply, irrigation, drainage, the prevention of floods, and the control of flood waters ; to amend the Water and Drainage Act, 1902, the Water Rights Act, 1902, the Artesian Wells Act, 1897, and other Acts ; and for other purposes consequent thereon or incidental thereto,* ”—which was read a first time.

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

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

Debate ensued.

Question put and passed.

The House adjourned accordingly, at fourteen minutes after Eleven o'clock, until Tuesday next, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 52.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 23 OCTOBER, 1906.

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

DEATH OF HUGH MACDONALD, ESQUIRE, MEMBER FOR THE CASTLEREAGH :—Mr. Speaker reported that he had received from the Honorable the Chief Secretary a certificate of the death on the 18th instant, of Hugh Macdonald, Esquire, lately serving as Member for the Electoral District of The Castlereagh.

2. VACANT SEAT :—Mr. Wade then moved, That the seat of Hugh Macdonald, Esquire, lately serving in this House as Member for the Electoral District of The Castlereagh, hath become and is now vacant by reason of the death of the said Hugh Macdonald.
Question put and passed.

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

By Mr. Carruthers,—

- (1.) High-street, Alstonville, Closing Bill :—

HARRY H. RAWSON,
Governor.

Message No. 60.

A Bill, intituled "*An Act to close and abolish that portion of High-street, Alstonville, lying between Commercial-road and The Avenue, and to vest the same in Robert Gibson, William Alexander Johnston, and William Condie Renwick, as trustees for the Alstonville Agricultural Society,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 23rd October, 1906.

By Mr. Dick,—

- (2.) Police Regulation (Superannuation) Bill :—

HARRY H. RAWSON,
Governor.

Message No. 61.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Police Regulation Act, 1899.

State Government House,
Sydney, 19th October, 1906.

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

By

23rd October, 1906.

By Mr. Lee,—

(3.) Addison-road to Dulwich Hill Electric Tramway Bill :—

HARRY H. RAWSON,
Governor.

Message No. 62.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the construction of an Electric Tramway from Enmore-road, along Addison-road, Livingstone-road, and New Canterbury road to the Dulwich Hill Terminus; and for other purposes.

State Government House,
Sydney, 16th October, 1906.

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

4. QUESTIONS :—

(1.) Salaries of Public Servants :—Mr. O'Sullivan asked the Colonial Treasurer,—

(1.) Is it a fact that 800 officers of the Public Service have had an increase in salary, but not one of the Dredge employees are included in that list?

(2.) If so, why?

Mr. Lee answered,—The Public Service Board has furnished me with the following reply :—“The Dredge Service is under special regulations, which provide for stated rates of pay for every position, and these Regulations are now being revised to meet the amended conditions already in operation. The revised Regulations will shortly be issued.”

(2.) Lending Branch, Free Public Library :—Mr. Creswell, for Mr. Fell, asked the Colonial Treasurer,—

(1.) In the event of the Lending Branch of the Free Public Library being handed over to the Municipal Council of Sydney, will the money generally voted for the maintenance of the said Branch be deducted from the amount allowed in the Estimates for the National Library?

(2.) Will the Lending Branch still remain free to city, suburban, and country borrowers, when the Sydney Municipal Council have control?

(3.) If so, in what way will the suburban and country borrowers contribute to the maintenance of the Free Lending Library?

(4.) As the Lending Branch is now an asset of the National Library, in what manner will the general public benefit when it is handed over to the Sydney Municipal Council?

(5.) Will the officers now employed in the Lending Branch, who have obtained their positions through departmental examinations and are entitled to consideration for promotion, be transferred to the Municipal Council Staff, or will they be offered appointments in the Mitchell Library when completed?

Mr. Carruthers answered,—

(1.) Yes.

(2, 3, and 4.) I think the Council may be relied upon to make the best arrangement in the public interest.

(5.) Any officers in the Lending Branch who are fitted for higher duties in the Reference Library or the Mitchell Branch will have first claim to transfer. The question of transferring the officers has not yet come up for consideration.

(3.) Glasgow System respecting Prisoners :—Mr. Briner asked the Attorney-General and Minister of Justice,—

(1.) Referring to Question No. 2 by the Member for Raleigh, on Tuesday, 10th July, 1906, has he yet considered the question of adopting the Glasgow system of dealing with men sentenced to imprisonment who are breadwinners for others?

(2.) If so, at what conclusion has he arrived?

Mr. Wade answered,—The matter is surrounded with difficulties. I have not yet arrived at any definite conclusion with regard to it.

(4.) Jurors summoned for Criminal Trials :—Mr. Briner asked the Attorney-General and Minister of Justice,—

(1.) Has a list of jurors summoned for criminal trials ever been supplied to the Crown, on application or otherwise?

(2.) If so, on how many occasions, and for what reasons?

(3.) Will he take steps to preserve the principle of Trial by Jury, and to ensure that jury lists are not supplied to either the Crown or accused persons?

(4.) Have the Police ever been supplied with jury lists for the purpose of ascertaining, directly or indirectly, the opinions expressed by jurors in their capacities as private citizens?

(5.) Will he prevent jury lists being given to the Crown or any person, and also take steps to prevent any attempt to ascertain opinions of possible jurors upon any case at any time?

Mr. Wade answered,—

(1.) Yes.

(2 to 5.) The precise number of occasions and the reasons cannot be ascertained without prolonged search. I do not know of any case where the Police have been asked to obtain the opinions of jurors in their capacity as private citizens. When the Crown is informed of an attempt to improperly influence a jury panel, the reserve power of ascertaining the jurors' names and watching the movements of suspected persons is essential to the proper administration of Justice.

(5.)

23rd October, 1906.

- (5.) Recent Appointments to the Pilot Service:—Mr. Booth asked the Colonial Treasurer,—
- (1.) What are the names of the gentlemen recently appointed to the Pilot Service of the State?
 - (2.) Were these gentlemen already in the Service of the State?
 - (3.) Were any applications received from men already occupying positions in the Navigation Department and holding the qualifications set forth in the advertisements calling for applications?
 - (4.) What are the names of the officers already in the Navigation Department who applied for the position and who had the qualifications set forth in the advertisements?
 - (5.) Why were none of these applicants appointed?

Mr. Dick answered,—

(1.) Alexander McRae, appointed Pilot at Newcastle, 26th August, 1904; Peter Sutherland, appointed Pilot at Newcastle, 17th October, 1906.

(2.) No.

(3 and 4.) In 1904 applications were received from Mr. J. E. Lucas, Master of the pilot steamer "Ajax"; Mr. B. Palmer, 1st Mate of the pilot steamer "Ajax"; and Mr. R. Mann, 1st Mate of the pilot steamer "Captain Cook." In 1906 applications were received from Mr. R. Mann, 1st Mate of the pilot steamer "Captain Cook;" Mr. J. Martin, 1st Mate of the pilot steamer "Ajax"; Mr. W. Troup, 2nd Mate, pilot steamer "Ajax."

(5.) The reason none of the foregoing applicants were appointed to the vacant position was that it was considered that they had had no experience in handling large vessels in the Port of Newcastle.

- (6.) Beacon Lights at Lawrence, Clarence River:—Mr. McFarlane asked the Secretary for Public Works,—

(1.) Is he aware that the erection of beacon lights at Lawrence, Clarence River, was approved of some two years ago?

(2.) Is he aware that the work has not yet been commenced although tenders have twice been invited?

(3.) Will he take the necessary steps to have the work carried out as early as possible?

Mr. Lee answered,—

(1.) Yes.

(2 and 3.) It was intended in first instance to place a fixed beacon in the water over the shoal. The proposal now agreed to by the Navigation Department is the fixing of two lights on shore. This will be much cheaper, and, it is anticipated, equally as effective.

- (7.) Working of the Commonwealth Electoral Act:—Mr. Bruntnell asked the Colonial Secretary,—
In view of the fact that a Bill to amend the Electoral Laws of New South Wales is now before this House, will he take steps to place before this House all information regarding the working of the Commonwealth Electoral Act, especially showing the number of sittings, number of cases adjudicated upon, and the cost of Revision Courts?

Mr. Hogue answered,—The Commonwealth Electoral Act, 1905, abolished Revision Courts, and substituted provisions for the removal of names from Rolls, and for appeals to a Court authorised to determine electoral appeals, with power to order names to be added or restored to the Rolls. Names must be objected to in writing. Similar provisions have been embodied in the Bill now before this Parliament.

- (8.) Public Service Appeals:—*Mr. Estell*, for Mr. Dacey, asked the Attorney-General and Minister of Justice,—Referring to the arrangement that has been made by regulation that the Public Service Board shall sit as a Court of Appeal against their own decisions, is it a fact that, when so sitting, the Board will only hear appeals from decisions at a quinquennial regrading?

Mr. Wade answered,—No such arrangement has been made by any regulation.

5. PAPER:—*Mr. Dick* laid upon the Table,—Report of the Railway Commissioners on Railways and Tramways for the Quarter ended 30th September, 1906.
Referred by Sessional Order to the Printing Committee.

6. DENTISTS AMENDMENT BILL (*Formal Motion*):—*Dr. Arthur* moved, pursuant to Notice, That leave be given to bring in a Bill to amend the Dentists Act, 1900.
Question put and passed.

7. LIQUOR-SELLING LICENSES (*Formal Motion*):—*Mr. Bruntnell* moved, pursuant to Notice, That there be laid upon the Table of this House a return showing the number of liquor-selling licenses of each respective kind, existing in each Electorate of the State on 1st January, 1906.
Question put and passed.

8. POSTPONEMENTS:—The following Orders of the Day were postponed—

(1.) Birds and Native Animals Protection and Acclimatisation Bill; second reading. [*Mr. Cohen*];—until To-morrow.

(2.) Testator's Family Maintenance Bill (No. 2); resumption of the Debate, on the motion of *Mr. Arthur Griffith*, "'That' this Bill be now read a second time."

Upon which *Mr. Sullivan* had moved, That the Question be amended by leaving out all the words after the word "That," and inserting the words "the Bill be referred to a Select Committee for consideration and report.

"(2.) That such Committee consist of *Mr. Wade*, *Mr. Arthur Griffith*, *Mr. Ball*, *Mr. Charlton*, *Mr. Donaldson*, *Mr. Mahony*, *Mr. Jessep*, and the Mover";—until Tuesday next.

23rd October, 1906.

9. MEDICAL PRACTITIONERS ACTS FURTHER AMENDMENT BILL :—The Order of the Day having been read for the resumption of the Debate, on motion of Dr. Arthur, "That this Bill be now read a second time,"—

And the Question being again proposed.—
The House resumed the said Debate.

Points of Order :—

(1.) Mr. Cann submitted that, in regulating the practice of medicine and surgery, this Bill interfered with trade, and should have been initiated by a resolution in Committee of the Whole.

Debate ensued.

Mr. Speaker said the Bill did not come within the class of Bills contemplated by Standing Order No. 246.

(2.) Mr. Cann further submitted that, as the Bill provided for certain work to be performed by the Registrar-General and his Officers, and for the publication of Regulations, it involved expenditure, and should therefore have been preceded by a Message.

Mr. Speaker did not consider a Message was required, as the Bill only imposed duties on officers already appointed and did not entail any expenditure not already provided for.

Debate continued.

Question put.

The House divided.

Ayes, 30.

Mr. Dick,	Colonel Rytic,
Mr. Moore,	Mr. Perry (<i>The Richm'd</i>),
Mr. Hogue,	Mr. Fegan,
Mr. Carruthers,	Mr. Donaldson,
Mr. Ashton,	Mr. Brimer,
Dr. Arthur,	Mr. McLaurin,
Mr. Lee,	Mr. Walter Anderson,
Mr. Hindmarsh,	Mr. W. W. Young,
Mr. Oakes,	Mr. Fleming,
Mr. Ball,	Mr. O'Sullivan,
Mr. Brinsley Hall,	Mr. Levien,
Mr. R. J. Anderson,	Mr. Wade,
Mr. Bruntnell,	<i>Tellers,</i>
Mr. Booth,	
Mr. Nobbs,	Mr. Thomas,
Mr. Law,	Mr. Creswell.

Noes, 13.

Mr. Daley,
Mr. McGowen,
Mr. Nielsen,
Mr. McNeill,
Mr. Estell,
Mr. Hollis,
Mr. Scobie,
Mr. Levy,
Mr. Meehan,
Mr. Cann,
Mr. Charlton.
<i>Tellers,</i>
Mr. Jessep,
Mr. McGarry.

And so it was resolved in the affirmative.

Bill read a second time.

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

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

10. POLICE REGULATION (SUPERANNUATION) BILL :—Mr. Carruthers moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Police Regulation Act, 1899.
Question put and passed.

11. LOCAL GOVERNMENT EXTENSION BILL :—The Order of the Day having been read,—Mr. Dick moved, "That" this Bill be now read a third time.

Mr. Carruthers moved, That the Question be amended by leaving out all the words after the word "That" and inserting the words "the Bill be recommitted for the reconsideration of clauses 3, 15, 17, 18, 22, 25, 29, 33, 36, 44, 49, 50, 54, 59, 66, 83, 85 and the Title,"—instead thereof.

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

Debate ensued.

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

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

Question then,—That the Bill be recommitted for the reconsideration of clauses 3, 15, 17, 18, 22, 25, 29, 33, 36, 44, 49, 50, 54, 59, 66, 83, 85 and the Title,—put and passed.

On motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill 4^o with further amendments, and an amended Title.

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

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

12. PASTURES PROTECTION (AMENDMENT) BILL :—

(1.) The Order of the Day having been read,—on motion of Mr. Ashton, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider the expediency of bringing in a Bill to amend the Pastures Protection Act, 1902, the Pastures Protection Amendment Act, 1904, the Crown Lands Acts, the Western Lands Acts, the Native Dogs Destruction and Poisoned Baits Act, 1901, and other Acts; to make further provision for the encouragement of the erection of rabbit-proof fencing; and for other purposes.

Mr.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

23rd October, 1906.

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

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

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

Resolved,—That it is expedient to bring in a Bill to amend the Pastures Protection Act, 1902, the Pastures Protection Amendment Act, 1904, the Crown Lands Acts, the Western Lands Acts, the Native Dogs Destruction and Poisoned Baits Act, 1901, and other Acts ; to make further provision for the encouragement of the erection of rabbit-proof fencing ; and for other purposes.

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

- (2.) Mr. Ashton then presented a Bill, intituled “ *A Bill to amend the Pastures Protection Act, 1902, the Pastures Protection Amendment Act, 1904, the Crown Lands Acts, the Western Lands Acts, the Native Dogs Destruction and Poisoned Baits Act, 1901, and other Acts ; to make further provision for the encouragement of the erection of rabbit-proof fencing ; and for other purposes,* ”—which was read a first time.

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

13. ADJOURNMENT :—Mr. Ashton moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

The House adjourned accordingly, at twenty-five minutes after Nine o'clock, until To-morrow, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 53.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 24 OCTOBER, 1906.

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

QUESTIONS :—

- (1.) Insurance of Government Buildings and Property :—Mr. Briner asked the Colonial Treasurer,—
- (1.) Is it a fact that Parliament Buildings are insured with the Colonial Mutual Company, and, if so, for what sum?
 - (2.) Is the Government steam launch "Eva" insured with the same Company, and for how much?
 - (3.) Is the Colonial Mutual a New South Wales Office?
 - (4.) Is it a fact that the Government Stores in Young-street are insured with the National of New Zealand and the London and Lancashire Companies, and for how much in each case?
 - (5.) Are the Government Electric-light Plant and Buildings in Chancery-square insured with the National of New Zealand, and for how much?
 - (6.) Is the Government launch "Premier" insured with the National of New Zealand?
 - (7.) Are Government marine insurances on shipments from the United Kingdom to Sydney effected with the Union Insurance Company of Canton?
 - (8.) What other Government insurances (including those on Harbour Trust and Resumed Area Properties) are effected with offices outside of local companies?
- Mr. Dick* answered,—
- (1.) Yes; insurance was effected on the 28th December, 1901, on the buildings and furniture for £37,000, and it has since been continued.
 - (2.) Yes; in continuance of an old insurance for £1,000 while running in Port Jackson and at sea within 50 miles of such port.
 - (3.) It carries on a large business in New South Wales, and has large deposits with the Government as security—it has its head office in Victoria.
 - (4.) The Commercial Union Assurance Company has accepted £4,000 on the Stock and the National Fire and Marine Insurance Company of New Zealand £4,400 on the stock, office furniture, and fittings.
 - (5.) The Government Architect's workshops, Chancery-square, are insured with the National Fire and Marine Insurance Company of New Zealand for £6,700.
 - (6.) Yes, for £1,000, in order to cover certain risks.
 - (7.) Insurances are effected through Houlder Brothers and Company (Limited), London, with open cover for a period of twelve months; Lloyd's are the underwriters.
 - (8.) A number of risks on New South Wales Government properties have been accepted by insurance companies, the head offices of which are not in this State. I may add, however, that in many instances the lessees have the right to nominate the companies with which the insurance shall be placed, and that in many other cases the Government has merely continued the insurances on resumed properties in the offices in which they existed at the time the properties were taken over.
- (2.) Retiring Allowances to Public School Teachers :—Mr. W. W. Young asked the Minister of Public Instruction,—
- (1.) Is it a fact that a retiring allowance is granted to teachers who ceased contributing to the Superannuation Fund in 1895?
 - (2.) Is it a fact that a month's salary for every year of service beyond a specified period is to be included with the refund of contributions?
 - (3.) Will he furnish all information bearing upon this matter?

Mr.

24th October, 1906.

Mr. O'Connor answered,—

(1.) Yes. Retiring allowances are granted to teachers who ceased contributing to the Superannuation Fund in 1895, if eligible under conditions of sections 63, 66, and 71 of the Public Service Act of 1902.

(2 and 3.) The actual amount of allowance, in addition to refund of contributions, is determined by the Public Service Board in each case of retirement.

- (3.) Railway from Cooma to Bombala, *via* Nimitybelle :—Mr. Wood asked the Colonial Treasurer,—
In view of the fact that the Public Works Committee and Railway Commissioners have reported in favour of the construction of a line of railway from Cooma to Bombala *via* Nimitybelle, some five years back, together with the additional fact that a promise was made last Session to submit this matter to Parliament last Session, is it now the intention of the Government to take any steps towards carrying out this proposed extension?

Mr. Lee answered,—It is not proposed to do anything this Session, but the question shall have early consideration.

2. POSTPONEMENTS :—The following Orders of the Day were postponed,—

(1.) Confectionery Shops Sunday Trading Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to enable certain shops for the sale of confectionery, fruit, and other refreshments, to be kept open during certain hours on Sundays, and to amend certain Acts relating to Sunday trading. [Mr. Levien];—until Tuesday, 6 November.

(2.) Medical Practitioners Acts Further Amendment Bill; to be further considered in Committee. [Dr. Arthur];—until Tuesday, 13 November.

3. PAPERS :—

Mr. Ashton laid upon the Table,—Abstract of Crown Lands intended to be dedicated to Public Purposes, under the Crown Lands Act of 1884.

Referred by Sessional Order to the Printing Committee.

Mr. O'Connor laid upon the Table,—

(1.) Amended By-law of the University of Sydney.

(2.) Report of the Trustees of the Australian Museum for the year ended 30th June, 1906.

Referred by Sessional Order to the Printing Committee.

4. ADDISON-ROAD TO DULWICH HILL ELECTRIC TRAMWAY BILL :—Mr. Lee moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of an Electric Tramway from Enmore-road along Addison-road, Livingstone-road, and New Canterbury road, to the Dulwich Hill Terminus; and for other purposes.
Question put and passed.

5. NORTH COAST RAILWAY BILL :—The Order of the Day having been read,—Mr. Lee moved, "That" this Bill be now read a second time.
Debate ensued.

And the House continuing to sit after Midnight,—

THURSDAY, 25 OCTOBER, 1906, A.M.

Debate continued.

Mr. Thrower moved, That the Question be amended by leaving out all the words after the word "That" and inserting the words "the Bill be referred to a Select Committee for consideration and report."

"(2.) That such Committee consist of Mr. Lee, Mr. McGowen, Mr. Davidson, Mr. Briner, Mr. W. W. Young, Mr. Nielsen, Mr. Bruntnell, Dr. Arthur, and the Mover,"—instead thereof.

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

Debate continued.

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

The House divided.

Ayes, 44.

Mr. O'Connor,	Mr. Creswell,
Mr. Ashton,	Mr. Fleming,
Mr. Hogue,	Mr. Fallick,
Mr. Lee,	Mr. McCoy,
Mr. Mahony,	Mr. R. J. Anderson,
Mr. Broughton,	Mr. Eden George,
Mr. Wade,	Mr. Booth,
Mr. Hindmarsh,	Mr. O'Sullivan,
Mr. Mackenzie,	Mr. Bennett,
Mr. Latimer,	Mr. Bruntnell,
Mr. Dick,	Mr. Moxham,
Mr. Nobbs,	Mr. Reynoldson,
Mr. Downes,	Mr. Wood,
Mr. W. Millard,	Mr. Moore,
Mr. Robson,	Mr. Henley,
Mr. J. H. Young,	Mr. Perry (<i>Liverpool</i>
Mr. Levy,	<i>Plains</i>),
Mr. McFarlane,	Mr. Fegan,
Mr. Law,	Mr. Walter Anderson.
Dr. Arthur,	<i>Tellers,</i>
Mr. Donaldson,	Mr. Kearney,
Mr. Levien,	Mr. Davidson.
Mr. Gillies,	
Mr. Briner,	

Noes, 21.

Mr. Kelly,
Mr. Holis,
Mr. Scobie,
Mr. Estell,
Mr. Burgess,
Mr. Arthur Griffith,
Colonel Ryrie,
Mr. Thomas,
Mr. Morton,
Mr. McGarry,
Mr. Richards,
Mr. W. W. Young,
Mr. Charlton,
Mr. Holman,
Mr. Mechan,
Mr. Thrower,
Mr. Daley,
Mr. Cann,
Mr. Miller.
<i>Tellers,</i>
Mr. Nielsen,
Mr. Jones.

And so it was resolved in the affirmative.
Debate continued.

Original

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

24th October, 1906.

Original Question—That this Bill be now read a second time—put.
The House divided.

Ayes, 42.

Mr. O'Connor,	Mr. Levien,
Mr. Dick,	Mr. Creswell,
Mr. Hogue,	Mr. Fleming,
Mr. Lee,	Mr. Fallick,
Mr. Mahony,	Mr. Richards,
Mr. Broughton,	Mr. McCoy,
Mr. Wade,	Mr. R. J. Anderson,
Mr. Hindmarsh,	Mr. Booth,
Mr. Reynoldson,	Mr. O'Sullivan,
Mr. Mackenzie,	Mr. Bennett,
Mr. Latimer,	Mr. Walter Anderson,
Mr. Brinsley Hall,	Mr. Bruntnell,
Mr. Nobbs,	Mr. Moxham,
Mr. Ashton,	Mr. Moore,
Mr. Downes,	Mr. Healey,
Mr. W. Millard,	Mr. Perry (<i>Liverpool</i>
Mr. Robson,	<i>Plains</i>),
Mr. J. H. Young,	Mr. Fegan.
Mr. Levy,	<i>Tellers,</i>
Mr. Davidson,	
Mr. Donaldson,	Mr. Gillies,
Mr. McFarlane,	Mr. Briner.
Mr. Law,	

Noes, 26.

Mr. Kelly,	Mr. Thomas,
Mr. Scobie,	Mr. McGarry.
Mr. Hollis,	<i>Tellers,</i>
Mr. Nielsen,	Mr. Estell,
Mr. Burgess,	Mr. Kearney.
Mr. McNeill,	
Mr. Jones,	
Mr. Dacey,	
Mr. Miller,	
Mr. Caun,	
Mr. Daley,	
Mr. Thrower,	
Mr. Meehan,	
Mr. Holman,	
Mr. Charlton,	
Mr. W. W. Young,	
Mr. Arthur Griffith,	
Dr. Arthur,	
Mr. Eden George,	
Mr. Wood,	
Colonel Ryrie,	
Mr. Morton,	

And so it was resolved in the affirmative.

Bill read a second time.

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

Mr. Speaker resumed the Chair; and the Chairman reported the Bill, with amendments.

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

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

6. SYDNEY CORPORATION AMENDMENT BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the Sydney Corporation Act, 1902; to amend and explain the Sydney Corporation Amendment Act, 1905; to define the boundaries of certain land resumed by the Council under the last-mentioned Act, and to vest such land in the Council; and for other purposes incidental thereto or consequent thereon*";—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,

Sydney, 24th October, 1906.

F. B. SUTOR,

President.

SYDNEY CORPORATION AMENDMENT BILL.

Schedule of the Amendments referred to in Message of 24th October, 1906.

JOHN J. CALVERT,

Clerk of the Parliaments.

Page 3, clause 9, line 27. After "free" insert "reading and"

Page 3, clause 10, line 35. Omit "of" insert "used in connection with"

Page 4, clause 12, line 1. After "free" insert "reading and"

Page 4, clause 12. At end of clause add "(m) Regulating gymnasia under its control and "management."

Page 4. After clause 12 insert the following new clause:—

The Council may, out of the City Fund, erect, establish, and maintain public Gymnasia ^{Gymnasia} upon any land in the City (not being portion of a public way) vested in or dedicated to the Council for any purpose, including any land used as a public park.

Examined,—

W. J. TRICKETT,

Chairman of Committees.

Ordered by Mr. Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration on Tuesday next.

7. LOCAL GOVERNMENT EXTENSION BILL:—The Order of the Day having been read,—Mr. Ashton moved, That this Bill be now read a third time.

Question put and passed.

Bill read a third time, and, on motion of Mr. Ashton, passed.

Mr. Ashton then moved, That the Title of the Bill be "*An Act for the better government of municipalities and shires; for those purposes to amend, extend, and repeal certain Acts, and to apply the provisions of the Local Government (Shires) Act, 1905, to municipalities; and for other purposes.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act for the better government of municipalities and shires; for those purposes to amend, extend, and repeal certain Acts, and to apply the provisions of the Local Government (Shires) Act, 1905, to municipalities; and for other purposes.*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 25th October, 1906, a.m.

8.

24th October, 1906.

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8. ADJOURNMENT :—Mr. Ashton moved, That this House do now adjourn.
Debate ensued.
Motion, by leave, withdrawn.
9. SPECIAL ADJOURNMENT :—Mr. Ashton (*by consent*) moved, without Notice, That this House, at its rising this day, do adjourn until Tuesday next.
Question put and passed.
10. ADJOURNMENT :—Mr. Ashton moved, That this House do now adjourn.
Debate ensued.
Notice was taken that there was not a Quorum present.
Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely :—Mr. Ashton, Mr. Broughton, Mr. Bruntnell, Mr. Burgess, Mr. Dacey, Mr. Downes, Mr. Fegan, Mr. Gardiner, Mr. Hogue, Mr. Holman, Mr. John Hurley, Mr. McGowen, Mr. McNeill, Mr. Miller, Mr. Nobbs, Mr. O'Sullivan, Mr. Scobie, Mr. Thrower, and Mr. Wade,—
Mr. Speaker adjourned the House at twenty-eight minutes after Twelve o'clock, p.m., until *Tuesday next*, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 54.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 30 OCTOBER, 1906.

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

QUESTIONS:—

(1.) Money-lenders and Infants Loans Act:—Mr. Meehan asked the Attorney-General and Minister of Justice,—

- (1.) Is the recently passed Money-lenders and Infants Loans Act in force yet?
- (2.) Have the Regulations thereunder been gazetted; if not, why?
- (3.) How many money-lenders have been registered under this Act; and have any proceedings been taken against those money-lenders who have not so registered?

Mr. Wade answered,—

- (1.) Yes.
- (2.) Regulations under the Act were gazetted on 27th June last.
- (3.) Fifty-eight. No proceedings have been instituted so far.

(2.) Increases to Salaries of Employees, Public Library:—Mr. Sullivan asked the Minister of Public Instruction,—

- (1.) Is it a fact that a total sum of £70 was allowed to employees of the Public Library by way of increases in salary at the recent regrading?
- (2.) Is it a fact that out of such sum of £70, an amount of £30 was granted to one lady?
- (3.) Has that lady been granted eighteen months' leave of absence, to visit Europe, twice?
- (4.) Was the remaining £40 divided amongst forty-two employees; if not, how many of them?

Mr. Carruthers answered,—

- (1.) No. The sum of £75 was allowed.
- (2.) Yes, on the grounds of marked ability.
- (3.) She was granted twelve months leave of absence, without pay, in February, 1906, and has since applied for an extension of six months, also without pay.
- (4.) No. £45 was divided amongst five employees. Eleven other officers come under special regulations as regards increments.

(3.) Coal Measures in the State:—Mr. John Hurley asked the Secretary for Mines,—

- (1.) Is he in a position to say what is the thickness of the largest discovered coal measures in the State, and where situated?
- (2.) Is he aware that there is a strong difference of opinion that some seams of phenomenal thickness are only partially wrought, and in consequence the State will lose a large sum in royalty; if so, will he cause his officers to report on the advisability of working all coal suitable and thus prevent errors and losses?

Mr. Moore answered,—

- (1.) The thickest seam of coal so far discovered in the State is about 32 feet thick, and is found in the Greta Coal Measures, in the neighbourhood of Cessnock.
- (2.) At some collieries, in other parts of the State, a portion of the top coal or the bottom coal is not worked on account of its inferior quality, the Railway Commissioners and other customers refusing to take it. In such cases, however, there will be nothing to prevent this coal from being won in the future in the event of its being found to be marketable.

30th October, 1906.

(4.) Abolition of Public School Fees :—Mr. Briner asked the Minister of Public Instruction,—

(1.) Has his attention been directed to statements made in a paper, *The Raleigh Sun*, published at Bellingen, to the effect that, though school fees have been abolished, new charges—for books and material used in connection with school work—are now being made which render primary education more costly than before the school fees were abolished?

(2.) Is this statement true?

(3.) Will he explain the exact position, so that all parents and teachers, particularly in country districts, may know it?

Mr. O'Connor answered,—

(1.) Yes.

(2.) No.

(3.) Any contributions made by parents for purposes connected with schools are of a purely voluntary character.

(5.) Case of Mr. James Gordon, of Waverley :—Mr. Booth, for Mr. Jessep, asked the Colonial Secretary,—

(1.) Is it a fact that one James Gordon, of Council-street, Waverley, was removed from his residence on or about the 10th instant without due process of law and detained at the Reception House, Darlinghurst?

(2.) Was he brought before the Stipendiary Magistrate on 18th instant and committed to Gladsville on the ground that the said James Gordon was insane, and was discovered under circumstances that denoted a purpose of committing some offence against the law; if so, by whom was he so charged?

(3.) Is it a fact that, for the past six months, he has been under the special care of his sister, assisted by competent attendants, and that no complaint had at any time been made of his conduct?

(4.) Was a special request made by his sister, Miss Gordon, and by several medical men, that he should be sent to the private asylum conducted by Dr. Vause rather than to a public institution?

(5.) Will he state the grounds on which this request was denied them?

(6.) Is it a fact that the committing Stipendiary Magistrate declined to receive sworn affidavits, and only received verbal statements in reference to the case?

Mr. Hogue answered,—The information which the Honorable Member desires to elicit refers to a most painful case which has been recently before the Courts, a case in which, unfortunately, there are some serious family differences, and the subject of the case is suffering from one of the most cruel of mortal afflictions. I do not think that any good purpose can be served by making public the information which the Honorable Member desires to elicit, and by placing it on the records of Parliament. If the Honorable Member desires to see the papers or the depositions in the case, I am sure no obstacle will be placed in his way.

(6.) Police Removals, Travelling Expenses, Leave of Absence :—Mr. Estell, for Mr. Dacey, asked the Colonial Secretary,—

(1.) In the case of policemen being moved from one station to another in the public interest, is there any fixed rule as to the payment of the cost of transfer; if so, what are the terms of such rule?

(2.) When policemen are compelled to visit the Police Doctor, are they expected to pay their own railway fares?

(3.) Is it a fact that in some parts of the State, policemen are only allowed to take their annual leave how and when the Divisional Officer thinks fit?

(4.) Is there any valid reason why the leave should not be allowed to accumulate for two years, so that the men may visit other States?

Mr. Hogue answered,—

(1.) When Police are removed in the public interests, reasonable expenses, as recommended by the Superintendents in charge of Districts, are allowed.

(2.) No. They generally come to Sydney on other duty.

(3.) Leave of absence is always granted when asked for if convenient to spare them at the time required. The convenience of the Service must be considered.

(4.) Leave of absence cannot be allowed to accumulate, as it would cause great inconvenience and mean additional expense to the country in the employment of extra Police.

(7.) Contract for printing Public School Books :—Mr. Jones asked the Minister of Public Instruction,—

(1.) On what date did the contract of William Brooks and Company for printing the Public School books expire?

(2.) Has any extension of that contract been granted to the said firm; if so, for what term?

(3.) Does he intend to have a new set of books printed for use in the Public Schools?

(4.) If so, is there any truth in the statement that such books are to be printed outside the State of New South Wales?

(5.) Can he say whether any arrangements have been completed in regard to the changes contemplated in the compilation of the school books?

Mr. O'Connor answered,—

(1.) 31st December, 1903.

(2.) Yes, to 31st December, 1904, since which date the same firm has supplied the reading-books required by the Department at contract rates.

(3.) It has not, so far, been decided to introduce a new set.

(4.) The Honorable Member is referred to my answer to his Question on the subject, on the 24th July, 1906, informing him that there was no such proposal; and that, when the issue of new readers is being determined, due consideration will be given as to where they are to be printed.

(5.) No arrangements have been completed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

30th October, 1906.

2. **EARLY CLOSING BILL**:—The following Petitions, praying the House to amend the Early Closing Act making it compulsory for shops in the county of Cumberland to observe Saturday as the half-holiday in lieu of Wednesday or Saturday as at present, the late night to be Friday until Nine o'clock p.m.,—were presented by the Members named:—
- (1.) By Mr. O'Sullivan—From certain Shopkeepers, Shop Assistants, and others.
 - (2.) By Mr. Bruntnell—From certain Shopkeepers, Shop Assistants, and others.
 - (3.) By Mr. Daley—From Members of the Shop Assistants' Union, and others.
- Petitions received.

3. **DENTISTS AMENDMENT BILL**:—Dr. Arthur, pursuant to leave granted on the 23rd October, 1906, presented a Bill, intituled "*A Bill to amend the Dentists Act, 1900*,"—which was read a first time. Ordered to be printed, and read a second time on Tuesday, 20th November.

4. **GOVERNMENT SAVINGS BANK BILL**:—The following Message from His Excellency the Governor was delivered by Mr. Carruthers, and read by Mr. Speaker:—

HARRY H. RAWSON,
Governor.

Message No. 63.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to constitute and regulate and provide for the management of the Government Savings Bank of New South Wales and its departments; to authorise the said Bank to receive deposits, borrow moneys, and make loans and investments; to provide for a Government guarantee of any indebtedness of the said Bank; to repeal the Acts dealing with the Government Savings Bank, and with Advances to Settlers; to provide, subject to a poll of depositors, for the amalgamation of the Savings Bank of New South Wales with the Bank constituted by this Act; for the transfer of certain assets, liabilities, and powers to the said Bank; to amend the Acts dealing with Crown Lands, the Closer Settlement Act, 1904, and certain other Acts; and for purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 30th October, 1906.*

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

5. **PAPERS**:—

Mr. Hogue laid upon the Table,—

- (1.) Regulations under the Parliamentary Electorates and Elections Act, 1902.
 - (2.) By-law of the Borough of Parramatta.
 - (3.) Return to an Order made on 18th October, 1906,—“Police Force.”
- Referred by Sessional Order to the Printing Committee.

Mr. Ashton laid upon the Table,—A mended Regulation No. 50, under the Pastures Protection Act, 1902.

Referred by Sessional Order to the Printing Committee.

6. **TESTATOR'S FAMILY MAINTENANCE BILL (No. 2)**:—The Order of the Day having been read for the resumption of the Debate, on the motion of Mr. Arthur Griffith, “‘That’ this Bill be now read a “second time.”

Upon which Mr. Sullivan had moved, That the Question be amended by leaving out all the words after the word “That” and inserting the words “the Bill be referred to a Select Committee for “consideration and report.

“(2.) That such Committee consist of Mr. Wade, Mr. Arthur Griffith, Mr. Ball, Mr. Charlton, “Mr. Donaldson, Mr. Mahony, Mr. Jessep, and the Mover,”—instead thereof.

And the Question being again proposed,—

The House resumed the said Debate.

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

The House divided.

Ayes, 29.

Mr. Lee,	Mr. Holman,
Mr. Nobbs,	Mr. Fallick,
Mr. Wade,	Mr. W. W. Young,
Mr. Carruthers,	Mr. McGowen,
Mr. Moore,	Mr. Cohen,
Mr. Hogue,	Mr. Mackenzie,
Mr. Fegan,	Mr. Waddell,
Mr. Dick,	Mr. Fleming,
Mr. Oakes,	Dr. Arthur,
Mr. Bruntnell,	Mr. Jessep,
Mr. Booth,	Mr. Briner.
Mr. O'Conor,	
Mr. Latimer,	<i>Tellers,</i>
Mr. Donaldson,	Mr. Arthur Griffith,
Mr. McLaurin,	Mr. Kearney.
Mr. O'Sullivan,	

Noes, 19.

Mr. Charlton,	Mr. Edden.
Mr. Meehan,	<i>Tellers,</i>
Mr. Sullivan,	Mr. Robson,
Mr. Hollis,	Mr. Nielsen.
Mr. Scobie,	
Mr. Mahony,	
Mr. Bennett,	
Mr. Wood,	
Mr. Thomas,	
Mr. Hindmarsh,	
Mr. McCoy,	
Mr. R. J. Anderson,	
Mr. Walter Anderson,	
Mr. Henley,	
Mr. McGarry,	
Mr. W. Millard,	

And so it was resolved in the affirmative.

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

The

30th October, 1906.

The House divided.

Ayes, 26.

Mr. Lee,	Mr. McGowen,
Mr. Nobbs,	Mr. Cohen,
Mr. Wade,	Mr. Waddell,
Mr. Carruthers,	Mr. W. Millard,
Mr. Moore,	Mr. Briner,
Mr. Hogue,	Mr. Fallick,
Mr. Fegan,	Mr. W. W. Young,
Mr. Kearney,	Mr. O'Sullivan,
Mr. Arthur Griffith,	Mr. Holman,
Mr. Jessep,	Mr. McLaurin.
Mr. Dick,	<i>Tellers,</i>
Mr. Bruntnell,	Dr. Arthur,
Mr. Booth,	Mr. Fleming.
Colonel Ryrie,	

Noes, 23.

Mr. Nielsen,	Mr. Robson,
Mr. Charlton,	Mr. Perry (<i>The Richm'd</i>),
Mr. Sullivan,	Mr. Henley,
Mr. Hollis,	Mr. Walter Anderson,
Mr. Scobie,	Mr. R. J. Anderson,
Mr. Mahony,	Mr. McGarry,
Mr. Oakes,	Mr. Edden.
Mr. Mackenzie,	<i>Tellers,</i>
Mr. Meehan,	Mr. Latimer,
Mr. Bennett,	Mr. Donaldson.
Mr. Wood,	
Mr. Thomas,	
Mr. Hindmarsh,	
Mr. McCoy,	

And so it was resolved in the affirmative.

Bill read a second time.

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

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

7. NORTH COAST RAILWAY BILL :—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a third time.
Debate ensued.
Motion, by leave, withdrawn.
On motion of Mr. Carruthers, the Order of the Day was postponed until a later hour.
8. WAYS AND MEANS (*Financial Statement*) :—The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again To-morrow.
9. POLICE REGULATION (SUPERANNUATION) BILL :—
(1.) The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Police Regulation Act, 1899.
Mr. Speaker resumed the Chair; and Mr. Latimer, Temporary Chairman, reported that the Committee had come to a resolution.
Ordered, on motion of the Temporary Chairman, That the report be *now* received.
The Temporary Chairman then reported the resolution, which was read a first time, as follows :—
Resolved,—That it is expedient to bring in a Bill to amend the Police Regulation Act, 1899.
On motion of Mr. Carruthers, the resolution was read a second time, and agreed to.
(2.) Mr. Carruthers then presented a Bill, intituled "*A Bill to amend the Police Regulation Act, 1899*,"—which was read a first time.
Ordered to be printed, and read a second time on Thursday next.
10. NORTH COAST RAILWAY BILL :—The Order of Day having been read,—Mr. Lee moved, That this Bill be now read a third time.
Debate ensued.

And the House continuing to sit after Midnight,—

WEDNESDAY, 31 OCTOBER, 1906, A.M.

Question put.

The House divided.

Ayes, 30.

Mr. Ashton,	Mr. Law,
Mr. Broughton,	Mr. Gillies,
Mr. Lee,	Mr. Mackenzie,
Mr. Wade,	Mr. Moxham,
Mr. Levy,	Mr. R. J. Anderson,
Mr. Dick,	Mr. Booth,
Mr. Latimer,	Mr. Briner,
Mr. Nobbs,	Mr. Bennett,
Mr. Moore,	Mr. W. Millard,
Mr. Creswell,	Mr. Henley,
Mr. Bruntnell,	Mr. O'Connor.
Mr. Fallick,	<i>Tellers,</i>
Mr. Davidson,	Mr. Robson,
Mr. Hindmarsh,	Mr. Brinsley Hall.
Mr. J. H. Young,	
Mr. McFarlane,	
Mr. Donaldson,	

Noes, 15.

Mr. Miller,
Mr. Edden,
Mr. Macdonell,
Mr. Nielsen,
Mr. Scobie,
Mr. Hollis,
Mr. Jones,
Mr. Jessep,
Mr. Kelly,
Mr. Meehan,
Mr. Charlton,
Mr. Gardiner,
Mr. Cann.
<i>Tellers,</i>
Mr. Thomas,
Mr. Kearney.

And so it was resolved in the affirmative.

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

Mr.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

30th October, 1906.

Mr. Lee then moved, That the Title of the Bill be "*An Act to sanction the construction of a line of Railway from Maitland to South Grafton ; to authorise the construction of the said line on public roads ; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining the fences along the said line ; to provide for the use of the said line by the Constructing Authority or by persons authorised by him ; and for other purposes consequent thereon or incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to sanction the construction of a line of Railway from Maitland to South Grafton ; to authorise the construction of the said line on public roads ; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line ; to provide for the use of the said line by the Constructing Authority or by persons authorised by him ; and for other purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 31st October, 1906, a.m.*

The House adjourned, at thirteen minutes after Twelve o'clock, a.m., until half-past Three o'clock, p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

Act of South Wales.

No. 55.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 31 OCTOBER, 1906.

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

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

- (1.) Cities Extension Bill :—

HARRY H. RAWSON,
Governor.

Message No. 64.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill for the union of the Cities of Sydney and Newcastle, respectively, with certain neighbouring Municipalities and Shires, or parts thereof; for the amendment of certain Acts; and for purposes consequent thereon and incidental thereto.

*State Government House,
Sydney, 31st October, 1906.*

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

- (2.) Government Savings Bank Bill :—

HARRY H. RAWSON,
Governor.

Message No. 65.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to constitute and regulate and provide for the management of the Government Savings Bank of New South Wales and its departments; to authorise the said Bank to receive deposits, borrow moneys, and make loans and investments; to provide for a Government guarantee of any indebtedness of the said Bank; to repeal the Acts dealing with the Government Savings Bank, and with Advances to Settlers; to provide, subject to a poll of depositors, for the amalgamation of the Savings Bank of New South Wales with the Bank constituted by this Act; and for the repeal of the Acts relating to such Bank; for the transfer of certain assets, liabilities, and powers to the said Bank; to amend the Acts dealing with Crown Lands, the Closer Settlement Act, 1904, and certain other Acts; and for purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 31st October, 1906.*

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

31st October, 1906.

2. QUESTIONS :—

- (1.) Port Jackson Company's Steamer "Brighton" :—Mr. Sullivan asked the Colonial Treasurer,—
- (1.) Has his attention been drawn to the fact of the steamer "Brighton," plying to Manly, having on more than one occasion lately broken down in the vicinity of the Heads?
 - (2.) Did the "Brighton" break down off Dobroyde about 2.30 on the afternoon of Friday, the 19th October instant?
 - (3.) How long was the "Brighton" anchored disabled off Dobroyde on that occasion, and how long were the passengers kept on board?
 - (4.) Did any of the Port Jackson Company's passenger steamers try to tow the "Brighton," and did they fail to do so?
 - (5.) Had the tug steamer "Leveret," at about a quarter to 6 p.m., to come to the assistance of the "Brighton," and were the passengers then transhipped?
 - (6.) How old is the "Brighton," and does her anchor-raising gear consist of the old and primitive hand-crank?
 - (7.) Do the passenger steamers of the Port Jackson Steamship Company carry complete towing equipment, passed by the Marine Board; and, if not, will steps be taken to compel them to do so, so that their attempts at rescue of other steamers of the fleet may be effective?
 - (8.) In view of the approaching heavy day and night traffic to Manly, will he direct the special attention of the Marine Board to the necessity for strict supervision of the steamers plying thereto, especially the "Brighton"?

Mr. Dick answered,—

- (1.) The matter has been duly investigated by the Department of Navigation.
- (2.) Yes.
- (3.) The accident occurred about 2.30 p.m., on the 19th instant, and was caused by the valve-spindle of the high-pressure cylinder having carried away. Half an hour after the occurrence, the same company's steamer "Kuring-gai" came alongside, and some of the passengers were transhipped to her and brought on to Sydney.
- (4.) Yes; the company's steamer "Bingarra" attempted to tow the "Brighton," but her tow-rope carried away.
- (5.) Yes; at about 5 o'clock, the tug "Leveret" towed the "Brighton" into smooth water at the Quarantine Station, where the remainder of the passengers were transferred to the company's steamer "Narrabeen," at about 5.45. The tug then towed the disabled steamer to the company's works, at Neutral Bay.
- (6.) Twenty-three years old. She has a hand windlass of good description.
- (7.) These vessels are not fitted for towing, but the mooring bollards can be used for that purpose, so far as the construction of the vessels will permit. Each vessel is supplied with a tow-rope as part of her equipment.
- (8.) Yes.

- (2.) Warren Downs, Walgett Land District :—Mr. Holman asked the Secretary for Lands,—

- (1.) What areas have been set apart for settlement on Warren Downs, Land District of Walgett, since 1893?
- (2.) Will he furnish the names of all original holders on Warren Downs, together with a list of all conditionally-purchased and conditionally-leased lands which have been transferred to date?
- (3.) What area on Warren Downs has been disposed of as improvement leases, and to whom?
- (4.) What area (if any) is now available for settlement on Warren Downs, and what steps are being taken to make land available?
- (5.) Will he make inquiries as to the desirableness of cancelling all useless reserves on Warren Downs, for the purpose of making them available for settlement?

Mr. Ashton answered,—This information will take some time to prepare. When ready it will be laid upon the Table of this House in the form of a return.

- (3.) Public Service Appeals :—Mr. Dacey asked the Attorney-General and Minister of Justice,—Is the right of appeal, with legal assistance, if desired, provided for by Public Service Regulations 61 to 66, allowed, excepting in cases of decisions at a quinquennial regrading?

Mr. Wade answered,—The right of appeal is contained in the Public Service Act itself. The Regulations merely provide the procedure to be adopted in connection with the hearing thereof.

- (4.) Lugarno Ferry :—Mr. Downes asked the Secretary for Public Works,—

- (1.) What was the revenue derived from Lugarno Ferry for last year?
- (2.) What was the expenditure for same period?
- (3.) Is it proposed to abolish tolls on this and other ferries?

Mr. Lee answered,—

- (1.) During the past year the revenue received by the Crown only amounted to £1, i.e., the amount received by leasing. The ferry dues received by lessee are not obtainable.
- (2.) £6 7s. 8d.
- (3.) When the Shires and Municipalities are in working order, then the general question will doubtless be decided by the Councils.

- (5.) Sale of part of Road and Water Reserve at Lilli Pilli :—Mr. Downes asked the Secretary for Lands,—

- (1.) On whose recommendation was the portion of the road at Lilli Pilli, and also part of the water reserve, sold to the late Honorable J. H. Want?
- (2.) What was the price paid for this land?

Mr.

31st October, 1906.

Mr. Ashton answered,—

(1.) The sale of the portion of the road in question was recommended by the Local Land Board after inquiry in open court. The price for which the land was sold, which was also fixed by the Local Land Board, was £10.

(2.) If the water reserve referred to is that which adjoins the road in question, no portion of it appears to have been sold by the Crown to the late Mr. Want. A portion of an area of 1 acre 37 perches was sold by auction on the recommendation of Mr. District-Surveyor Twynam to Mr. Austen Davis, in the year 1892, at the rate of £25 per acre.

(6.) Police collecting Federal Electoral Roll:—Mr. Hollis asked the Colonial Secretary,—What allowance per day is made to the Police of the Metropolitan Division for collecting and compiling the Federal Electoral Roll?

Mr. Lee answered,—The allowance to Metropolitan Police engaged in connection with the revision of the Commonwealth and State Electoral Rolls is 2s. per diem. When the work is carried out simultaneously, the cost is equally divided between the Commonwealth and the State.

(7.) Bush Fires:—Mr. Bruntnell, for Dr. Arthur, asked the Colonial Treasurer,—

(1.) In view of the possibility of disastrous bush fires this summer, is he prepared to contemplate steps, legislative or otherwise, to deal with them?

(2.) Is he prepared to forbid the sale of wax matches in country districts during the summer?

(3.) Is he prepared to subsidise any volunteer organisation for fighting bush fires, so that they may be supplied with watering-carts, &c.?

(4.) Will he issue printed instructions and warnings for circulation in country districts?

Mr. Dick answered,—This matter has already received the earnest consideration of the Government, and a Bill to amend the Careless Use of Fire Act has been prepared, and is down on the Business Paper for its second reading.

(8.) Sydney Harbour Trust Tenants:—Mr. Gillies asked the Colonial Treasurer,—

(1.) What amount of bad debts has been incurred by the tenants under the Sydney Harbour Trust, since its initiation up to 30th June, 1906?

(2.) How much has been written off the books during the period referred to?

Mr. Dick answered,—It will take some little time to prepare this information, but no time will be lost in submitting it in the shape of a return.

(9.) Public Service:—Mr. Jones, for Mr. Daley, asked the Colonial Secretary,—

(1.) In the event of a vacancy occurring in a grade of "A" Sub-Department, and there being no officer in that grade to fill such vacancy, are the officers in the next lower grade of such Sub-Department considered in filling such vacancy?

(2.) If so, in the event of a vacancy occurring in grade "C," would an officer in grade "D," who had not reached the maximum of his grade, but who had qualified by examination for such grade, and had proved his capacity to do the work of that grade, be eligible for promotion to such vacancy?

Mr. Wade answered,—

(1.) Yes.

(2.) Yes; he would be eligible for consideration.

(10.) Returned Soldiers from South Africa:—Mr. John Hurley asked the Colonial Secretary,—

(1.) What arrangements have been made to pay returned soldiers from South Africa in respect to what is called "back pay"?

(2.) Does "back pay" apply to all contingents; if not, what, if any, contingents will receive it, and when is it likely to be paid?

Mr. Dick answered,—No arrangement can be made until Parliament votes the money.

(11.) Appointment of Mr. J. Page to Public Works Department,—Mr. Ball asked the Secretary for Public Works,—

(1.) Is he aware that an elderly gentleman by the name of J. Page, who had finished a temporary job in the Audit Office, was appointed (notwithstanding the written protest of the Accountant) to investigate the working of the Accounts Branch of the Public Works Department, at a salary of £25 per month?

(2.) Is he aware that this action was taken before the ink was dry on a report by Mr. Fry, of the Hunter District Water and Sewerage Board, at a cost of, say, £100?

(3.) Is he aware that after nine months' cogitation this gentleman has submitted a report, endorsed by the Auditor-General, which recommends a complete upheaval of the working of the Department, with the retention of Mr. Page (otherwise unemployed) as overseer?

Mr. Lee answered,—

(1.) Mr. J. Page was appointed by the Public Service Board, on the recommendation of the Auditor-General, to devise means, if possible, of simplifying the methods in vogue in the Accounts Branch of the Department of Public Works. The Accountant did enter a protest.

(2.) Mr. Fry reported on the system of the Accounts Branch at the request of the Honorable the Secretary for Public Works on the 27th April, 1904, at a cost of about £125.

(3.) The report referred to is under consideration.

3. GRAIN ELEVATORS:—Mr. Perry (*Liverpool Plains*) moved (*by consent*), without Notice, That Mr. Nielsen be discharged from attendance upon the Select Committee on "Grain Elevators," and that Mr. Jones be appointed a Member of such Committee.

Question put and passed.

31st October, 1906.

4. PAPERS :—

Mr. Dick laid upon the Table,—Report of the Government Savings Bank for the year ended 30th June, 1906.

Referred by Sessional Order to the Printing Committee.

Mr. Wade laid upon the Table,—Rule of the Supreme Court,—Probate Jurisdiction.

Referred by Sessional Order to the Printing Committee.

Mr. O'Connor laid upon the Table,—Report of the Nautical School-ship "Sobraon" for the year ended 30th April, 1906.

Referred by Sessional Order to the Printing Committee.

Mr. Ashton laid upon the Table,—

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

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

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

(4.) Abstract of Crown Lands authorised to be dedicated to Public Purposes, under the Crown Lands Act of 1884.

(5.) *Gazette* Notices setting forth the mode in which it is proposed to deal with the dedication of certain Lands, under the Crown Lands Acts of 1884 and 1889, and the Public Trusts Act, 1897.

Referred by Sessional Order to the Printing Committee.

5. CITIES EXTENSION BILL :—Mr. Carruthers moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill for the union of the Cities of Sydney and Newcastle, respectively, with certain neighbouring Municipalities and Shires, or parts thereof; for the amendment of certain Acts; and for purposes consequent thereon and incidental thereto.
- Question put and passed.

6. GOVERNMENT SAVINGS BANK BILL :—Mr. Carruthers moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to constitute and regulate and provide for the management of the Government Savings Bank of New South Wales and its departments; to authorise the said Bank to receive deposits, borrow moneys, and make loans and investments; to provide for a Government guarantee of any indebtedness of the said Bank; to repeal the Acts dealing with the Government Savings Bank, and with Advances to Settlers; to provide, subject to a poll of depositors, for the amalgamation of the Savings Bank of New South Wales with the Bank constituted by this Act; and for the repeal of the Acts relating to such Bank; for the transfer of certain assets, liabilities, and powers to the said Bank; to amend the Acts dealing with Crown Lands, the Closer Settlement Act, 1904, and certain other Acts; and for purposes consequent thereon or incidental thereto.
- Question put and passed.

7. WAYS AND MEANS (*Financial Statement*) :—The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.

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

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

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

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

(3.) *Resolved*,—That, towards making good the Supply granted to His Majesty for the Service of the year 1906-1907, there be granted out of the Consolidated Revenue Fund of New South Wales, the sum of £855, for Executive Council, for the year 1906-1907.

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

8. SYDNEY CORPORATION AMENDMENT BILL :—The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

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

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

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

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to amend the Sydney Corporation Act, 1902; to amend and explain the Sydney Corporation Amendment Act, 1905; to define the boundaries of certain land resumed by the Council under the last-mentioned Act, and to vest such land in the Council; and for other purposes incidental thereto or consequent thereon.*"

Legislative Assembly Chamber,
Sydney 31st October, 1906.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

31st October, 1906.

9. CHURCHES OF CHRIST PROPERTY MANAGEMENT BILL :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to rescind all trusts existing in respect of or relating to certain real properties belonging to various respective Churches of Christ in the State of New South Wales set forth in Schedule B of this Act, and to substitute certain other trusts in lieu of the Trusts rescinded, and to provide an efficient mode of dealing with such real properties, and to provide a scheme of association for the present and future Churches of Christ, whereby the said Churches of Christ coming within such association may be freed from disabilities attaching to their respective real properties by reason of the trusts relating to same,*"—presents the same to the Legislative Assembly for its concurrence; accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

Legislative Council Chamber,
Sydney, 31st October, 1906.

F. B. SUTTON,
President.

Bill, on motion of Mr. Robson, read a first time.

Ordered to be printed, and read a second time on Tuesday, 13 November.

10. ADDISON-ROAD TO DULWICH HILL ELECTRIC TRAMWAY BILL :—

(1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of an Electric Tramway from Enmore-road along Addison-road, Livingstone-road, and New Canterbury road, to the Dulwich Hill Terminus; and for other purposes.

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

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

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

Resolved,—That it is expedient to bring in a Bill to sanction the construction of an Electric Tramway from Enmore-road along Addison-road, Livingstone-road, and New Canterbury road, to the Dulwich Hill Terminus; and for other purposes.

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

(2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the construction of an Electric Tramway from Enmore-road along Addison-road, Livingstone-road, and New Canterbury-road, to the Dulwich Hill Terminus; and for other purposes,*"—which was read a first time.

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

11. PASTURES PROTECTION (AMENDMENT) BILL :—The Order of the Day having been read,—Mr. Ashton 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. Ashton, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments and an amended Title.

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

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

The House adjourned, at ten minutes before Twelve o'clock, until To-morrow, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 56.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 1 NOVEMBER, 1906.

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

QUESTIONS:—

- (1.) Vessels entering the Port of Sydney for Refitting or Docking:—Mr. J. H. Young asked the Colonial Treasurer,—

(1.) Is it a fact that vessels entering the Port of Sydney for refitting or docking—and for no other purpose—have to pay, on their departure after such refitting or docking, the same rate per ton as vessels which arrive in the ordinary course of trade to discharge inward and receive outward cargo?

(2.) Has it been represented to him that this law must injuriously affect the docking, ship-building, and engineering interests of Sydney?

(3.) Is it his intention to propose such an alteration in the law as will do away with this injury?

Mr. Dick answered,—

(1.) Yes.

(2.) Yes.

(3.) The matter will receive consideration.

- (2.) Commonwealth Oil Corporation's Lease for Railway, Wolgan to Western Line:—Mr. Edden asked the Secretary for Mines,—Having regard to the Question and reply on 11th instant, in respect to the Commonwealth Oil Corporation (Limited) and the Crown, that the said Company has made application for a strip of land 2 chains wide, and that the application had not been considered, viz,—

(1.) Will he now say if he is aware that the forming of the roadway is being proceeded with irrespective of consent?

(2.) What will be the length of railway, and will he see that a clause is made in the agreement to empower the State to resume the line at any period?

(3.) Will he also see that the general public are protected in respect to freight and passenger charges, and that the Corporation shall to all intents and purposes be classed as carriers?

Mr. Moore answered,—

(1.) No.

(2.) About 33 miles. If a lease be granted the right to resume will be provided for.

(3.) The act does not contain any power to authorise the carriage of passengers or freight for the general public. I would like to add that this matter will be very carefully looked into, and nothing will be done that is inimicable to the public interest.

- (3.) Amendment of the Crimes Act:—Mr. McGarry, for Mr. Sullivan, asked the Attorney-General and Minister of Justice,—Will he consider the advisability of amending the Crimes Act to provide for the crime of murder in the first or second degree so that the judge may fix the punishment instead of being compelled to sentence a prisoner to death, and then for the Executive to decide whether the death penalty shall be carried out?

Mr. Wade answered,—Yes.

(4.)

1st November, 1906.

(4.) Gaming and Betting Act of 1906 :—Mr. McGarry, for Mr. Sullivan, asked the Attorney-General and Minister of Justice,—

(1.) Has his attention been called to an alleged flaw in the Gaming and Betting Act of 1906, which provides that no licenses for racecourses can be issued until the 1st January, 1907, and, therefore, as no betting can take place until they are licensed, what does he propose doing in the matter?

(2.) If the word "Publish" in the said Act means the issuing as proprietor or manager, how does he propose to punish newsagents who sell Melbourne and Adelaide newspapers which quote odds on races?

(3.) Were the proceedings instituted against such newsagents abandoned for the foregoing reason?

Mr. Wade answered,—

(1.) I have heard it alleged that there is a flaw in the Act. If, however, the Courts should decide that the alleged flaw, is actually a flaw steps will be taken at once to put beyond all doubt what was the intention of Parliament.

(2.) If the Honorable Member's interpretation of the law is correct, then the difficulties he suggests might possibly follow.

(3.) No. A doubt arose whether certain defendants had not inadvertently published the betting odds, and in those cases, as the defendants had, after warning, strictly obeyed the law, the prosecutions were withdrawn.

2. CRIMES (GIRLS' PROTECTION) BILL :—Mr. Reynoldson presented a Petition from Ethel B. Wilkinson, President, and Emma L. Holmes, Secretary, of the Deniliquin Branch of the Women's Political Educational League, praying that the House will, at the earliest possible date, pass into law the Crimes (Girls' Protection) Bill, raising the age of consent from fourteen to seventeen years of age.

Petition received.

3. LOTTERIES BILL :—Mr. McFarlane presented a Petition from the Reverend William Pearson, Chairman of a Public Meeting held at Grafton, praying the House to pass the Lotteries Bill into law, without any exemptions whatever.

Petition received.

4. COAL AND SHALE MINES (EIGHT HOURS) BILL (*Formal Motion*):—Mr. Fegan moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to limit the hours of employment and working below ground in coal and shale mines; and for other purposes connected therewith.

Question put and passed.

5. CLAIMS OF RETIRED CIVIL SERVANTS FOR SUPERANNUATION OR RETIRING ALLOWANCES (*Formal Motion*):—Mr. Hollis moved, pursuant to Notice, That there be laid upon the Table of this House copies of the report of the deputation of retired Civil Servants who waited upon the Honorable the Premier on 29th March last, on the subject of their claims for superannuation or retiring allowances, also of the report of the investigation made by the Public Service Board into the statements made by the deputation, and any other papers connected therewith.

Question put and passed.

6. PASTURES PROTECTION (AMENDMENT) BILL (*Formal Order of the Day*),—on motion of Mr. Ashton, read a third time, and passed.

Mr. Ashton then moved, That the Title of the Bill be "*An Act to amend the Pastures Protection Act, 1902, the Pastures Protection Amendment Act, 1904, the Crown Lands Acts, the Western Lands Acts, and other Acts; to make further provision for the encouragement of the erection of rabbit-proof fencing; and for other purposes.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Pastures Protection Act, 1902, the Pastures Protection Amendment Act, 1904, the Crown Lands Acts, the Western Lands Acts, and other Acts; to make further provision for the encouragement of the erection of rabbit-proof fencing; and for other purposes,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 1st November, 1906.

7. MICHAEL GLEESON'S APPLICATION FOR A HOMESTEAD SELECTION, LAND DISTRICT OF DUBBO :—

Mr. Richards moved, pursuant to Notice,—

(1.) That a Select Committee be appointed to inquire into and report upon the mode of procedure adopted by the Land Appeal Court in the matter of refusal of Michael Gleeson's application for a Homestead Selection in the Land District of Dubbo.

(2.) That such Committee consist of Mr. Ashton, Mr. Donaldson, Mr. Macdonell, Mr. Thrower, Mr. Morton, Mr. Briner, Mr. O'Sullivan, Mr. Gillies, Mr. Bennett, and the Mover.

Debate ensued.

Question put.

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The House divided.

Ayes, 25.

Mr. McGowen,	Mr. O'Sullivan,
Mr. Holman,	Mr. Perry (<i>L'pool Plains</i>),
Mr. Estell,	Mr. W. W. Young,
Mr. Macdonell,	Mr. Charlton,
Mr. Edden,	Mr. Meehan,
Mr. Hollis,	Mr. Hindmarsh.
Mr. Daley,	
Mr. McNeill,	<i>Tellers,</i>
Mr. Perry (<i>The Richm'd</i>),	Mr. Thomas,
Mr. Brinsley Hall,	Mr. Kearney.
Mr. Donaldson,	
Mr. Law,	
Mr. Richards,	
Mr. Gillies,	
Mr. Bennett,	
Mr. Collins,	
Mr. McLaurin,	

Noes, 32.

Mr. Hogue,	Mr. Davidson,
Mr. Oakes,	Mr. McCoy,
Mr. Mahony,	Mr. R. J. Anderson,
Mr. McGarry,	Mr. J. H. Young,
Mr. Scobie,	Mr. Dick,
Mr. Lee,	Mr. Henley,
Mr. Ashton,	Mr. O'Connor,
Mr. Carruthers,	Mr. Fallick,
Mr. Wade,	Mr. Booth,
Mr. Moore,	Mr. Walter Anderson,
Mr. Nobbs,	Mr. Moxham,
Mr. Arthur Griffith,	Mr. Creswell,
Mr. John Hurley,	Mr. Briner.
Mr. Morton,	
Dr. Arthur,	<i>Tellers,</i>
Mr. Waddell,	Mr. Bruntnell,
Mr. Reynoldson,	Mr. McFarlane.

And so it passed in the negative.

8. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Barren Jack Storage Reservoir and Northern Murrumbidgee Irrigation Scheme*):—Mr. John Hurley, in accordance with the provisions of the Public Works Act, laid upon the Table, Report, together with the Minutes of Evidence, Photograph and Plans, relating to the proposed Barren Jack Storage Reservoir and Northern Murrumbidgee Irrigation Scheme.
Referred by Sessional Order to the Printing Committee.
9. LANDLORD AND TENANT (AMENDMENT) BILL:—Mr. O'Sullivan moved, pursuant to Notice, That the Report from the Select Committee on the Landlord and Tenant (Amendment) Bill, brought up on 26th September, 1905, be "now adopted."
Debate ensued.
Mr. J. H. Young moved, That the Question be amended by leaving out the words "now adopted," and inserting the words "recommended for the consideration of the Government,"—instead thereof.
Question proposed,—That the words proposed to be left out stand part of the Question.
Debate continued.
Question,—That the words proposed to be left out stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted, in place of the words left out, be so inserted,—put and passed.
Whereupon Question, as amended,—That the Report from the Select Committee on the Landlord and Tenant (Amendment) Bill, brought up on 26th September, 1905, be recommended for the consideration of the Government,—put and passed.

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on
30th August, 1906.

10. PRINTING COMMITTEE:—Mr. McFarlane, as Chairman, brought up the Sixteenth Report from the Printing Committee.
11. POLICE REGULATION (SUPERANNUATION) BILL:—The Order of the Day having been read,—Mr. Carruthers 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. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.

And the Committee continuing to sit after Midnight,—

FRIDAY, 2 NOVEMBER, 1906, A.M.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
On motion of Mr. Wade, the report was adopted.
Ordered, That the Bill be read a third time on Tuesday next.

The House adjourned, at thirteen minutes after Two o'clock, a.m., until Tuesday next, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 57.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 6 NOVEMBER, 1906.

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

SYDNEY CORPORATION AMENDMENT BILL :—The following Message from His Excellency the Governor was delivered by Mr. Carruthers, and read by Mr. Speaker :—

HARRY H. RAWSON,
Governor.

Message No. 66.

A Bill, intituled "*An Act to amend the Sydney Corporation Act, 1902; to amend and explain the Sydney Corporation Amendment Act, 1905; to define the boundaries of certain land resumed by the Council under the last-mentioned Act, and to vest such land in the Council; and for other purposes incidental thereto or consequent thereon,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 6th November, 1906.

2. QUESTIONS :—

(1.) Law of Partnership :—*Mr. Jones*, for *Mr. Sullivan*, asked the Attorney-General and Minister of Justice,—Will he consider the advisability of bringing in a Bill to amend the law of partnership by providing for limited partnerships?

Mr. Wade answered,—Yes, it will be considered.

(2.) Kenmore Hospital for the Insane :—*Mr. Estell*, for *Mr. Holman*, asked the Colonial Secretary,—
(1.) Is it a fact that a vacancy will shortly occur for the position of matron in the Kenmore Hospital for the Insane?

(2.) Is it the intention of the Public Service Board to appoint a member of the staff to the vacant position?

(3.) Can he inform this House why it is that no previous appointments to this matronship have ever been made by promotions of the staff?

Mr. Hogue answered,—No; but a vacancy exists at Callan Park, for which applications from members of the staff will be considered.

(3.) Sale of Road to the Lithgow Valley Collieries Company :—*Mr. Booth*, for *Mr. John Hurley*, asked the Secretary for Lands,—

(1.) Who was the responsible Minister who authorised the sale of a road at Lithgow to the Lithgow Valley Collieries Company, in 1903?

(2.) Is it a fact that twenty-eight families, comprising 109 people, are threatened with eviction from their homes, which are built on that land?

(3.) Is it a fact that no land is available for building purposes in the neighbourhood of that road?

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- (4.) What price was obtained for the land per acre, and how many acres?
- (5.) What is the value of the land per acre, including royalties?
- (6.) Did the Colliery Company represent that they required the land for the purposes of their coal business; and, is it a fact that they intend to cut it up for sale?
- (7.) Is it a fact that the occupants hold the land by virtue of miners' right, and does a miners' right confer a legal title on Crown land within a mining area?

Mr. Ashton answered,—

- (1.) On the 10th August, 1904, Mr. Secretary O'Sullivan, on strong official recommendation, approved of the necessary steps towards sale being taken, subject to conditions. These conditions, with modifications in the interest of the persons who were in occupation of the road, having been accepted by the Company, the Governor and the Executive Council, on the 9th March, 1906, on my recommendation, gave the necessary authority for action to proceed.
- (2.) It is known that twenty-four families were in unauthorised occupation of the road. The Company undertook at the instance of the Department to pay to each occupant the value of his improvements as appraised by a departmental surveyor, and to give occupants not less than three months' notice from date of payment of purchase money.
- (3.) There are no Crown lands available. The land on each side of the road is owned by the Lithgow Valley Colliery Company, otherwise the road could not have been sold to them under the Roads Act.
- (4.) £14 per acre (surface value), appraised by the Local Land Board. The area of the road sold is 7 acres 1 rood 25 perches.
- (5.) I am informed by the Department of Mines that the approximate value of the coal in royalties under the road originally amounted to about £125 per acre, but the coal has already been very extensively worked.
- (6.) No such representation appears to have been made. The Manager of the Company informs me that there is no intention to sell.
- (7.) It is understood that some of the occupants held miners' rights, but such rights did not confer a title to occupy the subject road. I may add that I have had several conversations with the Manager of the Company on the matter referred to in the above Questions, and he informs me that it is the Company's intention to offer, at a moderate rental, to the occupants of the land included in the road, other land more suitably situated.

(4.) *Increases to Salaries of Employees, Public Library:—Mr. Jones, for Mr. Sullivan, asked the Colonial Treasurer,—*

- (1.) Referring to Mr. Sullivan's previous Questions *re* increments to officers of the Public Library, what are the duties of the lady in the Public Library who received £30 increase, and in what manner does "her marked ability" show itself to entitle her to half the total increase for the establishment?
- (2.) Are her duties of such a nature that she can be spared for eighteen months from her position?
- (3.) Who is filling her position now, and at what salary?
- (4.) What increases did the eleven officers get under the "Special Regulations as regards increments"?

Mr. Dick answered,—

- (1.) The duties consist in dealing with books in foreign languages and in library work requiring special qualifications. The officer referred to is a graduate, with honors, of the Sydney University, and is visiting the large libraries in the old world, entirely at her own expense and without pay. It is not proposed to increase the salary by one-half of the total increases of the establishment.
- (2 and 3.) The position is being filled, temporarily, by an officer of the Intelligence Department at the salary of the one on leave. Some slight, temporary readjustment of the duties has been necessary.
- (4.) The increases will range from £13 to £15. In one case it will be £5 to reach the maximum.

(5.) *Public Ferries:—Mr. McFarlane asked the Secretary for Public Works,—*

- (1.) Is he aware that a number of the ferries receive annual subsidies and are leased for a term of years?
- (2.) Is he aware that many of the leases will not expire till after the end of the present year, when it is proposed to place the ferries under the control of the Shires and Municipalities?
- (3.) What provision does he propose to make for the payment of such subsidies?

Mr. Lee answered,—

- (1.) Yes.
- (2.) Yes.
- (3.) The Councils can take over the leased ferries, and become responsible for payment of subsidies, and, if the Councils are dissatisfied with existing arrangements, they can terminate the agreement, in any case, by giving fourteen days' notice.

(6.) *Position of Secretary to the Commercial Agent in the East:—Mr. R. J. Anderson, for Dr. Arthur, asked the Colonial Treasurer,—*

- (1.) What steps (if any) are being taken to fill the position of Secretary to the Commercial Agent in the East?
- (2.) What are the qualifications for the position, the salary to be paid in respect thereof, and will it be thrown open for public competition?
- (3.) Will he, in view of the importance of the position, and the necessity for more widely and effectively advertising the State and its resources in the countries of the East, ensure that the best man available shall be appointed?

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Mr. Dick answered,—

(1.) Applications have been invited from persons in the Public Service, and are now under consideration.

(2.) The qualifications necessary are that the appointee shall be an expert shorthand writer and typist, of good appearance and address, and in every respect steady and reliable. It is desirable that he shall have a knowledge of the business conditions and resources of the State so as to be in a position to deal with inquiries made at the office during the absence of the Commissioner for New South Wales in the East. The salary is £400 per annum and the position will be thrown open for public competition, if none of the applicants in the Public Service are considered suitable.

(3.) Steps are being taken to obtain the best man available.

3. CONFECTIONERY SHOPS SUNDAY TRADING BILL :—The Order of the Day having been read,—on motion of Mr. Levien, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to enable certain shops for the sale of confectionery, fruit, and other refreshments, to be kept open during certain hours on Sundays, and to amend certain Acts relating to Sunday trading.

Mr. Speaker resumed the Chair.

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

4. POLICE REGULATION (SUPERANNUATION) BILL :—The Order of the Day having been read,—Mr. Carruthers moved, "That" this Bill be now read a third time.

Debate ensued.

Mr. O'Sullivan moved, That the Question be amended by leaving out all the words after the word "That" and inserting the words "the Bill be recommitted for the reconsideration of clauses 8 and 9" instead thereof.

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

Debate continued.

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

Original Question,—That this Bill be now read a third time,—put and passed.

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

Mr. Moore then moved, That the Title of the Bill be "*An Act to amend the Police Regulation Act, 1899.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Police Regulation Act, 1899,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 6th November, 1906.

5. CITIES EXTENSION BILL :—

(1.) The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill for the union of the Cities of Sydney and Newcastle, respectively, with certain neighbouring Municipalities and Shires, or parts thereof; for the amendment of certain Acts; and for purposes consequent thereon and incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill for the union of the Cities of Sydney and Newcastle, respectively, with certain neighbouring Municipalities and Shires, or parts thereof; for the amendment of certain Acts; and for purposes consequent thereon and incidental thereto.

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

(2.) Mr. Lee then presented a Bill, intituled "*A Bill for the union of the Cities of Sydney and Newcastle, respectively, with certain neighbouring Municipalities and Shires, or parts thereof; for the amendment of certain Acts; and for purposes consequent thereon and incidental thereto,*"—which was read a first time.

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

The House adjourned, at ten minutes after Eleven o'clock, until To-morrow, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 58.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 7 NOVEMBER, 1906.

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

QUESTIONS :—

- (1.) Attacks upon the Public School System :—Mr. John Hurley asked the Minister of Public Instruction,—

(1.) Has his attention been called to the frequent attacks made upon our Public School system, and the unfavourable comparisons made to the detriment of it, by Cardinal Moran and others of the same faith who are only recent visitors in the State?

(2.) Does he know of any defects in the teaching of our State system which would justify such attacks upon the moral or intellectual status of the children attending our Public Schools?

Mr. O'Connor answered,—I have recently read observations which may or may not have been intended to have reference to our Public School system. If there have been any attacks upon the moral or intellectual status of the children attending our Public Schools, I would regard them as wholly unjustifiable.

- (2.) New South Wales Shale and Oil Company's Mineral Lease :—Mr. John Hurley asked the Secretary for Mines,—

(1.) On what date was application first received from the New South Wales Shale and Oil Company for a mineral lease, portion 195, parish Lidsdale, county Cook?

(2.) Is it a fact that the Company never worked the land, or any adjoining land, and that no labour has been employed on it for over twelve years?

(3.) Was any money paid for the lease in the first instance, or any paid at different periods; if so, what are the sums and date of payments?

(4.) Will the Department maintain that blocks of land in different counties of the State, or blocks not joining each other, can be consolidated and the labour conditions evaded?

Mr. Moore answered,—

(1.) Portion 195, parish of Lidsdale, was applied for on 10th May, 1892, by W. F. Hall and others. The lease was issued on the 5th October, 1892, and transferred to the New South Wales Shale and Oil Company, on 30th December, 1895.

(2.) The first complaint as to non-observance of the labour conditions was received on 25th July last. It was found that some work had been done, although the labour conditions had not been properly complied with. As, however, it was ascertained that the property had recently been acquired by another company, which has entered upon extensive operations, it was decided not to cancel the lease.

(3.) Annual rent, £4. Total amount received to date, £60.

(4.) No.

- (3.) Successful Essays in the University Prize Competitions :—Mr. Sullivan asked the Minister of Public Instruction,—Is any provision made for publishing the successful essays in the University Prize Competitions, as they may contain the germs of useful ideas; if not, will he cause inquiries to be made with a view to having them made accessible?

Mr. O'Connor answered,—The successful essays in the University Prize Competitions are placed in the University Library. They may be consulted by any properly accredited person who makes application.

(4.)

7th November, 1906.

- (4.) Officers of Lending Branch, Free Public Library :—Mr. Holman asked the Colonial Treasurer,—
- (1.) Has any provision been made to provide positions in the Service for the officers at present employed in the Lending Branch of the Free Public Library, who have, in many cases, made considerable preparation with a view to bettering their position in that capacity?
 - (2.) If not, is it his intention to undertake to find positions for such officers?
- Mr. Carruthers answered,—This matter will receive consideration when the necessity arises.
- (5.) Position of Secretary to the Commercial Agent in the East :—Mr. Holman asked the Colonial Treasurer,—
- (1.) Did the Public Service Board, nearly two months back, call for applications for the position of Secretary to the Commercial Agent in the East?
 - (2.) When is it proposed to deal with the question of appointing an officer to the position?
 - (3.) Is it intended that applications are to be dealt with by the Board solely on the merits of applicants, or is the selection of an officer to be made by the Government?
 - (4.) In any case, in filling the position, will regard be paid to the Premier's statement in this House, on 2nd August last, viz. :—"The last man you ought to appoint to a public position is the man who is most eager to urge his claims. I find that, as a rule, the man who is most anxious to rush after you is the last man you ought to take"?
- Mr. Carruthers answered,—This appointment is still under consideration, and I regret that at present I am unable to afford any further information other than that given in reply to a Question which was asked yesterday by the Honorable Member for Middle Harbour.
- (6.) Railway Servants and Federal Elections :—Mr. Nielsen asked the Colonial Treasurer,—Have any instructions been issued by the Railway Commissioners which would debar Railway Servants taking an active part in the Federal Elections?
- Mr. Carruthers answered,—I am informed that no recent instructions have been issued. The Commissioners intimate that they will not permit Railway Employees to take an active part in political affairs. Employees will, of course, have full liberty to record their votes, and the Commissioners will, as far as they reasonably can, afford facilities for that purpose.
- (7.) Pilliga Scrub :—Mr. Perry (*Liverpool Plains*) asked the Secretary for Lands,—
- (1.) Have the several reports on the Pilliga scrub been considered by the Minister?
 - (2.) If so, will he lay them upon the Table of this House?
 - (3.) When does he intend to deal with those reports?
 - (4.) Under what form of tenure will he make this land available?
- Mr. Ashton answered,—
- (1.) They are now under consideration of the Government.
 - (2.) Yes.
 - (3.) See answer to Question 1.
 - (4.) This will be determined later, but I realise that the land must be offered on very liberal terms to attract the right class of settler.
- (8.) Inspection of Bread :—Mr. Sullivan asked the Colonial Secretary,—
- (1.) What system of inspection is adopted with a view of ascertaining the wholesomeness of bread sold?
 - (2.) Is he aware that, particularly during the summer months, there is liability of imperfectly-baked bread being placed on the market with consequent injury to health?
 - (3.) Has he investigated the complaint made to him by the Child Study Association that bakers, instead of using yeast, were employing a dangerous chemical compound?
 - (4.) If so, what is the result of such inquiry?
- Mr. Hogue answered,—
- (1.) Inspection of bread is a duty of Local Authorities under the Public Health Act, Part VIII.
 - (2.) It is well known that in Sydney yeast is liable to go wrong during the months of January and February, and sometimes in March.
 - (3 and 4.) No complaint was made, but a casual statement to that effect was mentioned. No ground for the complaint is known.
- (9.) Railway Station, Auburn :—Mr. Nobbs asked the Colonial Treasurer,—
- (1.) Is he aware that Auburn is now one of the busiest suburban stations, and that it is rapidly growing, both as an industrial centre as well as a residential district?
 - (2.) Is he aware that the Railway Commissioners, on numerous occasions, have promised to provide improved accommodation to meet the absolute necessities of the local station business?
 - (3.) Will he urge the Railway Commissioners to take the question of improvements in hand without further delay?
- Mr. Carruthers answered,—
- (1.) The Railway Commissioners inform me that a considerable traffic is transacted at Auburn.
 - (2.) The Commissioners state that they have promised to improve Auburn, but, in view of the immense number of works of a more pressing character, the matter has had to remain in abeyance.
 - (3.) I will refer the matter for the best consideration of the Commissioners.
- (10.) State Employees and Federal Elections :—Mr. Nielsen, for Mr. Thrower, asked the Colonial Treasurer,—
- (1.) Are State employees allowed to take an active part in Federal Elections?
 - (2.) Have any instructions in regard thereto been issued?

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Mr. Carruthers answered,—

- (1.) Under Public Service Regulation No. 19 officers are expressly forbidden to take any active part in political affairs otherwise than by recording their votes.
- (2.) No special instructions have been issued in regard to the Federal Elections, but the foregoing Regulation manifestly covers them.

- (11.) Retired Civil Servants:—Mr. McFarlane asked the Colonial Treasurer,—Will he resubmit the amount of £12,500 for payment in lieu of leave of absence to retired Civil Servants of 1896, in view of the fact that provision is made on the Estimates for payments to the returned soldiers from South Africa?

Mr. Carruthers answered,—There is no analogy between the two cases.

- (12.) Prosecution of the Reverend Mr. Dunstan:—Mr. Perry (*The Richmond*) asked the Colonial Treasurer,—

- (1.) Has his attention been drawn to the prosecution of the Reverend Mr. Dunstan?
- (2.) By whom was this prosecution authorised?
- (3.) What purpose was served by the prosecution?

Mr. Wade answered,—Complaints are continually being received with regard to the illegal celebration of marriages by persons who do it for personal gain, and are not attached to any of the recognised churches. As a result, the provisions of the Marriage Act are frequently broken, and false declarations are made by the parties, but it is exceedingly difficult to obtain the necessary evidence for a prosecution. Mr. Dunstan has been registered for the celebration of marriages in connection with the Whitefield Congregational Church. Some little time ago he was celebrating marriages in connection with "World's Matrimonial Association." During the year 1905 he celebrated 268 marriages. Within the last few months several cases have been reported in which Mr. Dunstan has been guilty of technical breaches of the law, but criminal proceedings were not initiated. In this particular case the father refused to give his written consent to the marriage of his daughter, as required by the Marriage Act. Mr. Dunstan inquired from the Registrar-General if under the circumstances he would be justified in marrying the girl, but was informed that the law must be complied with and the written consent obtained as a condition precedent to the marriage. But in spite of this intimation Mr. Dunstan performed the marriage ceremony without obtaining the written consent of the father, and, in addition, he allowed the girl to make a declaration to the effect that she had duly obtained the written consent required by the Act. Under these circumstances, I formed the opinion that a prosecution should be initiated as a warning to Mr. Dunstan and the public. After Mr. Dunstan was committed for trial instructions were given to the Crown Prosecutor, in the event of his pleading guilty, to ask the Judge that the accused should be bound over to come up for sentence when called upon.

- (13.) Government Steam or Oil Ferries:—Mr. Perry (*The Richmond*) asked the Secretary for Public Works,—

- (1.) How many Government steam or oil ferries have been established in the State?
- (2.) In what localities are they?
- (3.) How many have been established within the last five years, and in what localities?

Mr. Lee answered,—

- (1.) Ten.
- (2.) Within the Sydney, Maitland, Grafton, Maclean, and Ballina Road Districts.
- (3.) None; but two hand-gearred punts on previously-established ferries have been altered to steam or oil, one in Ballina and the other in Maclean District.

2. PAPERS:—

Mr. Lee laid upon the Table,—

- (1.) Report of the Hunter District Water Supply and Sewerage Board for the year ended 30th June, 1906.
 - (2.) Report of the Sydney Harbour Trust Commissioners for the year ended 30th June, 1906.
- Referred by Sessional Order to the Printing Committee.

Mr. Ashton laid upon the Table,—

- (1.) Amended Regulation No. 35, under the Crown Lands Acts.
 - (2.) *Gazette* Notices setting forth the mode in which it is proposed to deal with the dedication of certain lands under the Crown Lands Acts of 1884 and 1889.
- Referred by Sessional Order to the Printing Committee.

3. PARLIAMENTARY ELECTIONS BILL:—The Order of the Day having been read,—Mr. Hogue moved, That this Bill be now read a second time.
Debate ensued.

And the House continuing to sit after Midnight,—

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Debate continued.

Question put, and voices given,—

Mr. Speaker stated his opinion that the *Ayes* had it.

Whereupon

7th November, 1906.

Whereupon Division called for, and Mr. Speaker having, in accordance with Standing Order No. 213, directed the Members to take their seats to the right and left of the Chair respectively, declared the determination of the House to be in the *Affirmative*, as there were only two Members in the minority who had challenged his decision.

The following are the names of the Members in the minority, viz.:—Mr. Meehan and Mr. Gardiner.

Bill read a second time.

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

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

4. MINING BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to consolidate and amend the law relating to mining; to give further facilities for the development of mining; to amend the Crown Lands Act of 1884 and Acts amending the same; and for other purposes*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 7th November, 1906.

F. B. SUTTON,
President.

MINING BILL.

Schedule of the Amendments referred to in Message of 7th November, 1906.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 3, clause 2. At end of subclause (5) *add* "Provided that with respect to any gold-mining lease of Crown lands so issued and in force the annual rent per acre shall be five shillings, and the term for which such lease was granted is extended a further period of five years."

Page 13, clause 24. *Omit* subclauses (1) and (2).

Page 16, clause 34. At end of subclause (5) *add* "On the application of either party to the dispute the warden may conduct the inquiry at the place in dispute."

Page 17, clause 35. *After* subclause (3) *insert* the following new subclause:—

The area of a lease for mining for opal shall be such as the Minister may in each case determine: Provided that no such lease shall be granted unless the prospecting board certifies that the land is suitable to be leased by reason of the difficulties and cost attending the construction of mine works upon or of mining such land.

Page 18, clause 39, line 13. *After* "lease" *insert* "of Crown lands"

Page 18, clause 39, lines 17 to 19. *Omit* "Provided that the rent for a gold-mining lease so renewed shall be five shillings per acre" *insert* "Provided that with respect to a gold-mining lease so granted the annual rent on renewal shall be five shillings per acre, and the term of the renewed lease may be for five years in excess of the term prescribed by the said Acts for such leases when renewed thereunder"

Page 20, clause 45. At end of clause *add* "In this part the word 'minerals' shall not include coal or shale, nor shall coal, shale, or mineral oil be included within the substances which may be declared minerals by proclamation of the Governor."

Page 21, clause 47, line 20. *Omit* "fifty" *insert* "one hundred"

Page 22, clause 49, line 11. *After* "exceeding" *insert* "ten"

Page 26, clause 63, lines 35 and 36. *Omit* "except coal and shale"

Page 26, clause 63, lines 36 and 37. *Omit* "and to mine for coal or shale shall not exceed six hundred and forty acres"

Page 27, clause 64, lines 5 to 7. *Omit* "assessed by the warden. Such rental shall be based upon the surface value of the land for other than mining purposes" *insert* "twenty shillings per acre commencing from the date of the notification in the Gazette of the approval of the lease by the Governor and payable half-yearly in advance"

Page 27, clause 64, line 9. *Omit* "also"

Page 28, clause 68. *After* subclause (2) *add* the following new subclause:—

Any owner or, with the consent of the owner, any occupier of any such land desiring to mine thereon for coal or shale may make application in that behalf in the prescribed manner, and thereupon a lease may be granted to him. The area of any such lease shall not exceed six hundred and forty acres.

Page 29. *After* line 34 *insert* the following new clause and short heading:—

Coal and shale lands.

(1) Any Crown land which, since the thirtieth day of September, one thousand eight hundred and eighty-nine, has been or shall hereafter be sold conditionally or by auction or in virtue of improvements or otherwise, and of which the grant contains, or will when issued contain, a reservation of all minerals, and any Crown land which has been leased conditionally under the Crown Lands Acts, shall be subject to the following conditions, namely:—Any person specially authorised in the prescribed manner by the Minister shall, on depositing a sum of money as prescribed to cover the cost of repairing any damage done to the surface of the land, be at liberty to dig and search for coal and shale within such land, and should it be found to contain any such mineral, the Governor

7th November, 1906.

Governor may cancel wholly or in part the sale or lease of such land, and upon the notification thereof the proprietor shall be entitled to compensation for the value of the land and the improvements thereon or of his interest therein, as hereinafter provided in the case of land resumed, but exclusive of the value of all minerals contained therein, and such land shall thereupon become Crown land within the meaning of this Act, and shall be reserved from sale or lease until such reservation is revoked by the Governor. The person so specially authorised by the Minister to dig and search for coal and shale, upon satisfying the Minister that he has complied with all the conditions of such authority, shall, on the appearance of such notification, be deemed to be the first applicant for a lease of such land or a portion thereof, and the date of such application shall be reckoned from the day of publication of such notification, but in other respects as to labour conditions and other matters, such application shall be dealt with subject to the provisions of this Act relating to mining leases on Crown land.

(2) No such authority as aforesaid shall be granted in respect of any portion of such land so long as it is the subject of any other holding under this Act. Nor shall any other title to mine be acquired under this Act in respect of any portion of such land so long as it is subject to such an authority as aforesaid.

Page 30, clause 73, line 22. *Omit "section" insert "part"*

Page 30, clause 74, line 27. *After "reservation" insert "as aforesaid"*

Page 31, clause 79, lines 28 and 29. *Omit "to arbitrators shall be in the discretion of the arbitrators" insert "shall be paid by the unsuccessful party to the appeal"*

Page 31, clause 80, line 32. *After "Crown" insert "until the receipt of notification in writing from the Minister that he is prepared to pay the value"*

Page 31, clause 80, line 32. *Omit "than twelve months from such date"*

Page 31, clause 81, line 36. *Omit "except coal and shale"*

Page 31, clause 81, line 43. *Omit "under any such authority or lease" insert "held under lease by the owner or occupier of such land"*

Page 32, clause 82, line 15. *After "right-of-way" insert "or rabbit-proof gates in any case where such fences are rabbit-netted"*

Page 32, clause 83, line 34. *After "includes" insert "the owner of the freehold or"*

Page 33, clause 85. *Omit subclause (4).*

Page 38. *After line 21 insert the following new clause:—*

Nothing in this Act shall confer the right to grant a lease for mining purposes permitting the construction of a railway or tramway over or under Crown or private lands, or over or under any street, road, or highway for a greater distance than is reasonably necessary to connect the same with the nearest point on any railway or tramway vested in the Chief Commissioner for Railways and Tramways, or any railway or tramway constructed under any special Act of the State which would afford by such connection the necessary facilities for transit to and from any mine: Provided that this section shall not affect the right to grant a lease for a railway or tramway direct from any mine to any waterway. Leases for railways and tramways for mining purposes.

Page 39, clause 103. *Omit clause 103 insert the following new clause:—*

The Governor, on the recommendation of the Minister, and with the concurrence of the Secretary for Lands, may, by notification, exempt from alienation and from all classes or any specified class of tenure under the Crown Lands Acts any Crown lands required for mining or mining purposes, and may reserve the same for either or both of such purposes, and may in like manner revoke or alter any such exemption or reservation. He may also in like manner alter the boundaries of or revoke any reserve for mining or mining purposes heretofore made under the authority of any Act. Exemption of Crown lands from alienation.

The power conferred by this section shall only be exercised in relation to reserves for mining or mining purposes, and is in substitution for similar powers conferred by the Crown Lands Acts.

Page 41, line 19. *Before "Labour" insert "Suspension of"*

Page 48, clause 122. *At end of subclause (1) add "Provided that this section shall not apply to any lease of private land until and unless all rent due in respect thereof has been paid, and all compensation for damage occasioned to the land demised has been duly assessed and paid."*

Page 49, clause 126. *Omit subclause (2).*

Page 49, clause 127, line 23. *After "village" insert "or for any public purpose"*

Page 52, clause 131, line 30. *Omit "all property of the company, lessee, or holder" insert "the lease, claim, plant, machinery, and improvements in connection with which such services were performed"*

Page 53, clause 133. *At end of clause add "or the holder of a registered share in a claim."*

Page 60, clause 153, line 35. *Omit "the amount so assessed" insert "any assessment made"*

Page 60, clause 153, line 36. *After "warden" insert "under the provisions of this Act (other than assessments in respect of land resumed)"*

Page 61, clause 156, line 3. *Omit "by a warden"*

Page 61, clause 156, lines 4 to 6. *Omit "by the Closer Settlement Act, 1901, and the provisions of that Act shall mutatis mutandis apply to any such appeal under this Act"*

Page 61, clause 156. *At end of clause add:—*

"(ii) Such appeal may be made to a court consisting of a judge of the Supreme Court appointed in that behalf by the Governor and two assessors, one to be appointed by the Minister and one to be appointed by the owner of the land resumed; but if the Minister or such owner fails to appoint an assessor, the judge shall appoint an assessor on his behalf.

"Each assessor shall be paid by the person by or on behalf of whom he has been appointed.

"(iii) The decision of the judge and one of the assessors shall be final:

"Provided that if the Minister and the said owner agree in writing that the appeal shall be heard and determined by the judge without assessors, the appeal shall be so heard and determined and the decision of the judge shall be final."

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Power to make
orders and rules.Page 61. *After* clause 156 *insert* the following new clause:—

(1) A judge of the Supreme Court may give such directions and make such orders as may be thought necessary to enable the appeal to be heard and determined.

(2) The judges of the Supreme Court, or any three of them, may make rules as to the procedure in, and relating to, such appeals.

Page 62, clause 162, line 39. *After* "race" *insert* "drain"Pages 65 and 66, clause 173. *Omit* clause 173.Page 67, clause 180, line 39. *After* "licnses" *insert* "and"

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered by Mr. Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration To-morrow.

The House adjourned, at twenty-nine minutes after Two o'clock, a.m., until half-past Three o'clock, p.m., This Day.

RICHD. A. ARNOLD,
*Clerk of the Legislative Assembly.*WILLIAM McCOURT,
Speaker.

New South Wales.

No. 59.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 8 NOVEMBER, 1906.

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

QUESTIONS :—

(1.) Applications for Crown Lands, Quirindi,—Walhalla Estate :—Mr. Perry (*Liverpool Plains*) asked the Secretary for Lands,—

(1.) Is he aware that there are seventy-two applicants for one block of land of 490 acres, near Quirindi?

(2.) In view of so great a demand for land in the immediate vicinity, will he take the necessary steps to resume the Walhalla Estate, so that those who require to settle can get the opportunity to obtain land?

Mr. Ashton answered,—

(1.) I am informed that seventy-three applications were received by the Crown Land Agent, Murrurundi, for one block of land containing 490 acres which was set apart for original conditional purchase and conditional lease.

(2.) Negotiations are at present proceeding through the Agent-General for the acquisition of the Peel River Estate, in connection with which the Superintendent of the Estate is now in London. Pending the issue of these negotiations, the question of acquiring the Walhalla Estate must stand over.

(2.) Alleged Cruelty to a Boy by Pupils of the Dumbleton School, Hurstville :—Mr. McNeill, for Mr. Holman, asked the Minister of Public Instruction,—

(1.) Is he aware that some children attending the Dumbleton School, Hurstville, recently forced a little boy named Cook upon an ant-hill, and compelled him to remain there till he was covered and bitten by the ants?

(2.) Is it a fact that, as a result of this treatment, the boy Cook has since lost his reason?

(3.) Is it a fact that the Department has not dealt with the matter in any way, and that the attendance at the Dumbleton School has been considerably affected, the parents of young and unprotected children alleging that they fear recurrences of this conduct?

(4.) Will he sanction the preparation of a report upon the whole matter, with a view of dealing with the offenders and otherwise ensuring the safety of children at present in danger?

Mr. O'Connor answered,—I am not aware of the incident referred to, and there is no information whatever in the Department in regard to the matter. As to Question 2, I do not know. Question 3 is answered by the fact that we have no information about the matter. An officer was sent there to-day, but he was not able to gain any information, and the master now in charge of the school has only been there a very short time. However, the Department is having further inquiries made—we are getting the police to make inquiries—and hope to ascertain the whole of the facts.

(3.) Deduction of Arrears of Contribution from Superannuation Allowance :—Mr. Bruntnell asked the Colonial Treasurer,—

(1.) Is it a fact that certain old-service officers, retired by the Public Service Board in the year 1896, by forty years' service became legally qualified to a two-thirds pension under clause 48 of the Civil Service Superannuation Act of 1884, subject to certain conditions?

(2.) Is it a fact that certain of these old retired officers have so far outlived affairs that the amounts exacted from them by periodical instalments or deductions, and from their two-thirds pension, have actually been repaid by them?

(3.)

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(3.) If so, how long is it intended this monthly deduction is to continue?

(4.) If decided to go on in perpetuity, upon what grounds of equity is such determination based, keeping in view the latter part of Question 2 and the spirit of clause 48 of the 1884 Act?

Mr. Carruthers answered,—

(1.) Yes.

(2, 3, and 4.) In cases where the officer retiring does not elect to pay the arrears of 4 per cent. contributions due by him, in one sum, or in three equal instalments, the amount is deducted from the pension by an annual abatement throughout the life of pensioner actuarially calculated, and this course has been declared by the Crown law authorities to be the correct interpretation of the law. I should like to say, in further reply to the Honorable Member, that there is no doubt there are cases where, on the actuarial computation, the amount paid by the public officer—the retiring officer—is now larger than the deduction or abatement he ought to have paid. But that is a necessary consequence of all actuarial calculations. In the same way if a man insures his life, and if he lives beyond the ordinary expectation of life, he pays a far larger amount than the man who lives below the expectation of life. Such anomalies will occur. Where there are officers who retired and who died before the full abatement was paid, the period of years during which they made their payments would not be sufficient to cover the amount they ought to have paid. Those who happen to have had the good luck to live longer than the others, and have, therefore, made larger payments, want to get the benefit. If that were allowed, the basis of the calculations would have to be readjusted.

(4.) Improvement Leases granted to the Owner of Strathbogie and Rocky Creek Stations:—Mr. Jones asked the Secretary for Lands,—

(1.) Are the improvement leases granted to the owner of Strathbogie and Rocky Creek Stations included among those designated as having been illegally granted by Mr. Justice Owen in his finding as Royal Commissioner?

(2.) Is it intended to take any action in having the land included in these leases made available for settlement?

Mr. Ashton answered,—

(1.) No.

(2.) The quality of the land in these leases and their eligibility for settlement will be inquired into with others.

(5.) Bathurst Agricultural, Horticultural, and Pastoral Society:—Mr. Bennett, for Mr. Gillies, asked the Colonial Treasurer,—

(1.) *Re* the Bathurst Show Society, what evidence has the Government that the privileges of membership were granted to any one of the side-showmen, whose names appear as subscribers, and whose subscriptions represent the amount on which subsidy to the tune of £218 5s. has been wrongfully obtained by the Bathurst Agricultural, Horticultural, and Pastoral Society?

(2.) For how many years has the Bathurst Agricultural, Horticultural, and Pastoral Society obtained subsidy improperly?

(3.) Is it a fact that a statutory declaration was made each year by a responsible officer of the Society to the effect that all the amounts shown as subscriptions were *bond fide*?

(4.) What is the name of the person who made this statutory declaration?

(5.) Is any cognisance taken of a statutory declaration?

(6.) Will he lay the Auditor-General's report of this matter upon the Table?

(7.) Has it been found that any other Agricultural Society has obtained subsidy on amounts purporting to be subscriptions from side-showmen in the same manner?

Mr. Carruthers answered,—

(1.) The statement of the Secretary of the Society.

(2.) The subscriptions upon which subsidy was held to have been improperly obtained extended over the years 1896 to 1905.

(3.) Yes.

(4.) The Secretary, Mr. W. G. Thompson, who claims that he was right in treating the side-showmen as *bond fide* members.

(5.) Yes.

(6.) The report is a confidential one.

(7.) Yes.

2. PAPER:—Mr. Ashton laid upon the Table,—Minute respecting special promotion of Mr. A. E. A. Hall to position of Conditional Purchase Inspector, Department of Lands.
Referred by Sessional Order to the Printing Committee.

3. JUDGES' PENSIONS ABOLITION AND DUTIES BILL (*Formal Motion*):—Mr. Waddell moved, pursuant to Notice, That the Judges' Pensions Abolition and Duties Bill (No. 2), 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 provide that no pensions shall be paid to Judges to be appointed to the Supreme Court or District Court Bench; to amend the Constitution Act, 1902, the Supreme Court and Circuit Courts Act, 1900, and the District Courts Act, 1901; and for other purposes connected therewith,"—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 Orders in that behalf.
Question put and passed.

Message to the Legislative Council sent accordingly.

4.

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8th November, 1906.

4. POSTPONEMENT :—The Order of the Day, "Testator's Family Maintenance Bill (No. 2) ; to be further " considered in Committee,"—postponed until Tuesday, 27th November.
5. PROMOTIONS IN THE POLICE FORCE :—Mr. Kelly moved, pursuant to Notice, That there be laid upon the Table of this House a return showing,—
 - (1.) The number of promotions in the Police Force above the rank of ordinary constables during the year 1905.
 - (2.) The name and rank of all constables and officers promoted in the Police Force during 1905.
 Question put and passed.
6. POSTPONEMENTS :—The remaining Orders of the Day of General Business postponed until Tuesday next.
7. PARLIAMENTARY ELECTIONS BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

And the Committee continuing to sit after Midnight,—

FRIDAY, 9 NOVEMBER, 1906, A.M.

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

8. PRINTING COMMITTEE :—Mr. McFarlane, as Chairman, brought up the Seventeenth Report from the Printing Committee.
9. NORTH COAST RAILWAY BILL :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the construction of a line of Railway from Maitland to South Grafton ; to authorise the construction of the said line on public roads ; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line ; to provide for the use of the said line by the Constructing Authority or by persons authorised by him ; and for other purposes consequent thereon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 8th November, 1906.

W. J. TRICKETT,
Deputy-President.

The House adjourned, at ten minutes before Three o'clock, a.m., until Tuesday next, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 60.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 13 NOVEMBER, 1906.

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

QUESTIONS :—

- (1.) Fees paid by University Students :—Mr. Sullivan asked the Minister of Public Instruction,—
- (1.) Will he state in what manner the lecture and other fees payable by University students are distributed?
 - (2.) What sums were drawn by each Professor during the past twelve months from such sources, apart from salaries?
 - (3.) Has any attention been given to the question of bringing Professors and Lecturers into line with other servants of the State by the abolishment of fees of office?
 - (4.) What is the State endowment to the University per year?

Mr. O'Connor answered,—

- (1.) The fees are paid into the General Fund to meet working expenses except in the case of the Professors of Chemistry and Physiology, and the Lecturers in the Medical School who receive half the lecture fees.
- (2.) Professor Liversidge, £1,112 4s.; Professor Stuart, £636 7s., as provided for in the original contract when appointment was made.
- (3.) All recent appointments of Professors have been made at fixed salary without lecture fees. Lecturers are paid by salary and fees to a fixed amount.
- (4.) Statutory Endowment, £10,000; Special Votes for 1905, £3,500. A sum of £2,000 was voted for repairs to main building.

- 2.) Electrical-heating Radiators :—Mr. Sullivan asked the Secretary for Public Works,—
- (1.) Referring to the electrical radiators purchased and sold by the Public Works Department; and the replies to Mr. Sullivan's Questions to the effect that 120 radiators sold cost £665, and to the second that 170 cost the same amount,—which answer is correct?
 - (2.) Will he consider whether it is not proper in ordering electrical radiators to know the probable cost of running same without experimenting and finding the cost of running after the purchase?
 - (3.) In what respect are they dangerous, so as to prevent connecting to the City Council's current?
 - (4.) Is he aware that some of the radiators sold to Mark Barnett have been installed and passed by the City Council's Inspector?
 - (5.) Is he aware that the Health Department has some connected to the City Council's current, without any danger accruing?
 - (6.) Is it a fact that out of the 170 purchased, not more than twenty were ever in use; the balance being stored away until sold by auction?
 - (7.) Were any radiators purchased from Messrs. Crawford and Company, late of Pitt-street; if so, the price paid for same?

Mr. Lee answered,—

- (1.) 179 radiators cost £665.
- (2.) I am informed that the probable cost of running was known before purchase; and whilst current was obtainable from the Departmental plant the cost was nominal, as no additional expense was incurred in wages—the same staff being required whether the radiators were in use, or not.

(3.)

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- (3.) The liability to burn out through excess of voltage.
 (4.) No. It has been ascertained that the City Council's Electrical Engineer is not aware that any have been passed by any of his Inspectors, or that any are in use on the Council's current, excepting possibly as resistance to motors.
 (5.) I believe there is one at the Health Department connected as stated.
 (6.) No.
 (7.) No.

(3.) Electric Storage Batteries, Government Printing Office—Smoke-stack, Circular Quay :—
 Mr. Sullivan asked the Secretary for Public Works,—

- (1.) What was the cost of the electric storage batteries installed in the Government Printing Office?
 (2.) How long were they in use?
 (3.) Why were they taken out, and what became of them?
 (4.) For what purpose was the smoke-stack erected at Circular Quay; who recommended the erection, and what was the cost of same?

Mr. Lee answered,—

- (1.) £347 2s.
 (2.) About two years.
 (3.) Because they became exhausted from excess of work, after having saved the expense of a third shift of engineers and firemen over a period of eighteen months, and until the increased load warranted the employment of a full staff for continuous service. The small saleable portions were sold by public auction with other material.
 (4.) The smoke-stack was included in the proposal for providing accommodation partly for the jobbing workshops of the Government Architect's Branch, but principally for the existing Government electric-lighting plant (then at Printing Office and Chancery Square), rendered inevitable by the long delays that occurred prior to the City Council electric-light installation. The erection of the power-house was recommended by the Government Architect. The smoke-stack cost £1,300.

(4.) Endowment paid to the Municipal Council, Waverley :—Mr. Fell asked the Colonial Secretary,—

- (1.) Has any endowment been paid to the Municipal Council of Waverley since 5th February, 1906; if so, what amount, or is any likely to be paid?
 (2.) Is he aware that the Auditors' Certificate, as published in the *Government Gazette* of 22nd August, 1906, and the *East Sydney Argus* of 18th July, 1906, does not correspond with the certificate as signed by the auditors?
 (3.) If he is not aware, will he cause inquiries to be made?
 (4.) Will he, in his answers, include the original certificate as given by the said auditors?

Mr. Carruthers answered,—

- (1.) The only amount is £700, paid on 1st September, representing the endowment apportioned under the "Special Grants to Municipalities" scheme provided for on Supply Bill, 1906-7.
 (2, 3, and 4.) The following certificate was given by the auditors :—"We certify that all the necessary books of account, vouchers, and other documents in support thereof, in the possession or power of the Municipal Council of Waverley, have been examined by us; that the foregoing statement corresponds with such books of account, vouchers, and other documents; and that the above statement is correct; but the total amount of £4,356 5s. 2d., shown as the amount due by the General Account to the Lighting Account and Fire Brigades Account respectively is only represented by a sum of £456 18s. 8d. (the amount of cash to the credit of the General Account) and the balance of £3,899 6s. 6d. is not represented by cash, and exists only as a book entry (*vide* our report of this date)." All the words after "correct" were, however, authorised by the Council to be eliminated.

(5.) Salary of Assistant Teachers holding a 3A Certificate :—Mr. Jones, for Mr. Holman, asked the Minister of Public Instruction,—

- (1.) Is it a fact that Regulation 384 of the Public Service Act of 1902, as published in the *Public Instruction Gazette* of 28th July, 1906, stated that assistant teachers holding a 3A certificate in schools of first to fifth class would receive a salary of £132 per annum?
 (2.) Is it a fact that this was repeated in a *Public Instruction Gazette* of the 28th September, 1906?
 (3.) Is it a fact that there are assistant teachers holding 3A certificates in schools of first to fifth class only receiving £120 per annum?
 (4.) Has he made provision in the Estimates that this state of things (if existent) shall not continue?

Mr. O'Connor answered,—

- (1.) Yes.
 (2.) Yes.
 (3.) Yes. There are twenty-one 3A teachers receiving £120 a year; seven of these, however, were placed in their present positions to suit their own personal convenience.
 (4.) Yes.

(6.) Smelting Works, Dapto :—Mr. O'Sullivan, for Mr. Briner, asked the Secretary for Public Works,—

- (1.) Has it been reported to him that it is contemplated removing the smelting works at Dapto?
 (2.) Are they to be removed to Port Kembla?
 (3.) Have any negotiations been taken, or are any pending, between the Company, or any Company, or person, or persons, with the Government for the purchase or leasing of land from the Government at Port Kembla for the purpose of carrying on smelting works, and what stage (if any) have the negotiations reached?

Mr.

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Mr. Lee answered,—

(1 and 2.) It has not been reported that portion of the Dapto plant is to be removed to Kembla, nor does it form any portion of negotiations with the Government.

(3.) Arrangements have been made between the Government and a Company for the purchase of an area of land for the purpose of erection of smelting works.

2. **BREAD (AMENDMENT) BILL** :—Mr. Broughton presented a Petition from James W. Evans, Chief Inspector of Weights and Measures, representing that the Bread (Amendment) Bill had been referred to a Select Committee for consideration and report, and praying to be represented by counsel, or attorney, or in person, before such Committee, with the right to call, examine, and cross-examine witnesses.
Petition received.
Ordered to be referred to the Select Committee.
3. **EARLY CLOSING ACT** :—Mr. Fell presented a Petition from certain shopkeepers, shop assistants, and others, praying the House to amend the Early Closing Act, making it compulsory for shops in the county of Cumberland to observe Saturday as the half-holiday in lieu of Wednesday or Saturday as at present, the late night to be Friday, until nine o'clock p.m.
Petition received.
4. **CLAIM OF ELECTRIC-TRAM DRIVER ARTHUR SIMPSON FOR IMPROVEMENTS FITTED TO STEAM MOTORS** :—Mr. R. J. Anderson, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Select Committee for whose consideration and report this subject was referred on 13th September, 1906.
Ordered to be printed.
5. **CLOSER SETTLEMENT (AMENDMENT) BILL (Formal Motion)** :—Mr. Ashton moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Closer Settlement Act, 1904; and for other purposes.
Question put and passed.
6. **FIRE BRIGADES BILL** :—On motion of Mr. Carruthers, the Order of the Day for the second reading of the Fire Brigades Bill was discharged.
Ordered, That the Bill be withdrawn.
7. **PAPERS** :—
Mr. Lee laid upon the Table,—
(1.) By-laws regulating Water Supply and Sewerage of the Municipal District of Hay, under the Country Towns Water and Sewerage Acts, 1880-1905.
(2.) Report of the Metropolitan Board of Water Supply and Sewerage for year ended 30th June, 1906; together with Plans, &c.
Referred by Sessional Order to the Printing Committee.
Mr. Hogue laid upon the Table,—By-laws of the Municipalities of Granville, Katoomba, Plattsburg, Alexandria, Botany, Camperdown, and Moss Vale.
Referred by Sessional Order to the Printing Committee.
Mr. Moore laid upon the Table,—General Rule 55 of section 55 of the Mines Inspection Act, 1901.
Referred by Sessional Order to the Printing Committee.
8. **CLOSER SETTLEMENT (AMENDMENT) BILL** :—The following Message from His Excellency the Governor was delivered by Mr. Ashton, and read by Mr. Speaker :—
HARRY H. RAWSON, *Message No. 67.*
Governor.
In accordance with the provisions contained in the 46th Section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Closer Settlement Act, 1904; and for other purposes.
State Government House,
Sydney, 8th November, 1906.
Ordered to be referred to the Committee of the Whole on the Bill.
9. **MEDICAL PRACTITIONERS ACTS FURTHER AMENDMENT BILL** :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.
Mr. Speaker resumed the Chair; and Mr. McFarlane, Temporary Chairman, reported progress, and obtained leave to sit again on Tuesday next.
10. **CHURCHES OF CHRIST PROPERTY MANAGEMENT BILL** :—The Order of the Day having been read,—Mr. Robson moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.

13th November, 1906.

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

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

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

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

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

11. PARLIAMENTARY ELECTIONS BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

And the Committee continuing to sit after Midnight,—

WEDNESDAY, 14 NOVEMBER, 06, A.M.

Mr. Speaker resumed the Chair ; and the Chairman reported the Bill with amendments.

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

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

12. ADJOURNMENT :—Mr. Hogue moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

The House adjourned accordingly, at ten minutes after Two o'clock, a.m., until half-past Three o'clock, p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 61.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 14 NOVEMBER, 1906.

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

QUESTIONS :—

- (1.) Public Service Appeals :—*Mr. Estell*, for Mr. Dacey, asked the Attorney-General and Minister of Justice,—Referring to the statement that the right of appeal is provided for in the Public Service Act, made in response to Mr. Dacey's Question No. 3 of 31st October, will he say whether legal assistance is allowed to appellants except in cases of appeal against decisions at a quinquennial regrading?

Mr. Wade answered,—The regulations respecting the procedure at the hearing of appeals provide that appellants may be represented by Agent or Counsel; and in connection with other investigations held by the Board, where officers desire to be represented by Counsel, the request is usually allowed.

- (2.) Hearing of Equity Cases :—*Mr. Perry (The Richmond)* asked the Attorney-General and Minister of Justice,—

(1.) Is he aware that there are still a large number of Equity Cases standing over for want of a Judge to try them (Acting Judge Street having been Counsel in some of them)?

(2.) Will these cases, some of which have been ready since last March, as well as all the contested suits in the Probate Court, have to stand over until next February, or will he appoint someone to take the cases without delay and minimise cost and delay as much as possible?

Mr. Wade answered,—There are certain suits in Equity which Mr. Acting Justice Street cannot deal with, as he was engaged in them prior to being appointed as Acting Judge. Such a condition of affairs is unavoidable when a Counsel in regular practice is raised to the Bench. As a matter of fact there are eight suits which the Acting Judge cannot hear, but only two of these were set down for hearing prior to last July. Arrangements have been made already for another Judge to deal with these cases immediately. In the general list to be dealt with by Mr. Acting Justice Street, there are only two suits for hearing which were set down prior to September last. One of these has been postponed with the consent of the parties, and in the other the defendant is undergoing punishment for contempt. There are no contested Probate suits in arrears.

- (3.) Land Tax :—*Mr. Perry (The Richmond)* asked the Colonial Treasurer,—

(1.) For what special reason has the Land Tax Department issued land tax notices last month?

(2.) Is he aware that land tax has already been collected this year, viz., in February?

(3.) Has it been done in order to pay the Local Government endowment, £146,000, set down in his Estimate of Expenditure for 1906-7?

(4.) Will the collection of the land tax next December have the effect of compelling landowners to pay land tax twice in the financial year 1906-7, viz., once under the present Taxation Department and once under the Local Government (Shires) Act?

Mr. Carruthers answered,—These Questions are the result of a misconception of the law and of the facts, which are as follows :—Land tax is collected for a year beginning 1st January and ending 31st December, and is payable within that year. Sixty days' grace is allowed for payment without fine. The due date of this year's tax is 20th October, as against last year 15th December. The reason the due date has been fixed somewhat earlier this year than last is that the shires rate for

14th November, 1906.

1907 will supersede the land tax for 1907 in probably all cases within shires, and it was considered better to avoid any confusion or clashing with the shires administration in 1907 by terminating within the year 1906, all State collection of the land tax for 1906. If the days of grace in respect of the 1906 land tax had extended into 1907, many taxpayers would probably have regarded their payments as for the year 1907, and, therefore, erroneously charged the shires with inflicting a double tax in the one year upon them.

- (4.) Mr. J. J. Crofts, School Teacher, Kiah :—Mr. O'Sullivan asked the Minister of Public Instruction,—
(1.) Why, after being ten months in charge of Kiah School, was Mr. J. J. Crofts removed without notice or compensation, and another man appointed in his place, although the attendance increased 225 per cent. during the time he had charge?

(2.) Can compensation be granted in such a case?

Mr. O'Connor answered,—

(1.) Mr. Crofts was not appointed to, nor removed from, the Kiah School by the Department, but was engaged by private persons as tutor to their children. An application made by those persons for a subsidy in aid of private tuition was, after due inquiry, declined, and the Department reopened the Half-time School at Kiah, and appointed one of its teachers thereto.

(2.) No, as Mr. Crofts was not an employec of the State.

- (5.) New South Wales Shale and Oil Company's Mineral Lease :—Mr. John Hurley asked the Secretary for Mines,—

(1.) Having regard to certain replies in regard to portion 195, parish Lidsdale, county of Cook, will his Department maintain that the labour conditions were maintained on it for a period of ten years prior to July last?

(2.) Was the rent paid in one sum this year, in order to cover past defaults; if not, on what dates, and what sum was paid on various dates?

Mr. Moore answered,—

(1.) No.

(2.) Rent paid on following dates :—Deposit with application, 10th May, 1892, £4; 14th January, 1895, £8; 14th December, 1895, £4; 6th October, 1896, £4; 5th October, 1897, £4; 4th October, 1898, £4; 4th October, 1899, £4; 13th October, 1900, £4; 14th October, 1901, £4; 2nd October, 1904, £12; 18th November, 1905, £4; 28th September, 1906, £4; total, £60.

2. PAPERS :—

Mr. Carruthers laid upon the Table,—

(1.) Return respecting the bad debts and collections of the Sydney Harbour Trust for the period 11th February, 1901, to 30th June, 1906.

(2.) Notification of appropriation and resumption of land, at Wickham, under the Public Works Act, 1900, for the extension of Railway Siding Accommodation at Bullock Island.

Referred by Sessional Order to the Printing Committee.

Mr. Ashton laid upon the Table,—

(1.) *Gazette* Notices setting forth the mode in which it is proposed to deal with the dedication of certain Lands, under the Crown Lands Act of 1884.

(2.) Abstract of Crown Lands intended to be dedicated to Public Purposes, under the Crown Lands Act of 1884.

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—

(1.) Notification of resumption of land, under the Public Works Act, 1900, in connection with the Supply of Water to the Town of Gunnedah.

(2.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of an Overhead Bridge at Wahroonga.

Referred by Sessional Order to the Printing Committee.

3. CHURCHES OF CHRIST PROPERTY MANAGEMENT BILL (*Formal Order of the Day*),—on motion of Mr. Robson, read a third time, and *passed*.

Mr. Robson then moved, That the Title of the Bill be "*An Act to rescind all trusts existing in respect of or relating to certain real properties belonging to various respective Churches of Christ in the State of New South Wales set forth in Schedule B of this Act, and to substitute certain other trusts in lieu of the trusts rescinded, and to provide an efficient mode of dealing with such real properties, and to provide a scheme of association for the present and future Churches of Christ, whereby the said Churches of Christ coming within such association may be freed from disabilities attaching to their respective real properties by reason of the trusts relating to same.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day agreed to the Bill, intituled "*An Act to rescind all trusts existing in respect of or relating to certain real properties belonging to various respective Churches of Christ in the State of New South Wales set forth in Schedule B of this Act, and to substitute certain other trusts in lieu of the trusts rescinded, and to provide an efficient mode of dealing with such real properties, and to provide a scheme of association for the present and future Churches of Christ, whereby the said Churches of Christ coming within such association may be freed from disabilities attaching to their respective real properties by reason of the trusts relating to same.*"—returns the same to the Legislative Council without amendment.

Legislative Assembly Chamber,—

Sydney, 14th November, 1906.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

14th November, 1906.

4. **POSTPONEMENT**:—The Order of the Day for the resumption of the Debate, on the motion of Mr. O'Sullivan,—
- “(1.) That a Select Committee be appointed to inquire into and report upon the best suggestion for the improvement and ornamentation of the City of Sydney, its suburbs, and environs.
- “(2.) That such Committee consist of Mr. Carruthers, Mr. Ashton, Mr. McGowen, Mr. Macdonell, Mr. Fell, Mr. Briner, Mr. W. W. Young, Mr. Kelly, Mr. Cohen, and the Mover”;—postponed until Thursday, 6th December.
5. **PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS** (*Scheme of Sewerage for the Illawarra Suburbs*):—Mr. John Hurley, in accordance with the provisions of the Public Works Act, laid upon the Table, Report, together with Minutes of Evidence, relating to the proposed Scheme of Sewerage for the Illawarra Suburbs.
Referred by Sessional Order to the Printing Committee.
6. **CROWN LANDS ACT AMENDMENT BILL**:—
- (1.) The following Message from His Excellency the Governor was delivered by Mr. Ashton, and read by Mr. Speaker:—
- HARRY H. RAWSON, Message No. 68.
Governor.
- In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to provide for the conversion of homestead selections into conditional purchase leases; for the conversion of settlement leases into conditional purchases or conditional purchases and conditional leases; for the setting apart and disposal of Crown land as special conditional purchase leases; for residential lessees purchasing their holdings; for the subdivision of conditional purchases and settlement leases; to amend the law relating to forestry; to further regulate the sale, letting, leasing, disposal, and management of Crown lands; to amend the Crown Lands Acts; and for purposes consequent thereon and incidental thereto.
- State Government House,
Sydney, 13th November, 1906.*
- Ordered to be referred to the Committee of the Whole on the Bill.
- (2.) Mr. Ashton moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the conversion of homestead selections into conditional purchase leases; for the conversion of settlement leases into conditional purchases or conditional purchases and conditional leases; for the setting apart and disposal of Crown land as special conditional purchase leases; for residential lessees purchasing their holdings; for the subdivision of conditional purchases and settlement leases; to amend the law relating to forestry; to further regulate the sale, letting, leasing, disposal, and management of Crown lands; to amend the Crown Lands Acts; and for purposes consequent thereon and incidental thereto.
- Question put and passed.
7. **CLOSER SETTLEMENT (AMENDMENT) BILL**:—The Order of the Day having been read,—on motion of Mr. Ashton, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Closer Settlement Act, 1904; and for other purposes.
- Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.
- Ordered, on motion of the Chairman, That the report be *now* received.
- The Chairman then reported the resolution, which was read a first time, as follows:—
- Resolved*,—That it is expedient to bring in a Bill to amend the Closer Settlement Act, 1904; and for other purposes.
- On motion of Mr. Ashton, the resolution was read a second time, and agreed to.
8. **EARLY CLOSING (HAIRDRESSERS' SHOPS) BILL**:—The Order of the Day having been read,—on motion of Mr. O'Connor, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900; and for other purposes.
- Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.
- Ordered, on motion of the Chairman, That the report be *now* received.
- The Chairman then reported the resolution, which was read a first time, as follows:—
- Resolved*,—That it is expedient to bring in a Bill to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900; and for other purposes.
- On motion of Mr. O'Connor, the resolution was read a second time, and agreed to.
9. **SECOND-HAND DEALERS AND COLLECTORS BILL**:—The Order of the Day having been read,—Mr. Wade moved, That this Bill be now read a second time.
- Debate ensued.
- Question put and passed.
- Bill read a second time.
- On motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
- Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
- On motion of Mr. Wade, the report was adopted.
- Ordered, That the Bill be read a third time To-morrow.

14th November, 1906.

10. PARLIAMENTARY ELECTIONS BILL:—The Order of the Day having been read,—Mr. Hogue moved, "That" this Bill be now read a third time.

Mr. Arthur Griffith moved, That the Question be amended by leaving out all the words after the word "That" and inserting the words "the Bill be recommitted for the consideration of a new clause,"—instead thereof.

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

Mr. Latimer moved, "That the Question be now put."

Question put,—That the Question be now put.

The House divided.

Ayes, 31.

Mr. Mahony,	Mr. Briner,
Mr. Wade,	Mr. Gillies,
Mr. Hogue,	Mr. Collins,
Mr. Bruntnell,	Mr. Perry (<i>L'pool Plains</i>),
Mr. Booth,	Mr. Law,
Mr. Lee,	Mr. Nobbs,
Dr. Arthur,	Mr. Dick,
Mr. Moore,	Mr. Latimer.
Colonel Ryrie,	<i>Tellers,</i>
Mr. Cohen,	
Mr. Levy,	Mr. Jessep,
Mr. Carruthers,	Mr. Reynoldson,
Mr. Fallick,	
Mr. Robson,	
Mr. Ball,	
Mr. Henley,	
Mr. Downes,	
Mr. Hindmarsh,	
Mr. Mackenzie,	
Mr. Morton,	
Mr. O'Connor,	

Noes, 19.

Mr. Miller,
Mr. Gardiner,
Mr. Macdonell,
Mr. Kelly,
Mr. Scobie,
Mr. McGowen,
Mr. Arthur Griffith,
Mr. Nielsen,
Mr. Edden,
Mr. Fegan,
Mr. Holman,
Mr. Jones,
Mr. Meehan,
Mr. Charlton,
Mr. Cann,
Mr. Estell,
Mr. Storey.
<i>Tellers,</i>
Mr. W. W. Young,
Mr. McLaurin.

And it appearing by the Tellers' Lists that the number in favour of the Motion, being a majority, consisted of "at least thirty Members,"—

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

The House divided.

Ayes, 34.

Mr. Wood,	Mr. O'Connor,
Mr. Mahony,	Mr. Morton,
Mr. Wade,	Mr. Mackenzie,
Mr. Hogue,	Mr. Hindmarsh,
Mr. Bruntnell,	Mr. Downes,
Mr. Booth,	Mr. Henley,
Mr. Lee,	Mr. Ball,
Mr. Moore,	Mr. Robson,
Mr. Nobbs,	Mr. Fallick,
Mr. Carruthers,	Mr. McLaurin,
Mr. Levy,	Mr. Gillies,
Mr. Jessep,	Mr. Briner.
Mr. Cohen,	<i>Tellers,</i>
Colonel Ryrie,	
Mr. Dick,	Dr. Arthur,
Mr. Law,	Mr. Latimer.
Mr. Storey,	
Mr. Reynoldson,	
Mr. Perry (<i>L'pool Plains</i>),	
Mr. Collins,	

Noes, 18.

Mr. Macdonell,
Mr. Kelly,
Mr. Scobie,
Mr. McGowen,
Mr. Arthur Griffith,
Mr. Nielsen,
Mr. Edden,
Mr. Fegan,
Mr. W. W. Young,
Mr. McGarry,
Mr. Gardiner,
Mr. Holman,
Mr. Jones,
Mr. Meehan,
Mr. Charlton,
Mr. Cann.
<i>Tellers,</i>
Mr. Estell,
Mr. Miller.

And so it was resolved in the affirmative.

Debate, on the original Question, continued.

Dr. Arthur moved, That the Honorable Member for The Murray, Mr. Scobie, be not further heard.

Question put.

The House divided.

Ayes, 28.

Mr. Mahony,	Mr. Downes,
Mr. Moore,	Mr. Hindmarsh,
Mr. Hogue,	Mr. Robson,
Mr. Wade,	Mr. Henley,
Mr. Booth,	Mr. Gillies,
Mr. Lee,	Mr. Reynoldson,
Dr. Arthur,	Mr. Ashton,
Mr. Fallick,	Mr. O'Connor,
Mr. Mackenzie,	Mr. Dick,
Colonel Ryrie,	Mr. Briner,
Mr. Law,	Mr. McLaurin.
Mr. Levy,	<i>Tellers,</i>
Mr. Carruthers,	
Mr. Latimer,	Mr. Nobbs,
Mr. Morton,	Mr. Cohen.

Noes, 18.

Mr. Estell,	Mr. Edden.
Mr. Macdonell,	<i>Tellers,</i>
Mr. McGowen,	
Mr. Scobie,	Mr. Collins,
Mr. Nielsen,	Mr. Bruntnell.
Mr. Fegan,	
Mr. Jessep,	
Mr. W. W. Young,	
Mr. Arthur Griffith,	
Mr. Gardiner,	
Mr. McGarry,	
Mr. Holman,	
Mr. Miller,	
Mr. Charlton,	
Mr. Meehan,	

And so it was resolved in the affirmative.

Mr. Booth moved, "That the Question be now put."

Question

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Question put,—That the Question be now put.
The House divided.

Ayes, 31.

Mr. Mahony,	Mr. Levy,
Mr. Moore,	Mr. Carruthers,
Mr. Hogue,	Mr. Latimer,
Mr. Booth,	Mr. Nobbs,
Mr. Lee,	Mr. Hindmarsh,
Dr. Arthur,	Mr. Robson,
Mr. Fallick,	Mr. Henley,
Mr. Wade,	Mr. Bruntnell,
Mr. O'Connor,	Mr. Gillies,
Mr. Cohen,	Mr. McLaurin,
Mr. Jessep,	Mr. Briner,
Mr. Ashton,	Mr. Dick.
Mr. Reynoldson,	<i>Tellers,</i>
Mr. Collins,	Mr. Morton,
Mr. Mackenzie,	Mr. Downes.
Colonel Ryrie,	
Mr. Law,	

Noes, 15.

Mr. Edden,
Mr. Meehan,
Mr. Miller,
Mr. Holman,
Mr. Estell,
Mr. Macdonell,
Mr. McGowen,
Mr. Scobie,
Mr. Nielsen,
Mr. Fegan,
Mr. McGarry,
Mr. Arthur Griffith,
Mr. Gardiner.
<i>Tellers,</i>
Mr. W. W. Young,
Mr. Charlton.

And it appearing by the Tellers' Lists that the number in favour of the Motion, being a majority, consisted of "at least thirty Members,"—

And the House continuing to sit after Midnight,—

THURSDAY, 15 NOVEMBER, 1906, A.M.

Original Question then put,—That this Bill be now read a third time.—
The House divided.

Ayes, 31.

Mr. Mahony,	Mr. Henley,
Mr. Moore,	Mr. Robson,
Mr. Hogue,	Mr. Morton,
Mr. Downes,	Mr. Hindmarsh,
Mr. Booth,	Mr. Nobbs,
Mr. Lee,	Mr. Latimer,
Dr. Arthur,	Mr. Carruther
Mr. Fallick,	Mr. Levy,
Mr. Wade,	Mr. Law,
Mr. O'Connor,	Mr. McLaurin,
Mr. Cohen,	Mr. Briner,
Mr. Jessep,	Mr. Dick.
Mr. Ashton,	<i>Tellers,</i>
Mr. Reynoldson,	Mr. Mackenzie,
Mr. Collins,	Colonel Ryrie.
Mr. Gillies,	
Mr. Bruntnell,	

Noes, 13.

Mr. McGowen,
Mr. Scoble,
Mr. Fegan,
Mr. Holman,
Mr. Miller,
Mr. Meehan,
Mr. Edden,
Mr. W. W. Young,
Mr. McGarry,
Mr. Gardiner,
Mr. Arthur Griffith.
<i>Tellers,</i>
Mr. Macdonell,
Mr. Estell.

And so it was resolved in the affirmative.

Bill read a third time.

Mr. Hogue moved, That the Bill do now *pass*.

Question put.

The House divided.

Ayes, 32.

Mr. Wood,	Mr. Robson,
Mr. Moore,	Mr. Henley,
Mr. Mahony,	Mr. Bruntnell,
Mr. Hogue,	Mr. Gillies,
Mr. Downes,	Mr. McLaurin,
Mr. Booth,	Mr. Briner,
Mr. Lee,	Mr. Dick,
Dr. Arthur,	Mr. Wade,
Mr. Fallick,	Mr. O'Connor,
Mr. Mackenzie,	Mr. Jessep,
Colonel Ryrie,	Mr. Ashton,
Mr. Law,	Mr. Reynoldson,
Mr. Levy,	Mr. Collins.
Mr. Carruthers,	<i>Tellers,</i>
Mr. Latimer,	Mr. Cohen,
Mr. Nobbs,	Mr. Hindmarsh.
Mr. Morton,	

Noes, 15.

Mr. Fegan,
Mr. Charlton,
Mr. Nielsen,
Mr. Estell,
Mr. McGowen,
Mr. Scobie,
Mr. W. W. Young,
Mr. Gardiner,
Mr. Holman,
Mr. Miller,
Mr. Meehan,
Mr. Edden,
Mr. Macdonell.
<i>Tellers,</i>
Mr. McGarry,
Mr. Arthur Griffith.

And so it was resolved in the affirmative.

Mr. Hogue then moved, That the Title of the Bill be "*An Act to amend the Parliamentary Electorates and Elections Act, 1902, and the Constitution Act, 1902; to repeal the Parliamentary Elections (Amendment) Act, 1903; and for other purposes.*"

Question put.

The

14th November, 1906.

The House divided.

Ayes, 31.

Mr. Wood,	Mr. Cohen,
Mr. Moore,	Mr. Jessep,
Mr. Mahony,	Mr. Ashton,
Mr. Hogue,	Mr. Reynoldson,
Mr. Downes,	Mr. Collins,
Mr. Booth,	Mr. Nobbs,
Mr. Lee,	Mr. Hindmarsh,
Dr. Arthur,	Mr. Morton,
Mr. Fallick,	Mr. Robson,
Mr. Mackenzie,	Mr. Henley,
Colonel Ryrie,	Mr. McLaurin,
Mr. Law,	Mr. Dick.
Mr. Levy,	<i>Tellers,</i>
Mr. Carruthers,	Mr. Bruntnell,
Mr. Latimer,	Mr. Gillies.
Mr. Wade,	
Mr. O'Connor,	

Noes, 12.

Mr. McGowen,
Mr. Arthur Griffith,
Mr. Fegan,
Mr. McGarry,
Mr. W. W. Young,
Mr. Holman,
Mr. Miller,
Mr. Meehan,
Mr. Edden,
Mr. Macdonell.
<i>Tellers,</i>
Mr. Estell,
Mr. Scobie.

And so it was resolved in the affirmative.

Whereupon Mr. Hogue moved, That the Bill be carried to the Legislative Council, with the following Message :—

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Parliamentary Electorates and Elections Act, 1902, and the Constitution Act, 1902; to repeal the Parliamentary Elections (Amendment) Act, 1903; and for other purposes,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,**Sydney, 15th November, 1906, a.m.*

Question put

The House divided.

Ayes, 31.

Mr. Wood,	Mr. Cohen,
Mr. Moore,	Mr. Wade,
Mr. Mahony,	Mr. O'Connor,
Mr. Hogue,	Mr. Nobbs,
Mr. Downes,	Mr. Bruntnell,
Mr. Booth,	Mr. Hindmarsh,
Mr. Lee,	Mr. Morton,
Mr. Fallick,	Mr. Henley,
Mr. Carruthers,	Mr. Robson,
Mr. Levy,	Mr. Gillies,
Mr. Law,	Mr. Dick,
Colonel Ryrie,	Mr. McLaurin.
Mr. Mackenzie,	<i>Tellers,</i>
Mr. Collins,	Dr. Arthur,
Mr. Reynoldson,	Mr. Latimer.
Mr. Ashton,	
Mr. Jessep,	

Noes, 12.

Mr. Macdonell,
Mr. Edden,
Mr. Meehan,
Mr. Miller,
Mr. Holman,
Mr. McGowen,
Mr. Estell,
Mr. Scobie,
Mr. Arthur Griffith,
Mr. Fegan.
<i>Tellers,</i>
Mr. W. W. Young,
Mr. McGarry.

And so it was resolved in the affirmative.

11. GOVERNMENT SAVINGS BANK BILL :—

(1.) The Order of the Day having been read,—Mr. Carruthers moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to constitute and regulate and provide for the management of the Government Savings Bank of New South Wales and its departments; to authorise the said Bank to receive deposits, borrow moneys, and make loans and investments; to provide for a Government guarantee of any indebtedness of the said Bank; to repeal the Acts dealing with the Government Savings Bank, and with Advances to Settlers; to provide, subject to a poll of depositors, for the amalgamation of the Savings Bank of New South Wales with the Bank constituted by this Act; and for the repeal of the Acts relating to such Bank; for the transfer of certain assets, liabilities, and powers to the said Bank; to amend the Acts dealing with Crown Lands, the Closer Settlement Act, 1904, and certain other Acts; and for purposes consequent thereon or incidental thereto.

Question put.

The House divided.

Ayes, 32.

Mr. Wood,	Mr. Hindmarsh,
Mr. Moore,	Mr. Morton,
Mr. Carruthers,	Mr. Henley,
Mr. Wade,	Mr. O'Connor,
Mr. Downes,	Mr. Hogue,
Mr. Lee,	Mr. Cohen,
Dr. Arthur,	Mr. Ashton,
Mr. Latimer,	Mr. Reynoldson,
Mr. Fallick,	Mr. Collins,
Mr. Jessep,	Mr. Gillies,
Mr. Levy,	Mr. McLaurin,
Mr. Law,	Mr. Dick,
Mr. Mackenzie,	Mr. Booth.
Colonel Ryrie,	<i>Tellers,</i>
Mr. Mahony,	Mr. Robson,
Mr. Nobbs,	Mr. Briner.
Mr. Bruntnell,	

Noes, 14.

Mr. Macdonell,
Mr. McGowen,
Mr. Estell,
Mr. Nielsen,
Mr. Scobie,
Mr. Arthur Griffith,
Mr. Fegan,
Mr. W. W. Young,
Mr. Holman,
Mr. Meehan,
Mr. Edden,
Mr. Charlton.
<i>Tellers,</i>
Mr. Gardiner,
Mr. Miller.

And so it was resolved in the affirmative.

Mr.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

14th November, 1906.

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

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

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

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

Resolved,—That it is expedient to bring in a Bill to constitute and regulate and provide for the management of the Government Savings Bank of New South Wales and its departments; to authorise the said Bank to receive deposits, borrow moneys, and make loans and investments; to provide for a Government guarantee of any indebtedness of the said Bank; to repeal the Acts dealing with the Government Savings Bank, and with Advances to Settlers; to provide, subject to a poll of depositors, for the amalgamation of the Savings Bank of New South Wales with the Bank constituted by this Act; and for the repeal of the Acts relating to such Bank; for the transfer of certain assets, liabilities, and powers to the said Bank; to amend the Acts dealing with Crown Lands, the Closer Settlement Act, 1904, and certain other Acts; and for purposes consequent thereon or incidental thereto.

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

- (2.) Mr. Carruthers then presented a Bill, intituled "*A Bill to constitute and regulate and provide for the management of the Government Savings Bank of New South Wales and its departments; to authorise the said Bank to receive deposits, borrow moneys, and make loans and investments; to provide for a Government guarantee of any indebtedness of the said Bank; to repeal the Acts dealing with the Government Savings Bank, and with Advances to Settlers; to provide, subject to a poll of depositors, for the amalgamation of the Savings Bank of New South Wales with the Bank constituted by this Act; and for the repeal of the Acts relating to such Bank; for the transfer of certain assets, liabilities, and powers to the said Bank; to amend the Acts dealing with Crown Lands, the Closer Settlement Act, 1904, and certain other Acts; and for purposes consequent thereon or incidental thereto*,"—which was read a first time.

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

The House adjourned, at three minutes after Two o'clock, a.m., until half-past Three o'clock p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 62.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 15 NOVEMBER, 1906.

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

QUESTIONS :—

(1.) Coal used by the Government :—*Mr. Briner*, for *Mr. W. W. Young*, asked the Colonial Treasurer,—

- (1.) What is the total tonnage of coal used per annum by the Government in all Departments, Harbour Trust, Water and Sewerage, including the Railway Commissioners?
- (2.) What is the cost of same?

Mr. Dick answered,—The Honorable Member should move for the production of this information in the form of a return.

(2.) Dog Tax :—*Mr. Briner*, for *Mr. W. W. Young*, asked the Colonial Treasurer,—

- (1.) Is it a fact that instructions have, at any time, been given to the Police not to enforce the dog tax where farmers keep a number of dogs for rabbit destruction?
- (2.) If not, will he take steps to see that the tax is not enforced against farmers who keep a large number of dogs purely for the purpose of rabbit destruction?

Mr. Hogue answered,—

(1.) Such instructions have not been given, but in the past the Act has not been rigorously enforced in districts where settlers have to keep dogs for their protection against vermin. In towns and adjacent main roads where dogs are a dangerous nuisance there has been no relaxation.

(2.) If this were done the Dog Act would become a dead letter, and sheep-owners would soon complain. This matter has had very full consideration.

(3.) Railway Employees and Federal Elections :—*Mr. Hollis* asked the Colonial Treasurer,—

(1.) Referring to the answer given to *Mr. Nielsen's* Question No. 6, 7th November last,—what authority have the Railway Commissioners to intimate that they will not permit their employees to take an active part in political affairs?

(2.) Will he instruct the Railway Commissioners to pay proper regard to section 106, Government Railways Act, in this respect, which prohibits them from any interference with the full civil rights of their employees?

Mr. Dick answered,—My Honorable Colleague would remind the Honorable Member that the Commissioners impose no restriction on the full exercise of the Railway employees' right to record their votes, and the Commissioners have intimated also that they will extend all reasonable facilities to enable them to do so. The Commissioners, however, intimate that they will not permit the Railway employees to take an active part in politics, and in this they are in accord both with State and Federal practice. The State Public Service Regulations provide that, "In order that officers of all ranks may be enabled to render loyal and efficient service to the Government, they are expressly forbidden to take any active part in political affairs otherwise than by recording their votes," while the Federal conditions of employment stipulate that, "Officers are expressly forbidden to discuss or in any way promote political movements. They are further forbidden to use, for political purposes, information gained by them in the course of duty." My Honorable Colleague does not propose to interfere with the Commissioners in the matter.

(4.)

15th November, 1906.

- (4.) Eye-sight Tests in the Railway Service:—*Mr. Estell*, for *Mr. Arthur Griffith*, asked the Colonial Treasurer,—With reference to subject matter of the recent Debate in this House on the subject of granting an appeal to the practical out-door tests, to those Railway employees who fail in the indoor colour tests, will he ascertain if the concession asked for is likely to be granted by the Commissioners?
- Mr. Dick* answered,—My Honorable Colleague is informed that the matter has been fully considered by the Commissioners, who have decided that, although a practical test has been provided for in the case of failure to pass the examination for Form vision, the same necessity does not exist in regard to Colour vision, the tests for which are considered reasonable under the present practice.
2. BREAD (AMENDMENT) BILL:—*Mr. John Hurley*, for *Mr. Latimer*, presented a Petition from *George Dyson*, of Wood's Chambers, Moore-street, Sydney, Secretary of the Sydney and Suburban Master Bakers' Association, an Industrial Union of Employers, duly registered under the Industrial Arbitration Act, 1901, representing that Members of the said Union are greatly interested in, and affected by, the Bread (Amendment) Bill, which has been referred to a Select Committee, and praying for leave to attend, and examine and cross-examine witnesses, before the said Committee upon the consideration of the Bill.
Petition received.
Ordered to be referred to the Select Committee.
3. EARLY CLOSING ACT:—*Mr. Oakes* presented a Petition from certain Shopkeepers, Shop Assistants, and others, praying the House to amend the Early Closing Act, making it compulsory for shops in the county of Cumberland to observe Saturday as the half-holiday, in lieu of Wednesday or Saturday, as at present, the late night to be Friday, until 9 o'clock p.m.
Petition received.
4. GRAIN BAGS REGULATION BILL:—*Mr. Daley*, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 25th September, 1906; together with Appendices and a copy of the Bill as amended and agreed to by the Committee.
Ordered to be printed.
Mr. Daley then moved, That the Bill be read a second time on Tuesday, 4th December, 1906.
Question put and passed.
5. COMPLAINT BY S. J. WAITE AGAINST THE CHAIRMAN OF THE FORBES LAND BOARD (*Formal Motion*):—*Mr. Kelly* moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers in connection with the complaint made by *S. J. Waite*, for the use of improper language towards him, by the Chairman of the Forbes Land Board, while presiding over a sitting of the Land Board at Condobolin.
Question put and passed.
6. METROPOLITAN WATER AND SEWERAGE ACTS AMENDMENT BILL (*Formal Motion*):—*Mr. Lee* moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Metropolitan Sewerage Acts, 1880–1889, and the Metropolitan Water and Sewerage Act Extension Act of 1894; to amend the law relating to Water Supply, Sewerage and Drainage; and for other purposes.
Question put and passed.
7. CLAIMS OF JAMES JOHNSTON, SYDNEY HARBOUR TRUST:—*Mr. Law* moved, pursuant to Notice,—
(1.) That a Select Committee be appointed to inquire into and report upon the claims and treatment by the Sydney Harbour Trust Commissioners of *James Johnston*, a Public Servant, whose services were transferred to the said Commissioners.
(2.) That such Committee consist of *Mr. Hogue*, *Mr. Fell*, *Mr. Creswell*, *Mr. Fegan*, *Mr. Henley*, *Mr. Hollis*, *Mr. Levy*, *Mr. Gardiner*, *Mr. Broughton*, and the Mover.
Debate ensued.

And it being Six o'clock, Government Business only proceeded with, under Seasonal Order adopted on 30th August, 1906.

8. PRINTING COMMITTEE:—*Mr. McFarlane*, as Chairman, brought up the Eighteenth Report from the Printing Committee.
9. EARLY CLOSING (HAIRDRESSERS' SHOPS) BILL:—*Mr. O'Connor*, pursuant to leave granted on the 14th November, 1906, presented a Bill, intituled "*A Bill to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900; and for other purposes,*"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday next.
10. SECOND-HAND DEALERS AND COLLECTORS BILL:—The Order of the Day having been read,—*Mr. Wade* moved, "That" this Bill be now read a third time.
Mr. Dacey moved, That the Question be amended by leaving out all the words after the word "That," and inserting the words "the Bill be recommitted for the reconsideration of clauses 2 and "14,"—instead thereof.

Question

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

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

Debate ensued.

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

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

Question then,—That the Bill be recommitted for the reconsideration of clauses 2 and 14,—put and passed.

On motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill 2° with further amendments.

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

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

11. **POSTPONEMENT**:—The Order of the Day for the further consideration in Committee of the Lotteries Bill (*Council Bill*) postponed until Tuesday next.
12. **CARELESS USE OF FIRE (AMENDMENT) BILL**:—The Order of the Day having been read,—Mr. Carruthers moved, That this Bill be now read a second time.
Debate ensued.
Mr. Eden George moved, That this Debate be now adjourned.
Debate continued.
Question put and passed.
Ordered, That the Debate be adjourned until Tuesday next.
13. **FRIENDLY SOCIETIES (AMENDMENT) BILL**:—The Order of Day having been read,—Mr. Hogue 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. Hogue, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and Mr. Latimer, Temporary Chairman, reported progress, and obtained leave to sit again on Tuesday next.
14. **BELLEVUE HILL TRAMWAY BILL**:—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Lee, the report was adopted.
Ordered, That the Bill be read a third time on Tuesday next.
15. **EAST TO WEST MAITLAND TRAMWAY BILL**:—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Lee, the report was adopted.
Ordered, That the Bill be read a third time on Tuesday next.
16. **BELMORE TO CHAPEL-ROAD RAILWAY BILL**: The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Lee, the report was adopted.
Ordered, That the Bill be read a third time on Tuesday next.
17. **ADDISON-ROAD TO DULWICH HILL ELECTRIC TRAMWAY BILL**:—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Lee, the report was adopted.
Ordered, That the Bill be read a third time on Tuesday next.

15th November, 1906.

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18. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS:—(*Railway, Mudgee to Dunedoo, via Canadian Lead*):—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Lee, "That it is expedient that a line of Railway from Mudgee to Dunedoo, *via* Canadian Lead, as referred by the Legislative Assembly to the Parliamentary Standing Committee on Public Works, be carried out,—"
And the Question being again proposed,—
The House resumed the said adjourned Debate.
Question put and passed.

The House adjourned, at three minutes after Eleven o'clock, until Tuesday next, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 63.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 20 NOVEMBER, 1906.

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

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

- (1.) North Coast Railway Bill :—

HARRY H. RAWSON,
Governor.

Message No. 69.

A Bill, intituled "*An Act to sanction the construction of a line of Railway from Maitland to South Grafton ; to authorise the construction of the said line on public roads ; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line ; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him ; and for other purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 17th November, 1906.

- (2.) Sydney Council (Resumption Moneys) Bill :—

HARRY H. RAWSON,
Governor.

Message No. 70.

A Bill, intituled "*An Act to provide for the payment out to the Municipal Council of Sydney of certain resumption moneys and interest standing in the Equity Court to the credit of a certain account ; and to provide for the application of the said moneys and interest ; and to amend and enlarge the powers of the said Council in relation thereto ; and for other purposes,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 16th November, 1906.

2. QUESTIONS :—

- (1.) Dorrigo Subdivision, Royalty on Timber—Site for Government Township at Bobo :—Mr. Briner asked the Secretary for Lands,—

(1.) Has he noticed in the *Sydney Morning Herald*, of the 12th instant, statements to the effect that on 1,600 acres of privately-owned land, near the eastern portion of the Dorrigo subdivision, the timber is reported to have realised £5,000 as royalty to the owner at 1s. per 100 feet?

(2.) Is he aware if such a statement can be true in effect, and will he say if the statements made regarding the timber on the Dorrigo subdivision are correct?

(3.)

20th November, 1906.

- (3.) Is it a fact that representations have been made to him on the matter; if so, by whom, and what were the representations?
 (4.) Has he noticed a statement in the *Sydney Morning Herald* concerning the site reserved for a Government township at Bobo?
 (5.) Is it a fact that the site has been under water, and that land will have to be resumed for a suitable township site?
 (6.) If the site be subject to floods, will he state whether the surveyor responsible for the selection has been called upon for an explanation?
 (7.) Why was the Government site not surveyed and sold months ago before private owners were allowed to reap the benefit of the expenditure of public money?

Mr. Ashton answered,—

(1.) Yes.

(2.) I cannot say if the statement in the *Sydney Morning Herald*, regarding payment of £5,000 as royalty, is true. With regard to the statement in the same newspaper in reference to the timber on the Dorrigo subdivision, it is probable that it refers to timber on lands both within and outside of the limits of that subdivision, there being a large tract of valuable timber on the adjoining ranges. The royalty value of timber within the subdivision has been assessed by experts to be equal, on the average, to 4s. per acre. Six blocks on which the timber was reported to be of considerable value were excluded from conditional purchase lease. With regard to the blocks which were made available, a condition is attached that "timber cut on the land shall not be sold until the royalty has been paid."

(3.) A careful examination of every block was made by the surveyor and a forest officer, acting independently, and their representations were duly considered.

(4.) Yes.

(5 and 6.) The District Surveyor reports that only a small portion—about 20 acres—of the site covering an area of about 300 acres, is liable to flood. Even on that area of 20 acres the water will not remain longer than a day, and it is thought rarely for that length of time. It will, of course, be excluded from the subdivision for sale. The balance of the land in the reserve being described as "ridgy," is most suitable for residential purposes.

(7.) For economical reasons, the Crown required proof of demand before incurring heavy expense for subdivision for village settlement, and it is not thought the sale of allotments on the private village of "Ashton" will prejudice the disposal of the Crown lands within the village area at Bobo.

(2.) Central Criminal Court:—*Mr. Scobie*, for *Mr. Meehan*, asked the Attorney-General and Minister of Justice,—

(1.) How many sittings of the Central Criminal Court have been held in Sydney this year?

(2.) How many days have these sittings occupied?

(3.) How many cases have been tried thereat?

(4.) What barrister or barristers were employed to prosecute on behalf of the Crown, and what fees were paid to them?

(5.) Who is the permanent Crown Prosecutor for the Central Criminal Court, and what is his salary?

(6.) Has he received any additional salary or pay for prosecuting?

(7.) Have any barristers been engaged with him in any cases?

(8.) What was the salary of the last Crown Prosecutor for the Central Criminal Court?

(9.) How many sittings of the Quarter Sessions have been held in Sydney this year; how many cases have been tried; and how many days have been occupied?

(10.) What are the names of the Crown Prosecutors at those sittings, and what salary or fees have been paid to them respectively?

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

(3.) Gaming and Betting Act of 1906:—*Mr. Jones*, for *Mr. Holman*, asked the Attorney-General and Minister of Justice,—

(1.) Is he aware that betting is at present being carried on freely on all the racecourses in the State?

(2.) Are there in existence to-day any licensed racecourses within the meaning of the Gambling Act?

(3.) If there are none, has he yet formed or given any opinion as to the effect of the Gambling Act in prohibiting betting generally?

(4.) If he has not yet formed or given any opinion, does he intend to do so?

(5.) If the answer to Question No. 2 is in the negative, and his opinion is to the effect that the Gambling Act does prohibit betting except on a licensed racecourse, will he initiate prosecutions wherever that prohibition is being broken?

Mr. Wade answered,—These Questions are covered by the answers given by me to Questions asked on the 1st instant by the Honorable Member for Phillip, to which the attention of the Honorable Member for Cootamundra is invited.

3. PAPERS:—

Mr. Ashton laid upon the Table,—Return respecting area set apart for settlement on Warren Downs, Walgett Land District.

Referred by Sessional Order to the Printing Committee.

Mr. Wade laid upon the Table,—Minute respecting application of Mr. Henry Percival, Relieving Clerk of Petty Sessions, for further leave of absence on account of illness, on full pay.

Referred by Sessional Order to the Printing Committee.

Mr.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

20th November, 1906.

Mr. Lee laid upon the Table,—

- (1.) Notification of resumption of land, under the Public Works Act, 1900, in connection with the construction of the Tulloona Bore.
- (2.) By-laws relating to Water Supply of the Municipal District of Wilcannia, under the Country Towns Water and Sewerage Acts, 1880-1905.
Referred by Sessional Order to the Printing Committee.
4. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Scheme of Sewerage for the Municipality of Drummoyne*) :—Mr. John Hurley, in accordance with the provisions of the Public Works Act, laid upon the Table, Report, together with Minutes of Evidence, relating to the proposed Scheme of Sewerage for the Municipality of Drummoyne.
Referred by Sessional Order to the Printing Committee.
5. EIGHT HOURS BILL (*Formal Motion*):—Mr. McGowen moved, pursuant to Notice, That leave be given to bring in a Bill to declare eight hours to be a legal working day, and to regulate the hours of labour in certain occupations; to provide for overtime working and payments therefor; to declare void, and in some cases penal, certain contracts and agreements; to amend the Masters and Servants Act, the laws relating to Contracts, the Industrial Arbitration Act, and the Early Closing Act, in certain respects; and for other purposes connected with and incidental to the aforesaid objects.
Question put and passed.
6. DENTISTS AMENDMENT BILL :—The Order of the Day having been read,—Dr. Arthur moved, That this Bill be now read a second time.
Debate ensued.

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

7. EIGHT HOURS BILL :—Mr. McGowen, pursuant to leave obtained this day, presented a Bill, intituled "A Bill to declare eight hours to be a legal working day, and to regulate the hours of labour in certain occupations; to provide for overtime working and payments therefor; to declare void, and in some cases penal, certain contracts and agreements; to amend the Masters and Servants Act, the laws relating to Contracts, the Industrial Arbitration Act, and the Early Closing Act, in certain respects; and for other purposes connected with and incidental to the aforesaid objects,"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday next.
8. MUDGEE TO DUNEDOO, *via* CANADIAN LEAD, RAILWAY BILL :—Mr. Lee moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of a line of Railway from Mudgee to Dunedoo, *via* Canadian Lead; to authorise the construction of the said line on public roads; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto.
Question put and passed.
9. BROKEN HILL AND UMBERUMBERKA WATER SUPPLY BILL :—Mr. Lee moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for an additional water supply for Broken Hill and district; for that purpose to confer certain powers on and to vest certain lands in the Municipal Council of Broken Hill; to authorise the transfer of such powers and lands to a trust to be constituted; to confer certain other powers on such trust; and to apply and amend certain Acts; and for purposes consequent thereon or incidental thereto.
Question put and passed.
10. SECOND-HAND DEALERS AND COLLECTORS BILL :—The Order of the Day having been read,—Mr. Carruthers moved, That this Bill be now read a third time.
Question put and passed.
Bill read a third time, and, on motion of Mr. Carruthers, *passed*.
Mr. Carruthers then moved, That the Title of the Bill be "*An Act to provide for the licensing and regulation of second-hand dealers in and collectors of certain old wares; to regulate the sale of second-hand articles and old wares; to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900; and for other purposes.*"
Question put and passed.
Ordered, That the Bill be carried to the Legislative Council, with the following Message :—

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to provide for the licensing and regulation of second-hand dealers in and collectors of certain old wares; to regulate the sale of second-hand articles and old wares; to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900; and for other purposes.*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber.

Sydney, 20th November, 1906.

20th November, 1906.

11. BELLEVUE HILL TRAMWAY BILL:—The Order of the Day having been read,—Mr. Lee 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. Lee, *passed*.

Mr. Lee then moved, That the Title of the Bill be "*An Act to sanction the construction of an Electric Tramway, commencing at the crossing of Park-street and Elizabeth-street, and proceeding thence vid Park-street, Yurong-street, Stanley-street, Bourke-street, Burton-street, and Macdonald-street, to Glenmore-road; and thence by Gurner-street, Norfolk-street, Windsor-street, Moncur-street, Queen-street, and Edgecliffe-road to Bellevue Hill; and for other purposes consequent thereon and incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to sanction the construction of an Electric Tramway, commencing at the crossing of Park-street and Elizabeth-street, and proceeding thence vid Park-street, Yurong-street, Stanley-street, Bourke-street, Burton-street, and Macdonald-street, to Glenmore-road; and thence by Gurner-street, Norfolk-street, Windsor-street, Moncur-street, Queen-street, and Edgecliffe-road to Bellevue Hill; and for other purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 20th November, 1906.

12. EAST TO WEST MAITLAND TRAMWAY BILL:—The Order of the Day having been read,—Mr. Lee 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. Lee, *passed*.

Mr. Lee then moved, That the Title of the Bill be "*An Act to sanction the construction of a Tramway from East to West Maitland; and for other purposes consequent thereon or incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to sanction the construction of a Tramway from East to West Maitland; and for other purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 20th November, 1906.

13. BELMORE TO CHAPEL-ROAD RAILWAY BILL:—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a third time.

Question put and passed.

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

Mr. Lee then moved, That the Title of the Bill be "*An Act to sanction the construction of a line of Railway from Belmore to Chapel-road; to authorise the construction of the said line on public roads; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to sanction the construction of a line of Railway from Belmore to Chapel-road; to authorise the construction of the said line on public roads; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 20th November, 1906.

14. ADDISON-ROAD TO DULWICH HILL ELECTRIC TRAMWAY BILL:—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a third time.

Question put and passed.

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

Mr. Lee then moved, That the Title of the Bill be "*An Act to sanction the construction of an Electric Tramway from Enmore-road along Addison-road, Livingstone-road, and New Canterbury road, to the Dulwich Hill Terminus; and for other purposes.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to sanction the construction of an Electric Tramway from Enmore-road, along Addison-road, Livingstone-road, and New Canterbury road to the Dulwich Hill Terminus; and for other purposes,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 20th November, 1906.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

20th November, 1906.

15. FRIENDLY SOCIETIES (AMENDMENT) BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.
Mr. Speaker resumed the Chair ; and the Chairman reported the Bill with amendments.
On motion of Mr. Carruthers, the report was adopted.
Ordered, That the Bill be read a third time To-morrow.
16. CROWN LANDS ACT AMENDMENT BILL :—The Order of the Day having been read,—on motion of Mr. Ashton, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the conversion of homestead selections into conditional purchase leases ; for the conversion of settlement leases into conditional purchases or conditional purchases and conditional leases ; for the setting apart and disposal of Crown land as special conditional purchase leases ; for residential lessees purchasing their holdings ; for the subdivision of conditional purchases and settlement leases ; to amend the law relating to forestry ; to further regulate the sale, letting, leasing, disposal, and management of Crown lands ; to amend the Crown Lands Acts ; and for purposes consequent thereon and incidental thereto.
Mr. Speaker resumed the Chair ; and the Chairman reported progress, and obtained leave to sit again To-morrow.
17. ADDITIONAL SITTING DAY [FRIDAY] (*Sessional Order*) :—Mr. Ashton, *on behalf of* Mr. Carruthers, moved, pursuant to Notice, That during the remainder of the present Session, unless otherwise ordered, this House shall meet for the despatch of Business at Two o'clock p.m. on Friday in each week, and that Government Business shall take precedence of General Business on that day.
Debate ensued.
Question put.
The House divided.

Ayes, 25.

Mr. Moore,	Mr. Donaldson,
Mr. Wade,	Mr. Morton,
Mr. Nobbs,	Mr. O'Connor,
Mr. Ashton,	Mr. Levy,
Mr. Lee,	Mr. Moxham,
Mr. Davidson,	Mr. Creswell,
Mr. Ball,	Mr. Henley,
Mr. Reynoldson,	Mr. Briner.
Mr. Brinsley Hall,	<i>Tellers,</i>
Mr. R. J. Anderson,	
Mr. Cohen,	Mr. Downes,
Mr. Bruntnell,	Mr. McLaurin.
Mr. Law,	
Mr. Booth,	
Mr. Fallick,	

Noes, 13.

Mr. McGowen,
Mr. Scobie,
Mr. Nielsen,
Mr. Jones,
Mr. Hollis,
Mr. Estell,
Mr. Fegan,
Mr. Bennett,
Mr. W. W. Young,
Mr. Cann,
Mr. Daley.
<i>Tellers,</i>
Mr. Charlton,
Mr. Miller.

And so it was resolved in the affirmative.

18. ADJOURNMENT :—Mr. Ashton moved, That this House do now adjourn
Debate ensued.
Question put and passed.
The House adjourned accordingly, at ten minutes before Twelve o'clock, until To-morrow at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

Act of South Wales.

No. 64.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 21 NOVEMBER, 1906.

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

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

By Mr. Carruthers,—

(1.) David Berry Hospital Bill :—

HARRY H. RAWSON,
Governor.

Message No. 71.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to vest in the Crown certain lands held in trust for the erection and endowment of a hospital under the will of the late David Berry, and certain other lands, and for dealing with such lands and the proceeds and revenues thereof ; to provide for making certain payments in respect thereof ; to provide for the establishment and maintenance by the Crown of a public hospital at or near the township of Berry, to be called the "David Berry Hospital," and subject thereto of technical and agricultural colleges and other institutions for the promotion of agricultural and veterinary science ; and for purposes consequent thereon or incidental thereto.

State Government House,
Sydney, 21st November, 1906.

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

By Mr. Lee,—

(2.) Mudgee to Dunedoo, *via* Canadian Lead, Railway Bill :—

HARRY H. RAWSON,
Governor.

Message No. 72.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the construction of a line of Railway from Mudgee to Dunedoo, *via* Canadian Lead ; to authorise the construction of the said line on public roads ; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line ; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him ; and for other purposes consequent thereon or incidental thereto.

State Government House,
Sydney, 16th October, 1906.

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

(3.)

21st November, 1906.

(3.) Broken Hill and Umberumberka Water Supply Bill :—

HARRY H. RAWSON,
Governor.

Message No. 73.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to provide for an additional Water Supply for Broken Hill and District; for that purpose to confer certain powers on and to vest certain lands in the Municipal Council of Broken Hill; to authorise the transfer of such powers and lands to a Trust to be constituted; to confer certain other powers on such Trust; and to apply and amend certain Acts; and for purposes consequent thereon or incidental thereto.

State Government House,
Sydney, 16th November, 1906.

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

(4.) Metropolitan Water and Sewerage Acts Amendment Bill :—

HARRY H. RAWSON,
Governor.

Message No. 74.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Metropolitan Sewerage Acts, 1880-1889, and the Metropolitan Water and Sewerage Act Extension Act of 1894; to amend the law relating to Water Supply, Sewerage, and Drainage; and for other purposes.

State Government House,
Sydney, 14th November, 1906.

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

(5.) George-street to Erskineville Tramway Bill :—

HARRY H. RAWSON,
Governor.

Message No. 75.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the construction of an Electric Tramway from George-street, near the Sydney Railway Station, to Erskineville; and for other purposes consequent thereon or incidental thereto.

State Government House,
Sydney, 16th November, 1906.

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

2. QUESTIONS :—

(1.) Electric-lighting Station, Government Printing Office :—*Mr. Jones*, for *Mr. Sullivan*, asked the Secretary for Public Works,—

(1.) Will he afford the Honorable Member for Phillip an opportunity of showing that the cost per unit of the current generated at the Government Printing Office Electric-lighting Station was very much greater than the City Council is now supplying it at?

(2.) Of 170 radiators bought, how many were actually put into use?

(3.) What was the cost per unit generated at the Government Printing Office Electric-lighting Station?

(4.) Is it a fact that the radiators before referred to can be connected up in such a way as to make it impossible for them to burn out on the Council's voltage; if not, why?

(5.) What amount was expended by the Department for the purchase of underground cables?

(6.) How many of them are now in use, and where?

Mr. Lee answered,—I will presently lay upon the Table a statement supplying detailed answers to the Honorable Member's Questions.

(2.) Recovery of damages for the Death of a Child caused by another's negligence :—*Mr. Jones*, for *Mr. Sullivan*, asked the Attorney-General and Minister of Justice,—As, apparently, the law is settled that a parent cannot recover damages for the death of a child caused by another's negligence, will he consider the advisability of introducing a Bill containing a provision imposing a liability for damages under such circumstances?

Mr. Wade answered,—The question whether any amendment of the law is necessary will be considered.

(3.) Applications for *Rules Nisi* :—*Mr. Jones*, for *Mr. Sullivan*, asked the Attorney-General and Minister of Justice,—In view of the fact that the Supreme Court require Counsel, on application for *rules nisi*, to make out a strong case of misdirection, &c., on the part of a Judge at *nisi prius*, before granting same, will he consider the advisability of enacting that the Judge shall not sit on any application for a *rule nisi* directed against his own previous ruling?

Mr. Wade answered,—The question of amending the whole of the law relating to applications for *rules nisi* is at present under consideration.

(4.)

21st November, 1906.

(4.) Exemption of Public School Teachers and Others from University Lectures:—Mr. O'Sullivan asked the Minister of Public Instruction.—

- (1.) Is he aware that Public School Teachers and others, who desire to pass at the University, are unable to attend the lectures there?
- (2.) Will he communicate with the authorities at the University and endeavour to get their consent to an exemption from these lectures?

Mr. O'Connor answered,—

- (1.) The Department under my control affords every facility for Teachers who have passed the Matriculation Examination to attend the University. The attendance at lectures of persons not in the service of the Department is a matter that rests between themselves and the University authorities.
- (2.) The matter is now under consideration.

(5.) New South Wales Shale and Oil Company's Mineral Lease:—Mr. John Hurley asked the Secretary for Mines,—

- (1.) In regard to portion 195, parish Lidsdale, county of Cook, is it a fact that no work has been done on it for the past twelve years?
- (2.) Is he aware that the only work on the 40 acres—195—was done many years ago by Messrs. Hoyley, Asher, and Connell, the first prospectors?
- (3.) As it is an admitted principle that leases cannot be legally held without labour conditions being fulfilled, will he say if any labour is now employed, or if he has granted suspension, and, if so, for what period?

Mr. Moore answered,—

- (1.) I beg to refer the Honorable Member to my replies to his Questions on the 7th instant.
- (2.) No.
- (3.) Three months' suspension, as from the 26th October, has been granted to the Company which recently acquired the property, to enable them to complete necessary arrangements.

(6.) Dredge "Neptune":—Mr. Fegan asked the Secretary for Public Works,—

- (1.) Is it a fact that instructions have been given to send the dredge "Neptune" to Sydney for repairs?
- (2.) Considering that a number of employees have been put off in the Newcastle Workshops, will he try and have the "Neptune" repaired at Newcastle?

Mr. Lee answered,—

- (1.) Yes.
- (2.) It is not practicable to effect repairs to "Neptune" at Newcastle in the absence of a suitable slip there.

3. PAPERS:—

Mr. Carruthers laid upon the Table,—

- (1.) Regulations under the Sydney Harbour Trust Act, 1900.
 - (2.) Amended Regulation under the Navigation Act, 1901.
 - (3.) Regulations under the Land and Income Tax Assessment Act of 1895.
- Referred by Sessional Order to the Printing Committee.

Mr. Ashton laid upon the Table,—

- (1.) Return of Leases granted under the provisions of section 18 of the Crown Lands Act Amendment Act, 1903.
 - (2.) Abstract of Crown Lands reserved from sale for the preservation of Water Supply or other Public Purposes, under the Crown Lands Act of 1884.
 - (3.) Abstract of Sites for Cities, Towns, and Villages, under the Crown Lands Act of 1884.
 - (4.) Abstract of Alterations of Designs of Cities, Towns, and Villages, under the Crown Lands Act of 1884.
 - (5.) *Gazette* Notices setting forth the mode in which it is proposed to deal with the dedication of certain lands, under the Crown Lands Acts of 1884, and the Public Trusts Act, 1897.
- Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—

- (1.) Copy of Statement in connection with the cost of Electric Energy for Government Printing Office and other Government Buildings.
 - (2.) Amended Regulations under the Cattle Slaughtering and Diseased Animals and Meat Act, 1902.
 - (3.) Amended Regulations under the Public Health Act, 1902.
 - (4.) By-law of the Municipal District of Rockdale.
 - (5.) Report of the Registrar of Friendly Societies for the year 1905; together with Tables for the years 1904-1905.
- Referred by Sessional Order to the Printing Committee.

4. POSTPONEMENTS:—The following Orders of the Day were postponed until Tuesday, 11th December:—

- (1.) Medical Practitioners Acts Further Amendment Bill; to be further considered in Committee. [*Dr. Arthur.*]
- (2.) Dentists Amendment Bill; resumption of the Debate, on the motion of Dr. Arthur, "That that Bill be now read a second time."

21st November, 1906.

5. **DAVID BERRY HOSPITAL BILL**:—Mr. Carruthers moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole, to consider the expediency of bringing in a Bill to vest in the Crown certain lands held in trust for the erection and endowment of a Hospital under the will of the late David Berry, and certain other lands, and for dealing with such lands and the proceeds and revenues thereof; to provide for making certain payments in respect thereof; to provide for the establishment and maintenance by the Crown of a public hospital at or near the township of Berry, to be called the "David Berry Hospital," and subject thereto of technical and agricultural colleges and other institutions for the promotion of agricultural and veterinary science; and for purposes consequent thereon or incidental thereto.
Question put and passed.

6. **FRIENDLY SOCIETIES (AMENDMENT) BILL**:—The Order of the Day having been read,—Mr. Carruthers moved, That this Bill be now read a third time.
Question put and passed.
Bill read a third time.

7. **MUDGE TO DUNEDOO, viâ CANADIAN LEAD, RAILWAY BILL**:—The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider the expediency of bringing in a Bill to sanction the construction of a line of Railway from Mudgee to Dunedoo, viâ Canadian Lead; to authorise the construction of the said line on public roads; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line; to provide for the use of the said line by the Constructing Authority; or by persons authorised by him; and for other purposes consequent thereon or incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill to sanction the construction of a line of Railway from Mudgee to Dunedoo, viâ Canadian Lead; to authorise the construction of the said line on public roads; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto.

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

(2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the construction of a line of Railway from Mudgee to Dunedoo, viâ Canadian Lead; to authorise the construction of the said line on public roads; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto*,"—which was read a first time.

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

8. **BROKEN HILL AND UMBERUMBERKA WATER SUPPLY BILL**:—The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider the expediency of bringing in a Bill to provide for an additional water supply for Broken Hill and District; for that purpose to confer certain powers on and to vest certain lands in the Municipal Council of Broken Hill; to authorise the transfer of such powers and lands to a Trust to be constituted; to confer certain other powers on such Trust; and to apply and amend certain Acts; and for purposes consequent thereon or incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill to provide for an additional water supply for Broken Hill and District; for that purpose to confer certain powers on and to vest certain lands in the Municipal Council of Broken Hill; to authorise the transfer of such powers and lands to a Trust to be constituted; to confer certain other powers on such Trust; and to apply and amend certain Acts; and for purposes consequent thereon or incidental thereto.

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

9. **ROYAL ALEXANDRA HOSPITAL FOR CHILDREN INCORPORATION AMENDMENT BILL**:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to alter and amend the Royal Alexandra Hospital for Children Incorporation Act of 1906*,"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,

Sydney, 21st November, 1906.

F. B. SUTTON,

President.

Bill, on motion of Mr. Carruthers, read a first time.

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

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

21st November, 1906.

10. FRIENDLY SOCIETIES (AMENDMENT) BILL (*Continuation of Entry No. 6*):—On motion of Mr. Carruthers, this Bill was passed.

Mr. Carruthers then moved, That the Title of the Bill be "*An Act to amend the Friendly Societies Act, 1899, the Friendly Societies (Amendment) Act, 1900, and the Friendly Societies (Further Amendment) Act, 1901; to repeal the Friendly Societies (Amending) Act, 1903; and for other purposes.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Friendly Societies Act, 1899, the Friendly Societies (Amendment) Act, 1900, and the Friendly Societies (Further Amendment) Act, 1901; to repeal the Friendly Societies (Amending) Act, 1903; and for other purposes,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 21st November, 1906.

11. GOVERNMENT SAVINGS BANK BILL:—The Order of the Day having been read,—Mr. Carruthers moved, That this Bill be now read a second time.
Debate ensued.

And the House continuing to sit after Midnight,—

THURSDAY, 22 NOVEMBER, 1906, A.M.

Debate continued.

Question put and passed.

Bill read a second time.

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

Mr. Speaker resumed the Chair; and Mr. Jessep, Temporary Chairman, reported progress, and obtained leave to sit again To-morrow.

12. CLOSER SETTLEMENT (AMENDMENT) BILL:—Mr. Ashton, pursuant to leave granted on the 14th November, 1906, presented a Bill, intituled "*A Bill to amend the Closer Settlement Act, 1904; and for other purposes,*"—which was read a first time.
Ordered to be printed, and read a second time To-morrow.

13. EARLY CLOSING (HAIRDRESSERS' SHOPS) BILL:—The Order of the Day having been read,—Mr. O'Connor 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. O'Connor, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.

On motion of Mr. O'Connor, the report was adopted.

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

The House adjourned, at nineteen minutes after One o'clock, a.m., until half-past Three o'clock, p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 65.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 22 NOVEMBER, 1906.

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

CHURCHES OF CHRIST PROPERTY MANAGEMENT BILL:—The following Message from His Excellency the Governor was delivered by Mr. Carruthers, and read by Mr. Speaker:—

HARRY H. RAWSON,
Governor.

Message No. 76.

A Bill, intituled "*An Act to rescind all trusts existing in respect of or relating to certain real properties belonging to various respective Churches of Christ in the State of New South Wales set forth in Schedule B of this Act, and to substitute certain other trusts in lieu of the trusts rescinded, and to provide an efficient mode of dealing with such real properties, and to provide a scheme of association for the present and future Churches of Christ, whereby the said Churches of Christ coming within such association may be freed from disabilities attaching to their respective real properties by reason of the trusts relating to same,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 20th November, 1906.

2. QUESTIONS:—

(1.) Branch Railway from Cullen Bullen, Mudgee Line:—*Mr. Nobbs*, for Mr. John Hurley, asked the Colonial Treasurer,—

(1.) Are the Commissioners for Railways laying a road from Cullen Bullen, on the north side of the Mudgee Railway Line; if so, what is the length of the branch, and on whose property does it terminate, and what will be the cost when fully completed?

(2.) Were any applications made for this work to be done; and, if so, by whom?

(3.) Will any of the cost be borne by the applicants for the construction or laying of the line?

(4.) Is there any agreement, and, if so, will he lay such agreement or contract upon the Table of this House?

(5.) Is there any objection to other persons using the roadway referred to; if so, on what terms or charges?

Mr. Carruthers answered,—Nothing is known of this matter, either in the Railway Department or the Department of Public Works.

(2.) Street Rights of Bandsmen, Salvationists, Peddlers, &c.:—*Mr. Briner*, for Mr. O'Sullivan, asked the Colonial Secretary,—

(1.) Is it a fact that German bands are allowed to play to large crowds in the city without interference from the police?

(2.) Do crowds gather to hear Salvationists and other religious preachers in the streets without interference from the police?

(3.)

22nd November, 1906.

(3.) If the foregoing is allowed, are peddlers (who have their wives and families to keep) stopped by the police, and if a blind man with an organ or a phonograph plays in the street, is he at once "moved on" or stopped by the police?

(4.) Will he see that these poor people have the same rights as German bandsmen?

Mr. Lee answered,—

(1.) German and other bands play in certain streets of the city unless they become an annoyance to the inhabitants or obstruct the thoroughfare. They are not allowed to play in congested thoroughfares.

(2.) Yes; but if complaints are made they are removed by police.

(3.) Yes; when complaint is made they are moved as in other cases.

(4.) All bands and street musicians are moved from certain places when complaints are made by residents.

(3.) Pilot and Dredge Service Employees :—*Mr. Briner*, for *Mr. O'Sullivan*, asked the Secretary for Public Works,—

(1.) Is it a fact that the crew of pilot steamer "Captain Cook" are on duty 120 hours per week, Sundays, holidays, and night-work?

(2.) Are the wages £9 6s. 8d. per month, out of which they pay 1s. 3d. per day for food?

(3.) Under the Marine Board rules, is a £5 increment up to £144 per annum allowed?

(4.) Will he compare pilot service with dredge service in regard to hours of labour, overtime, &c., for seamen?

(5.) Has his attention been directed to letters appearing in the evening *Star* of the 20th November, and the *Sydney Morning Herald* of the 16th October, on the above subject?

Mr. Carruthers answered,—

(1.) No. The duties of a pilot steamer, however, are of such a character as to preclude the fixing of hours of attendance for the master, officers, or crew thereof—the exigencies of the service requiring them to be on duty on Sundays, holidays, and during the night. In consideration of the special nature of their duties the officers and men are allowed by the Public Service Board one month's leave every year, and, in addition, forty-eight hours "time off" each week.

(2.) The wages of seamen have been fixed by the Board at £112 per annum, and they victual themselves.

(3.) No.

(4.) Yes.

(5.) Yes.

(4.) Coffee Stall in George-street, Sydney :—*Mr. Hollis* asked the Colonial Secretary,—

(1.) Is he aware that a coffee stall has recently been set up in George-street, Sydney, near the new Railway Station entrance?

(2.) Is he aware that it is illegal under the Police Offences Act, and the Traffic Act, to use any stand for the purpose of offering any goods for sale in any street or thoroughfare within the city?

(3.) Is he aware that no person or corporate body can give permission for the use of such stall?

(4.) Will he direct the strict observance of the law in the interest of ratepayers, with whom this stall competes?

Mr. Lee answered,—

(1.) Yes.

(2.) Yes; but this man had a coffee stall in the vicinity of the old Railway Station for many years.

(3 and 4.) The matter will have consideration.

(5.) Collision between Vessels and Glebe Island Bridge :—*Mr. Hollis* asked the Secretary for Public Works,—

(1.) How many cases of collision have occurred between vessels and the Glebe Island Bridge since its construction?

(2.) What are the names of the vessels concerned?

(3.) Have the owners or captains of these vessels in all cases been called upon to pay compensation for the damage done?

(4.) Has such compensation been paid; if so, what was the amount in each case?

(5.) Has the Public Works Department been put to any expenses over and above the compensation paid; if so, what was the amount in each case?

Mr. Lee answered,—I will lay the information upon the Table in the shape of a return.

3. PAPERS :—

Mr. Ashton laid upon the Table,—

(1.) Inquiry on the Question of acquiring Gobbagombalin Estate, for the purposes of Closer Settlement, under the Closer Settlement Act, 1904.

(2.) Inquiry on the Question of acquiring Marrar Estate, for the purposes of Closer Settlement, under the Closer Settlement Act, 1904.

(3.) Exhibits, &c., in the Gobbagombalin Closer Settlement Case.

(4.) Exhibits, &c., in the Marrar Closer Settlement Case, in numerical order from Nos. 1 to 24.

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—Return respecting Collisions which have occurred between Vessels and the Glebe Island Bridge.

Referred by Sessional Order to the Printing Committee.

Mr. Carruthers laid upon the Table,—Correspondence and Official Papers relating to the David Berry Hospital Bill.

Ordered to be printed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

22nd November, 1906.

4. HUNTER DISTRICT WATER AND SEWERAGE ACTS AMENDMENT BILL (*Formal Motion*):—Mr. Lee moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Hunter District Water and Sewerage Acts, 1892–1897; to amend the law relating to Water Supply and Sewerage; and for purposes consequent thereon or incidental thereto.
Question put and passed.
5. OCCUPATION OF LAND AT LA PEROUSE BY THE EASTERN EXTENSION TELEGRAPH COMPANY:—
Mr. Dacey moved, pursuant to Notice,—
(1.) That a Select Committee be appointed to inquire into and report upon the occupation of certain land at La Perouse by the Eastern Extension Telegraph Company.
(2.) That such Committee consist of Mr. Ashton, Mr. Storey, Mr. R. J. Anderson, Mr. Levy, Mr. O'Sullivan, Mr. W. W. Young, Mr. Daley, Mr. Scobie, Mr. Charlton, and the Mover.
Debate ensued.
Question put and passed.
6. RETIRING ALLOWANCES TO DREDGE EMPLOYEES:—Mr. Fegan moved, pursuant to Notice,—
(1.) That a Select Committee be appointed to inquire into and report upon the Retiring Allowances to the Dredge Employees.
(2.) That such Committee consist of Mr. Lee, Mr. Perry (*The Richmond*), Mr. Gillies, Mr. Charlton, Mr. Estell, Mr. Walter Anderson, Mr. Morton, Mr. Dick, and the Mover.
Debate ensued.
Mr. Estell moved, That this Debate be now adjourned.
Debate ensued.
Question put and passed.
Ordered, That the Debate be adjourned until Tuesday, 4th December.
7. FEDERAL CAPITAL—LYNDHURST SITE:—Mr. Waddell, proceeding to move, pursuant to Notice, That this House is of opinion,—
(1.) That the time has arrived when the selection of a site for a Federal Capital should be finally determined upon.
(2.) That of all the sites offered, the Lyndhurst site is the most suitable, and should be adopted.
(3.) That the Government should take the necessary steps to communicate the foregoing resolutions to the Government of the Commonwealth of Australia,—

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

8. PRINTING COMMITTEE:—Mr. McFarlane, as Chairman, brought up the Nineteenth Report from the Printing Committee.
9. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—
(1.) Pastures Protection (Amendment) Bill:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the Pastures Protection Act, 1902, the Pastures Protection Amendment Act, 1904, the Crown Lands Acts, the Western Lands Acts, and other Acts; to make further provision for the encouragement of the erection of rabbit-proof fencing; and for other purposes.*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 22nd November, 1906.*

F. B. SUTTON,
President.

PASTURES PROTECTION (AMENDMENT) BILL.

Schedule of the Amendments referred to in Message of 22nd November, 1906.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 2, clause 3, lines 4 and 5. *Omit* "(a) In the definition of 'Local land board' the words 'or 'Western Lands Acts' are added at the end of the definition" *insert*—
"(a) in the definition of 'Local land board,' insert the following words at the end of the definition:—'and wherever the words "local land board" occur, the commissioners appointed under the Western Lands Acts shall be deemed to be the local land board referred to, so far as relates to the Western Division, and the decision or determination of such commissioners in regard to any matter or thing decided or determined by them as a local land board shall be final and conclusive.'"
- Page 8, clause 26, lines 17 and 18. *Omit* "'of the width, mesh, and gauge prescribed'" *insert* "'at least thirty-six inches in width, not less than eighteen gauge, with a mesh not wider than one and a half inch'"

Page

22nd November, 1906.

Amendment of
section 40 of
Principal Act]Page 8. *After* clause 26 *insert* the following new clause:—

Section 40 of the Principal Act is amended by adding at the end thereof the words "or the Western Lands Acts."

Page 8, clause 27, lines 30 to 38. *Omit* " Provided that a contribution shall not be payable where
" the local land board or the commissioners appointed under the Western Lands Acts is
" or are of opinion that the rabbit-proof fence has been erected, or the fence has been
" made rabbit-proof, otherwise than *bonâ fide* for the purpose of excluding or destroying
" rabbits, or where, in the opinion of the said board or commissioners, the nature of the
" holding from the owner of which the contribution is demanded is such that it cannot be
" kept rabbit-proof by the erection of a fence as defined by this Act " *insert* " Provided
" that a contribution shall not be payable where the local land board is of opinion—" (a) that the rabbit-proof fence has been erected, or the fence has been made rabbit-
" proof, otherwise than *bonâ fide* for the purpose of excluding or destroying
" rabbits; or" (b) that no benefit is derived from the fence by the holding from the owner of
" which the contribution is demanded; or" (c) that the nature of such holding is such that it cannot be kept rabbit-proof
" by the erection and reasonable maintenance and repair of a rabbit-proof
" fence as described by this Act."Page 8, clause 27. *After* line 44 *insert*—" Provided also that, notwithstanding that the local land board may in any case have
" decided that no benefit was derived from the fence by the holding from the owner of which
" a contribution may have been demanded, if such board at any time subsequently decides that a
" benefit is then being derived from the fence by such holding, a contribution as aforesaid shall
" thereupon become payable in respect thereof."Page 9, clause 27, lines 11 and 12. *Omit* " or the commissioners appointed under the Western
" Lands Acts "Page 9, clause 27, line 15. *Omit* " or the commissioners aforesaid "Page 9, clause 27, lines 22 to 27. *Omit* " (c) No contribution shall be payable in respect of any
" rabbit-proof fence unless, in the opinion of the local land board, or the commissioners
" appointed under the Western Lands Act, as the case may be, a benefit is or will be
" derived from such fence by the owner or occupier against whom the claim for contribution
" is made "Page 9, clause 27, lines 38 and 39. *Omit* " or the commissioners aforesaid "Page 9, clause 27, line 45. *Omit* " or the commissioners aforesaid "Page 10, clause 27, lines 4 to 6. *Omit* " It shall be immaterial whether the rabbit-proof fence was
" erected, or the fence was made rabbit-proof, before or after the commencement of this
" Act " *insert* " Any claim for contribution in respect of a rabbit-proof fence erected,
" or any fence made rabbit-proof before the passing of this Act shall, notwithstanding
" anything in this section, be determined under the provisions of section 42 of the
" Principal Act "Page 12, clause 30, line 27. *Omit* " in the prescribed manner "Page 12, clause 30, line 27. *After* " pay " *insert* " in the prescribed manner "

Examined,—

W. J. TRICKETT,

Chairman of Committees.

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

(2.) Companies (Amendment) Bill:—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to give further powers to companies with respect to certain instruments under which they may be constituted or regulated; to provide for the registration of foreign companies; to facilitate compromises and arrangements between certain companies, societies, and associations and their creditors; to amend the Companies Act, 1889; and for other purposes.*"—presents the same to the Legislative Assembly for its concurrence.Legislative Council Chamber,
Sydney, 22nd November, 1906.F. B. SUTTON,
President.

Bill, on motion of Mr. Carruthers, read a first time.

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

10. EARLY CLOSING (HAIRDRESSERS' SHOPS) BILL:—The Order of the Day having been read,—Bill, on motion of Mr. O'Connor, read a third time, and *passed*.Mr. O'Connor then moved, That the Title of the Bill be "*An Act to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900; and for other purposes.*"Question put and *passed*.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900; and for other purposes.*"—presents the same to the Legislative Council for its concurrence.Legislative Assembly Chamber,
Sydney, 22nd November, 1906.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

22nd November, 1906.

11. DAVID BERRY HOSPITAL BILL:—

- (1.) The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to vest in the Crown certain lands held in trust for the erection and endowment of a Hospital under the will of the late David Berry, and certain other lands, and for dealing with such lands and the proceeds and revenues thereof; to provide for making certain payments in respect thereof; to provide for the establishment and maintenance by the Crown of a Public Hospital at or near the township of Berry, to be called the "David Berry Hospital," and subject thereto of technical and agricultural colleges and other institutions for the promotion of agricultural and veterinary science; and for purposes consequent thereon or incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill to vest in the Crown certain lands held in trust for the erection and endowment of a Hospital under the will of the late David Berry, and certain other lands, and for dealing with such lands and the proceeds and revenues thereof; to provide for making certain payments in respect thereof; to provide for the establishment and maintenance by the Crown of a Public Hospital at or near the township of Berry, to be called the "David Berry Hospital," and subject thereto of technical and agricultural colleges and other institutions for the promotion of agricultural and veterinary science; and for purposes consequent thereon or incidental thereto.

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

- (2.) Mr. Carruthers then presented a Bill, intituled "*A Bill to vest in the Crown certain lands held in trust for the erection and endowment of a Hospital under the will of the late David Berry, and certain other lands, and for dealing with such lands and the proceeds and revenues thereof; to provide for making certain payments in respect thereof; to provide for the establishment and maintenance by the Crown of a Public Hospital at or near the township of Berry, to be called the "David Berry Hospital," and subject thereto of technical and agricultural colleges and other institutions for the promotion of agricultural and veterinary science; and for purposes consequent thereon or incidental thereto,*"—which was read a first time.

Ordered to be printed.

- (3.) Mr. Carruthers moved, pursuant to Notice,—

(1.) That the David Berry Hospital Bill be referred to a Select Committee for consideration and report.

(2.) That such Committee consist of Mr. McGowen, Mr. Waddell, Mr. Morton, Mr. Fell, Mr. O'Sullivan, Mr. Cann, Mr. Holman, Mr. Thrower, Mr. Cohen, and the Mover.

Debate ensued.

Question put and passed.

12. GOVERNMENT SAVINGS BANK BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.

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

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

13. ADJOURNMENT:—Mr. Ashton moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 66.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

FRIDAY, 23 NOVEMBER, 1906.

1. The House met pursuant to adjournment. Mr. Speaker took the Chair.
 PRINTING COMMITTEE :—Mr. McFarlane, as Chairman, brought up the Twentieth Report from the Printing Committee.
2. PAPERS :—
 Mr. Carruthers laid upon the Table,—
 (1.) Return to an Order made on 11th October, 1906,—“Accountants employed in connection with “Assessment of Income Tax.”
 (2.) Notification of resumption of land, under the Public Works Act, 1900, for the improvement of Traffic and Railway Drainage at Wollongong.
 Referred by Sessional Order to the Printing Committee.
 Mr. Lee laid upon the Table,—Report of the Department of Public Works for the year ended 30th June, 1906.
 Referred by Sessional Order to the Printing Committee.
3. DAVID BERRY HOSPITAL BILL :—
 (1.) Mr. Carruthers (*by consent*) moved, without Notice, That the Correspondence and Official Papers relating to the David Berry Hospital Bill, laid upon the Table of this House on 22nd November, 1906, be referred to the Select Committee on “David Berry Hospital Bill.”
 Question put and passed.
 (2.) Mr. Carruthers (*by consent*) moved, without Notice, That the Select Committee on “David Berry Hospital Bill” have leave to make visits of inspection, and to sit during any adjournment of this House.
 Question put and passed.
4. BROKEN HILL AND UMBERUMBERKA WATER SUPPLY BILL :—Mr. Lee, pursuant to leave granted on the 21st November, 1906, presented a Bill, intituled “*A Bill to provide for an additional water supply for Broken Hill and District; for that purpose to confer certain powers on and to vest certain lands in the Municipal Council of Broken Hill; to authorise the transfer of such powers and lands to a Trust to be constituted; to confer certain other powers on such Trust; and to apply and amend certain Acts; and for purposes consequent thereon or incidental thereto,*”—which was read a first time.
 Ordered to be printed, and read a second time on Tuesday next.
5. GOVERNMENT SAVINGS BANK BILL (*Formal Order of the Day*),—on motion of Mr. Carruthers, read a third time, and *passed*.
 Mr. Carruthers then moved, That the Title of the Bill be “*An Act to constitute and regulate and provide for the management of the Government Savings Bank of New South Wales and its departments; to authorise the said Bank to receive deposits, borrow moneys, and make loans and investments; to provide for a Government guarantee of any indebtedness of the said Bank; to repeal the Acts dealing with the Government Savings Bank, and with Advances to Settlers; to provide, subj ct to a poll of depositors, for the amalgamation of the Savings Bank of New South Wales with the Bank constituted by this Act, and for the repeal of the Acts relating to such Bank; for the transfer of certain assets, liabilities, and powers to the said Bank; to amend the Acts dealing with Crown Lands, the Closer Settlement Act, 1904, and certain other Acts; and for purposes consequent thereon or incidental thereto.*”
 Question put and passed.

Ordered,

23rd November, 1906.

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 constitute and regulate and provide for the management of the Government Savings Bank of New South Wales and its departments; to authorise the said Bank to receive deposits, borrow moneys, and make loans and investments; to provide for a Government guarantee of any indebtedness of the said Bank; to repeal the Acts dealing with the Government Savings Bank, and with Advances to Settlers; to provide, subject to a poll of depositors, for the amalgamation of the Savings Bank of New South Wales with the Bank constituted by this Act; and for the repeal of the Acts relating to such Bank; for the transfer of certain assets, liabilities, and powers to the said Bank; to amend the Acts dealing with Crown Lands, the Closer Settlement Act 1904, and certain other Acts; and for purposes consequent thereon or incidental thereto.*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 23rd November, 1906.

6. **SUSPENSION OF STANDING ORDERS NOS. 396 and 398 (Formal Motion):**—Mr. Kearney moved, pursuant to Notice, That Standing Orders Nos. 396 and 398 be suspended to permit of the presentation of a Petition from the Municipal Council of the Borough of Armidale for leave to bring in a Bill to authorise the erection and maintenance of Cattle Sale-yards by the Borough Council of Armidale, within the said Borough,—the period of three months within which the Petition is required to be presented having expired.
Question put and passed.
7. **ELECTRICAL EXPERT FOR PUBLIC WORKS DEPARTMENT (Formal Motion):**—Mr. Sullivan moved, pursuant to Notice, That, in the opinion of this House, the time has now arrived (considering the amount of electrical work undertaken by the Government) that the Works Department should obtain the services of an up-to-date electrical expert to control all electrical work undertaken by the said Department.
Question put and passed.
8. **COAL USED IN GOVERNMENT DEPARTMENTS (Formal Motion):**—Mr. W. W. Young moved, pursuant to Notice, That there be laid upon the Table of this House a return showing,—
(1.) The total tonnage of coal used per annum by the Government in all Departments, by the Harbour Trust, the Metropolitan Board of Water Supply and Sewerage, and the Railway Commissioners.
(2.) The cost of same.
Question put and passed.
9. **ACCOUNTANTS BILL (Formal Motion):**—Mr. Broughton moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the Registration and Regulation of Public Accountants in New South Wales.
Question put and passed.
10. **POLICE FORCE (Formal Motion):**—Mr. Estell, *on behalf of* Mr. Hollis, moved, pursuant to Notice, That there be laid upon the Table of this House a return showing the names of all members of the Police Force, the date they joined the force, several ranks held, and dates of promotion.
Question put and passed.
11. **IMMIGRATION (Formal Motion):**—Mr. Edden, *on behalf of* Mr. McGowen, moved, pursuant to Notice, That there be laid upon the Table of this House a return showing the number of immigrants, and their occupations, that have arrived in New South Wales during the term of office of the present Government.
Question put and passed.
12. **JUDGES' PENSIONS AMENDMENT BILL:—**
(1.) Mr. Wade moved, pursuant to Notice, That leave be given to bring in a Bill to amend the Supreme Court and Circuit Courts Act, 1900, and the District Courts Act, 1901, so far as they relate to the pensions of Supreme Court Judges and District Court Judges; and for other purposes.
Question put and passed.
(2.) Mr. Wade then presented a Bill, intituled "*A Bill to amend the Supreme Court and Circuit Courts Act, 1900, and the District Courts Act, 1901, so far as they relate to the pensions of Supreme Court Judges and District Court Judges; and for other purposes.*"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday next.
13. **PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS:—**
(1.) *Barren Jack Storage Reservoir and Northern Murrumbidgee Irrigation Scheme:*—Mr. Lee moved, pursuant to Notice, That it is expedient that the scheme for the construction of the proposed dam across the Murrumbidgee River at Barren Jack, in the parishes of West Goodradigbee and Childowla, in the counties of Buccleuch and Harden respectively; a movable diversion weir across the Murrumbidgee River, about 19 miles in a direct line above Narrandera; the construction of a main canal from near the diversion weir to a point about 10 miles north-easterly from the village of Gunbar; a series of main and subsidiary distributing channels, together with other works connected therewith, and of selling, leasing, or otherwise dealing with the water supplied from Barren Jack Reservoir, as recommended by the Parliamentary Standing Committee on Public Works, be carried out.
Debate ensued.
Question put and passed.

(2.)

23rd November, 1906.

- (2.) *Deviation on the Great Western Railway Line to avoid the Lithgow Zig-zag*.—Mr. Lee moved, pursuant to Notice, That it is expedient that a deviation on the Great Western Railway Line, to avoid the Lithgow Zig-zag, as recommended by the Parliamentary Standing Committee on Public Works, be carried out.
Debate ensued.
Question put and passed.
- (3.) *Tramway, George-street, near Sydney Railway Station, via Abercrombie-street, Redfern, to Erskineville*.—Mr. Lee moved, pursuant to Notice, That it is expedient that the construction of an Electric Tramway from George-street, near the Sydney Railway Station, to Erskineville, via Abercrombie-street, as recommended by the Parliamentary Standing Committee on Public Works, be carried out.
Debate ensued.
Question put and passed.
- (4.) *Railway from Lockhart to Clear Hills*.—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a line of Railway from Lockhart to Clear Hills.
Question put and passed.
- (5.) *Railway from Narromine to Peak Hill*.—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a line of Railway from Narromine to Peak Hill.
Debate ensued.
Question put and passed.
- (6.) *Tramway from Wallsend to West Wallsend*.—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a line of Tramway from Wallsend to West Wallsend.
Debate ensued.
Question put and passed.

14. TAXATION AMENDING BILL :—

- (1.) Mr. Carruthers moved, pursuant to Notice, That leave be given to bring in a Bill to amend the Taxation Amending Act, 1905, in order to apply its provisions to Municipalities; and for purposes consequent thereon or incidental thereto.
Debate ensued.
Question put and passed.
- (2.) Mr. Carruthers then presented a Bill, intituled "*A Bill to amend the Taxation Amending Act, 1905, in order to apply its provisions to Municipalities; and for purposes consequent thereon or incidental thereto*,"—which was read a first time.
Ordered to be printed, and read a second time on Friday next.

15. CROWN LANDS ACTS AMENDMENT BILL :—

- (1.) The Order of the Day having been read,—on motion of Mr. Ashton, Mr. Deputy-Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the expediency of bringing in a Bill to provide for the conversion of homestead selections into conditional purchase leases; for the conversion of settlement leases into conditional purchases or conditional purchases and conditional leases; for the setting apart and disposal of Crown land as special conditional purchase leases; for residential lessees purchasing their holdings; for the subdivision of conditional purchases and settlement leases; to amend the law relating to forestry; to further regulate the sale, letting, leasing, disposal, and management of Crown lands; to amend the Crown Lands Acts; and for purposes consequent thereon and incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill to provide for the conversion of homestead selections into conditional purchase leases; for the conversion of settlement leases into conditional purchases or conditional purchases and conditional leases; for the setting apart and disposal of Crown land as special conditional purchase leases; for residential lessees purchasing their holdings; for the subdivision of conditional purchases and settlement leases; to amend the law relating to forestry; to further regulate the sale, letting, leasing, disposal, and management of Crown lands; to amend the Crown Lands Acts; and for purposes consequent thereon and incidental thereto.

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

- (2.) Mr. Ashton then presented a Bill, intituled "*A Bill to provide for the conversion of homestead selections into conditional purchase leases; for the conversion of settlement leases into conditional purchases or conditional purchases and conditional leases; for the setting apart and disposal of Crown land as special conditional purchase leases; for residential lessees purchasing their holdings; for the subdivision of conditional purchases and settlement leases; to amend the law relating to forestry; to further regulate the sale, letting, leasing, disposal, and management of Crown lands; to amend the Crown Lands Acts; and for purposes consequent thereon and incidental thereto*,"—which was read a first time.

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

23rd November, 1906.

16. PRINTING COMMITTEE—PAPERS AGAIN REFERRED :—Mr. Ashton (*by consent*) moved, without Notice, that the following Papers,—
- (1.) Exhibits, &c., in the Gobbagombalin Closer Settlement Case.
 - (2.) Exhibits, &c., in the Marrar Closer Settlement Case, in numerical order from Nos. 1 to 24,—laid upon the Table of this House, on 22nd November, 1906, and reported upon by the Printing Committee this day, be again referred to the Printing Committee for reconsideration.
- Question put and passed.

17. ADJOURNMENT :—Mr. Ashton moved, That this House do now adjourn.

Debate ensued.

Notice was taken that there was not a Quorum present.

Mr. Deputy-Speaker counted the House, and there being only thirteen Members present, exclusive of Mr. Deputy-Speaker, namely :—Mr. Ashton, Mr. Ball, Mr. Cann, Mr. Cohen, Mr. Edden, Mr. Lee, Mr. McGarry, Mr. McNeill, Mr. Meehan, Mr. Nobbs, Mr. O'Sullivan, Mr. Scobie, and Mr. Smith,—

Mr. Deputy-Speaker adjourned the House, at eighteen minutes after Six o'clock, until Tuesday next, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 67.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 27 NOVEMBER, 1906.

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

QUESTIONS :—

- (1.) Trusts :—*Mr. Estell*, for *Mr. Sullivan*, asked the Attorney-General and Minister of Justice,—
- (1.) In view of the number of Trusts being formed to control our shipping, coal, and other industries, will he take the necessary steps to protect the interests of the public from any unfair actions on the part of the said Trusts?
 - (2.) Will he see that he has the powers and authorities that evidently are possessed in America to deal with these Trusts when they become a menace to the public, as apparently they have become in America?

Mr. Wade answered,—This question has already received some attention by the Parliament of the Commonwealth, by which an Act, entitled the "Australian Industries Preservation Act," was passed in September of this year. If the interests of this State so require, the matter will be given consideration.

- (2.) Roads to encourage Settlement, Bellingen District :—*Mr. Briner* asked the Secretary for Public Works,—

- (1.) With reference to a request from the Central South Arm Progress Committee, Bellingen, for an extension of a road to open a road for a number of new settlers, and to encourage further settlement, and to the Departmental reply, dated 21st November instant (No. 06—11,482 Roads), will he say why the work cannot be carried out?
- (2.) In view of the rapid settlement taking place in this and neighbouring districts, will he reconsider his decision, and encourage settlement, by opening up and making roads where lands are being taken up?

Mr. Lee answered,—The matter is now with the local officer; when the papers, which have been asked for, are returned, a communication will be made to the Honorable Member.

- (3.) Model Farm Site, Uralla :—*Mr. Kearney* asked the Secretary for Lands,—

- (1.) What is the area of the Model Farm site near Uralla?
- (2.) Under what form of tenure is it now being held?
- (3.) Have any steps been taken to make this site available for settlement, and, if so, what is the area of the blocks into which it is proposed the site shall be divided, and under what form of tenure are the blocks to be made available?
- (4.) If not, will he consider the advisability of making this site available for settlement?

Mr. Ashton answered,—

- (1.) About 2,575 acres.
- (2.) Annual lease.
- (3.) The District Surveyor has furnished a design recommending that it be made available for original settlement in four blocks of 606 $\frac{3}{4}$ acres, 615 acres, 645 acres, and 712 acres, respectively, and it is proposed to give effect to this recommendation.

- (4.) Pianos for Superior Public Schools :—*Mr. Kearney* asked the Minister of Public Instruction,—

- (1.) Has his attention been drawn to the scheme proposed in Victoria of supplying pianos to the Superior Public Schools on the terms of the Government defraying two-thirds of the cost and the parents the remaining one-third?
- (2.) Will he favourably consider the question of supplying the Superior Public Schools with pianos to assist the vocal training of the pupils?

Mr.

27th November, 1906.

Mr. O'Connor answered,—

(1.) Yes.

(2.) The question of funds, which are raised by local contributions for school purposes, is receiving attention; and in conjunction with that question it will be considered whether any Departmental assistance can be given to funds so collected; and, if so, to what extent.

(5.) Sale of Refreshments, &c., on Sundays:—Mr. Estell asked the Colonial Treasurer,—

(1.) Do the Government propose taking any steps to prevent the sale of fruit and refreshments at the various watering-places on Sunday?

(2.) If not, will they allow the same privilege to be extended to others carrying on a similar business throughout other parts of the State?

Mr. Hoque answered,—

(1.) There is no present intention of interfering with the policy of previous Governments in this matter.

(2.) The same necessity does not exist, but the matter is engaging attention.

(6.) Substitution of Electric for Steam Traction to obviate Deviation, South Coast Railway:—

Mr. Nicholson asked the Colonial Treasurer,—

(1.) Has his attention been called to a public statement made by the Chief Railway Commissioner foreshadowing costly deviation work to cut out a number of tunnels on the South Coast Railroad, near Helensburg, the ventilation, or the lack of it, having become a menace to the lives of the railway employees and the public?

(2.) Is he aware that for similar reasons, and to increase the working capacity, several railways in England and America have been converted from steam to electric traction?

(3.) Will he, before entering upon costly expenditure to continue a system of traction that has been found objectionable, call for an exhaustive report to be made on the possibility of electric traction on that section of the Illawarra Line between Clifton and Waterfall, characterised by heavy grades and numerous tunnels,—(a) in relation to relative working efficiency between electric and steam traction; (b) relative working expenses of the two systems; (c) whether the substitution of electric traction would not obviate entirely the difficulty of ventilation and costly deviation work suggested by the Chief Commissioner?

Mr. Dick answered,—

(1.) I received a Report from the Railway Commissioners on this subject which has been published in the daily Press. Every possible precaution has been taken pending the completion of permanent arrangements for overcoming the difficulty of deficient ventilation.

(2.) The Commissioners have the latest information on the subject, and have applied their knowledge to the consideration of the circumstances in this case.

(3.) (a and b) The Commissioners had the matter of the electrical working of the tunnels on the Illawarra Line gone into very exhaustively in 1904, and it was then found that the operating expenses of the electric system, to secure the same working efficiency, was excessive as compared with that of steam. The matter was recently gone into again, and the previous estimates were fully confirmed; (c) the object sought to be achieved is not only associated with the difficulty of ventilation, but the duplication of the line, and the reduction of the grade, are essential features of the scheme, which can only be economically secured by the deviation proposed.

(7.) Scrub Lands, Warialda Land District:—Mr. Jones asked the Secretary for Lands,—What action has been taken, or is in contemplation, in connection with Special Officer's Report upon the disposal or treatment of scrub lands in Warialda Land District?

Mr. Ashton answered,—The case is in the hands of the District Surveyor, at Moree, who proposes to make a personal inspection during December or January next. The case will then be brought before the Local Land Board for inquiry as to the best method of disposal of the lands.

2. ARMIDALE CATTLE SALE-YARDS BILL:—Mr. Kearney presented a Petition from the Municipal Council of Armidale, praying for leave to bring in a Bill to authorise the erection and maintenance of cattle sale-yards by the Borough Council of Armidale within the said Borough.

And Mr. Kearney having produced the *Government Gazette*, and the *Sydney Morning Herald*, and the *Armidale Express*, newspapers containing the notices required by the 396th Standing Order,—Petition received.

3. MINISTERIAL STATEMENT:—Mr. Carruthers made a Ministerial Statement, and informed the House what measures,—in addition to the legislation necessary to carry into effect the Public Works proposals,—the Government intended to proceed with before the close of the Session, which it was desired should take place not later than the third week in December.

4. PAPERS:—

Mr. Carruthers laid upon the Table,—

(1.) Report of Royal Commission of Inquiry into the Administration of the Weights and Measures Office.

(2.) Plans in connection with the David Berry Hospital Bill—(To supplement Papers laid upon the Table, and ordered to be printed, 22nd November, 1906).

Referred by Sessional Order to the Printing Committee.

Mr. Ashton laid upon the Table,—Return to an Order made on 15th November, 1906,—“Complaint by S. J. Waite against the Chairman of the Forbes Land Board.”

Referred by Sessional Order to the Printing Committee.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

27th November, 1906.

5. **POSTPONEMENTS** :—The following Orders of the Day were postponed :—
 (1.) Eight Hours Bill ; second reading. [*Mr. McGowen*] ;—until Tuesday next.
 (2.) Claim of Robert Roberts, late Bookbinder, Registrar-General's Department ; resumption of the Debate, on the motion of Mr. Broughton, " That the Report from the Select Committee on " Claim of Robert Roberts, late Bookbinder, Registrar-General's Department," brought up on " 25th October, 1905, be now adopted " ;—until Friday next.
6. **TESTATOR'S FAMILY MAINTENANCE BILL (No. 2)** :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

7. **CASE OF HENRY HARDING, W. S. STEAD, AND OTHERS—CERTIFICATE OF TITLE** :—Mr. Hollis, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee for whose consideration and report this subject was referred on 21st August, 1906 ; together with Appendices.
 Ordered to be printed.
8. **PRINTING COMMITTEE** :—Mr. McFarlane, as Chairman, brought up the Twenty-first Report from the Printing Committee.
9. **BELLEVUE HILL TRAMWAY BILL** :—Mr. Speaker reported the following Message from the Legislative Council :—

Mr. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the construction of an Electric Tramway, commencing at the crossing of Park-street and Elizabeth-street, and proceeding thence vid Park-street, Yurong-street, Stanley-street, Bourke-street, Burton street, and Macdonald-street, to Glenmore-road; and thence by Gurner-street, Norfolk-street, Windsor-street, Moncur-street, Queen-street, and Edgecliffe-road to Bellevue Hill; and for other purposes consequent thereon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,

Sydney, 27th November, 1906.

F. B. SUTOR,

President.

10. **BARREN JACK DAM AND MURRUMBIDGEE CANAL BILL** :—Mr. Lee moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of a dam across the Murrumbidgee River, at Barren Jack ; a movable diversion weir across the Murrumbidgee River, about 19 miles in a direct line above Narrandera ; a main canal from near the diversion weir ; a series of branch and subsidiary distributing and drainage channels, together with other works connected therewith ; and for purposes consequent thereon or incidental thereto.
 Question put and passed.
11. **GREAT WESTERN RAILWAY DEVIATION (LITHGOW ZIZ-ZAG) BILL** :—Mr. Lee moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the carrying out of a deviation of the Great Western Railway Line to avoid the Lithgow Zig-zag ; and for purposes consequent thereupon or incidental thereto.
 Question put and passed.
12. **GEORGE-STREET TO ERSKINEVILLE TRAMWAY BILL** :—Mr. Lee moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of an Electric Tramway from George-street, near the Sydney Railway Station, to Erskineville ; and for other purposes consequent thereon or incidental thereto.
 Question put and passed.
13. **JUDGES' PENSIONS AMENDMENT BILL** :—The Order of the Day having been read,—Mr. Wade moved, That this Bill be now read a second time.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 34.

Mr. Moore,	Mr. Cohen,
Mr. Lee,	Mr. Latimer,
Mr. Carruthers,	Mr. Reynoldson,
Mr. Wade,	Mr. Henley,
Mr. Jessop,	Mr. Downes,
Mr. Levy,	Mr. Bruntnell,
Mr. Ashton,	Mr. Booth,
Mr. McCoy,	Mr. Fallick,
Mr. J. H. Young,	Mr. Morton,
Mr. Mahony,	Mr. Dick,
Mr. Thomas,	Mr. Moxham,
Mr. Robson,	Mr. Ball,
Mr. O'Connor,	Mr. Briner,
Mr. Nobbs,	Mr. W. Millard.
Mr. Hogue,	<i>Tellers,</i>
Mr. Law,	
Mr. Creswell,	Mr. McFarlane,
Mr. Wood,	Mr. Davidson.

Noes, 24.

Mr. McGowen,	Mr. W. W. Young,
Mr. Hollis,	Mr. McLaurin,
Mr. Estell,	Mr. O'Sullivan,
Mr. Nielsen,	Mr. McGarry.
Mr. Jones,	<i>Tellers,</i>
Mr. Sullivan,	
Mr. Kelly,	Mr. Gillies,
Mr. Thrower,	Mr. Kearney.
Mr. Meehan,	
Mr. Miller,	
Mr. Edden,	
Mr. Nicholson,	
Mr. Cann,	
Mr. Macdonell,	
Mr. Arthur Griffith,	
Mr. Fegan,	
Mr. Donaldson,	
Mr. Perry (<i>The Richm'd</i>),	

And so it was resolved in the affirmative.
 Bill read a second time.

On

27th November, 1906.

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

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

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

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

14. MINING BILL:—The Order of the Day having been read,—on motion of Mr. Moore, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

And the Committee continuing to sit after Midnight,—

WEDNESDAY, 28 NOVEMBER, 1906, A.M.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had disagreed to some, amended other, and agreed to the remainder of the Council's amendments.

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

15. PASTURES PROTECTION (AMENDMENT) BILL:—The Order of the Day having been read,—on motion of Mr. Ashton, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

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

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

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

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to amend the Pastures Protection Act, 1902, the Pastures Protection Amendment Act, 1904, the Crown Lands Acts, the Western Lands Acts, and other Acts; to make further provision for the encouragement of the erection of rabbit-proof fencing; and for other purposes.*"

*Legislative Assembly Chamber,
Sydney, 28th November, 1906, a.m.*

16. ALBURY MUNICIPAL LOAN BILL:—The Order of the Day read, and, on motion of Mr. Ashton, discharged.

17. ADJOURNMENT:—Mr. Ashton moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

The House adjourned accordingly, at half-past Two o'clock, a.m., until half-past Three o'clock, p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 68.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 28 NOVEMBER, 1906.

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

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

- (1.) Barren Jack Dam and Murrumbidgee Canal Construction Bill :—

HARRY H. RAWSON,
Governor.

Message No. 77.

In accordance with the provisions contained in the 46th Section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the construction of a dam across the Murrumbidgee River at Barren Jack ; a movable diversion weir across the Murrumbidgee River, about 19 miles in a direct line above Narrandera ; a main canal from near the diversion weir ; a series of branch and subsidiary distributing and drainage channels, together with other works connected therewith ; and for purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 21st November, 1906.*

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

- (2.) Great Western Railway Deviation (Lithgow Zig-zag) Bill :—

HARRY H. RAWSON,
Governor.

Message No. 78.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the carrying out of a deviation of the Great Western Railway Line to avoid the Lithgow Zig-zag ; and for purposes consequent thereupon or incidental thereto.

*State Government House,
Sydney, 9th November, 1906.*

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

2. QUESTIONS :—

- (1.) Forest Reserves on the North Coast :—Mr. Briner asked the Secretary for Lands,—

- (1.) How many separate Boards are, or have been, inspecting and making inquiries with a view to reports upon the forest reserves on the North Coast, and the question of making some of these reserves available for settlement ?
- (2.) When is it expected that the Boards will submit their reports ?
- (3.) Is the Board still in existence which dealt with the reserves to the south of The Clarence, as far as The Nambucca and including Dorrigo, or has the report been submitted ?
- (4.) Can he state what has been done, and when he expects to be able to deal with the reports ?

28th November, 1906.

Mr. Ashton answered,—

- (1.) Six Boards in the Grafton Land Board District and ten in the Maitland Land Board District.
- (2.) The District Surveyor, Grafton, expects to receive all reports by the end of January next, and the District Surveyor, Maitland, by the end of the current month. Three reports referring to the Maitland District have been received, and are now receiving consideration.
- (3.) (a) Yes; (b) this report has not been received.
- (4.) See answer to Question 2. The reports will be dealt with immediately upon receipt.

(2.) Case of Mr. W. A. Oakley—Civil Service Act of 1884:—*Mr. Estell*, for Mr. Holman, asked the Colonial Secretary,—

- (1.) Has the present Executive Council arrived at any decision in the case of Mr. W. A. Oakley and the administration of the Civil Service Act of 1884?
- (2.) Has the Government tendered their advice to His Excellency the Governor in reference to Mr. Oakley's Petition, dated the 23rd July, 1902?

Mr. Hogue answered,—The case of Mr. Oakley has been fully considered by successive Governments for upwards of twenty years, and he has availed himself of the Law Courts in attempting to prove his contentions. In connection with the Petition of 1902, it was at that time decided that as his case had already received exhaustive consideration from former Governments, nothing could be done for him. The whole matter was recently reopened on his Petition, but after the fullest consideration, the decisions of previous Governments have not been altered.

(3.) Belmore Markets (Land) Bill:—*Mr. O'Sullivan* asked the Secretary for Public Works,—In view of the fact that the tenure of the Aldermen of the Sydney Corporation has expired by effluxion of time, and that they are now before the people for re-election, also that the question of removing the Belmore Markets is the main issue at the Elections,—will he postpone the Belmore Markets (Land) Bill till next Session, in order to allow the people of Sydney to express their opinion on the matter?

Mr. Lee answered,—I will consider the Honorable Member's request, but the removal of the existing unsightly buildings must not be overlooked.

(4.) Rental on Mineral and Gold Leases:—*Mr. John Hurley* asked the Secretary for Mines,—

- (1.) What is supposed to be the rental per acre on mineral leases; what is the rental of gold leases; and in each case is it not an established rule that the rents are paid in advance?
- (2.) If rents are not paid, are leases void?
- (3.) Is it a practice in the Department for leaseholders to be allowed to run into arrears for years and leave it optional to them to pay up, even though the leases remain unworked?

Mr. Moore answered,—

- (1.) Mineral leases, Mining Act, 1874, 5s. per acre. Mineral leases, Mining Act, 1884 (48 Vic.), minerals other than coal and shale, including right to occupy surface, 5s. per acre; without surface, 2s. 6d. per acre; under water, 1s. 6d. per acre. Coal and shale leases, with surface, 2s. per acre; without surface, 1s. 6d. per acre; under water, 1s. per acre. Gold leases, 20s. per acre. Rents are payable in advance.
- (2.) No; but leases are liable to cancellation in the event of rents due not being paid.
- (3.) No.

(5.) Protection to Suppliers of Cream and Milk to Butter Factories:—*Mr. John Hurley* asked the Secretary for Mines,—

- (1.) Is it the intention of the Government to provide some protection to farmers and others supplying cream or milk to dairy factories?
- (2.) Is he aware much dissatisfaction exists, inasmuch as it is asserted that the returns on butter for the quantity of cream delivered is causing much unrest amongst the suppliers?

Mr. Moore answered,—The Dairy Expert of the Agricultural Department prepared a chart, by which farmers and others can check very accurately their returns for cream. It is made use of largely, and a new edition is now in the press. Two hundred and fifty-nine samples of cream have been tested by the Department for various persons, and full information supplied as to butter fat contents.

(6.) Electrical Expert, Public Works Department:—*Mr. Estell*, for Mr. Sullivan, asked the Secretary for Public Works,—Will he instruct the Public Service Board to give effect to the Resolution carried by this House on 23rd instant, in reference to the appointment of an expert Electrical Engineer?

Mr. Lee answered,—There are two officers at present in the Department doing electrical work—*Mr. Raw* and *Mr. Diamond*—and, in addition, special matters are dealt with by obtaining an expert from the Railway Commissioners. At the present time there is not sufficient work to warrant the appointment of a further Electrical Engineer.

3. DAVID BERRY HOSPITAL BILL:—*Mr. Creswell* presented a Petition from *John Carter*, Mayor of North Sydney, representing that the David Berry Hospital Bill had been referred to a Select Committee for consideration and report, and praying to be represented by counsel, or attorney, or in person, before such Committee, with the right to call, examine, and cross-examine witnesses.

Petition received.

Ordered to be referred to the Select Committee.

4. PAPERS:—*Mr. Carruthers* laid upon the Table,—

- (1.) Statement of Bank Liabilities and Assets for Quarter ended 30th September, 1906.
- (2.) Statement of Public Companies Liabilities and Assets for Quarter ended 30th September, 1906.

Referred by Sessional Order to the Printing Committee.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

28th November, 1906.

5. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Pipe-line, Wallsend to Buttai—Newcastle and District Water Supply*):—Mr. John Hurley, in accordance with the provisions of the Public Works Act, laid upon the Table, Report, together with Minutes of Evidence, and Appendix, relating to the proposed Pipe-line, Wallsend to Buttai—Newcastle and District Water Supply. Referred by Sessional Order to the Printing Committee.

6. THRIFT ANNUITIES AND PENSIONS EXTENSION BILL (*Formal Motion*):—Mr. Lee, on behalf of Mr. Carruthers, moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Old-age Pensions Act, 1900; to provide for the grant of pensions to persons incapacitated for work; to authorise payments in subvention of friendly societies in certain cases; to establish a system of thrift annuities; for the above purposes to amend certain Acts; and for purposes consequent thereon or incidental thereto.
Question put and passed.

7. ARMIDALE CATTLE SALE-YARDS BILL:—

(1.) Mr. Kearney moved, pursuant to Notice, That leave be given to bring in a Bill to authorise the erection and maintenance of cattle sale-yards by the Borough Council of Armidale within the said Borough.

Question put and passed.

(2.) Mr. Kearney having presented this Bill, and produced a certificate of the payment of the sum of Twenty-five Pounds to the credit of the Consolidated Revenue Fund of the State, Bill, intituled "A Bill to authorise the erection and maintenance of cattle sale-yards by the Borough Council of Armidale within the said Borough,"—read a first time.

8. JUDGES' PENSIONS AMENDMENT BILL:—The Order of the Day having been read,—Bill, on motion of Mr. Wade, read a third time, and passed.

Mr. Wade then moved, That the Title of the Bill be "*An Act to amend the Supreme Court and Circuit Courts Act, 1900, and the District Courts Act, 1901, so far as they relate to the pensions of Supreme Court Judges and District Court Judges; and for other purposes.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Supreme Court and Circuit Courts Act, 1900, and the District Courts Act, 1901, so far as they relate to the pensions of Supreme Court Judges and District Court Judges; and for other purposes,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 28th November, 1906.

9. CARELESS USE OF FIRE (AMENDMENT) BILL:—The Order of the Day having been read for the resumption of the adjourned Debate, on motion of Mr. Carruthers, "That this Bill be now read "a second time,"—

And the Question being again proposed,—

The House resumed the said adjourned Debate.

Question put and passed.

Bill read a second time.

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

Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.

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

Ordered, That the Bill be recommitted To-morrow.

10. MINING BILL:—Ordered, on motion of Mr. Moore, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,—

The Legislative Assembly, having had under consideration the Legislative Council's Message, dated 7th November, 1906, requesting its concurrence in certain amendments made by the Council in the Mining Bill,—

Agrees to the amendment in clause 35 which inserts new subclause (4), but proposes to amend the amendment by omitting the words "be such as the Minister may in each case determine," and inserting the words "not exceed ten acres."

Agrees to the amendment in clause 45, but proposes to amend it by inserting after the word "coal" (second occurring) the word "or," and by omitting the words "or mineral oil."

Disagrees to the amendment in clause 47,—because it is considered that a distance of fifty yards affords an ample margin of safety.

Disagrees to the amendment in clause 64, subclause (1),—because it is considered that assessment by the warden is the most equitable method of determining the rental;—but agrees to the other amendment in the clause.

Disagrees to the omission of clause 173,—because it is considered that the right of conversion should be exercised within a reasonable period;—but proposes to amend the clause, page 66,—

(a) by inserting in line 1, after the word "shall," the words "except as hereinafter provided,"

(b) by omitting from lines 1 and 2 the words "from and after the commencement of this Act,"

(c) by inserting in line 2, after the word "determine," the words "after the thirty-first day of "December, one thousand nine hundred and seven,"

(d) by omitting from line 4 the word "commencement," and inserting the word "date," and

(e)

28th November, 1906.

(e) by adding the following provisos :—

“ Provided that if the chief or most profitable mineral contents of any land held under conditional purchase as aforesaid consist of coal or shale (and a certificate under the hand of the Government Geologist shall be accepted as conclusive evidence of such contents, but not so as to debar the applicant from tendering any other evidence as to such contents), the right to convert such purchase into a conditional purchase for mining purposes shall subsist until the thirty-first day of December, one thousand nine hundred and nine, and application for such conversion may be lodged on or before that date :

“ Provided further that any right, title, or interest acquired under this Act, or any Act hereby repealed, in respect of any portion of such land shall not be prejudicially affected by any such conversion, whether applied for before or after the commencement of this Act.”

Agrees to the other amendments made by the Council in the Bill.

And the Assembly requests the concurrence of the Legislative Council in its disagreements from and amendments upon the Council's amendments in the Bill.

*Legislative Assembly Chamber,
Sydney, 28th November, 1906.*

11. **POSTPONEMENT** :—The Order of the Day, “*Lotteries Bill (Council Bill)*”; to be further considered in “*Committee [Mr. Wade]*,”—postponed until To-morrow.
12. **ROYAL ALEXANDRA HOSPITAL FOR CHILDREN INCORPORATION AMENDMENT BILL** :—The Order of the Day having been read,—Mr. Carruthers moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Carruthers, the report was adopted.
Ordered, That the Bill be read a third time To-morrow.
13. **VINE AND VEGETATION DISEASES (FRUIT PESTS) BILL** :—The Order of the Day having been read,—Mr. Moore moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Moore, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill *pro forma*.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
On motion of Mr. Moore, the report was adopted.
Ordered, That the Bill be recommitted To-morrow.
14. **COMPANIES (AMENDMENT) BILL** :—The Order of the Day having been read,—Mr. Wade moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.
On motion of Mr. Wade, the report was adopted.
Ordered, That the Bill be read a third time To-morrow.
15. **ADJOURNMENT** :—Mr. Carruthers moved, That this House do now adjourn.
Debate ensued.
Question put and passed.
The House adjourned accordingly, at ten minutes after Eleven o'clock, until To-morrow, at half past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 69.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 29 NOVEMBER, 1906.

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

THRIFT ANNUITIES AND PENSIONS EXTENSION BILL :—The following Message from His Excellency the Governor was delivered by Mr. Carruthers, and read by Mr. Speaker :—

HARRY H. RAWSON,
Governor.

Message No. 79.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Old-age Pensions Act, 1900; to provide for the grant of pensions to persons incapacitated for work; to authorise payments in subvention of friendly societies in certain cases; to establish a system of thrift annuities; for the above purposes to amend certain Acts; and for purposes consequent thereon or incidental thereto.

State Government House,
Sydney, 28th November, 1906.

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

2. QUESTIONS :—

(1.) Public School Teachers :—*Mr. Estell*, for Mr. Sullivan, asked the Minister of Public Instruction,—
What is the number of teachers, male and female, in each section of each class in charge of each class of school or department, from first-class public school to provisional school inclusive?

Mr. O'Connor answered,—I will lay the information upon the Table in the form of a return.

(2.) Trusts in the Macleay Swamp Drainage Area :—Mr. Briner asked the Secretary for Public Works,—

(1.) How many petitions have been received for the constitution of Trusts in the Macleay Swamp Drainage Area under the Water and Drainage Act?

(2.) What areas are affected?

(3.) What action has been taken, and what are his instructions regarding this swamp area?

(4.) What has caused the delay up to the present?

Mr. Lee answered,—

(1.) Nine.

(2.) Approximately, 52,600 acres in ten swamps.

(3.) Schemes prepared with a view of gazetting Trust Proposal under the Act.

(4.) A difference of opinion existed amongst some of the settlers as to the boundaries of proposed district, which necessitates further survey work, for which tenders are about to be advertised.

(3.) Survey Staff :—Mr. Briner asked the Secretary for Lands,—

(1.) Is it a fact that the Survey Staff is much undermanned, and that in many country districts surveyors are overworked and underpaid?

(2.) Is it a fact that much of the work of subdividing Crown areas for settlement is done by licensed surveyors by contract, and that prices have been reduced to a rate which is not fairly remunerative?

(3.) Is it a fact that many surveyors have left this State owing to the low remuneration available for their services?

(4.) Is it a fact that land settlement is seriously delayed because surveyors are not available to carry out the work expeditiously?

(5.) Will he endeavour to provide that district survey offices shall have more officers, and that better salaries shall be paid to staff surveyors and higher rates to licensed surveyors?

(4.)

29th November, 1906.

(6.) In view of the serious importance of the work of survey, and the great demand for land, and the difficult nature of survey in heavily and densely timbered districts, will he give the whole matter early consideration with a view to bringing about a more satisfactory state of affairs?

Mr. Ashton answered,—

(1.) It is not thought that the staff is undermanned. Owing to the demand for land in some of the Board Districts the Field Staff have for a time been kept busy, but every effort has been made by appointment of surveyors, temporarily on salary, to render the necessary assistance. The surveyors work hard, but it is not thought that they are overworked, and the rate of salary which has been fixed by the Public Service Board is considered fair for the services rendered. In the recent regrading a number of increases were granted to the Permanent Field Staff. If the Honorable Member refers to contract surveyors, representations have been made in a few cases in the heavy brush country in the North Coast District that the surveys are not remunerative; these representations are now receiving consideration.

(2.) The subdivision of Crown lands is mainly carried out by contract. The fees paid are those prescribed in the Surveyors' Regulations, but the district surveyor whose knowledge of the country enables him to estimate the value of the work is empowered to raise the fees where the conditions justify it.

(3.) No; but the number of surveyors available are no doubt in excess of the Departmental demand.

(4.) No. A little difficulty has been experienced in the North Coast Country, where special qualifications in a surveyor are necessary, but this matter is now receiving attention.

(5.) The requirements of the District Survey Offices are at present fully met. As stated in reply to Question 1, the salaries of the staff surveyors are considered fair. Special cases affecting the remuneration of licensed surveyors are under consideration.

(6.) The importance of expedition in survey and the difficulties experienced by contract surveyors in carrying out the work in heavily-timbered districts have been fully recognised; and, in order to remunerate the surveyors, increases on the usual fees, amounting in some cases to 100 per cent., are allowed. In dealing with the question of fees to licensed surveyors consideration will be given to cases in which this rate is alleged to be insufficient.

(4.) Railway Freights to Morpeth, Newcastle, or Sydney:—Mr. Gillics asked the Colonial Treasurer,—

(1.) Will he ascertain whether any agreement has been entered into between the Railway Commissioners and the Newcastle and Hunter River Steam Navigation Company with respect to railway freights to Morpeth, Newcastle, or Sydney?

(2.) If any agreement does exist, will he state the nature and terms of same, also the effect of such agreement upon the trade and commerce of the ports named?

Mr. Dick answered,—My Honorable Colleague is informed that an agreement was made in regard to the regulation of freights. If the Honorable Member will call on the Commissioners they will be glad to produce same for his perusal.

(5.) Dredge for Port Stephens:—Mr. J. H. Young asked the Secretary for Public Works,—In view of his reply given to a Question on the 25th September last, can he now definitely fix a date on which the dredge "Delta" will be sent to Port Stephens to improve the channels through which the trade of that large district must necessarily pass?

Mr. Lee answered,—An inspection is being made at Lake Macquarie, and, until a further report has been received, a definite date cannot be fixed.

3. DAVID BERRY HOSPITAL BILL:—Mr. Dick moved (*by consent*), without Notice, That Mr. Holman be discharged from attendance upon the Select Committee on the "David Berry Hospital Bill," and that Mr. Daley be appointed a Member of such Committee.
Question put and passed.

4. ROYAL ALEXANDRA HOSPITAL FOR CHILDREN INCORPORATION AMENDMENT BILL (*Formal Order of the Day*),—on motion of Mr. Ashton, read a third time, and *passed*.

Mr. Ashton then moved, That the Title of the Bill be "*An Act to alter and amend the Royal Alexandra Hospital for Children Incorporation Act of 1906.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day agreed to the Bill, intituled "*An Act to alter and amend the Royal Alexandra Hospital for Children Incorporation Act of 1906,*"—returns the same to the Legislative Council without amendment.

Legislative Assembly Chamber,

Sydney, 29th November, 1906.

5. POSTPONEMENT:—The Order of the Day, "Testator's Family Maintenance Bill (No. 2); to be further "considered in Committee. [*Mr. Arthur Griffith*],"—postponed until Thursday next.

6. PAPERS:—Mr. Ashton laid upon the Table,—

(1.) *Gazette* Notices setting forth the mode in which it is proposed to deal with the dedication of certain Lands, under the Crown Lands Acts of 1884 and 1889.

(2.) Abstract of Crown Lands intended to be dedicated to Public Purposes, under the Crown Lands Act of 1884.

Referred by Sessional Order to the Printing Committee.

7. SATURDAY HALF-HOLIDAY BILL:—Mr. Arthur Griffith moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Early Closing Act, so as to provide for a universal Saturday half-holiday within the Metropolitan and certain other districts of this State.

Question put.

The

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

29th November, 1906.

The House divided.

Ayes, 39.		Noes, 13.
Mr. Carruthers,	Mr. Charlton,	Mr. Miller,
Mr. Ashton,	Mr. Hollis,	Mr. Jones,
Mr. Moore,	Mr. Burgess,	Mr. Cohen,
Mr. Lee,	Mr. W. W. Young,	Mr. Nicholson,
Mr. Broughton,	Mr. Ball,	Mr. Morton,
Mr. O'Connor,	Mr. Kearney,	Mr. Bennett,
Mr. Wade,	Mr. Wood,	Mr. Perry (<i>The Richm'd</i>),
Mr. Dick,	Mr. McFarlane,	Mr. Fegan,
Mr. Bruntnell,	Mr. Daley,	Mr. Booth,
Mr. J. H. Young,	Mr. Meehan,	Mr. McCoy,
Colonel Ryrie,	Mr. Cann,	Mr. Creswell,
Mr. Nobbs,	Mr. Gillies,	<i>Tellers,</i>
Mr. Estell,	Mr. McLaurin,	Mr. Mahony,
Mr. Thrower,	Mr. Briner,	Mr. Downes.
Mr. Thomas,	Mr. Dacey,	
Mr. Edden,	Mr. W. Millard.	
Mr. Smith,	<i>Tellers,</i>	
Mr. McGowen,	Mr. Law,	
Mr. Reynoldson,	Mr. Arthur Griffith.	
Mr. O'Sullivan,		
Mr. Scobie,		

And so it was resolved in the affirmative.

8. GUN LICENSE BILL :—Mr. Broughton moved, pursuant to Notice, That the Gun License Bill, which was introduced in the Assembly during last Session, but was interrupted before its completion by the close of the Session, be now reintroduced at the stage it had reached at the time of such interruption.

Debate ensued.

Question put.

The House divided.

Ayes, 33.		Noes, 23.
Mr. Wade,	Mr. O'Connor,	Mr. Burgess,
Mr. Ashton,	Mr. Wood,	Mr. Daley,
Mr. Carruthers,	Mr. W. W. Young,	Mr. Cann,
Mr. Moore,	Mr. Charlton,	Mr. Dacey,
Mr. Broughton,	Mr. Creswell,	Mr. Scobie,
Mr. Dick,	Mr. Briner,	Mr. Nielsen,
Mr. Hogue,	Mr. Edden,	Mr. Thrower,
Mr. Mahony,	Mr. McLaurin,	Mr. Jones,
Mr. Lee,	Mr. Kearney,	Mr. Hollis,
Mr. Ball,	Mr. Law,	Mr. Bennett,
Mr. Nobbs,	Mr. Hollis,	Mr. Miller,
Mr. McNeill,	Mr. Smith,	Mr. Meehan,
Mr. Arthur Griffith,	Mr. McGowen.	Mr. Gardiner,
Colonel Ryrie,	<i>Tellers,</i>	Mr. Nicholson,
Mr. Booth,	Mr. Cohen,	Mr. Morton,
Mr. Downes,	Mr. Reynoldson.	Mr. J. H. Young,
Mr. McCoy,		Mr. Perry (<i>The Richm'd</i>),
Mr. Bruntnell,		Mr. McFarlane,

And so it was resolved in the affirmative.

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

9. SUNDAY OBSERVANCE BILL :—Mr. Broughton moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to alter the law relating to the observance of Sunday; to amend the Police Offences Act of 1901; and for other purposes incidental thereon.

Question put.

The House divided.

Ayes, 23.		Noes, 31.
Mr. Scobie,	Mr. Meehan,	Mr. Charlton,
Mr. Carruthers,	Mr. Dacey,	Mr. McGowen,
Mr. Moore,	Mr. Briner,	Mr. Fegan,
Mr. Broughton,	Mr. McLaurin.	Mr. Bennett,
Mr. Thrower,	<i>Tellers,</i>	Mr. Gardiner,
Mr. Estell,	Mr. Hollis,	Mr. Booth,
Mr. Nielsen,	Mr. Kearney.	Mr. Wade,
Mr. Nobbs,		Mr. Dick,
Mr. Nicholson,		Mr. Murton,
Mr. Daley,		Mr. J. H. Young,
Mr. Arthur Griffith,		Mr. Mahony,
Mr. Miller,		Mr. Ashton,
Mr. Jones,		Mr. Cohen,
Mr. Reynoldson,		Mr. Moxham,
Mr. Donaldson,		Mr. Perry (<i>The Richm'd</i>),
Mr. McNeill,		Mr. McFarlane,
Mr. W. W. Young,		Mr. Lee,
		Mr. Ball,
		Mr. Downes,
		Mr. Gillies,
		Mr. Smith,
		Mr. Bruntnell,
		Mr. McCoy,
		Mr. Cann,
		Mr. Wood,
		Mr. Creswell,
		Mr. W. Millard,
		Mr. Thomas,
		Mr. O'Connor.
		<i>Tellers,</i>
		Colonel Ryrie,
		Mr. Jessep.

And so it passed in the negative.

10. STATE FIRE INSURANCE :—Mr. Bennett moved, pursuant to Notice, That there be laid upon the Table of this House a return showing,—

(1.) The amount standing to the credit of the State Fire Insurance Fund, when it was abolished by the Treasurer.

(2.) The total amount for which buildings, furniture, &c., belonging to the State have been insured during the past two years.

(3.) (a) The names of the societies with which the insurances were effected; (b) the names of the brokers through whom the business was done; and (c) the total amount of business done by each broker.

Debate ensued.

Question put and passed.

29th November, 1906.

11. ACCOUNTANTS BILL:—The Order of the Day having been read,—on motion of Mr. Broughton, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the registration and regulation of Public Accountants in New South Wales.
Mr. Speaker resumed the Chair; and Mr. McFarlane, Temporary Chairman, reported that the Committee had come to a resolution.
Ordered, on motion of the Temporary Chairman, That the report be *now* received.
The Temporary Chairman then reported the resolution, which was read a first time, as follows:—
Resolved,—That it is expedient to bring in a Bill to provide for the registration and regulation of Public Accountants in New South Wales.
On motion of Mr. Broughton, the resolution was read a second time, and agreed to.
12. COAL AND SHALE MINES (EIGHT HOURS) BILL:—The Order of the Day having been read,—on motion of Mr. Fegan, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to limit the hours of employment and working below ground in coal and shale mines; and for other purposes connected therewith.
Mr. Speaker resumed the Chair; and Mr. McFarlane, Temporary Chairman, reported that the Committee had come to a resolution.
Ordered, on motion of the Temporary Chairman, That the report be *now* received.
The Temporary Chairman then reported the resolution, which was read a first time, as follows:—
Resolved,—That it is expedient to bring in a Bill to limit the hours of employment and working below ground in coal and shale mines; and for other purposes connected therewith.
On motion of Mr. Fegan, the resolution was read a second time, and agreed to.
13. POSTPONEMENT:—The Order of the Day, “Birds and Native Animals Protection and Acclimatisation Bill; “second reading. [*Mr. Cohen*],”—postponed until Tuesday, 11th December.
14. BATHURST CATHEDRAL VALIDATING BILL:—The Order of the Day having been read,—Mr. O’Conor moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. O’Conor, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and Mr. McFarlane, Temporary Chairman, reported the Bill without amendment.
On motion of Mr. O’Conor, the report was adopted.
Ordered, That the Bill be read a third time To-morrow.

And it being Six o’clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

15. PRINTING COMMITTEE:—Mr. McFarlane, as Chairman, brought up the Twenty-second Report from the Printing Committee.
16. COMPANIES (AMENDMENT) BILL:—The Order of the Day having been read,—Bill, on motion of Mr. Wade, read a third time, and *passed*.
Mr. Wade then moved, That the Title of the Bill be “*An Act to give further powers to companies with respect to certain instruments under which they may be constituted or regulated; to provide for the registration of foreign companies; to facilitate compromises and arrangements between certain companies, societies, and associations and their creditors; to amend the Companies Act, 1899; and for other purposes.*”
Question put and passed.
Ordered, That the Bill be returned to the Legislative Council, with the following Message:—

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the Bill, returned herewith, intituled “*An Act to give further powers to companies with respect to certain instruments under which they may be constituted or regulated; to provide for the registration of foreign companies; to facilitate compromises and arrangements between certain companies, societies, and associations and their creditors; to amend the Companies Act, 1899; and for other purposes,*”—with the amendment indicated by the accompanying Schedule, in which amendment the Assembly requests the concurrence of the Legislative Council.

*Legislative Assembly Chamber,
Sydney, 29th November, 1906.*

COMPANIES (AMENDMENT) BILL.

Schedule of the Amendment referred to in Message of 29th November, 1906.

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

Page 6, clause 18. Omit clause 18.

Examined,—
W. H. WOOD,
Chairman of Committees.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

29th November, 1906.

17. WATER AND DRAINAGE AND ARTESIAN WELLS (AMENDING) BILL:—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.
 Debate ensued.
 Question put and passed.
 Bill read a second time.
 On motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
 Mr. Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.
 On motion of Mr. Lee, the report was adopted.
 Ordered, That the Bill be read a third time To-morrow.
18. SYDNEY STOCK-DRIVING BILL:—The Order of the Day having been read,—Mr. Dick 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. Dick, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
 Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
 On motion of Mr. Dick, the report was adopted.
 Ordered, That the Bill be read a third time To-morrow.
19. POSTPONEMENTS:—The following Orders of the Day of Government Business were postponed until Tuesday next:—
 (1.) Lotteries Bill (*Council Bill*); to be further considered in Committee. [*Mr Wade.*]
 (2.) Vine and Vegetation Diseases (Fruit Pests) Bill, reported; to be reconsidered in Committee. [*Mr. Moore.*]
20. CARELESS USE OF FIRE (AMENDMENT) BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the reconsideration of the Bill.
 Mr. Speaker resumed the Chair; and the Chairman reported the Bill 2° with further amendments.
 On motion of Mr. Dick, the report was adopted.
 Ordered, That the Bill be read a third time To-morrow.
21. COMPANIES (AMENDMENT) BILL:—Mr. Speaker reported the following Message from the Legislative Council:—
 MR. SPEAKER,—
 The Legislative Council has this day agreed to the amendment made by the Legislative Assembly in the Bill, intituled "*An Act to give further powers to Companies with respect to certain instruments under which they may be constituted or regulated; to provide for the registration of foreign companies; to facilitate compromises and arrangements between certain companies, societies, and associations and their creditors; to amend the Companies Act, 1899; and for other purposes.*"
Legislative Council Chamber,
 Sydney, 29th November, 1906.
 F. B. SUTTON,
 President.
22. POSTPONEMENTS:—The following Orders of the Day of Government Business were postponed until To-morrow:—
 (1.) Thrift Annuities and Pensions Extension Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to amend the Old-age Pensions Act, 1900; to provide for the grant of pensions to persons incapacitated for work; to authorise payments in subvention of friendly societies in certain cases; to establish a system of thrift annuities; for the above purposes to amend certain Acts; and for purposes consequent thereon or incidental thereto. [*Mr. Carruthers.*]
 (2.) Belmore Markets (Land) Bill; second reading. [*Mr. Lee.*]
 (3.) Mudgee to Dunedoo, *via* Canadian Lead, Railway Bill; second reading. [*Mr. Lee.*]
23. BARREN JACK DAM AND MURRUMBIDGEE CANAL CONSTRUCTION BILL:—
 (1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of a dam across the Murrumbidgee River, at Barren Jack; a movable diversion weir across the Murrumbidgee River, about nineteen miles in a direct line above Narrandera; a main canal from near the diversion weir; a series of branch and subsidiary distributing and drainage channels, together with other works connected therewith; and for purposes consequent thereon or incidental thereto.
 Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.
 Ordered, on motion of the Chairman, That the report be *now* received.
 The Chairman then reported the resolution, which was read a first time, as follows:—
Resolved,—That it is expedient to bring in a Bill to sanction the construction of a dam across the Murrumbidgee River, at Barren Jack; a movable diversion weir across the Murrumbidgee River, about nineteen miles in a direct line above Narrandera; a main canal from near the diversion weir; a series of branch and subsidiary distributing and drainage channels, together with other works connected therewith; and for purposes consequent thereon or incidental thereto.
 On motion of Mr. Lee, the resolution was read a second time, and agreed to.

29th November, 1906.

- (2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the construction of a dam across the Murrumbidgee River, at Barren Jack; a movable diversion weir across the Murrumbidgee River, about nineteen miles in a direct line above Narrandera; a main canal from near the diversion weir; a series of branch and subsidiary distributing and drainage channels, together with other works connected therewith; and for purposes consequent thereon or incidental thereto,*"—which was read a first time.

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

24. GREAT WESTERN RAILWAY DEVIATION (LITHGOW ZIG-ZAG) BILL:—

- (1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the carrying out of a deviation of the Great Western Railway Line to avoid the Lithgow Zig-zag; and for purposes consequent thereupon or incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill to sanction the carrying out of a deviation of the Great Western Railway Line to avoid the Lithgow Zig-zag; and for purposes consequent thereupon or incidental thereto.

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

- (2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the carrying out of a deviation of the Great Western Railway Line to avoid the Lithgow Zig-zag; and for purposes consequent thereupon or incidental thereto,*"—which was read a first time.

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

25. GEORGE-STREET TO ERSKINEVILLE TRAMWAY BILL:—

- (1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of an Electric Tramway from George-street, near the Sydney Railway Station, to Erskineville; and for other purposes consequent thereon or incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill to sanction the construction of an Electric Tramway from George-street, near the Sydney Railway Station, to Erskineville; and for other purposes consequent thereon or incidental thereto.

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

- (2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the construction of an Electric Tramway from George-street, near the Sydney Railway Station, to Erskineville; and for other purposes consequent thereon or incidental thereto,*"—which was read a first time.

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

26. HUNTER RIVER DISTRICT WATER AND SEWERAGE (AMENDMENT) BILL:—

- (1.) The following Message from His Excellency the Governor was delivered by Mr. Lee, and read by Mr. Speaker:—

HARRY H RAWSON,
Governor.

Message No. 80.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Hunter District Water and Sewerage Acts, 1892-1897; to amend the law relating to Water Supply and Sewerage; and for purposes consequent thereon or incidental thereto.

State Government House,

Sydney, 22nd November, 1906.

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

- (2.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Hunter District Water and Sewerage Acts, 1892-1897; to amend the law relating to Water Supply and Sewerage; and for purposes consequent thereon or incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill to amend the Hunter District Water and Sewerage Acts, 1892-1897; to amend the law relating to Water Supply and Sewerage; and for purposes consequent thereon or incidental thereto.

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

- (3.) Mr. Lee then presented a Bill, intituled "*A Bill to amend the Hunter District Water and Sewerage Acts, 1892-1897: to amend the law relating to Water Supply and Sewerage; and for purposes consequent thereon or incidental thereto,*"—which was read a first time.

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

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 70.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

FRIDAY, 30 NOVEMBER, 1906.

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

MUNICIPAL LOANS AUTHORISATION AND VALIDATION BILL:—The following Message from His Excellency the Governor was delivered by Mr. Carruthers, and read by Mr. Speaker:—

HARRY H. RAWSON,
Governor.

Message No. 81.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to authorise the Councils of the Municipalities of Paddington and Albury, and of other Municipalities, to borrow money on the security of land comprised in certain Crown grants, notwithstanding the conditions and provisions of the said grants; to authorise the Council of the Municipality of Lismore to borrow money for certain purposes; to vest in the Borough of Leichhardt certain right, title, and interest in certain land; to validate certain mortgages and loans; to authorise the Council of the said Borough of Leichhardt to borrow certain moneys; and for purposes consequent thereon or incidental thereto.

State Government House,
Sydney, 29th November, 1906.

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

2. QUESTIONS:—

(1.) Professor Liversidge:—*Mr. Dacey*, for Mr. Sullivan, asked the Minister of Public Instruction,—
(1.) What is the total amount per year paid to Professor Liversidge, including salaries and fees?
(2.) Is it a fact that he has ceased to give lectures to students?

Mr. O'Connor answered,—

(1.) For 1905—salary and fees—£1,878.
(2.) No.

(2.) Staff of the Weights and Measures Office:—*Mr. Dacey*, for Mr. Sullivan, asked the Colonial Treasurer,—

(1.) Will he state what steps have been taken to carry out the recommendation of the Royal Commission that the existing staff of the Weights and Measures Office be disbanded?
(2.) Are the officers who have been condemned and relieved of duty still in receipt of pay?
(3.) Has his attention been drawn to that portion of the Evidence which imputes that the Chief Inspector sought presents from a certain firm of scale manufacturers?
(4.) Will he give early consideration to the question of adequately staffing the office by the Police Authorities, as recommended by the Commission?

Mr. Carruthers answered,—The recommendations of the Royal Commission will be carried out as far as practicable, but, without an amendment of the law, full effect could not be given to them. I may remind the Honorable Member that the control of weights and measures is likely to be assumed by the Commonwealth Government at an early date. Time would not permit of amending State legislation being passed during the present Session. With a view, however, of improving the administration, the Inspector-General of Police has taken over the control of the Weights and Measures Office.

(3.)

30th November, 1906.

- (3.) Tolls on Ferries:—Mr. Bennett asked the Colonial Treasurer,—
- (1.) Does he intend to carry out the promise made to this House to abolish tolls on ferries?
 - (2.) If so, will he nationalise the steam ferries on the Hunter River—in the Port Stephens and Kurri Kurri Shires?
- Mr. Carruthers answered,—The Honorable Member's attention is drawn to the reply I gave to a somewhat similar Question asked by Mr. Perry (*The Richmond*), on the 17th ultimo, as follows:—
“The whole Question is now receiving careful consideration at the hands of the Government, and “the Honorable Member's request will not be overlooked.”
- (4.) Land for Closer Settlement, Albury Electorate:—Mr. McLaurin asked the Secretary for Lands,—
- (1.) Is he aware that a large demand exists in the Albury Electorate for land for closer settlement?
 - (2.) Will he at an early date take the necessary steps to resume sufficient land in that Electorate to satisfy the demand?
- Mr. Ashton answered,—
- (1.) Yes.
 - (2.) It will be considered.
3. ARMIDALE CATTLE SALE-YARDS BILL (*Formal Motion*):—Mr. Kearney moved, pursuant to Notice,—
- (1.) That the Armidale Cattle Sale-yards Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Hogue, Mr. Thomas, Colonel Rynie, Mr. Perry (*Liverpool Plains*), Mr. Reynoldson, Mr. Nicholson, Mr. McGarry, Mr. Charlton, Mr. Scobie, and the Mover.
- Question put and passed.
4. PAPER:—Mr. Hogue laid upon the Table,—Return to an Order made on 11th September, 1906,—
“Establishment of a Polling-place, Yass Electorate.”
Referred by Sessional Order to the Printing Committee.
5. CLOSER SETTLEMENT—“GOBBAGOMBALIN” ESTATE:—Mr. Ashton moved, pursuant to Notice, That this House approves of the purchase of 62,122 acres, more or less, of the private land known as “Gobbagombalin,” and shown on plan signed by the Closer Settlement Board sitting at Wagga Wagga on the 13th November, 1906, under a contract to be made by the Secretary for Lands, being the Minister administering the Closer Settlement Act of 1904, at the price at which the Estate has been offered to the Crown by the owners, viz., two hundred and eight thousand eight hundred and forty pounds (£208,840) for the land and improvements thereon, subject to the deductions in the said Act mentioned.
Debate ensued.
Question put and passed.
6. CLOSER SETTLEMENT—“MARRAR” ESTATE:—Mr. Ashton moved, pursuant to Notice, That this House approves of the purchase of 26,589 acres, more or less, of the private land known as “Marrar,” and shown on plan marked “Exhibit 13” by the Closer Settlement Board sitting at Wagga Wagga on the 13th November, 1906, under a contract to be made by the Secretary for Lands, being the Minister administering the Closer Settlement Act of 1904, at the price at which the Estate has been offered to the Crown by the owners, viz., sixty-eight thousand seven hundred and seventy-seven pounds (£68,777) for the land and the improvements thereon, subject to the deductions in the said Act mentioned.
Debate ensued.
Question put and passed.
7. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS:—*Removal of the Public Abattoir from Glebe Island*: Mr. Lee moved, pursuant to Notice, That it is expedient that the removal from Glebe Island of the Public Abattoirs and the erection of new buildings at Homebush Point, in close proximity to the existing Cattle Sale-yards, as recommended by the Parliamentary Standing Committee on Public Works, be carried out.
Question put and passed.
8. MUNICIPAL LOANS AUTHORISATION AND VALIDATION BILL:—Mr. Carruthers moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to authorise the Councils of the Municipalities of Paddington and Albury, and of other Municipalities, to borrow money on the security of land comprised in certain Crown grants, notwithstanding the conditions and provisions of the said grants; to authorise the Council of the Municipality of Lismore to borrow money for certain purposes; to vest in the Borough of Leichhardt certain right, title, and interest in certain land; to validate certain mortgages and loans; to authorise the Council of the said Borough of Leichhardt to borrow certain moneys; and for purposes consequent thereon or incidental thereto.
Question put and passed.
9. WATER AND DRAINAGE AND ARTESIAN WELLS (AMENDING) BILL:—The Order of the Day having been read,—Bill, on motion of Mr. Lee, read a third time, and passed.
Mr. Lee then moved, That the Title of the Bill be “*An Act to make better provision for water conservation, water supply, irrigation, drainage, the prevention of floods, and the control of flood waters; to amend the Water and Drainage Act, 1902, the Water Rights Act, 1902, The Artesian Wells Act, 1897, and other Acts; and for other purposes consequent thereon or incidental thereto.*”
Question put and passed.

Ordered,

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

30th November, 1906.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to make better provision for water conservation, water supply, irrigation, drainage, the prevention of floods, and the control of flood waters; to amend the Water and Drainage Act, 1902, the Water Rights Act, 1902, The Artesian Wells Act, 1897, and other Acts; and for other purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 30th November, 1906.

10. SYDNEY STOCK-DRIVING BILL:—The Order of the Day having been read,—Bill, on motion of Mr. Dick, read a third time, and *passed*.

Mr. Dick then moved, That the Title of the Bill be "*An Act to regulate the driving of certain stock through public streets and places of the City of Sydney; to amend the Sydney Abattoir and Nuisances Prevention Act, 1902; and for other purposes.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day agreed to the Bill, intituled "*An Act to regulate the driving of certain stock through public streets and places of the City of Sydney; to amend the Sydney Abattoir and Nuisances Prevention Act, 1902; and for other purposes,*"—returns the same to the Legislative Council without amendment.

Legislative Assembly Chamber,

Sydney, 30th November, 1906.

11. CARELESS USE OF FIRE (AMENDMENT) BILL:—The Order of the Day having been read,—Bill, on motion of Mr. Dick, read a third time, and *passed*.

Mr. Dick then moved, That the Title of the Bill be "*An Act to amend the Careless Use of Fire Act, 1901; the Pastures Protection Act, 1902; and for other purposes.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Careless Use of Fire Act, 1901; the Pastures Protection Act, 1902; and for other purposes,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 30th November, 1906.

12. MUDGE TO DUNEDOO, *via* CANADIAN LEAD, RAILWAY BILL:—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

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

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

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

13. POSTPONEMENTS:—The following Orders of the Day were postponed until Tuesday next:—

(1.) Barron Jack Dam and Murrumbidgee Canals Construction Bill; second reading. [*Mr. Lee.*]

(2.) Great Western Railway Deviation (Lithgow Zigzag) Bill; second reading. [*Mr. Lee.*]

14. GEORGE-STREET TO ERSKINEVILLE TRAMWAY BILL:—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

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

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

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

15. HUNTER DISTRICT WATER AND SEWERAGE (AMENDMENT) BILL:—The Order of Day having been read,—Mr. Lee moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

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

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

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

The House adjourned, at fifteen minutes before Seven o'clock, until Tuesday next, at half-past Three o'clock.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 71.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 4 DECEMBER, 1906.

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

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

By Mr. Carruthers,—

- (1.) Bellevue Hill Tramway Bill :—

HARRY H. RAWSON,
Governor.

Message No. 82.

A Bill, intituled "*An Act to sanction the construction of an Electric Tramway, commencing at the crossing of Park-street and Elizabeth-street, and proceeding thence via Park-street, Yurong-street, Stanley-street, Bourke-street, Burton-street, and Macdonald-street, to Glenmore-road; and thence by Gurner-street, Norfolk-street, Windsor-street, Moncur-street, Queen-street, and Edgecliffe-road to Bellevue Hill; and for other purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 30th November, 1906.

- (2.) Pastures Protection (Amendment) Bill :—

HARRY H. RAWSON,
Governor.

Message No. 83.

A Bill, intituled "*An Act to amend the Pastures Protection Act, 1902, the Pastures Protection Amendment Act, 1904, the Crown Lands Acts, the Western Lands Acts, and other Acts; to make further provision for the encouragement of the erection of rabbit-proof fencing; and for other purposes,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 30th November, 1906.

By Mr. Lee,—

- (3.) Sydney Abattoir Construction Bill :—

HARRY H. RAWSON,
Governor.

Message No. 84.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the removal of the Public Abattoir from Glebe Island; the erection of new buildings at Homebush Point, and the carrying out of other works in connection therewith; and for purposes consequent thereupon or incidental thereto.

State Government House,
Sydney, 29th November, 1906.

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

4th December, 1906.

2. ELECTORAL DISTRICT OF THE CASTLEREAGH :—

- (1.) *Issue and Return of Writ*:—Mr. Speaker informed the House that, upon the passing of the Resolution of the 23rd October, 1906, declaring the Seat of Hugh Macdonald, Esquire, vacant, he had issued a Writ for the Election of a Member to serve in the room of Mr. Macdonald; and that such Writ had been duly returned, with a Certificate endorsed thereon by the Returning Officer of the election of John Louis Treflé, Esquire, to serve as Member for the Electoral District of The Castlereagh.
- (2.) *Member sworn*:—John Louis Treflé, Esquire, was introduced, and having taken and subscribed the Oath of Allegiance, and signed the Roll of the House, took his seat as Member for the Electoral District of The Castlereagh.

3. QUESTIONS :—

- (1.) *Use of Waste Timber*:—Mr. Briner asked the Secretary for Lands,—
- (1.) Has his attention been directed to an article in the *Australian Star* on "Waste Timber: how can it be used?" in which it is stated that timbers, which are at present of no market value, can be utilised, and that one firm in Victoria proposes to spend £15,000 in an effort to show that from waste timbers chemical products (such as acetic acid, wood-spirit, &c.), tar, charcoal, &c., can be extracted?
- (2.) Has any attempt ever been made in this State to utilise waste timbers, and, if so, in what way, and with what result?
- (3.) Will he have a report made upon the matter, with a view to ascertain whether anything can be done with the waste timbers of this State?

Mr. Ashton answered,—

(1.) Yes.

(2.) Yes, a number. I am informed that two firms are at present extracting eucalyptus oil from the timbers of this State—one in the Western Division, and another in the Batlow District. In the Port Stephens District, I am informed a small plant has been erected for the manufacture of pyroligneous acid.

(3.) I will have a report obtained.

- (2.) *Fortnightly Payments to Civil Servants*:—Mr. Briner asked the Colonial Treasurer,—Has the question of fortnightly payments to Civil Servants yet been considered, and, if so, what is the decision arrived at?

Mr. Carruthers answered,—Reports have been obtained, and the whole question is being thoroughly investigated. No decision has yet been arrived at.

- (3.) *Cost of Select Committees in connection with Barren Jack Storage Reservoir and Northern Murrumbidgee Irrigation Scheme*:—Mr. Briner asked the Colonial Treasurer,—

(1.) Is he aware that the cost of inquiries by two Select Committees of this House upon the question of conserving water at Barren Jack and irrigation on the north side of the Murrumbidgee was heavy, and was borne by Mr. Robert Gibson, of Hay?

(2.) Is it a fact that these inquiries gave an impetus to the question, and were of some service to the Government in dealing with the question?

(3.) Will the Government consider the question as to whether Mr. Gibson is not entitled to some monetary recompense for his outlay in time and money?

Mr. Carruthers answered,—

(1.) The expenses in connection with the Murrumbidgee Irrigation Bill amounted to £357 3s. 8d., towards which Mr. Gibson contributed £304 6s. 1d.

(2.) The inquiries assisted to direct public attention to the proposal, but, otherwise, I doubt if they were of any decided benefit to the Government.

(3.) Mr. Gibson, doubtless, considered that he was embarking upon a business undertaking when he applied for the Select Committees referred to; and he, consequently, took the risk of success or failure. Under the circumstances, I see no reason why he should expect to be recompensed by the Government.

- (4.) *Board of Control under the Gaming and Betting Act*:—Mr. Broughton asked the Attorney-General and Minister of Justice,—

(1.) In view of the present conflict amongst the proprietors of pony race-courses, what action does the Government propose to take with regard to the Board of Control, provided for in the Gaming and Betting Act of 1906?

(2.) Has the Board of Control been appointed, and, if so, will the Government give the names of the members?

(3.) If not appointed, will the Government fix a date when it proposes to appoint the Board?

(4.) Will the Government invest such powers in the Board of Control that it will have the right to investigate all disqualifications imposed by the clubs in conflict for business reasons?

(5.) If not, will the Government make it a condition in granting of licenses for pony courses that no disqualifications or embargos shall be imposed by clubs in conflict for business reasons, in order that those following their avocations may fully enjoy the number of days provided by the Government for this class of racing?

(6.) Will the Government vest such powers in the Board of Control as to constitute them an Appeal Board for disqualifications imposed by pony clubs for any malpractice of owners, jockeys, &c.?

(7.) Should the Board of Control not be operative until 1st January, 1907, will the Government take some steps to prevent a recurrence of the number of race meetings weekly, as in April and May, but which, owing to the actions of Kensington, Ascot, and Rosebery Clubs, is at present threatened?

Mr.

4th December, 1906.

Mr. Ashton answered,—

(1 and 2.) No.

(3.) The matter is now under consideration.

(4.) The powers of the Advisory Board are defined and limited by the Act.

(5.) This is well worthy of consideration, and may be a ground for cancellation.

(6.) See answer to (4).

(7.) If the number of race meetings are unduly increased, as in April last, the action of each club so offending in this respect will be taken into serious consideration when it applies for a license.

(5.) Unoccupied Crown Lands and Forest Reserves, Armidale Land District :—Mr. Kearney asked the Secretary for Lands,—

(1.) What is the area of the unoccupied Crown lands within the Armidale Land District?

(2.) What is the area of forest reserves within the said district?

(3.) What is the area of temporary forest reserves within the said district?

Mr. Ashton answered,—

(1.) 116,620 acres.

(2.) 350,000 acres (approximately).

(3.) The classification of these reserves has not yet been completed.

(6.) Kensington Race-course :—Mr. Broughton, for Mr. Fell, asked the Attorney-General and Minister of Justice,—If it is a fact that the authorities of the Kensington Race-course are acting in an arbitrary manner in connection with the attempt to remove respectable citizens from the course on account of alleged private grievances, will he take steps to have the Board of Control immediately formed?

Mr. Ashton answered,—If the authorities of the Kensington Race-course have improperly interfered with the liberty of any citizen, the person so aggrieved has a complete remedy in the law courts. This is not a matter for the Advisory Board.

(7.) Coal Trade, Southern and Western Districts :—Mr. Edden asked the Colonial Treasurer,—

(1.) Is it a fact that the Railway Commissioners are having 200 coal hopper waggons made for the coal trade of the Southern and Western Districts?

(2.) If so, at what price per ton of coal carriage?

(3.) What are the traction rates now charged for the carriage of coal from the Southern and Western Coal-mines to Darling Harbour?

(4.) Is it a fact that a reduction in traction rates has of late been made for the carriage of coal from the above districts to Sydney?

Mr. Carruthers answered,—

(1.) I am informed that the Railway Commissioners are having 200 hopper waggons built, primarily for the carriage of coal.

(2 and 3.) The rates per ton vary according to the distance carried, and as to whether the coal is for export over sea or for local use. The rates are published in the mileage scale in the Railway Rates Book.

(4.) No.

(8.) Water Hyacinth in the Clarence District :—Mr. McFarlane asked the Secretary for Public Works,—What steps does he propose to take to prevent the spread of the water hyacinth in the Clarence District?

Mr. Lee answered,—Certain recommendations have been made by a Committee of Experts which require consideration, and, if deemed effective, experiments will be tried.

(9.) Scottish Australian Investment Company's Leases, Mundawadera Station :—Mr. McLaurin asked the Secretary for Lands,—

(1.) Is it a fact that five special leases have been granted to the Scottish and Australian Investment Company, on Mundawadera Station, parishes Grubben and Edgehill, county Mitchell, Land District of Wagga, part of Travelling Stock Reserve 1949, for fourteen years at 6d. per acre?

(2.) What is the area of each lease, and what is the total area?

Mr. Ashton answered,—

(1.) Yes, on the recommendation of the Local Land Board, but with the special conditions, *inter alia*, that, "In the event of Travelling Stock Reserve No. 1,949 becoming, in the opinion of the Minister for Lands, wholly or in part useless for travelling stock reserve purposes, the right is reserved to the Governor to withdraw for settlement the whole or any part or parts of the land leased without compensation;" also subject to the full use of the land by travelling stock.

(2.) 320 acres, the total area being 1,600 acres.

4. LOTTERIES BILL :—Mr. R. J. Anderson presented a Petition from William Allen, Chairman of a Conference of the Evangelical Council and the Public Morals Association of New South Wales, praying the House to pass the Lotteries Bill into law without any exemptions whatever.
Petition received.

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

(1.) Proclamation under the Navigation Act, 1901, modifying certain of the Regulations contained in the Seventh Schedule of the Act.

(2.) Return to an Order made on 23rd November, 1906,—“Immigration.”

Referred by Sessional Order to the Printing Committee.

4th December, 1906.

6. ACCOUNTANTS BILL:—Mr. Broughton, pursuant to leave granted on 29th November, 1906, presented a Bill, intituled “*A Bill to provide for the registration and regulation of Public Accountants in New South Wales*,”—which was read a first time.
Ordered to be printed, and read a second time on Thursday next.
7. BATHURST CATHEDRAL VALIDATING BILL (*Formal Order of the Day*),—on motion of Mr. O’Conor, read a third time, and *passed*.
Mr. O’Conor then moved, That the Title of the Bill be “*An Act to sanction, confirm, and give legal effect to a Canon for establishing and regulating the Constitution of the Cathedral Church of All Saints, Bathurst*.”
Question put and *passed*.
Ordered, That the Bill be returned to the Legislative Council, with the following Message:—
MR. PRESIDENT,—
The Legislative Assembly having this day agreed to the Bill, intituled “*An Act to sanction, confirm, and give legal effect to a Canon for establishing and regulating the Constitution of the Cathedral Church of All Saints, Bathurst*,”—returns the same to the Legislative Council without amendment.
*Legislative Assembly Chamber,
Sydney, 4th December, 1906.*
8. POSTPONEMENT:—The Order of the Day, “Saturday Half-holiday Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to amend the Early Closing Act, so as to provide for a universal Saturday half-holiday within the Metropolitan and certain other districts of this State. [*Mr. Arthur Griffith*],”—postponed until Thursday, 13th December.
9. GRAIN BAGS REGULATION BILL:—The Order of the Day having been read,—Mr. Daley moved, That this Bill be now read a second time.
Debate ensued.

And it being Six o’clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

10. LOCAL GOVERNMENT EXTENSION BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled “*An Act for the better government of Municipalities and Shires; for those purposes to amend, extend, and repeal certain Acts, and to apply the provisions of the Local Government (Shires) Act, 1905, to Municipalities; and for other purposes*,”—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 4th December, 1906.*

F. B. SUTTON,
President.

LOCAL GOVERNMENT EXTENSION BILL.

Schedule of the Amendments referred to in Message of 4th December, 1906.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 5, clause 6. *After* line 11 *insert* “Lease includes an original or derivative lease or under lease or contract or agreement for the same. Lessee includes an original or derivative lessee and under lessee and any person deriving title under or from a lessee or under lessee.”
- Page 7, clause 14, line 33. *After* “Act” *insert* “Provided that before acting upon power (a) or (e) in this subsection a poll shall be taken of the ratepayers in each area or part of an area affected by the proposed union, and the result of the poll shall decide the question whether such power shall be exercised.”
- Page 7, clause 14, lines 43 and 44. *Omit*—
“(5) The Governor may alter the name of any area and of its council.”
- Page 12, clause 22, line 8. *After* “municipalities” *insert* “excepting section eleven of chapter 2 within the Metropolitan District. Provided that, for the purposes of the Shires Act and this Act, the following additional paragraph is added to chapter I of Schedule “One of the former Act:—
“(vii) (a) The prevention of the pollution of natural watercourses.”
- Page 12, clause 22, line 10. *After* “road” *insert* “already in existence”
- Page 12, clause 22, line 14. *After* “gives” *insert* “immediate”
- Page 13, clause 23, line 35. *After* “municipalities” *insert*—
“Provided that, for the purposes of the Shires Act and this Act, subsection (2) of section “9 of the former Act is amended as follows:—
“(i) In paragraph (c) by the omission of the words ‘the Governor may grant or refuse the application in whole or in part, but’ and by inserting the words ‘fifty or if there be less than three hundred ratepayers on the roll’ after the word ‘than’;
“(ii) In paragraph (c) by substituting the word ‘ratepayers’ for the word ‘electors’ each time it occurs in the paragraph; “(iii)

Renaming areas.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

4th December, 1906.

- " (iii) In paragraph (c) by substituting the words 'the Governor shall' for the word 'may' where it occurs in the third line before the word 'direct' ;
- " (iv) At end of paragraph (e) by adding the words 'and ordinances' after the word 'regulations' ;
- " (v) By inserting after paragraph (f) new paragraphs, as follow :—
- " (g) If at the poll so taken a majority of the ratepayers voting is against the conferring of any power applied for the Governor shall refuse the application of the council in that particular, and the right to exercise such power shall not again be applied for by the council until after the expiration of two years from the day of such poll.
- " (h) The Governor may, except as aforesaid, grant the application of the council in whole or in part.
- " Paragraph (g) in the Shires Act becomes paragraph (i)."
- Page 14, clause 23, line 22. *After* "duty" *insert* "relating to the public health or the prevention of the spread of disease"
- Page 15, clause 25. At end of clause *add*—
- " Provided also that, for the purposes of the Shires Act and this Act, paragraph (g) of section ten of the former Act is amended by inserting at the end of the paragraph the words "and may remove such fence when no longer required."
- Page 18, clause 29, line 45. *After* "plan" *insert* "and specification"
- Page 18, clause 29, line 46. *After* "plan" *insert* "and specification"
- Page 19, clause 29, line 2. *After* "plan" *insert* "and specification"
- Page 19, clause 29, line 3. *After* "disapproval" *insert* "and in the latter case the reasons of such disapproval"
- Page 19, clause 29, line 5. *After* "plan" *insert* "and specification"
- Page 19, clause 29, line 6. *After* "plan" *insert* "and specification"
- Page 19, clause 29, line 7. *After* "plan" *insert* "and specification"
- Page 19, clause 29, line 11. *After* "to" *insert* "the circumstances of the case and to"
- Page 19, clause 29, line 21. *After* "plan" *insert* "and specification"
- Page 12, clause 29, line 22. *After* "behalf" *insert* "or give security to the satisfaction of the council that he will so make the road and provide drainage. If the council is not satisfied with the security offered such person may appeal to a District Court Judge, having jurisdiction in the area who may summon witnesses, hear evidence, and determine the matter having regard to the circumstances of the case and the public interest. The decision of such Judge shall be final and shall be given effect to by such person and the council. The council may sue and recover upon such security in any Court of competent jurisdiction."
- Page 19, clause 29, line 25. *After* "aforesaid" *insert* "or security given as aforesaid"
- Page 19, clause 29, line 26. *After* "drainage" *insert* "or give security as aforesaid"
- Page 19. *After* clause 29 *insert* the following new clause :—
- (1) If any road so opened as aforesaid has not been dedicated to the public such road may be closed to the public and taken out of the care, control, and management of the council on notice in writing of such intention to so close the road being given to the clerk signed by all persons having an interest in the land upon or through which the road was opened. Roads not dedicated may be closed.
- (2) Upon any road being so closed to the public as aforesaid any security given in respect of the making of such road and the providing of drainage in regard thereto shall become void and of no effect.
- Page 20, clause 30, line 2. *After* "opening" *insert* "used or disused"
- Page 20, clause 30, line 3. *Omit* "but not any" *insert* "or any excavation whatever not being a"
- Page 20, clause 30, line 4. *Omit* "other"
- Page 20, clause 30, line 5. *After* "water" *add* "or any excavation in which water has collected or may collect"
- Page 20, clause 31, line 6. *After* "fix" *insert* "with the approval of the Governor"
- Page 20, clause 32, line 13. *After* "fund" *insert* "of the council"
- Page 20. *After* clause 33 *insert* the following new clause :—
- The provisions of section 14 of the Shires Act and of section 33 of this Act shall apply to public roads, bridges, ferries, and other works upon the boundary between the Western Division and any area, and for that purpose the word "area" includes the Western Division, and the word "Council" includes the Minister. Section 4, Shires Act.
Section 33, this Act.
- Page 22, clause 37. At end of clause *add*—
- " (3) The Governor may by notification on information from the Board of Health, that the sanitary duties are not being efficiently carried out, require a council to appoint a sanitary inspector, and may, if the council do not appoint such inspector within three months of the date of the notification, himself appoint such inspector.
- " (4) In any case where the Governor exercises the powers of the last preceding subsection, the salary of the sanitary inspector shall be paid from the general or some special fund of the area."
- Page 22, clause 38, line 24. *Omit* "shall" *insert* "may"
- Page 22, clause 39, line 27. *After* "the" *insert* "mayor or the president or the"
- Page 22, clause 39, line 30. *After* "the" *insert* "mayor or the president or the"
- Page 22, clause 39, line 32. *Omit* "five" *insert* "two"
- Page 22, clause 39, line 32. *After* "the" *insert* "mayor or the president or the"
- Page 24, clause 43, line 4. *Omit* "subsection" *insert* "paragraph"
- Page 24, clause 43. At end of clause *add* "Provided that the powers of item (vii) of Schedule Two and of this section shall not apply to such animals as have been or may hereafter be declared noxious under the Pastures Protection Act, 1902, or any act amending the same."

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Page 24, clause 44. *After* line 29 *insert*—

“ Provided that this subsection shall apply to any cattle saleyards constructed by any council outside its area before the commencement of this Act.”

Page 24, clause 44, lines 37 and 38. *Omit* “ within the area ”

Page 26, clause 46, line 8. *After* “ any ” *insert* “ fence ”

Page 26, clause 46. *After* line 13 *omit*—

“(e) erect and maintain on land vested in the council for any purpose any hoarding, or license any person to erect, maintain, or use the same, or any part thereof, for such time and upon such terms as the council may deem expedient”

Page 26, clause 47, line 27. *Omit* “ stock routes.”

Pages 26 and 27, clause 48. *Omit* clause 48 and *insert* the following new clause :—

Dairies Supervision.

Dairies.

(1) Section four of the Shires Act is amended by the omission therefrom of the words the “ Dairies Supervision Act, 1901.”

(2) At any time after the commencement of this Act the Governor may on the recommendation of the Board of Health proclaim that any Shire Council shall be the local authority within the meaning of the “ Dairies Supervision Act, 1901,” for the administration of the said Act within such council's area ; and thereupon such council shall be and shall become invested with the powers, rights, duties, and liabilities of a local authority under the said Act.

Page 27, clause 49, line 36. *After* “ municipalities ” *insert* “ Provided that at every election of councillors or aldermen under the Shires Act or this Act every voter shall vote for the full number of councillors or aldermen to be elected.”

Page 29, clause 49, lines 47 and 48. *Omit* “ unless approved by a poll of the ratepayers prior to such payment ”

Page 30, clause 49. At end of clause *add*—

“ Provided also that, for the purposes of the Shires Act and this Act, subsection five of section eighteen of the former Act is amended by inserting the words ‘ or allowances ’ after the word ‘ allowance ’ and by adding the words ‘ in each year ’ after the word ‘ pounds.’

“ Provided also that where an area has been added to an existing municipality under subsection two of section five of the Shires Act, and where under the Municipalities Act, 1897, the said area has been constituted a ward of such municipality but no aldermen of such ward have been elected, the council of such municipality may, on the commencement of this Act, cause lists and rolls of electors for such area qualified under this Act to be prepared in pursuance of this Act, and may thereupon hold an election as prescribed of such number of aldermen as might under the Municipalities Act, 1897, be elected in respect of such ward. The aldermen so elected shall retire from office on the general retirement of aldermen in pursuance of this Act.”

Page 30. *After* clause 49, *insert* the following new clause :—

Where, at any election of a council, the number of officers elected is less than the number of offices which the election was held to fill, the Governor may appoint persons to fill the offices thus left vacant.

Page 33, clause 50. *After* line 5 *insert*—

“ Provided also that in applying the provisions of part 5 of the Shires Act to municipalities, section twenty-two of the Shires Act shall be read as if amended as follows :—

“(a) In subsection one after the word ‘ owners ’ by adding the words ‘ or rate paying lessees.’

“(b) In subsection two the word ‘ tenant ’ shall be deemed to include only direct tenants of the owners and rate paying lessees.

“(c) In subsection two paragraph (a) by omitting the words ‘ or oral tenancy.’

“(d) In subsection two paragraph (a) by omitting the word ‘ five ’ where it occurs and by inserting in lieu thereof the word ‘ thirteen ’ and by omitting the word ‘ twenty ’ where it occurs and substituting in lieu thereof the word ‘ fifty-two.’

“(c) By inserting the following new subsection to follow subsection three and to be numbered “ four :—

“(4) Any natural born or naturalised British subject male or female of the age of twenty-one years or upwards shall be entitled to be placed on the list as ‘ rate-paying lessee ’ and to be enrolled as an elector if he—

“(a) On the day appointed by an ordinance made in that behalf is severally the lessee of any ratable land in the shire and is under a lease in writing or other documents of title relating to such land liable to pay to any person the whole or any part of any rates which may be made and levied under the Act in respect of such land.

“(b) On such day aforesaid is jointly such lessee as aforesaid and is so liable as aforesaid.

“(c) On such day is the manager, secretary, or director of a public company or body corporate, or one of a body of trustees which is such lessee so liable as aforesaid ; and—

“(i) has been nominated by the directors of such company or body corporate or by such body of trustees as an elector in respect of such land ; or

“(ii) Where no such nomination has been made is the manager, or where there is no manager is the secretary, of such company, or is the trustee of such body of trustees whose name first appears on the instrument creating the trust.

“(f) In subsection four by adding after the word ‘ owner ’ in the proviso the words ‘ rate-paying lessee.’

“(g) Section twenty-three of the Shires Act shall be read as if amended by inserting after the word ‘ owner ’ where it first occurs the words ‘ or rate-paying lessee.’”

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Erection and maintenance or ... (Aug.

Governor to fill vacant offices of aldermen.

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- Page 33, clause 50. *After* line 44 *insert* new paragraph—
“(b) The Governor may, at the request of a council, appoint a revision court, which may at the prescribed time of the year one thousand nine hundred and seven, and in the prescribed manner, revise the first rolls of electors relating to the area of the said council.”
- Page 33, clause 50, line 46. *After* “electors” *insert* “of an area.”
- Page 33, clause 50, line 47. *After* “being” *insert* “or whose qualifications have been altered by a change of residence”
- Page 34, clause 50. *After* line 4 *insert* “Provided also that, for the purposes of the Shires Act and this Act, subsection two of section twenty-five of the former Act is amended by the omission of paragraph (k).”
- Page 34, clause 50. At the end of clause *add*—
“Provided also that, for the purposes of the Shires Act and this Act, subparagraph (ii) of paragraph (j) of subsection two, of section twenty-five of the former Act is amended by inserting at end of subparagraph the words ‘gas, or of coke, or other products from gas works, or of electricity.’”
- Page 34, clause 51, line 16. *After* “are” *omit* “primarily liable under this Act as owners or as lessees of Crown lands, or as tenants of railway lands, or otherwise, to pay rates to the council” *insert* “owners or ratepaying lessees or lessees of Crown lands or tenants of railway lands”
- Page 39, clause 56. At end of clause *add* “Provided further that, for the purposes of this Act and the Shires Act, the valuations to be made and adopted under this Act and the Shires Act shall be separate valuations made in respect of each parcel of ratable land as separately held by any occupier, tenant, lessee, or owner: Provided further that in any municipality notice of valuation shall be given as prescribed to any person entitled to appeal under section thirty-two of the Shires Act or section fifty-seven, subsection three, of this Act: Provided also that in the case of a lessee or occupier entitled to appeal under section fifty-seven, subsection three, the liability for and the right to recover rates as provided by this Act shall not be affected by reason only of the fact that notice of such rates has not been given to such lessee or occupier unless such lessee or occupier is on the list of ratepayers in respect of the property for the rates of which he is so liable: Provided also that, for the purposes of the Shires Act and this Act, appeals to Courts of Petty Sessions under section thirty-two of the former Act shall be heard at such places as the Governor may proclaim.”
- Page 42, clause 62, lines 6 to 10. *Omit*—
“Provided that the limit of twopence in the pound provided in subsection one of section thirty-three of the Shires Act shall not apply to municipalities, except in the case of a rate on a mine worked for the purpose of mining for any mineral other than coal or shale, in which case the said limit shall apply.” No limit in municipalities.
- Page 42, clause 62, line 11. *Omit* “also”
- Page 42, clause 62, line 26. *After* “municipality” *omit* remainder of clause *insert*—
“Provided also that in any municipality the sum of the rates so made and levied on the unimproved capital value, and the rates of any kind already made or levied on the unimproved capital value, shall not in any year exceed twopence in the pound, on the unimproved capital value of the ratable land: Provided further that the council of a municipality may also make and levy a general rate on the improved capital value of all ratable land in its area. Such general rate shall not exceed one penny farthing in the pound on the improved capital value of the ratable land.”
- Page 42, clause 63. *After* line 46 *insert* “Provided that any such special rate levied for the purpose of defraying the cost of lighting roads may be levied only upon ratable lands within the area deriving any benefit or advantage from the expenditure of such rate.”
- Page 43, clause 63, line 15. *Omit* “one hundred” *insert* “not less than fifty”
- Page 43, clause 63, line 15. *After* “ratepayers” *insert* “or if there be less than three hundred ratepayers on the roll, by not less than one-sixth of such ratepayers.”
- Page 46. *After* clause 65 *insert* the following new clause:—
Notwithstanding anything contained in this Act, the total amount of all rates which may be made and levied under this Act on the unimproved capital value of any land shall not in any year exceed twopence in the pound of the unimproved capital value of the said land, and the total amount of all rates which may be so made and levied on the improved capital value shall not in any year exceed one penny farthing in the pound of the improved capital value. Provisions respecting all rates.
- Page 46, clause 66, line 10. *After* “thirty-four” *insert* “(as amended hereby)”
- Page 46, clause 66, line 34. *After* “purporting” *insert* “Provided also that, for the purposes of the Shires Act and this Act, subsection four of section thirty-four of the former Act is amended by omitting the words ‘between the owner and occupier’ and the words ‘of either’ where they occur.”
- Page 46, clause 66, line 40 to 43. *Omit*—
“(5) Subsection one of section thirty-six of the Shires Act is hereby amended by the omission from the first two lines of the words ‘by a council to recover the amount of any rate from the owner or lessee or tenant as the case may; or’” Recovery of rates; amendment of Shires Act.
- Page 47, clause 66, lines 1 to 29. *Omit*—
“(6) In any proceedings under this Act or the Shires Act (other than proceedings under section thirty-five of the latter Act) to recover the amount of any rate from the owner or lessee or tenant as the case may be, the provisions following shall apply to suits and proceedings in a district court or petty debts court:—
“(a) When a summons for the recovery of the amount of rate is issued and served, then, unless eight days before the return day of the summons a statement in writing by or on behalf

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- "behalf of the defendant, showing a defence on the merits, shall be filed in the court in which such summons was issued, judgment shall be given for the amount claimed, without the necessity of a council, or anyone on their behalf, appearing in court, or proving the liability of the defendant and the non-payment of the rate.
- "(b) Any statement under the last preceding subsection must be verified by the defendant by affidavit, and such affidavit must be filed with the aforesaid statement.
- "(c) In all cases the summons shall be served upon the defendant at least twenty-one days before the return-day of the summons.
- "(d) It shall be sufficient in any such suit or proceeding if the particulars of demand state the amount sought to be recovered, the date on which the same was payable, with such further and other particulars as the council may think necessary.
- "(e) In the event of a defence on the merits being filed, together with an affidavit in verification thereof, the plaintiff must prove, (i) the amount of the rate, (ii) that the prescribed notice has been duly given of the valuation, (iii) that the prescribed notice has been duly given to pay the rate, and subsections two, three, and four of the Shires Act shall apply."

Insert—

"(5) Subsection one of section thirty-six of the Shires Act is amended by inserting after the words 'plaintiff must' the words 'in the event of a notice of defence or plea being filed.'

"(6) Subsection five of section thirty-four of the Shires Act is hereby amended by inserting after the word 'land' where secondly occurring in the said subsection the words 'in respect of which such rates are imposed.'"

Page 49, clause 66, lines 35 to 37. *Omit—*

"(9) Provided also that, for the purposes of the Shires Act and this Act, subsection six of section thirty-four of the former Act is amended by substituting the word 'five' for the word 'four.'"

Page 53, clause 72, line 5. *Omit "due" insert "owing"*

Page 54, clause 73, line 15. *After "and" insert "subject to the provisions of this Act"*

Page 63, clause 88, line 7. *After "and" insert "the council"*

Page 68, clause 97, line 18. *After "trespass" insert "or any offence"*

Page 68, clause 97, line 20. *After "trespass" insert "or offence"*

Page 68. *After clause 97 insert the following new clauses:—*

With respect to any wharf, dock, pier, jetty, landing-stage, slip, or platform, the control and management of which is vested in a council, such council shall have the powers of the Governor under Division 3 of the Wharfage and Tonnage Rates Act, 1901; and the provisions of the said Act, and any Acts amending the same, are, mutatis mutandis, hereby incorporated with this Act, so far as they relate to any such wharf, dock, pier, jetty, landing-stage, slip, or platform.

For the purposes of the Shires Act and this Act, the Impounding Act, 1898, is amended as follows, and such amendments shall have effect only within a municipality or shire:—

- (a) In subsection one of section six the word "council" is substituted for the word "Government."
- (b) In subsection three of section six the words "when demanded be produced to the council clerk" are substituted for the words "once in every month be produced to the petty sessions."
- (c) In subsection three of section six the words "or council" are inserted after the word "Minister."
- (d) In section seventeen the words "or president or mayor" are inserted after the words "police officer."
- (e) In subsection three of section twenty-six, all the words from and including "forthwith forward such transcript" down to and including the words "under this Act" are omitted, and the words "pay such moneys to the general fund of the council" are substituted therefor; and the words "council's office" are substituted for the words "court-house."
- (f) In section forty the words "and the council of a shire shall, in respect of any public place, as defined in the Shires Act, in any village, town, or urban area in such shire, and in respect of any reserve, park, or land of whatever kind vested in or under the control or management of any such council by virtue of any Act now or hereafter to be in force," are inserted after the words "in force."
- (g) In section forty-two the words "or local government ordinance or regulation" are inserted after the word "by-law," where first occurring; and the words "ordinance or regulation" are added after the word "by-law" at the end of the section.
- (h) Section fifty-nine is repealed.

Basis of Rating under Metropolitan Water and Sewerage Acts.

(1) The council of an area in any part of which the provisions of the Metropolitan Water and Sewerage Act of 1880, and the Acts amending the same, are in operation, shall, at the time of making the valuations of the improved and unimproved capital value of ratable land under this Act, make a valuation of the assessed annual value thereof. Such assessed annual value shall be—

- (a) in the case of lands on which there are buildings, or which are or have been let for pastoral, mining, or other purposes, whether such buildings or lands are then occupied or not, nine-tenths of the fair average annual rental of such ratable land, together with all buildings thereon; and

(b)

Interest—rate
of.

Wharves, docks,
&c.

Impounding
Act, 1898.

Valuation of
annual value.

Improved
lands.

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- (b) in the case of all unimproved lands at the rate of five pounds per centum upon the unimproved capital value, such average rental and unimproved capital value respectively to be estimated by the valuers. Unimproved lands.
- (2) The provisions of Division 3 of Part VI of this Act shall apply to such valuations. Appeals.
- (3) Such assessed annual value shall be the valuation which, under the provisions of the said Acts, shall not be exceeded by any valuation for the purposes of making and levying rates payable to the Metropolitan Board of Water Supply and Sewerage. Application to Metropolitan Water and Sewerage Acts.
- (1) A council may make a fair rental charge upon persons who have laid or erected, or may, with the council's permission, lay or erect pipes, wires, cables, or rails, on, under, over, or through the public and other places under the control of the council. This subsection shall not apply to the Crown. Charges on pipes, wires, cables, and rails.
- (2) If any dispute arise as to the amount of such rental charge, such dispute shall be finally settled by the decision of the nearest court of petty sessions. Such charges may be made, levied, and recovered by a council as rates.
- Page 69, Schedule Two, lines 32 to 36. *Omit*—
- “(iv) With the special approval of the Governor, the construction, maintenance, and operation of light branch railways (standard or narrow gauge, or any other system) or tramways, for goods or passenger traffic, for local purposes.”
- “(v) The construction, maintenance, and operation of passenger ferries, or other means of locomotion.”
- Page 69, Schedule Two, lines 38 and 39. *Omit*—
- “The erection, maintenance, management, and regulation of rabbit-proof fencing, and ”
- Page 69, Schedule Two, lines 42 and 43. *Omit*—
- “(ix) The support from the funds of the council or the establishment and maintenance of public hospitals.”
- Page 70, Schedule Two, lines 6 to 10. *Omit*—
- “(xii) The draining and reclamation of swampy or low-lying land.
- “(xiii) The establishment and maintenance of creameries, or of factories of any kind for the distribution of agricultural, dairying, or other farm produce.
- “(xiv) The provision, maintenance, and management of storage houses for agricultural and other farm produce.”
- Page 70, Schedule Two, line 28. *Omit*—
- “(xxv) The establishment, maintenance, and management of public mining batteries.”
- Page 70, Schedule Two, lines 31 to 33. *Omit*—
- “(xxvii) The establishment, maintenance, and management of public laundries.
- “(xxviii) The establishment, maintenance, and management of public kitchens.
- “(xxix) The establishment, maintenance, and management of public pawnshops.”
- Page 70, Schedule Two, line 35. *Omit* “establishment, maintenance, and management of public”
insert “regulation and control of common”
- Page 70, Schedule Two, lines 41 and 42. *Omit* “technical schools”
- Page 70, Schedule Two, lines 45 and 46. *Omit*—
- “(xxxix) The erection, maintenance, and management of workmen's dwellings, and the acquisition of land therefor.”
- Page 70, Schedule Two, line 55. *After* “jointly” *insert* “by councils”
- Page 70, Schedule Two, line 55. *After* “undertakings” *insert* “authorised by this Act”
- Page 70, Schedule Two, line 55. *After* “of” secondly occurring *insert* “their”
- Page 71, Schedule Two, line 1. *Omit* “disposal” *insert* “and retail sale and of the storage and exhibition for sale”
- Page 71, Schedule Two, lines 1 and 2. *Omit* “not being preserved or salted”
- Page 71, Schedule Two, line 4. *Omit* “regulation or”
- Page 71, Schedule Two, line 16. *After* “sale” *insert* “storage exhibition for sale, conveyance”
- Page 71, Schedule Two, line 18. *Omit* “butchers”
- Page 71, Schedule Two, line 25. *Omit* “at” first occurring *insert* “to”
- Page 71, Schedule Two, line 25. *Omit* “at” second occurring *insert* “to”
- Page 71, Schedule Two, lines 30 and 31. *Omit*—
- “(liii) The establishment, control, maintenance, and regulation of infants' milk depôts”
- Page 71, Schedule Two, line 32. *Omit* “public”
- Page 71, Schedule Two, line 37. *Omit* “camels” *insert* “animals”
- Page 71, Schedule Two, lines 39 to 42. *Omit*—
- “(lviii) Any other specific powers and duties, whether of the same nature as the preceding or not, which may be conveniently exercised by municipalities or shires which the Governor may proclaim to be local governing powers and duties which may be acquired under this Act.”

Examined,—

W. J. TRICKETT,

Chairman of Committees.

Ordered by Mr. Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration To-morrow

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11. MUDGE TO DUNEDOO, *via* CANADIAN LEAD, RAILWAY BILL :—The Order of the Day having been read,—Bill, on motion of Mr. Lee, read a third time, and *passed*.
Mr. Lee then moved, That the Title of the Bill be "*An Act to sanction the construction of a line of Railway from Mudgee to Dunedoo, via Canadian Lead; to authorise the construction of the said line on public roads; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto.*"
Question put and passed.
Ordered, That the Bill be carried to the Legislative Council, with the following Message :—
MR. PRESIDENT,—
The Legislative Assembly having this day passed a Bill, intituled "*An Act to sanction the construction of a line of Railway from Mudgee to Dunedoo, via Canadian Lead; to authorise the construction of the said line on public roads; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 4th December, 1906.*
12. GEORGE-STREET TO ERSKINEVILLE TRAMWAY BILL :—The Order of the Day having been read,—Bill, on motion of Mr. Lee, read a third time, and *passed*.
Mr. Lee then moved, That the Title of the Bill be "*An Act to sanction the construction of an Electric Tramway from George-street, near the Sydney Railway Station, to Erskineville, and for other purposes consequent thereon or incidental thereto.*"
Question put and passed.
Ordered, That the Bill be carried to the Legislative Council, with the following Message :—
MR. PRESIDENT,—
The Legislative Assembly having this day passed a Bill, intituled "*An Act to sanction the construction of an Electric Tramway from George-street, near the Sydney Railway Station, to Erskineville, and for other purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 4th December, 1906.*
13. HUNTER DISTRICT WATER AND SEWERAGE (AMENDMENT) BILL :—The Order of the Day having been read,—Bill, on motion of Mr. Lee, read a third time, and *passed*.
Mr. Lee then moved, That the Title of the Bill be "*An Act to amend the Hunter District Water and Sewerage Acts, 1892-1897; to amend the law relating to Water Supply and Sewerage; and for purposes consequent thereon or incidental thereto.*"
Question put and passed.
Ordered, That the Bill be carried to the Legislative Council, with the following Message :—
MR. PRESIDENT,—
The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Hunter District Water and Sewerage Acts, 1892-1897; to amend the law relating to Water Supply and Sewerage; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 4th December, 1906.*
14. BARREN JACK DAM AND MURRUMBIDGEE CANALS CONSTRUCTION BILL :—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion Mr. Lee, the report was adopted.
Ordered, That the Bill be read a third time To-morrow.
15. GREAT WESTERN RAILWAY DEVIATION (LITHGOW ZIGZAG) BILL :—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.
Debate ensued.

And the House continuing to sit after Midnight,—

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Debate continued.

Question put and passed.

Bill read a second time.

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

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

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

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

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16. **POSTPONEMENTS**:—The following Orders of the Day were postponed until To-morrow:—
- (1.) Broken Hill and Umberumberka Water Supply Bill; second reading. [Mr. Lee.]
 - (2.) Lotteries Bill (*Council Bill*); to be further considered in Committee. [Mr. Wade.]
 - (3.) Vine and Vegetation Diseases (Fruit Pests) Bill, reported; to be reconsidered in Committee. [Mr. Moore.]

17. **MUNICIPAL LOANS AUTHORISATION AND VALIDATION BILL**:—

- (1.) The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to authorise the Councils of the Municipalities of Paddington and Albury, and of other Municipalities, to borrow money on the security of land comprised in certain Crown grants, notwithstanding the conditions and provisions of the said grants; to authorise the Council of the Municipality of Lismore to borrow money for certain purposes; to vest in the Borough of Leichhardt certain right, title, and interest in certain land; to validate certain mortgages and loans; to authorise the Council of the said Borough of Leichhardt to borrow certain moneys; and for purposes consequent thereon or incidental thereto.

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

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

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

Resolved.—That it is expedient to bring in a Bill to authorise the Councils of the Municipalities of Paddington and Albury, and of other Municipalities, to borrow money on the security of land comprised in certain Crown grants, notwithstanding the conditions and provisions of the said grants; to authorise the Council of the Municipality of Lismore to borrow money for certain purposes; to vest in the Borough of Leichhardt certain right, title, and interest in certain land; to validate certain mortgages and loans; to authorise the Council of the said Borough of Leichhardt to borrow certain moneys; and for purposes consequent thereon or incidental thereto.

On motion of Mr. Carruthers, the resolution was read a second time.

Mr. Carruthers then moved, That the resolution be now agreed to.

Debate ensued.

Mr. Moxham moved, That the Honorable Member for The Macquarie, Mr. Thrower, be not further heard.

Question put.

The House divided.

Ayes, 24.

Mr. Fallick,	Mr. Donaldson,
Mr. Lee,	Mr. Bruntnell,
Mr. Carruthers,	Mr. W. Millard,
Mr. Morton,	Mr. Walter Anderson,
Mr. Moore,	Mr. Ashton,
Mr. Dick,	Mr. Brinsley Hall,
Mr. Booth,	Mr. Wade,
Mr. Jessep,	Colonel Ryrie,
Mr. Moxham,	Mr. O'Connor.
Mr. Nobbs,	<i>Tellers,</i>
Mr. Hogue,	
Mr. Law,	Mr. Collins,
Mr. R. J. Anderson,	Mr. McLaurin.

Noes, 16.

Mr. Miller,	Mr. Nicholson.
Mr. Hollis,	<i>Tellers,</i>
Mr. McGowen,	
Mr. Jones,	Mr. Briner,
Mr. Treflé,	Mr. Scobie.
Mr. Thrower,	
Mr. Edden,	
Mr. Gillies,	
Mr. W. W. Young,	
Mr. Cann,	
Mr. Burgess,	
Mr. Charlton,	
Mr. Estell,	

And so it was resolved in the affirmative.

Debate continued.

Mr. Thrower moved, That the Honorable Member for St. George, Mr. Carruthers, be not further heard.

Question put, and voices given.—

Mr. Speaker stated his opinion that the *Noes* had it.

Whereupon Division called for, and Mr. Speaker having, in accordance with Standing Order No. 213, directed the Members to take their seats to the right and left of the Chair respectively, declared the determination of the House to be in the *Negative*, as there were only two Members in the minority who had challenged his decision.

The following are the names of the Members in the minority, viz.:—Mr. Thrower and Mr. Edden.

Debate continued.

Question,—That the resolution be now agreed to,—put and passed.

- (2.) Mr. Carruthers then presented a Bill, intituled "*A Bill to authorise the Councils of the Municipalities of Paddington and Albury, and of other Municipalities, to borrow money on the security of land comprised in certain Crown grants, notwithstanding the conditions and provisions of the said grants; to authorise the Council of the Municipality of Lismore to borrow money for certain purposes; to vest in the Borough of Leichhardt certain right, title, and interest in certain land; to validate certain mortgages and loans; to authorise the Council of the said Borough of Leichhardt to borrow certain moneys; and for purposes consequent thereon or incidental thereto,*"—which was read a first time.

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

The House adjourned, at one minute before Two o'clock, a.m., until half-past Three o'clock, p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 72.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 5 DECEMBER, 1906.

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

QUESTIONS :—

- (1.) Costs of Police Appeals from Magistrates' Decisions :—Mr. Broughton asked the Colonial Treasurer,—What amount has been disbursed during the current year for costs in connection with appeals by the Police to the Supreme Court from Magistrates' decisions?

Mr. Wade answered,—£48 12s. 4d. I may state, however, that of this sum, an amount of £13 10s. 5d. has been repaid to the Department, and it is probable that further repayments will be made in due course.

- (2.) Appointments to the Supreme Court Bench :—Mr. Sullivan asked the Attorney-General and Minister of Justice,—In making appointments to the Supreme Court Bench, will he take into consideration the claims to promotion thereto of the District Court Judges?

Mr. Wade answered,—The claims of every eligible person will be carefully considered.

- (3.) Mining Lease of S. A. Hutchinson :—Mr. Sullivan asked the Secretary for Mines,—

(1.) Is he aware that a verdict has been obtained against S. A. Hutchinson, lessee of a mining lease, situate in parish of Baratta, county of Cunningham, and that Bankruptcy proceedings are being instituted for nonpayment of the costs of same?

(2.) Is he aware that the verdict was obtained against Hutchinson owing, as he states, to the boundaries not having been defined by survey?

(3.) Will he expedite the inquiry now going on in his Department in reference to same, and will he cause a survey to be made immediately?

Mr. Moore answered,—

(1.) A suit in Equity was instituted by Margaret L. A. Hutchinson and Samuel A. Hutchinson against Mrs. Scott, attacking Mrs. Scott's title to some land under the Mining on Private Lands Act. Judgment was given in favour of Mrs. Scott, with costs against the Hutchinsons, who appealed to the High Court. The appeal was dismissed with costs against the appellants. I understand that Bankruptcy proceedings have been instituted by Mrs. Scott against the Hutchinsons.

(2.) No. The order of the Equity Court defined the boundaries of the land in dispute.

(3.) There is no inquiry proceeding in the Department in reference to this matter. I have no authority to order a survey as desired by Mr. Hutchinson.

- (4.) Electrical Expert, Public Works Department :—Mr. Sullivan asked the Secretary for Public Works,—

(1.) Referring to Mr. Sullivan's Question on the 28th ultimo, what is Mr. Raw's standing and salary?

(2.) Has the electric wiring at Government House been condemned by the insurance authorities?

(3.) Is Mr. Raw a properly-qualified electrician?

Mr. Lee answered,—

(1.) Second-class Assistant Engineer, salary £425, Professional Division.

(2.) No; but the installation was remodelled to suit the City Council's voltage.

(3.) Yes.

(5.)

5th December, 1906.

(5.) Designs and Tenders for North Shore Bridge:—*Mr. Henley*, for *Dr. Arthur*, asked the Colonial Treasurer,—

- (1.) Did the Government, in the year 1900, invite competitive designs and tenders for a bridge and approaches to connect Sydney with North Sydney, to be accompanied by detail drawings, in accordance with conditions supplied to competitors in print, and what were those conditions?
- (2.) Was the Government, at the time, in possession of any information as to the approximate cost of a bridge to North Sydney, that would fulfil these printed conditions?
- (3.) Did the Government, in the year 1891, invite designs for a new Pymont Bridge, under similar conditions; if not, under what conditions?
- (4.) Did the Government, in the case of the North Shore Bridge, require the competitors, in addition to designs and general description, to supply detail drawings and strain sheets, a complete specification, detail quantities, and a detailed tender, also for them to be prepared to enter into a bond for £10,000?
- (5.) (a) What was the amount of the tenders for the two designs that received the first and second premiums; (b) what percentage did the premiums so paid bear to the amount of their tenders for the bridge?
- (6.) (a) How did the Government intend to fully recoup the successful competitor who fulfilled the conditions laid down; (b) have they, up to the present, been fully recouped by the Government?
- (7.) Did the Government (a) find that although two competitors had fulfilled the original conditions and were thus entitled to the premiums, yet that such conditions were unsatisfactory; (b) then determine to hold a second competition, under an entirely new set of conditions—this time without any offer of premiums?
- (8.) Were a number of designs sent in under this second competition, one of which was stated in evidence by its representatives to have cost £4,000 in actual expenses?
- (9.) Did the Government (a) undertake in the conditions of the second competition to return all designs for which tenders were not accepted, free of cost; (b) accept a tender; (c) return all the drawings; or (d) ignore the provisions of their own conditions?
- (10.) Were three of the competitors, who had sent in designs and tenders under the second set of conditions, furnished in writing with a third set of conditions, modifying those previously supplied in print, and otherwise informed as to the alterations desired by the Government in their designs?
- (11.) (a) Were the representatives of three competing firms given over six months to prepare other designs and tenders under the new conditions, dated 18th August, 1902; and (b) did such firms enter upon a third competition, and submit other designs and tenders?
- (12.) What was the result of the third competition?

Mr. Lee answered,—

- (1.) Yes. The conditions I will presently lay upon the Table of this House.
- (2.) No.
- (3.) Yes, but under different conditions. These conditions I will presently lay upon the Table of this House.
- (4.) Yes.
- (5.) (a) £2,927,236 18s. for the design which received the first premium, £1,875,000 for the design which received the second premium; (b) 0.034 per cent. and 0.027 per cent.
- (6.) (a) Subject to it having been decided to proceed with the work, it was intended that the successful competitor should have become the contractor, provided that his design and tender were satisfactory; (b) it was laid down in the Conditions that the Government would not be bound to accept any tender. The tenderers were therefore fully recouped when the premiums were paid.
- (7.) (a) None of the designs submitted were wholly satisfactory; (b) yes.
- (8.) Yes.
- (9.) (a) Yes; (b) no; (c) no; (d) some of the plans have not been returned.
- (10.) Yes.
- (11.) (a) Yes; (b) the designs as amended by three of the tenderers were considered in 1903. There was no third competition.
- (12.) The Advisory Board, who dealt with the designs and tenders submitted on 25th November, 1903, reported recommending for selection the tender of Messrs. J. Stewart & Company for the supply and erection of the bridge in accordance with their modified design.

(6.) Bail on Charges of Child Desertion:—*Mr. Broughton* asked the Attorney-General and Minister of Justice,—Is it a fact that only one Magistrate is empowered to grant bail when a citizen is arrested on a charge of child desertion?

Mr. Wade answered,—Several Magistrates are available to deal with the ordinary applications for bail. As to whether the law requires that, in the particular case mentioned, any Magistrate, except a Special Magistrate, may allow bail I am not prepared to express an opinion.

(7.) Overtime in Advances to Settlers Board Office:—*Mr. Estell*, for *Mr. Burgess*, asked the Colonial Treasurer,—

- (1.) Is it a fact that the temporary officers in the Advances to Settlers Board Office have been worked two and three hours overtime for the past two years?
- (2.) If so, were they paid for overtime?
- (3.) If they were not paid for their overtime, will he take immediate steps to have them compensated?

Mr. Carruthers answered,—

- (1.) The staff of the Advances to Settlers Board has done a considerable amount of overtime during the period referred to.
- (2 and 3.) An amount of £177 has been paid as tea-money, and a recommendation by the Chairman of the Advances to Settlers Board to remunerate the officers concerned is under reference to the Public Service Board.

(8.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

5th December, 1906.

(8.) Auditor General's Report on Accounts of Sydney Harbour Trust:—*Mr. Booth*, for *Mr. Fell*, asked the Colonial Treasurer,—Will he lay upon the Table of this House the first Report (1901) by the Auditor-General on the accounts of the Sydney Harbour Trust, together with all the correspondence that passed between the Sydney Harbour Trust Commissioners and the Auditor-General in connection with the said Report?

Mr. Carruthers answered,—There will be no objection to laying copies of these papers upon the Table, if moved for in the usual way.

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

3. ARMIDALE CATTLE SALE-YARDS BILL:—*Mr. Kearney*, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Select Committee for whose consideration and report this Bill was referred on 30th November, 1906; together with a copy of the Bill as amended and agreed to by the Committee.

Ordered to be printed.

Mr. Kearney then moved, That the Bill be read a second time on Tuesday next.

Question put and passed.

4. SYDNEY ABATTOIR CONSTRUCTION BILL (*Formal Motion*):—*Mr. Lee* moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the removal of the Public Abattoir from Glebe Island; the erection of new buildings at Homebush Point, and the carrying out of other works in connection therewith; and for purposes consequent thereupon or incidental thereto.

Question put and passed.

5. TOCUMWAL RAILWAY EXTENSION BILL (*Formal Motion*):—*Mr. Lee* moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to ratify certain Agreements between the Governments of the States of New South Wales and Victoria, providing for the extension of the Victorian Railway to Tocumwal, in the State of New South Wales; for the above purposes to provide for the construction of work, the appropriation, resumption, acquisition and vesting of land; and for other purposes consequent thereon or incidental thereto.

Question put and passed.

6. RAILWAYS, COMO-HURSTVILLE DEVIATION (*Formal Motion*):—*Mr. Broughton* moved, pursuant to Notice, That there be laid upon the Table of this House in connection with the Como-Hurstville deviation,—

(1.) Copies of all papers which enabled the Commissioners, in answer to a certain Question, to state, in a return laid upon the Table of this House, that a locomotive engine of a given power could haul at a speed of 20 miles an hour, 24 per cent. more between Como and Hurstville in consequence of the grade on the deviation being easier for engines to negotiate than the grade on the old line.

(2.) A return showing,—

(a) The class and number of the engine used in the above trial; the boiler pressure employed; the weight of train hauled; and time occupied travelling between Como and Hurstville.

(b) The total cost of operating the South Coast line for (a) the twelve months prior to using the deviation between Como and Hurstville; and (b) the first twelve months after using the deviation.

(c) The cost per ton per train mile of operating the South Coast Railway for (a) the twelve months prior to using the deviation between Como and Hurstville; and (b) the first twelve months after using the deviation.

Question put and passed.

7. PAPERS:—

Mr. Hogue laid upon the Table,—Regulation under the Fisheries Act, 1902.

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—

(1.) Copy of Conditions upon which Designs were invited for a Bridge across Darling Harbour, from foot of Market-street to Union-street, Pyrmont.

(2.) Copy of Conditions upon which Tenders were invited for a Bridge connecting Sydney with North Sydney, in 1900.

Referred by Sessional Order to the Printing Committee.

Mr. Ashton laid upon the Table,—*Gazette* Notices setting forth the mode in which it is proposed to deal with the dedication of certain lands, under the Crown Lands Act of 1884.

Referred by Sessional Order to the Printing Committee.

5th December, 1906.

8. **BARREN JACK DAM AND MURRUMBIDGEE CANALS CONSTRUCTION BILL**:—The Order of the Day having been read,—Bill, on motion of Mr. Lee, read a third time, and *passed*.

Mr. Lee then moved, That the Title of the Bill be "*An Act to sanction the construction of a dam across the Murrumbidgee River, at Barren Jack; a movable diversion weir across the Murrumbidgee River, about nineteen miles in a direct line above Narrandera; a main canal from near the diversion weir; a series of branch and subsidiary distributing and drainage channels, together with other works connected therewith; and for purposes consequent thereon or incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to sanction the construction of a dam across the Murrumbidgee River, at Barren Jack; a movable diversion weir across the Murrumbidgee River, about nineteen miles in a direct line above Narrandera; a main canal from near the diversion weir; a series of branch and subsidiary distributing and drainage channels, together with other works connected therewith; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 5th December, 1906.

9. **GREAT WESTERN RAILWAY DEVIATION (LITHGOW ZIGZAG) BILL**:—The Order of the Day having been read, Mr. Lee 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. Lee, *passed*.

Mr. Lee then moved, That the Title of the Bill be "*An Act to sanction the carrying out of a deviation of the Great Western Railway Line to avoid the Lithgow Zigzag; and for purposes consequent thereupon or incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to sanction the carrying out of a deviation of the Great Western Railway Line to avoid the Lithgow Zigzag; and for purposes consequent thereupon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 5th December, 1906.

10. **VINE AND VEGETATION DISEASES (FRUIT PESTS) BILL**:—The Order of the Day having been read,—On motion of Mr. Moore, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the reconsideration of the Bill. Mr. Speaker resumed the Chair; and the Chairman reported the Bill 2° with further amendments. On motion of Mr. Moore, the report was adopted. Ordered, That the Bill be read a third time To-morrow.

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

- (1.) **Police Regulation (Superannuation) Bill**:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the Police Regulation Act, 1899,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 5th December, 1906.

F. B. SUTTOR,
President.

POLICE REGULATION (SUPERANNUATION) BILL.

Schedule of the Amendments referred to in Message of 5th December, 1906.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, clause 1, line 8. Omit "December" insert "February"
Page 1, clause 1, line 8. Omit "six" insert "seven"
Page 3, clause 10, line 30. After "such" insert "gratuity or"

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered by Mr. Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration To-morrow.

(2.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

5th December, 1906.

(2.) Parliamentary Elections Bill :—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the Parliamentary Electorates and Elections Act, 1902, and the Constitution Act, 1902; to repeal the Parliamentary Elections (Amendment) Act, 1903; and for other purposes*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 5th December, 1906.

F. B. SUTTON,
President.

PARLIAMENTARY ELECTIONS BILL.

Schedule of the Amendments referred to in Message of 5th December, 1906.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 3, clause 9, lines 17 to 19. *Omit "A list as aforesaid shall thereafter be so prepared for any district for which a new roll is in pursuance of this Act directed to be made"*

Page 13, clause 57, line 42. *Omit "destroy" insert "cancel and preserve"*

Page 14, clause 58, line 4. *After "at" insert "the several"*

Page 14, clause 58, lines 4 and 5. *Omit "other than those for which they were respectively enrolled"*

Page 15, Schedule One, line 7. *After "whole" insert "excepting section forty"*

Page 17, Schedule Five, line 19. *Omit "fifty" insert "five"*

Page 17, Schedule Six, line 43. *Omit "fifty" insert "five"*

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered by Mr. Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration To-morrow.

(3.) Judges' Pensions Amendment Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the Supreme Court and Circuit Courts Act, 1900, and the District Courts Act, 1901, so far as they relate to the pensions of Supreme Court Judges and District Court Judges; and for other purposes*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 5th December, 1906.

F. B. SUTTON,
President.

(4.) East to West Maitland Tramway Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the construction of a Tramway from East to West Maitland; and for other purposes consequent thereon or incidental thereto*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 5th December, 1906.

F. B. SUTTON,
President.

(5.) Belmore to Chapel-road Railway Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the construction of a line of Railway from Belmore to Chapel-road; to authorise the construction of the said line on public roads; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 5th December, 1906.

F. B. SUTTON,
President.

(6.) Addison-road to Dulwich Hill Electric Tramway Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the construction of an Electric Tramway from Eumore-road, along Addison-road, Livingstone-road, and New Canterbury road to the Dulwich Hill Terminus; and for other purposes*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 5th December, 1906.

F. B. SUTTON,
President.

5th December, 1906.

12. LOCAL GOVERNMENT EXTENSION BILL:—The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

And the Committee continuing to sit after Midnight,—

THURSDAY, 6 DECEMBER, 1906, A.M.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had disagreed to some, amended other, and agreed to the remainder of the Council's amendments.

Mr. Lee moved, "That" the report be now adopted.

Mr. Carruthers moved, That the Question be amended by leaving out all the words after the word "That," and inserting the words "the Bill be recommitted for the reconsideration of clauses 24 and 49,"—inserted thereof.

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

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

Question then,—That the Bill be recommitted for the reconsideration of Clauses 24 and 49,—put and passed.

On motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

Mr. Speaker resumed the Chair; and the Chairman reported 2^d that the Committee had agreed to certain amendments consequential on the Council's amendments.

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

13. BROKEN HILL AND UMBERUMBERKA WATER SUPPLY BILL:—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

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

14. MUNICIPAL LOANS AUTHORISATION AND VALIDATION BILL:—The Order of the Day having been read,—Mr. Dick moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

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

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

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

15. PAPER:—Mr. Lee laid upon the Table,—Correspondence from Chairman and Secretary of the Broken Hill Water Supply (Limited) to the Premier of New South Wales and the Mayor of Broken Hill, in connection with the Broken Hill and Umberumberka Water Supply Bill.
Referred by Sessional Order to the Printing Committee.

The House adjourned, at two minutes before Two o'clock, a.m., until half-past Three o'clock, p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 73.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 6 DECEMBER, 1906.

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

TOCUMWAL EXTENSION BILL:—The following Message from His Excellency the Governor was delivered by Mr. Lee, and read by Mr. Speaker:—

HARRY H. RAWSON,
Governor.

Message No. 85.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to ratify certain agreements between the Governments of the States of New South Wales and Victoria, providing for the extension of the Victorian Railway to Tocumwal, in the State of New South Wales; for the above purposes to provide for the construction of work, the appropriation, resumption, acquisition and vesting of land, and for other purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 4th December, 1906.*

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

2. QUESTIONS:—

(1.) Royal Commission of Inquiry into the Administration of the Lands Department, and Prosecutions in connection therewith:—Mr. Briner asked the Attorney-General and Minister of Justice,—

(1.) What has been the total cost to date of the Royal Commission of Inquiry into the Administration of the Lands Department, including (a) cost of Commission, (b) counsel's fees, (c) clerical assistance, (d) printing, (e) witnesses' and other expenses?

(2.) What has been the total cost to date of all prosecutions in connection with the Royal Commission upon the Lands Department Administration, including the extradition of W. N. Willis, and all matters connected with the cases against Willis, Crick, Bath, McNair, and Hoskins?

Mr. Hogan answered,—The particulars desired will take some time to collate. The Attorney-General will, however, have a return prepared and laid upon the Table of this House.

(2.) Quinquennial Regrading of the Public Service:—*Mr. Jones*, for Mr. Cann, asked the Colonial Treasurer,—With reference to the recent quinquennial regrading of the Public Service by the Public Service Board, will he grant the request of the Deputation by way of concession, and say whether he intends to date the regrading and pay the increases in salaries from the 1st January, 1906, or from the 1st July last; and if not from the 1st January, for what reason?

Mr. Dick answered,—The matter has been engaging attention, and will be decided in a few days according to the public interest and the rights of the officers concerned.

6th December, 1906.

- (3.) Cost of Lightship "Bramble":—Mr. Oakes asked the Colonial Treasurer,—
- (1.) What is the total cost of the "Bramble," Lightship, at Sow and Pigs Shoal, Port Jackson, including its maintenance from the time of its being first placed in position?
 - (2.) What is the annual cost of maintaining the "Bramble"?
 - (3.) What is the annual cost of maintaining the Channel Beacons?

Mr. Dick answered,—

- (1.) The amount charged in the Sydney Harbour Trust's capital debt for lightship, beacons, leading towers, &c., taken over by the Commissioners was £2,500. The total cost of maintaining the lightship "Bramble" for the period 11th February, 1901, to 30th June, 1906, amounted to £4,158 13s. 9d.
- (2.) £773, including the eastern channel pile light.
- (3.) £72, assuming that this Question refers to the two leading lights on the Vacluse Estate.

- (4.) Fires and Fire Escapes in the City:—Mr. Oakes asked the Colonial Secretary,—
- (1.) Has the Government received any reports regarding the danger to human life in cases of fire occurring in factories, hotels, boarding-houses, warehouses, residential chambers, and other tall buildings in the city, where no suitable fire escapes are installed?
 - (2.) Has the attention of the Government been drawn to the remarks of Superintendent Webb, Chief of the Metropolitan Fire Brigade, published in the *Sunday Times* of the 2nd instant?
 - (3.) Is the Government aware of any simple and inexpensive appliance or life-saving apparatus by which people living in tall buildings may save themselves in the event of fire intervening between them and safety?
 - (4.) If not, will the Government cause immediate inquiry to be held?
 - (5.) Will the Government, in view of the grave danger pointed out by Superintendent Webb in his report, mentioned in Question 2, compel the installation of all buildings over two stories in height with an effective fire escape?

Mr. Hogue answered,—

- (1.) Yes, from the Fire Brigades Board, and in reports from the Superintendent of Fire Brigades. The matter is under consideration.
- (2.) The report has been seen.
- (3 and 4.) There are a number of inexpensive life-saving appliances on the market, but permanent erections, as recommended in the reports mentioned in the reply to Question No. 1, in the way of balconies and stairs, are more reliable.
- (5.) There is no legislation in existence under which the Government could compel owners or occupiers to provide fire escapes, except in those buildings which come under the Factories and Shops Act.

- (5.) Preferential Rates on Queensland Railways—Interstate Commission:—Mr. Briner, for Mr. Waddell, asked the Colonial Treasurer,—

- (1.) Has his attention been drawn to the fact that the Queensland Government are continuing to levy preferential or differential rates on their South-western Railway Lines in order to draw trade to Brisbane that would naturally come to New South Wales?
- (2.) Is he aware that while wool-growers near Cunnamulla are charged £5 per ton for their wool to be carried to Brisbane, growers further west are only charged £3 per ton?
- (3.) Is he aware that similar preferential rates are quoted for the same districts as regards supplies being got from Brisbane?
- (4.) Is he aware that by these means a large amount of trade that would otherwise come to Sydney is diverted to Brisbane, and that the returns from our Western Railway Lines are considerably reduced thereby?
- (5.) Will he, in view of the importance of the matter, consider the advisability of urging the Federal Government to appoint the Interstate Commission?

Mr. Dick answered,—

- (1.) Yes.
- (2.) Yes, the figures are substantially correct.
- (3.) Yes.
- (4.) This is the effect.
- (5.) The Premier is in communication with the Queensland Government in regard to these rates, and hopes to be able to secure a final settlement.

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

Petition received.

4. OCCUPATION OF LAND AT LA PEROUSE BY THE EASTERN EXTENSION TELEGRAPH COMPANY:—Mr. Dacey (*by consent*) moved, without Notice, That the Select Committee now sitting on "Occupation of Land at La Perouse by the Eastern Extension Telegraph Company" have leave to make a visit of inspection to La Perouse to inspect land the subject of the inquiry.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

6th December, 1906.

5. MUNICIPAL LOANS AUTHORISATION AND VALIDATION BILL (*Formal Order of the Day*),—on motion of Mr. Lee, read a third time, and passed.

Mr. Lee then moved, That the Title of the Bill be "*An Act to authorise the Councils of the Municipalities of Paddington and Albury, and of other Municipalities, to borrow money on the security of land comprised in certain Crown grants, notwithstanding the conditions and provisions of the said grants; to authorise the Council of the Municipality of Lismore to borrow money for certain purposes; to vest in the Borough of Leichhardt certain right, title, and interest in certain land; to validate certain mortgages and loans; to authorise the Council of the said Borough of Leichhardt to borrow certain moneys; and for purposes consequent thereon or incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorise the Councils of the Municipalities of Paddington and Albury, and of other Municipalities, to borrow money on the security of land comprised in certain Crown grants, notwithstanding the conditions and provisions of the said grants; to authorise the Council of the Municipality of Lismore to borrow money for certain purposes; to vest in the Borough of Leichhardt certain right, title, and interest in certain land; to validate certain mortgages and loans; to authorise the Council of the said Borough of Leichhardt to borrow certain moneys; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 6th December, 1906.

6. CLAIM OF ELECTRIC-TRAM DRIVER ARTHUR SIMPSON FOR IMPROVEMENTS FITTED TO STEAM MOTORS:—

Mr. R. J. Anderson moved, pursuant to Notice, That the Report from the Select Committee on "Claim of Electric-tram Driver Arthur Simpson for Improvements fitted to Steam Motors," brought up on 13th November, 1906, be now adopted.

Question put and passed.

7. CLAIMS OF MR. HARRY K. CARPENTER:—Mr. Fell moved, pursuant to Notice,—

(1.) That a Select Committee be appointed to inquire into and report upon the claims and treatment of Harry K. Carpenter, by the Public Service Board, prior to his retirement from the Public Service.

(2.) That such Committee consist of Mr. O'Connor, Mr. Booth, Mr. Walter Anderson, Mr. Briner, Mr. Bennett, Mr. O'Sullivan, Mr. Cann, Mr. Broughton, and the Mover.

Debate ensued.

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

Debate ensued.

Question put and passed.

Ordered, That the Debate be adjourned until Wednesday next.

8. CASE OF HENRY HARDING, W. S. STEAD AND OTHERS—CERTIFICATE OF TITLE:—Mr. Hollis moved, pursuant to Notice, That the Report from the Select Committee on "Case of Henry Harding, W. S. Stead, and Others—Certificate of Title," brought up on 27th November, 1906, be now adopted.

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

Question put and passed.

Ordered, That the Debate be adjourned until To-morrow.

9. CLAIM OF MR. F. E. STOWE, ELECTRIC TRAM, DARLING-STREET, BALMAIN:—Mr. Henley moved, pursuant to Notice, That the Report from the Select Committee on "Claim of Mr. F. E. Stowe, Electric Tram, Darling-street, Balmain," brought up on 22nd November, 1905, be now adopted.

Debate ensued.

Question put and passed.

10. IMPROVEMENT AND ORNAMENTATION OF SYDNEY AND ITS SUBURBS:—The Order of the Day having been read for the resumption of the Debate, on the motion of Mr. O'Sullivan,—

"(1.) That a Select Committee be appointed to inquire into and report upon the best suggestion for the improvement and ornamentation of the City of Sydney, its suburbs, and environs.

"(2.) That such Committee consist of Mr. Carruthers, Mr. Ashton, Mr. McGowen, Mr. Macdonell, Mr. Fell, Mr. Briner, Mr. W. W. Young, Mr. Kelly, Mr. Cohen, and the Mover,"—

And the Question being again proposed,—

The House resumed the said Debate.

And it being Six o'clock, Government Business only proceeded with, under Sessional Order adopted on 30th August, 1906.

11. DAVID BERRY HOSPITAL BILL:—Mr. Carruthers, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Select Committee for whose consideration and report this Bill was referred on 22nd November, 1906; together with Appendices and a copy of the Bill as amended and agreed to by the Committee.

Ordered to be printed.

Mr. Carruthers then moved, That the Bill be read a second time To-morrow.

Question put and passed.

6th December, 1906.

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

(1.) Early Closing (Hairdressers' Shops) Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900; and for other purposes,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 6th December, 1906.

F. B. SUTTON,
President.

(2.) Friendly Societies (Amendment) Bill :—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the Friendly Societies Act, 1899, the Friendly Societies (Amendment) Act, 1900, and the Friendly Societies (Further Amendment) Act, 1901; to repeal the Friendly Societies (Amending) Act, 1903; and for other purposes,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 6th December, 1906.

F. B. SUTTON,
President.

FRIENDLY SOCIETIES (AMENDMENT) BILL.

Schedule of the Amendments referred to in Message of 6th December, 1906.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 3. *After* subsection 5 *add* the following new subsection :—

(6) Dividing or levy societies, that is to say, societies formed for any of the purposes mentioned in subsection one of section six of the Principal Act, and closing their funds, discharging their liabilities and dividing their assets (if any) annually shall be exempt from the provisions of subsection one of this section.

Page 3, clause 5. *Omit* "subsection (2)"

Page 3, clause 5, lines 8 to 10. *Omit* "Except in the case of the registration of a society under "subsection one or subsection two of this section, no rules of any registered society or "branch thereof, and no amendment of such rules" *insert* "No amendment of the rules "of any registered society or branch"

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered by Mr. Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration To-morrow.

(3.) Second-hand Dealers and Collectors Bill :—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to provide for the licensing and regulation of second-hand dealers in and collectors of certain old wares; to regulate the sale of second-hand articles and old wares; to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900; and for other purposes,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 6th December, 1906.

F. B. SUTTON,
President.

SECOND-HAND DEALERS AND COLLECTORS BILL.

Schedule of the Amendments referred to in Message of 6th December, 1906.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 2, line 6. *After* "employer" *insert* "for the purposes of sale or trade"

Page 3, clause 5, line 5. *Omit* "superintendent or inspector of police" *insert* "senior officer"

Page 3, clause 5, line 9. *Omit* "superintendent or inspector" *insert* "officer"

Page 4, clause 8, line 5. *After* "him" *insert* "excepting old wares purchased from a licensed "auctioneer"

Page 5, clause 11, line 37. *After* "him" *insert* "or old wares purchased from a licensed auctioneer"

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered by Mr. Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration To-morrow.

(4.)

6th December, 1906.

(4.) Mining Bill :—

MR. SPEAKER,—

The Legislative Council having had under consideration the Legislative Assembly's Message, dated the 28th November, 1906, in reference to the Mining Bill,—

Insists upon its amendment in clause 64 (1) disagreed to by the Assembly,—

- (1.) Because the provision inserted by the Legislative Council has been in operation since the inception of the Mining on Private Lands Acts and has not impeded the operation of those Acts.
- (2.) Because the leases in question are forced upon the owner without regard to his own convenience or to the beneficial occupation of his lands, and a mere assessment of the rental value of the leased area taken by itself is not a fair mode of dealing with the question.
- (3.) Because the definite provision now existing and proposed by the Legislative Council to be retained avoids the delay and uncertainty incidental to an assessment by the warden.

Does not insist upon its amendment, which omits clause 173, and agrees to the Assembly's amendments in the clause, but proposes to amend the said amendments by omitting the word "seven," in paragraph (c), line 22, and inserting in its place the word "nine"; by inserting after the word "accepted," in paragraph (e), line 27, the words "by the Minister"; and by omitting the word "nine," in paragraph (e), line 31, and inserting in its place the word "thirteen,"—in which amendments the Council requests the concurrence of the Legislative Assembly,—

- (1.) Because the clause in any form will abrogate statutory rights now existing in connection with the properties in question, and the limit of time now proposed by the Legislative Council is the lowest that could be suggested without most unfairly trenching upon those rights.
- (2.) Because the limit of time proposed by the Legislative Council in the case of mineral-bearing properties cannot interfere with mining enterprise during that period, in view of the proviso which protects titles acquired meanwhile, and all titles already acquired under the provisions for Mining on Private Lands.
- (3.) Because in the case of coal and shale bearing lands, no rights under the provisions aforesaid can be affected.

Does not insist upon its other amendments disagreed to by the Assembly, and agrees to the other of the Assembly's amendments upon the Council's amendments in this Bill.

Legislative Council Chamber,
Sydney, 6th December, 1906.

F. B. SUTTON,
President.

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

13. VACANT SEAT (*Electoral District of Blayney*):—Mr. Speaker informed the House that he had received a letter from William Patrick Crick, Esquire, resigning his seat as Member for the Electoral District of Blayney.

14. PRINTING COMMITTEE:—Mr. McFarlane, as Chairman, brought up the Twenty-third Report from the Printing Committee.

15. VINE AND VEGETATION DISEASES (FRUIT PESTS) BILL:—The Order of the Day having been read,—Bill, on motion of Mr. Moore, read a third time, and *passed*.

Mr. Moore then moved, That the Title of the Bill be "*An Act to amend the Vine and Vegetation Diseases Act, 1901.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Vine and Vegetation Diseases Act, 1901,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 6th December, 1906.

16. POLICE REGULATION (SUPERANNUATION) BILL:—The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

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

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

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

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to amend the Police Regulation Act, 1899.*"

Legislative Assembly Chamber,
Sydney, 6th December, 1906.

6th December, 1906.

17. **PARLIAMENTARY ELECTIONS BILL** :—The Order of the Day having been read,—on motion of Mr. Hogue, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill. Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments. On motion of Mr. Hogue, the report was adopted. Ordered, That the following Message be carried to the Legislative Council :—

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to amend the Parliamentary, Electorates and Elections Act, 1902, and the Constitution Act, 1902; to repeal the Parliamentary Elections (Amendment) Act, 1903; and for other purposes.*"

*Legislative Assembly Chamber,
Sydney, 6th December, 1906.*

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

And the Committee continuing to sit after Midnight,—

FRIDAY, 7 DECEMBER, 1906, A.M.

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

The House adjourned, at five minutes before Four o'clock, a.m., until Two o'clock, p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 74.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

FRIDAY, 7 DECEMBER, 1906.

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

QUESTIONS :—

- (1.) Appeals, consequent upon Regrading of the Public Service :—Mr. Broughton asked the Attorney-General and Minister of Justice,—

(1.) In view of the delay that has occurred in the recent regrading of the Public Service, will he direct the Public Service Board to deal with the appeals that have been lodged, at the earliest possible date?

(2.) Can he furnish any information as to when it is expected the hearing of appeals will be entered upon?

Mr. Wade answered,—The hearing of the appeals could be commenced forthwith if any officer so desired, but in view of the contemplated changes in the personnel of the Board, there will probably be a Board constituted shortly of three persons other than those who did the regrading, to hear appeals against that regrading.

- (2.) Installation of Electric Light in the Domain :—Mr. Broughton asked the Secretary for Public Works,—Will the Government take into consideration the advisability of lighting the Domain with electricity?

Mr. Lee answered,—The City Council will be asked to furnish an estimate of the cost, upon the receipt of which the matter will receive consideration.

- (3.) Irrigation in Australia—Opinions of Colonel Home, Honorable George Riddoch, M.L.C., Adelaide, and Colonel Ottlay :—Mr. Broughton asked the Secretary for Public Works,—

(1.) When Colonel Home was employed to report on the possibility of undertaking comprehensive schemes in connection with the larger waterways of the State, in furtherance of irrigation, what was his final opinion upon the question?

(2.) What was the opinion of the Honorable George Riddoch, M.L.C., Adelaide, Commissioner to the Government of South Australia, to report upon the system of irrigation in India, Egypt, America, &c., upon the possibility of extensive irrigation in Australia?

(3.) What was the opinion of Colonel Ottlay, Inspector-General of Irrigation Works in India, for some time in Australia, upon this question?

Mr. Lee answered,—

(1.) Colonel Home's report on the prospects of irrigation in New South Wales was published in 1897, and was not very encouraging. At that time the data available was of an incomplete character. Had Colonel Home known of the Cumberoona storage site, and the immense volume of water capable of being impounded at Barren Jack, his conclusions would unquestionably have been different to those arrived at.

(2.) He considered that irrigation could only be made to pay to a limited extent in Australia. Mr. Riddoch dealt more particularly with the lower portion of the Murray, and stated that "the land along the river banks in South Australia is for the most part poor and undulating, and does not lend itself to the economic application of water."

(3.) In the time at disposal I have not been able to trace this gentleman's opinion.

7th December, 1906.

(4.) Conservation of Water at Lake Cudgellico :—Mr. Broughton asked the Secretary for Public Works,—

- (1.) What quantity of water flowed into Lake Cudgellico from the lately-flooded rivers ?
- (2.) Is this lake to conserve water under the proposed irrigation scheme ?
- (3.) What depth of water is contained in it when it is full, and what does it lose by evaporation and soakage ?
- (4.) What did Colonel Home say of it as a proposed reservoir ?

Mr. Lee answered,—

- (1.) Probably 1,380 million gallons, portion of which only can be stored.
- (2.) No.
- (3.) 12 feet, of which 9 feet is available ; about one-fifth of an inch per diem in summer is lost by evaporation and soakage.
- (4.) He did not so refer to it.

(5.) Fires on Millbank Estate, near Kelso :—Mr. W. W. Young asked the Colonial Treasurer,—

- (1.) Is it a fact that 30 acres of grass have been burned on Millbank Estate, near Kelso, within the last ten days, and that the fires are attributed to sparks from railway engines ?
- (2.) Will he consider the equity of compensating the owner ?
- (3.) Will he take such steps as may be necessary to prevent a similar disaster in the future ?

Mr. Carruthers answered,—

- (1.) Fires did occur on the 22nd November and 4th December instant, the total area of grass consumed being about 6½ acres, possibly due to sparks emitted from passing locomotives, the spark-arresters of which were in good working order.
- (2.) Liability is not admitted.
- (3.) Every reasonable precaution is taken to guard against the spread of fire on land adjoining the railway-lines, and stringent instructions have recently been re-issued on the subject. Unfortunately, many property-owners do little or nothing for their own protection.

2. LOCAL GOVERNMENT EXTENSION BILL :—Ordered, on motion of Mr. Dick, That the following Message be carried to the Legislative Council :—

MR. PRESIDENT,—

The Legislative Assembly having had under consideration the Legislative Council's Message dated 4th December, 1906, requesting its concurrence in certain amendments made by the Council in the Local Government Extension Bill,—

Agrees to the amendment in clause 14 which inserts a new proviso, but proposes to amend it by inserting after the word "union" the words "if demanded in manner to be prescribed by one-third of such ratepayers in any such area"

Disagrees to the amendment in clause 14 which omits subclause 5,—because the subclause contains a necessary administrative power similar to that passed by the Legislative Council in subsection 5 of section 5 of the Shires Act.

Disagrees to the amendment in clause 22, line 10,—because the amendment is not necessary and the effect of it is ambiguous.

Proposes to amend clause 24 by inserting after the word "by," line 36, the words "fifty, or if there be less than three hundred ratepayers on the roll by"; by omitting the word "electors," in lines 36 and 38, and inserting the word "ratepayers" in each case,—as consequential upon the Council's amendments in the Bill.

Disagrees to the amendment in clause 43 which adds a new proviso,—because the Assembly disagrees to the proposal to omit Clause 48.

Proposes to amend Clause 47, line 24, by omitting the word "electors" and inserting the word "ratepayers,"—as consequential upon the Council's amendments in the Bill.

Disagrees to the omission of clause 48,—because it is desirable that, where the persons concerned approve, the Pastures Protection Act and the Local Government Acts should be administered by one body.

Agrees to the amendments in clause 49, but proposes to amend the last proviso by omitting the word "commencement" and inserting the word "passing"

Agrees to the amendment in clause 50, page 33, inserting a proviso, but proposes to amend it (a) by omitting from paragraph (c) the words "by omitting the words 'or oral tenancy'" and inserting the words "by inserting after the word 'upwards' the following words 'such oral tenancy ' ' being *bonâ fide* and verified by statutory declaration of the terms thereof' "; and (b) by omitting paragraph (d).

Agrees to the amendment in the same clause which inserts new subclause 4, but proposes to amend paragraph (f) by inserting, after the word "words," the word "or."

Agrees to the remaining amendments in clause 50, but proposes to amend the last proviso by inserting, after the word "words," the words "or of."

Agrees to the amendment in clause 56, but proposes to amend it by omitting the words "fifty-seven" (twice occurring), and inserting the word "sixty" in each case.

Disagrees to the amendments in clause 62,—because the limit of general rates proposed would be insufficient to provide for necessary expenditure on the present scale in certain municipalities.

Disagrees to the insertion of a new clause to follow clause 65,—because the limit of all rates proposed would be insufficient to provide for necessary expenditure on the present scale in certain municipalities.

Disagrees to the amendments in Schedule Two,—because the powers proposed to be omitted are, under proper control, necessary to any complete system of local self-government.

Agrees

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

7th December, 1906.

Agrees to the other amendments made by the Council in the Bill.

And the Assembly requests the concurrence of the Legislative Council in its disagreements from and amendments upon the Council's amendments, and in the Assembly's consequential amendments in the Bill.

*Legislative Assembly Chamber,
Sydney, 7th December, 1906.*

3. **ADJOURNMENT**:—Mr. Speaker stated that he had received from the Honorable Member for The Macquarie, Mr. Thrower, 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 intention of the Executive to carry out the Death Penalty on the insane Boy, John Brown, “recently found guilty of Murder.”
And the motion for the adjournment of the House being supported by five other Honorable Members,—
Mr. Thrower moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
4. **BREAD (AMENDMENT) BILL**:—Mr. Broughton, as Chairman, brought up the report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Select Committee, for whose consideration and report this Bill was referred on 11th October, 1906.
Ordered to be printed.
5. **REPORT OF THE ROYAL COMMISSIONER ON THE ADMINISTRATION OF THE LANDS DEPARTMENT**:—
Mr. Carruthers moved, pursuant to Standing Order No. 121, That the Order of the Day for the further consideration of so much of the Report of the Royal Commissioner on the Administration of the Lands Department as contains findings of misconduct against William Patrick Crick, Esquire, now sitting as Member of the Legislative Assembly for the Electoral District of Blayney, be restored to the Paper, as an Order of the Day, for Tuesday next.
Question put and passed.
6. **GAMING AND BETTING (AMENDMENT) BILL**:—
(1.) Mr. Wade moved, pursuant to Notice, That leave be given to bring in a Bill to amend the definitions of “Principal Act” and “race-meeting” in the Gaming and Betting Act, 1906; to amend sections three and twenty, and subsections one and two of section twenty-eight of the said Act.
Question put and passed.
(2.) Mr. Wade then presented a Bill, intituled “*A Bill to amend the definitions of ‘Principal Act’ and ‘race meeting’ in the Gaming and Betting Act, 1906; to amend sections three and twenty, and subsections one and two of section twenty-eight of the said Act,*”—which was read a first time.
Ordered to be printed, and read a second time on Tuesday next.
7. **SECOND-HAND DEALERS AND COLLECTORS BILL**:—The Order of the Day having been read,—on motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill. Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.
On motion of Mr. Wade, the report was adopted.
Ordered, That the following Message be carried to the Legislative Council:—
MR. PRESIDENT,—
The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled “*An Act to provide for the licensing and regulation of second-hand dealers in and collectors of certain old wares; to regulate the sale of second hand articles and old wares; to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900; and for other purposes.*”
*Legislative Assembly Chamber,
Sydney, 7th December, 1906.*
8. **PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (Timber Wharf and Sheds, Newcastle)**:—
Mr. John Hurley, in accordance with the provisions of the Public Works Act, laid upon the Table, Report, together with Minutes of Evidence, relating to the proposed Timber Wharf and Sheds, Newcastle.
Referred by Sessional Order to the Printing Committee.
9. **FRIENDLY SOCIETIES (AMENDMENT) BILL**:—The Order of the Day having been read,—on motion of Mr. Hogue, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill. Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.
On motion of Mr. Hogue, the report was adopted.
Ordered, That the following Message be carried to the Legislative Council:—
MR. PRESIDENT,—
The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled “*An Act to amend the Friendly Societies Act, 1899, the Friendly Societies (Amendment) Act, 1900, and the Friendly Societies (Further Amendment) Act, 1901; to repeal the Friendly Societies (Amending) Act, 1903; and for other purposes.*”
*Legislative Assembly Chamber,
Sydney, 7th December, 1906.*

7th December, 1906.

10. **POSTPONEMENTS**:—The following Orders of the Day were postponed until Tuesday next:—
 (1.) Mining Bill; consideration in Committee of the Whole of the Legislative Council's Message of 6th December. [Mr. Moore.]
 (2.) David Berry Hospital Bill (*as amended and agreed to in Select Committee*); second reading. [Mr. Carruthers.]
11. **SUPPLY**:—The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
 Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.
12. **BROKEN HILL AND UMBERUMBERKA WATER SUPPLY BILL**:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.
 Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
 On motion of Mr. Lee, the report was adopted.
 Ordered, That the Bill be read a third time on Tuesday next.
13. **SYDNEY ABATTOIR CONSTRUCTION BILL**:—
 (1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the removal of the Public Abattoir from Glebe Island; the erection of new buildings at Homebush Point, and the carrying out of other works in connection therewith; and for purposes consequent thereupon or incidental thereto.
 Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.
 Ordered, on motion of the Chairman, That the report be *now* received.
 The Chairman then reported the resolution, which was read a first time, as follows:—
Resolved,—That it is expedient to bring in a Bill to sanction the removal of the Public Abattoir from Glebe Island; the erection of new buildings at Homebush Point, and the carrying out of other works in connection therewith; and for purposes consequent thereupon or incidental thereto.
 On motion of Mr. Lee, the resolution was read a second time, and agreed to.
 (2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the removal of the Public Abattoir from Glebe Island; the erection of new buildings at Homebush Point, and the carrying out of other works in connection therewith; and for purposes consequent thereupon or incidental thereto*,"—which was read a first time.
 Ordered to be printed, and read a second time on Tuesday next.
14. **TOCUMWAL RAILWAY EXTENSION BILL**:—
 (1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to ratify certain agreements between the Governments of the States of New South Wales and Victoria, providing for the extension of the Victorian Railway to Tocumwal, in the State of New South Wales; for the above purposes to provide for the construction of work, the appropriation, resumption, acquisition and vesting of land; and for other purposes consequent thereon or incidental thereto.
 Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.
 Ordered, on motion of the Chairman, That the report be *now* received.
 The Chairman then reported the resolution, which was read a first time, as follows:—
Resolved,—That it is expedient to bring in a Bill to ratify certain agreements between the Governments of the States of New South Wales and Victoria, providing for the extension of the Victorian Railway to Tocumwal, in the State of New South Wales; for the above purposes to provide for the construction of work, the appropriation, resumption, acquisition and vesting of land; and for other purposes consequent thereon or incidental thereto.
 On motion of Mr. Lee, the resolution was read a second time, and agreed to.
 (2.) Mr. Lee then presented a Bill, intituled "*A Bill to ratify certain agreements between the Governments of the States of New South Wales and Victoria, providing for the extension of the Victorian Railways to Tocumwal, in the State of New South Wales; for the above purposes to provide for the construction of work, the appropriation, resumption, acquisition and vesting of land; and for other purposes consequent thereon or incidental thereto*,"—which was read a first time.
 Ordered to be printed, and read a second time on Tuesday next.
- The House adjourned, at nineteen minutes after Seven o'clock, until Tuesday next, at half-past Three o'clock.

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

WILLIAM McCOURT,
 Speaker.

New South Wales.

No. 75.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 11 DECEMBER, 1906.

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

ROYAL ALEXANDRA HOSPITAL FOR CHILDREN INCORPORATION AMENDMENT BILL:—The following Message from His Excellency the Governor was delivered by Mr. Carruthers, and read by Mr. Speaker:—

HARRY H. RAWSON,
Governor.

Message No. 86.

A Bill, intituled "*An Act to alter and amend the Royal Alexandra Hospital for Children Incorporation Act of 1906*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 7th December, 1906.

2. QUESTIONS :—

(1.) Closing Public Offices on Monday, 24th December :—*Mr. Edden*, for *Mr. Briner*, asked the Colonial Treasurer,—As Christmas Day falls on Tuesday, and that day and the following day will be public holidays, will he consider the question of closing Public Offices on Christmas Eve (Monday, 24th December), in order to give Public Servants an uninterrupted holiday from Saturday to Thursday?

Mr. Carruthers answered,—It is not intended to close the Public Offices on Monday, the 24th instant; but the officers, with the exception of a number sufficient to transact any business which may come in, will be granted leave of absence. Officers detained on the 24th will be allowed leave on the following Monday (New Year's Eve) in lieu.

(2.) Bankruptcy of a Fitter in the Locomotive Branch, Railway Department :—*Mr. Estell* asked the Colonial Treasurer,—

(1.) Has his attention been drawn to the fact that a fitter in the Locomotive Branch, Railway Department, has been in a state of bankruptcy for the last twelve years without his certificate?

(2.) Has the attention of the Railway Commissioners been drawn at any time to the fact that the man remained in their service, and was promoted to a higher position, while a bankrupt?

(3.) Is it not a fact that others similarly employed have been suspended when in similar circumstances, and then dismissed?

(4.) Will he lay upon the Table of this House copies of the papers regarding the notification received by the Railway Commissioners when this man's schedule was filed, and all correspondence relating to the same now in their possession?

Mr. Carruthers answered,—I am not aware of the circumstances of the case to which the Honorable Member refers. The Railway Commissioners inform me that there are a number of Railway employees who, from time to time, have become insolvent. If the Honorable Member will furnish them with the name of the employee particularly referred to, they will be glad to take the matter up and furnish the Honorable Member with information in connection with it.

(3.)

11th December, 1906.

(3.) Alleged Cruelty to a Boy by the Pupils of the Dumbleton School, Hurstville:—Mr. Bruntnell asked the Minister of Public Instruction,—In view of the Question asked by the Member for Cootamundra some weeks ago, alleging certain brutal treatment of a schoolboy at the Dumbleton Public School, near Hurstville, has he caused any inquiry to be made into the matter, and can he give this House any information of its truth or otherwise?

Mr. O'Connor answered,—Inquiries have been instituted by the Department of the Police Authorities, and no evidence has been discovered to substantiate the charges made. I propose to lay upon the Table of this House the reports furnished by the Police Officers.

(4.) Hearing of Appeals by the Public Service Board:—Dr. Arthur asked the Attorney-General and Minister of Justice,—When will the hearing of appeals be commenced by the Public Service Board?

Mr. Wade answered,—The attention of the Honorable Member is invited to the reply given by me to a Question on this subject, asked by the Honorable Member for King, on the 7th instant.

(5.) Cudgel Creek Cutting:—Mr. Gillies, for Mr. Briner, asked the Secretary for Public Works,—

(1.) Is the Cudgel Creek cutting at Narrandera, which was constructed by the Government for Sir Samuel McCaughey, to become part of the Barren Jack and Murrumbidgee Irrigation Scheme, or is it to be left as a separate scheme upon its merits?

(2.) When the Cudgel Creek cutting was constructed, was it handed over to Sir Samuel McCaughey according to the printed contract?

(3.) Was the regulating dam at Cudgel Creek washed away, soon after its construction, by a strong fresh in the river, and was a large area of private land flooded?

(4.) Has Sir Samuel McCaughey paid any portion of the cost of repairs?

(5.) Has the regulator been rebuilt, or is it to be rebuilt?

(6.) Is it a fact that legal proceedings have been commenced against the Government for damages alleged to have been caused to individual landholders through the construction of Cudgel Creek cutting and regulator?

(7.) What steps are proposed to prevent a recurrence of such alleged damage?

Mr. Lee answered,—

(1.) Part of the work as defined in the agreement made with Sir Samuel McCaughey, and on the cost of which interest at the rate of 4 per cent. per annum is to be paid, becomes part of the Murrumbidgee Northern Irrigation Scheme's main channel. The balance of the work, the cost of which is being paid for by Sir Samuel McCaughey, goes out of use when the Murrumbidgee Northern Scheme is constructed.

(2.) Owing to the dam at the regulator washing out before the completion of the works, and high rivers having so far prevented repairs, the work has not yet been handed over to Sir Samuel McCaughey as a finished work in terms of the agreement.

(3.) Yes; but the washing away did not cause any large area of private land to be flooded.

(4.) No; the repairs to the dam are only now being taken in hand.

(5.) The regulator was not injured in any way, and the adjoining dam is to be rebuilt.

(6.) Yes.

(7.) This matter is now under consideration.

3. LOTTERIES BILL:—Mr. Creswell presented a Petition from William Saumarez Sydney, Archbishop of Sydney, Primate of Australia and Tasmania, and President of the Synod of the Diocese of Sydney, praying the House to pass the Lotteries Bill into law without any exemptions whatever. Petition received.

4. PAPERS:—

Mr. Wade laid upon the Table,—

(1.) Regulations under the Public Service Act, 1902.

(2.) Public Service List for the year 1906.

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—

(1.) Notification of resumption of land, under the Public Works Act, 1900, in connection with the Supply of Water to the Town of Milparinka.

(2.) Notification of resumption of land, under the Public Works Act, 1900, in connection with the Sewerage of the City of Sydney and Suburbs.

(3.) Return to an Order made on 27th September, 1906,—“Claims of Harry K. Carpenter, late of the Public Service.”

Referred by Sessional Order to the Printing Committee.

Mr. Carruthers laid upon the Table,—

(1.) Regulations Nos. 208 and 209, under the Sydney Harbour Trust Act, 1900.

(2.) Report of the Committee appointed by the Public Service Board to inquire into the matters of Stores, Stationery, &c., concerning the Department of Public Instruction.

Referred by Sessional Order to the Printing Committee.

Mr. Hogue laid upon the Table,—Return to an Order, made on 8th November, 1906,—“Promotions in the Police Force.”

Referred by Sessional Order to the Printing Committee.

Mr. Ashton laid upon the Table,—

Notice of intention to declare that Conditional Lease No. 35,874 of 40 acres, portion 218, parish of Congi, county of Inglis, Land District of Armidale, applied for by Thomas Marshall, junior, shall cease to be voidable.

Referred by Sessional Order to the Printing Committee.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

11th December, 1906.

5. **PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS** [*Pipe-line, Wallsend to Buttai—Newcastle and District Water Supply*] (*Formal Motion*):—Mr. Lee moved, pursuant to Notice, That it is expedient the proposed 20-inch diameter pipe-line from Wallsend to Buttai, in connection with the Newcastle and District Water Supply, as recommended by the Parliamentary Standing Committee on Public Works, be carried out.
Question put and passed.
6. **POSTPONEMENT**:—The Order of the Day, "Medical Practitioners Acts Further Amendment Bill; to be further considered in Committee. [*Dr. Arthur*]" ;—postponed until To-morrow.
7. **MINISTERIAL STATEMENT**:—Mr. Carruthers made a Ministerial Statement, and outlined the work to be done so that the Session might be closed and Parliament prorogued this week.
8. **HOOR OF MEETING—PRECEDENCE OF BUSINESS** (*Sessional Order*):—Mr. Carruthers (*by consent*), moved, without Notice, That during the remainder of the present Session, unless otherwise ordered, this House shall meet for the despatch of Business at 2 o'clock p.m. on Tuesday, Wednesday, Thursday, Friday, and Monday in each week, and that Government Business shall take precedence of General Business on each day.
Debate ensued.
Question put and passed.
9. **ADDITIONAL ESTIMATES, ADDITIONAL ESTIMATES ON ACCOUNT OF PUBLIC WORKS AND OTHER SERVICES FOR 1906-7 TO BE PROVIDED FOR OUT OF PUBLIC WORKS FUND, AND LOAN ESTIMATES FOR 1906-7**:—The following Message from His Excellency the Governor was delivered by Mr. Carruthers, and read by Mr. Speaker:—

HARRY H. RAWSON,
Governor.

Message No. 87.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the following:—

- (1.) Additional Estimates of the Expenditure of the Government of New South Wales for financial year ending 30th June, 1907.
- (2.) Additional Estimates of the Expenditure of the Government of New South Wales on account of Public Works and other Services for the year 1906-7 proposed to be provided out of the Public Works Fund.
- (3.) Estimates of the Expenditure of the Government of New South Wales on account of Public Works and other Services for the year 1906-7 proposed to be provided for by Loan.

State Government House,
Sydney, 3rd December, 1906.

Ordered to be printed, together with the accompanying Estimates, and referred to the Committee of Supply.

10. **PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS** (*Scheme of Sewerage for the Illawarra Suburbs*):—Mr. Lee moved, pursuant to Notice, That it is expedient that the proposed Scheme of Sewerage for the Illawarra Suburbs, as recommended by the Parliamentary Standing Committee on Public Works, be carried out.
Debate ensued.
Question put and passed.
11. **BROKEN HILL AND UMBERUMBERKA WATER SUPPLY BILL**:—The Order of the Day having been read,—Bill, on motion of Mr. Lee, read a third time, and passed.
Mr. Lee then moved, That the Title of the Bill be "*An Act to provide for an additional water supply for Broken Hill and District; for that purpose to confer certain powers on and to vest certain lands in the Municipal Council of Broken Hill; to authorise the transfer of such powers and lands to a Trust to be constituted; to confer certain other powers on such Trust; to apply and amend certain Acts; and for purposes consequent thereon or incidental thereto.*"
Question put and passed.
Ordered, That the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,—
The Legislative Assembly having this day passed a Bill, intituled "*An Act to provide for an additional water supply for Broken Hill and District; for that purpose to confer certain powers on and to vest certain lands in the Municipal Council of Broken Hill; to authorise the transfer of such powers and lands to a Trust to be constituted; to confer certain other powers on such Trust; and to apply and amend certain Acts; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 11th December, 1906.
12. **MESSAGES FROM THE LEGISLATIVE COUNCIL**:—Mr. Speaker reported the following Messages from the Legislative Council:—
(1.) George-street to Erskineville Tramway Bill:—
MR. SPEAKER,—
The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the construction of an Electric Tramway from George-street, near the Sydney Railway Station, to Erskineville, and for other purposes consequent thereon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.
Legislative Council Chamber,
Sydney, 11th December, 1906.

F. B. SUTTOR,
President.

(2.)

11th December, 1906.

(2.) Hunter District Water and Sewerage (Amendment) Bill:—

Mr. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the Hunter District Water and Sewerage Acts, 1892-1897; to amend the law relating to Water Supply and Sewerage; and for purposes consequent thereon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

*Legislative Council Chamber,
Sydney, 11th December, 1906.*

F. B. SUTTON,
President.

13. MINING BILL:—The Order of the Day having been read,—on motion of Mr. Moore, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Legislative Council's Message of the 6th December.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee does not insist upon the Legislative Assembly's disagreement to the Council's amendment in clause 64,—and agrees to the Council's amendments upon the Assembly's amendments in clause 173.

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

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

Mr. PRESIDENT,—

The Legislative Assembly having had under consideration the Legislative Council's Message, dated 6th December, 1906, in reference to the Mining Bill,—

Does not insist upon its disagreement to the Council's amendment in clause 64,—and agrees to the Council's amendments upon the Assembly's amendments in clause 173.

*Legislative Assembly Chamber,
Sydney, 11th December, 1906.*

14. GAMING AND BETTING (AMENDMENT) BILL:—The Order of the Day having been read,—Mr. Wade moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

Mr. Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.

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

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

15. REPORT OF THE ROYAL COMMISSIONER ON THE ADMINISTRATION OF THE LANDS DEPARTMENT:—

The Order of the Day having been read for the further consideration of so much of the Report of the Royal Commissioner on the Administration of the Lands Department as contains findings of misconduct against William Patrick Crick, Esquire, now sitting as Member of the Legislative Assembly for the Electoral District of Blayney.

Mr. Carruthers moved, That, in view of the findings of the Report of the Royal Commissioner which have been read to this House, the said William Patrick Crick is adjudged guilty of conduct which should render him ineligible to sit as a Member of this Assembly.

Debate ensued.

And the House continuing to sit after Midnight,—

WEDNESDAY, 12 DECEMBER, 1906, A.M.

Debate continued.

Question put and passed.

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

Debate ensued.

Question put and passed.

The House adjourned accordingly, at twenty-three minutes after Three o'clock, a.m. until Two o'clock p.m., This Day.

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 76.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

WEDNESDAY, 12 DECEMBER, 1906.

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

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

By Mr. Ashton,—

- (1.) Improvement Leases Cancellation Bill :—

HARRY H. RAWSON,
Governor.

Message No. 88.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to provide for the cancellation and forfeiture of certain improvement leases; for the disposal of the land included in such leases, and for the constitution of a Board to deal with such land; to amend the Crown Lands Acts; and for purposes consequent thereon and incidental thereto.

*State Government House,
Sydney, 11th December, 1906.*

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

By Mr. Lee,—

- (2.) Wallsend-Buttai Pipe-line Construction Bill :—

HARRY H. RAWSON,
Governor.

Message No. 89.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the construction of a 20-inch diameter Pipe-line from Wallsend to Buttai in connection with the Newcastle and District Water Supply; and for purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 5th December, 1906.*

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

- (3.) Illawarra Suburbs Sewerage Construction Bill :—

HARRY H. RAWSON,
Governor.

Message No. 90.

In accordance with the provisions contained in the 46th Section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the construction of Sewerage Works for the Illawarra Suburbs; and for purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 12th December, 1906.*

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

(4.)

12th December, 1906.

(4.) Drummoyne Sewerage Construction Bill:—

HARRY H. RAWSON,
Governor.

Message No. 91.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the construction of Sewerage Works for the Municipality of Drummoyne; and for purposes consequent thereon or incidental thereto.

State Government House,
Sydney, 12th December, 1906.

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

2. QUESTIONS:—

(1.) Police Quarters at Bellingen:—*Mr. Gillies*, for Mr. Briner, asked the Colonial Secretary,—

- (1.) Is he aware that the Police Quarters, at Bellingen, are quite unfit for their purpose?
- (2.) Is he aware that application has again been made to have proper quarters erected, and that the Bench of Magistrates have urged the matter?
- (3.) Is he aware that serious complaints have been made for some considerable time concerning the character of these Police Quarters?
- (4.) What steps, if any, have been taken in the matter?

Mr. Hogue answered,—

- (1.) They have been represented to be unsuitable.
- (2.) Yes; and inquiry is being made in the matter.
- (3.) Complaints have been made on several occasions.
- (4.) The Department of Works has reported that the district architect has again been instructed to report on the condition of the present buildings, and the necessity for erecting a new Court-house and additions to the police premises.

(2.) Wheat Experimentalist:—*Mr. Bruntnell*, for Mr. Downes, asked the Secretary for Mines,—

- (1.) Who is at present carrying on the work of wheat experimentalist?
- (2.) Have any reports been received on the Farrer rust-resistant wheats this season?
- (3.) Have the late Mr. Farrer's experiments *re* smut-resistant wheats been continued; if so, with what results?

Mr. Moore answered,—

- (1.) Mr. Sutton.
- (2.) Not yet.
- (3.) Yes; so far they give promise of satisfactory results.

(3.) Police Force and Railway Employees:—*Mr. Bruntnell*, for Mr. Booth, asked the Colonial Treasurer,—Has he any objection to lay upon the Table of this House a return showing,—(a) The total number of employees in the Police Force during the two years ended 30th November, 1906; (b) the number killed in the execution of their duty for that period; (c) the number (for the same period) incapacitated while on duty and rendered unfit for further service; and (d) (for the same period) the number injured in the execution of their duty but able, after recovery, to resume work; (e) similar information in respect of Railway employees to that asked for above in (a), (b), (c), and (d)?

Mr. Carruthers answered,—There will be no objection to laying this information upon the Table, if moved for in the usual way.

(4.) Leave of Absence due to Officers to be transferred to the Shire Councils:—*Mr. Collins*, for Mr. Perry (*Liverpool Plains*), asked the Secretary for Public Works,—

- (1.) What provision has been made for the officers who are entitled to leave of absence, but will be unable to take their leave before being transferred to the Shire Councils?
- (2.) Will they be allowed monetary value for their leave?

Mr. Lee answered,—No decision has yet been finally arrived at in regard to these matters, but the Department will treat its officers with every consideration.

(5.) Appointments to the Supreme Court Bench:—*Mr. Estell*, for Mr. Sullivan, asked the Colonial Treasurer,—Is it a fact that Mr. Pilcher, Mr. Gordon, and Mr. Wade are to be appointed to fill the three vacancies shortly to arise on the Supreme Court Bench?

Mr. Wade answered,—There is no foundation for the rumour.

(6.) Electrical Expert, Public Works Department:—*Mr. Estell*, for Mr. Sullivan, asked the Secretary for Public Works,—Where did Mr. Raw qualify as an electrician?

Mr. Lee answered,—Mr. Raw gained his experience as an electrical engineer during his twenty-one years of service in this Department.

(7.) Gaming and Betting Act:—*Mr. Estell*, for Mr. Sullivan, asked the Attorney-General and Minister of Justice,—

- (1.) Is he aware that an article appears in that legal journal, the *Weekly Notes*, of 4th December, contending that as section twenty of the Gaming and Betting Act of 1906 permits betting or wagering on a licensed racecourse, it, therefore, legalises the operations of the totalisator under similar conditions?
- (2.) What steps does he intend to take to amend the Act to prevent totalisators being introduced on racecourses?

Mr. Wade answered,—I have seen the article. I hope the existing law will be sufficient for the emergency.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

12th December, 1906.

(8.) Crown Lands Administration Bill—Conditions of Settlement, Western-Central Division :—
Mr. Collins asked the Secretary for Lands,—Is it his intention to proceed with the Land Commissioners Bill this Session, if not, will he make other arrangements for a full inquiry to be instituted in respect to the rents and the conditions of settlement in the Western-Central Division?

Mr. Ashton answered,—It is not my intention to proceed with the Bill this Session. If the Bill now on the Business Paper dealing with the Improvement Leases—many of which are in the Western part of the Central Division—is passed into law, the conditions of settlement generally in that locality will be brought under review. Any further inquiry must await the result of inquiries under the Bill referred to.

(9.) Pilliga Settlement Lands :—Mr. Collins asked the Secretary for Lands,—

- (1.) What is the cause of delay in making the land on Pilliga holding available for settlement?
- (2.) Will he give instructions to have the matter expedited with as little delay as possible?

Mr. Ashton answered,—The consideration of rival interests. I hope to finally decide the matter in a few days.

(10.) Supply of Wire-netting to Homestead Selectors and Settlement Lessees :—Mr. Collins asked the Secretary for Lands,—

- (1.) Has his attention been drawn to a resolution passed by the Narrabri Pastures Protection Board refusing to supply wire-netting to Homestead Selectors and Settlement Lessees, in consequence of the security not being acceptable to them?
- (2.) In view of these facts, will he give a promise to introduce his long-promised Bill to permit of these holdings being converted into Conditional Purchases before this Parliament expires?

Mr. Ashton answered,—

- (1.) Yes.
- (2.) I hope to do so.

(11.) Fire Brigades, Newcastle District :—*Mr. Gillies*, for Mr. Fegan, asked the Colonial Secretary,—

- (1.) Is he aware that the appliances of the Fire Brigades in the Newcastle District are in a deplorable condition?
- (2.) If so, what steps, if any, will be taken to place the brigades and appliances in a better state, so as to cope with outbreaks of fire in the Newcastle District?

Mr. Hogue answered,—

- (1.) I am aware they are in an unsatisfactory condition. The Fire Brigades Act being inoperative in the Newcastle District, the Municipal Councils have not contributed sufficiently to the maintenance of the brigades, with the inevitable result that the condition of the brigades is unsatisfactory.
- (2.) The Fire Brigades Bill, which was recently withdrawn, was designed to effect the desired improvement. It is now intended to deal with the matter in the proposed amended Bill.

(12.) Reserved Lands, Federal Capital Site :—*Mr. Gillies*, for Mr. Waddell, asked the Secretary for Lands,—

- (1.) In how many cases has land been reserved from sale or lease (other than annual lease) for proposed Federal Capital sites?
- (2.) What is the approximate aggregate area of land so locked up from settlement?
- (3.) Is he aware that many intending settlers have for years been prevented from getting holdings owing to this cause?
- (4.) In view of the uncertainty as to when the Federal Capital site matter will be settled, will he seriously consider the question of making Crown lands within such areas available for any form of leasing?

Mr. Ashton answered,—

- (1.) Four—Yass, Tumut, Lyndhurst and Dalgety. The reservations were notified on the following dates, viz., 14th September, 1901, 22nd January, 1902, 23rd July, 1904, and 23rd July, 1906, respectively.
- (2.) 98,000.
- (3.) Yes.
- (4.) I will submit the question for the consideration of the Cabinet.

3. LOTTERIES BILL :—Mr. Bruntnell presented a Petition from Robert H. Waugh, President of the Christian Endeavour Union of New South Wales, praying the House to pass the Lotteries Bill into law without any exemptions whatever.
Petition received.

4. PAPERS :—

Mr. Ashton laid upon the Table,—

- (1.) Abstract of Crown Lands reserved from sale for the preservation of Water Supply or other Public Purposes, under the Crown Lands Act of 1884.
- (2.) Abstract of Sites for Cities, Towns, and Villages, under the Crown Lands Act of 1884.
- (3.) Abstract of Alterations and Cancellations of Designs of Cities, Towns, and Villages, under the Crown Lands Act of 1884.
- (4.) Abstract of Crown Lands intended to be dedicated to Public Purposes, under the Crown Lands Act of 1884.
- (5.) *Gazette* Notices setting forth the mode in which it is proposed to deal with the dedication of certain Lands, under the Crown Lands Act of 1884 and the Public Trusts Act, 1897.

Referred by Sessional Order to the Printing Committee.

12th December, 1906.

Mr. Lee laid upon the Table,—Further Return to an Order made on 27th September, 1906,—“Claims of Harry K. Carpenter, late of the Public Service.”
Referred by Sessional Order to the Printing Committee.

Mr. Carruthers laid upon the Table,—

(1.) Report from the Committee appointed to investigate and report upon the Capital Account of the Water Supply and Sewerage under the jurisdiction of the Metropolitan Water Supply and Sewerage Board; together with Proceedings of the Committee and Appendices.

(2.) Minute respecting Pilotage on Vessels clearing with Coal Stiffening to complete loading at Newcastle.

(3.) Return to an Order made on 1st November, 1906,—“Claims of Retired Civil Servants for Superannuation or Retiring Allowances.”

Referred by Sessional Order to the Printing Committee.

5. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS [*Scheme of Sewerage for Municipality of Drummoyne*] (*Formal Motion*):—Mr. Lee moved, pursuant to Notice, That it is expedient the Sewerage Scheme to connect the Municipality of Drummoyne with the Sewerage System of the Western Suburbs, as recommended by the Parliamentary Standing Committee on Public Works, be carried out.
Question put and passed.
6. GAMING AND BETTING (AMENDMENT) BILL (*Formal Order of the Day*),—on motion of Mr. Wade, read a third time, and passed.
Mr. Wade then moved, That the Title of the Bill be “*An Act to amend the definitions of ‘Principal Act’ and ‘race meeting’ in the Gaming and Betting Act, 1906; to amend sections three and twenty, and subsections one and two of section twenty-eight of the said Act.*”
Question put and passed.
Ordered, That the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,—
The Legislative Assembly having this day passed a Bill, intituled “*An Act to amend the definitions of ‘Principal Act’ and ‘race meeting’ in the Gaming and Betting Act, 1906; to amend sections three and twenty, and subsections one and two of section twenty-eight of the said Act.*”—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 12th December, 1906.*
7. DAVID BERRY HOSPITAL BILL:—The Order of the Day having been read,—Mr. Carruthers 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. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Carruthers, the report was adopted.
Ordered, That the Bill be read a third time To-morrow.
8. PUBLIC WORKS COMMITTEE (AMENDMENT) BILL:—The following Message from His Excellency the Governor was delivered by Mr. Carruthers, and read by Mr. Speaker:—
HARRY H. RAWSON, *Message No. 92.*
Governor.
In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Public Works Committee Act, 1904; to indemnify the Colonial Treasurer, the officers of the Treasury, and other persons in respect of certain payments; and for other purposes.
*State Government House,
Sydney, 12th December, 1906.*
Ordered to be referred to the Committee of the Whole on the Bill.
9. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again at a later hour of the day.
10. SUSPENSION OF STANDING ORDERS:—Mr. Ashton moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing through all its stages in one day of a Bill, intituled “*A Bill to provide for the cancellation and forfeiture of certain improvement leases; for the disposal of the land included in such leases, and for the constitution of a Board to deal with such land; to amend the Crown Lands Acts; and for purposes consequent thereon and incidental thereto.*”
Debate ensued.
Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

12th December, 1906.

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

(1.) Municipal Loans Authorisation and Validation Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to authorise the Councils of the Municipalities of Paddington and Albury, and of other Municipalities to borrow money on the security of land comprised in certain Crown grants, notwithstanding the conditions and provisions of the said grants; to authorise the Council of the Municipality of Lismore to borrow money for certain purposes; to vest in the Borough of Leichhardt certain right, title, and interest in certain land; to validate certain mortgages and loans; to authorise the Council of the said Borough of Leichhardt to borrow certain moneys; and for purposes consequent thereon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 12th December, 1906.

F. B. SUTTOR,
President.

(2.) Mudgee to Dunedoo, *via* Canadian Lead, Railway Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the construction of a line of Railway from Mudgee to Dunedoo, via Canadian Lead; to authorise the construction of the said line on public roads; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 12th December, 1906.

F. B. SUTTOR,
President.

(3.) Government Savings Bank Bill :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to constitute and regulate and provide for the management of the Government Savings Bank of New South Wales and its departments; to authorise the said Bank to receive deposits, borrow moneys, and make loans and investments; to provide for a Government guarantee of any indebtedness of the said Bank; to repeal the Acts dealing with the Government Savings Bank, and with Advances to Settlers; to provide, subject to a poll of depositors, for the amalgamation of the Savings Bank of New South Wales with the Bank constituted by this Act, and for the repeal of the Acts relating to such Bank; for the transfer of certain assets, liabilities, and powers to the said Bank; to amend the Acts dealing with Crown Lands, the Closer Settlement Act, 1904, and certain other Acts; and for purposes consequent thereon or incidental thereto,*"—with the amendments indicated by the accompanying Schedule, including an amendment in the Title, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 12th December, 1906.

F. B. SUTTOR,
President.

GOVERNMENT SAVINGS BANK BILL.

Schedule of the Amendments referred to in Message of 12th December, 1906.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, lines 8 to 11, in Title. *Omit* "subject to a poll of depositors, for the amalgamation of the Savings Bank of New South Wales with the bank constituted by this Act, and for the repeal of the Acts relating to such bank"

Page 3, clause 5, lines 14 and 15. *Omit* "'Savings Bank of New South Wales' means the bank constituted by the Savings Bank of New South Wales Act, 1902"

Page 3, clause 8, line 37. *After* "or" *insert* "other"

Page 3, clause 8, lines 37 and 38. *Omit* "banking or money-lending"

Page 4, clause 13, line 37. *Omit* "order" *insert* "proclamation"

Pages 5 and 6, clause 16. *Omit* clause 16.

Pages 6 and 7, clause 19. *Omit* clause 19 and *insert* the following new clause :—

19. (1) The Advance Department shall issue to the Savings Bank Department debentures to the amount of three hundred and five thousand pounds, being the amount of stock issued under the Advances to Settlers Act, and held at the commencement of this Act by the Government Savings Bank, and an equivalent amount of Government stock, transferred by this Act to the Savings Bank Department, shall be cancelled.

(2) The bank shall be liable to the Treasury for the amount of one hundred and twenty thousand and fifty pounds, being the amount of stock issued and sold to the public under the Advances to Settlers Act, and outstanding at the commencement of this Act, together with all interest payable thereon.

The interest on such stock shall be paid half-yearly by the Advance Department to the Treasurer.

On maturity of the stock, the sum required for redemption shall be paid by the Savings Bank Department to the Treasurer, and the Advance Department shall, at the same time, issue to the Savings Bank Department an equivalent amount in debentures.

Page

12th December, 1906.

Page 10, clause 34, line 40. *Omit* "subject to the approval of Parliament"

Page 15, clause 48, line 25. *Omit* "twelve" *insert* "fifteen"

Page 15, clause 48. *Omit* subclauses (b) and (c) *insert* new subclause (b)—

(b) The balance of such moneys shall be invested in

- (i) Premises used in the business of the commissioners, and in freehold lands held by the commissioners in pursuance of this Act ;
- (ii) Upon mortgage of land in the State of an estate of inheritance in fee simple ;
- (iii) Government securities of New South Wales, or of any other State in the Commonwealth ;
- (iv) Debentures issued by the Advance Department ; and
- (v) Debentures lawfully issued by the Municipal Council of Sydney, or the Council of any municipality in the State.

Page 18, clause 60, line 4. *Omit* "the Act thirty-seven Victoria number four, or"

Page 21, clause 69, line 10. *Omit* "sixty-six" *insert* "sixty-five"

Page 21, clause 70. *Omit* paragraph (a) *insert* the following new paragraph :—

- (a) Where such land is held under the Crown Lands Acts, and has become forfeited for non-compliance with conditions under those Acts, it shall thereupon vest in the commissioners, and may be sold by them to any person, who shall hold the same subject to any conditions prescribed by the Crown Lands Acts binding upon the former holder, but free from any liability for any breach before such sale of any such conditions, and the purchaser shall have six months from the time of sale for complying with any unfulfilled improvement conditions in relation to the land. The proceeds of such sale shall, after payment of any outstanding moneys due under the Crown Lands Act, be applied in liquidation of the claims of the commissioners, any balance remaining thereafter being paid into the Treasury to the credit of the Lands Department. In the event of the commissioners failing to find a purchaser within twelve months, the land may be disposed of as Crown lands under the Crown Lands Acts.

Page 21, clause 70, line 39. *Omit* "after," secondly occurring, *insert* "at the"

Page 23, clause 75, line 42. *After* "advance" *insert* "to fulfil all residence and other conditions under those Acts and"

Page 23, clause 75, lines 43 and 44. *Omit* "to make those" *insert* "to fulfil such conditions or to make such"

Page 24, clause 78, line 18. *Omit* "bank, by its" *insert* "commissioners by their"

Page 25, clause 86, lines 40 and 41. *Omit* "upon the Table of the Legislative Assembly" *add* "before Parliament within fourteen days after publication in the *Gazette*, if Parliament be then in session, and if not then within fourteen days after the commencement of the next ensuing session"

Examined,—

W. J. TRICKETT,

Chairman of Committees.

Ordered, by Mr. Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration To-morrow.

12. IMPROVEMENT LEASES CANCELLATION BILL :—

- (1.) Mr. Ashton moved, pursuant to Notice, That this House do now resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the cancellation and forfeiture of certain improvement leases ; for the disposal of the land included in such leases, and for the constitution of a Board to deal with such land ; to amend the Crown Lands Acts ; and for purposes consequent thereon and incidental thereto.

Question put and passed.

- (2.) Whereupon, the Order of the Day having been read,—On motion of Mr. Ashton, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the cancellation and forfeiture of certain improvement leases ; for the disposal of the land included in such leases, and for the constitution of a Board to deal with such land ; to amend the Crown Lands Acts ; and for purposes consequent thereon and incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill to provide for the cancellation and forfeiture of certain improvement leases ; for the disposal of the land included in such leases, and for the constitution of a Board to deal with such land ; to amend the Crown Lands Acts ; and for purposes consequent thereon and incidental thereto.

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

- (3.) Mr. Ashton then presented a Bill, intituled "*A Bill to provide for the cancellation and forfeiture of certain improvement leases ; for the disposal of the land included in such leases, and for the constitution of a Board to deal with such land ; to amend the Crown Lands Acts ; and for purposes consequent thereon and incidental thereto*,"—which was read a first time.

Mr. Ashton moved, That the Bill be printed and now read a second time.

Debate ensued.

Question put and passed.

(4.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

12th December, 1906.

(4.) Bill read a second time.

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

Mr. Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.

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

Ordered, That the Bill be read a third time at a later hour of the day.

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

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

14. SYDNEY ABATTOIR CONSTRUCTION BILL :—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

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

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

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

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

Mr. Lee then moved, That the Title of the Bill be "*An Act to sanction the removal of the Public Abattoir from Glebe Island, the erection of new buildings at Homebush Point, and the carrying out of other works in connection therewith; and for purposes consequent thereupon or incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to sanction the removal of the Public Abattoir from Glebe Island, the erection of new buildings at Homebush Point, and the carrying out of other works in connection therewith; and for purposes consequent thereupon or incidental thereto.*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 12th December, 1906.

15. TUCUMWAL RAILWAY EXTENSION BILL :—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

Mr. Speaker resumed the Chair; and Mr. Latimer, Temporary Chairman, reported the Bill with amendments.

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

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

16. IMPROVEMENT LEASES CANCELLATION BILL :—The Order of the Day having been read,—Bill, on motion of Mr. Ashton, read a third time, and *passed*.

Mr. Ashton then moved, That the Title of the Bill be "*An Act to provide for the cancellation and forfeiture of certain improvement leases; for the disposal of the land included in such leases, and for the constitution of a Board to deal with such land; to amend the Crown Lands Acts; and for purposes consequent thereon and incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to provide for the cancellation and forfeiture of certain improvement leases; for the disposal of the land included in such leases, and for the constitution of a Board to deal with such land; to amend the Crown Lands Acts; and for purposes consequent thereon and incidental thereto.*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 12th December, 1906.

17. POSTPONEMENTS :—The remaining Orders of the Day of Government Business and Orders of the Day Nos. 1, 2, 3, and 4 of General Business postponed until a later hour of the day.

12th December, 1906.

18. **ARMIDALE CATTLE SALE-YARDS BILL** :—The Order of the Day having been read,—Mr. Kearney moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Kearney, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair ; and Mr. Latimer, Temporary Chairman, reported the Bill without amendment.
On motion of Mr. Kearney, the report was adopted.
Ordered, That the Bill be read a third time To-morrow.
19. **VACANT SEAT** :—Mr. Carruthers moved, That the Seat of William Patrick Crick, Esquire, Member for the Electoral District of Blayney, hath become and is now vacant, by reason of the resignation thereof by the said William Patrick Crick, Esquire.
Question put and passed.

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

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

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 77.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

THURSDAY, 13 DECEMBER, 1906.

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

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

- (1.) Companies (Amendment) Bill :—

HARRY H. RAWSON,
Governor.

Message No. 93.

A Bill, intituled "*An Act to give further powers to companies with respect to certain instruments under which they may be constituted or regulated ; to provide for the registration of foreign companies ; to facilitate compromises and arrangements between certain companies, societies, and associations and their creditors ; to amend the Companies Act, 1899 ; and for other purposes,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 11th December, 1906.

- (2.) East to West Maitland Tramway Bill :—

HARRY H. RAWSON,
Governor.

Message No. 94.

A Bill, intituled "*An Act to sanction the construction of a Tramway from East to West Maitland ; and for other purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 11th December, 1906.

- (3.) Belmore to Chapel-road Railway Bill :—

HARRY H. RAWSON,
Governor.

Message No. 95.

A Bill, intituled "*An Act to sanction the construction of a line of Railway from Belmore to Chapel-road ; to authorise the construction of the said line on public roads ; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him ; and for other purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 11th December, 1906.

(4.)

13th December, 1906.

(4.) Bathurst Cathedral Validating Bill :—

HARRY H. RAWSON,
Governor.

Message No. 96.

A Bill, intituled "*An Act to sanction, confirm, and give legal effect to a Canon for establishing and regulating the Constitution of the Cathedral Church of All Saints, Bathurst,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 11th December, 1906.

(5.) Addison-road to Dulwich Hill Electric Tramway Bill :—

HARRY H. RAWSON,
Governor.

Message No. 97.

A Bill, intituled "*An Act to sanction the construction of an Electric Tramway from Enmore-road, along Addison-road, Livingstone-road, and New Canterbury road, to the Dulwich Hill Terminus; and for other purposes,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 11th December, 1906.

(6.) Sydney Stock-driving Bill :—

HARRY H. RAWSON,
Governor.

Message No. 98

A Bill, intituled "*An Act to regulate the driving of certain stock through public streets and places of the City of Sydney; to amend the Sydney Abattoir and Nuisances Prevention Act, 1902; and for other purposes,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 11th December, 1906.

(7.) Judges' Pensions Amendment Bill :—

HARRY H. RAWSON,
Governor.

Message No. 99.

A Bill, intituled "*An Act to amend the Supreme Court and Circuit Courts Act, 1900, and the District Courts Act, 1901, so far as they relate to the pensions of Supreme Court Judges and District Court Judges; and for other purposes,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 12th December, 1906.

(8.) Friendly Societies (Amendment) Bill :—

HARRY H. RAWSON,
Governor.

Message No. 100.

A Bill, intituled "*An Act to amend the Friendly Societies Act, 1899, the Friendly Societies (Amendment) Act, 1900, and the Friendly Societies (Further Amendment) Act, 1901; to repeal the Friendly Societies (Amending) Act, 1903; and for other purposes,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 12th December, 1906.

(9.) Second-hand Dealers and Collectors Bill :—

HARRY H. RAWSON,
Governor.

Message No. 101.

A Bill, intituled "*An Act to provide for the licensing and regulation of second-hand dealers in and collectors of certain old wares; to regulate the sale of second-hand articles and old wares; to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900; and for other purposes,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 12th December, 1906.

(10.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

13th December, 1906.

(10.) Early Closing (Hairdressers' Shops) Bill:—

HARRY H. RAWSON,
Governor.

Message No. 102.

A Bill, intituled "*An Act to amend the Early Closing Act, 1899, and the Early Closing (Amendment) Act, 1900; and for other purposes*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 12th December, 1906.

(11.) Police Regulation (Superannuation) Bill:—

HARRY H. RAWSON,
Governor.

Message No. 103.

A Bill, intituled "*An Act to amend the Police Regulation Act, 1899*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 12th December, 1906.

2. OCCUPATION OF LAND AT LA PEROUSE BY THE EASTERN EXTENSION TELEGRAPH COMPANY:—

Mr. Dacey, as Chairman, brought up the Report from, and laid upon the Table, the Minutes of Proceedings of, and Evidence taken before, the Select Committee, for whose consideration and report this subject was referred on 22nd November, 1906; together with Appendix.
Ordered to be printed.

3. GRAIN ELEVATORS:—Mr. Perry (*Liverpool Plains*), as Chairman, brought up a Progress Report from, and laid upon the Table, the Minutes of Proceedings of, and Evidence taken before, the Select Committee, for whose consideration and Report this subject was referred on 20th September, 1906; together with Appendices.
Ordered to be printed.

4. QUESTIONS:—

(1.) Occupation Licenses, Clarence and Macleay Rivers:—Mr. Briner asked the Secretary for Lands,—

- (1.) How many occupation licenses exist on the coast between the Clarence and Macleay Rivers?
- (2.) Do these licenses cover all reserves and other Crown lands, including forest reserves?
- (3.) In view of the great importance of the timber industry, the impetus given thereto during the past few years, and the small revenue from occupation licenses, will he promptly consider the advisability of cancelling occupation licenses in timber-producing areas in the district named, so that teamsters and others engaged in the timber trade may not be hampered?
- (4.) In case of any application for grazing rights in this particular portion of the coast district, will he see that full publicity is given and inquiry made before such application is granted?

Mr. Ashton answered,—

- (1.) There are eighty-four occupation licenses in the four counties (Dudley, Raleigh, Fitzroy, and Clarence) between the Clarence and Macleay Rivers.
- (2.) These licenses include all reserves and Crown lands other than reserves specially exempt from license.
- (3.) Yes.
- (4.) Yes.

(2.) Maintenance Men:—Mr. Briner asked the Secretary for Public Works,—

- (1.) When the Shire Councils take over the roads, will any maintenance men be retained by the State?
- (2.) If men who may have been over fifteen years continuously in the Service as maintenance men are no longer employed either by the State or the Shires, will they receive any recognition of their long services?
- (3.) In the cases of men who may be no longer employed, will he consider the justice of granting a small gratuity to enable men to begin again in another way; or will other employment be offered to them, as in other branches of the Service?

Mr. Lee answered,—

- (1.) Yes. The Shire Councils are almost daily asking for the names and record of the maintenance men, from which it would appear the Shires intend to retain the men now employed by the Department.
- (2 and 3.) It is proposed to recognise the services of these men, and to that end a sum of £10,000 is to be voted on the Additional Estimates to provide for gratuities as an act of grace to maintenance men on roads and works taken over under Local Government Act, on their ceasing to be employed by the Government or the local body, and according to their age and length of service; distribution to be made on the basis fixed by the Public Service Board, and to be made by that Board.

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(3.)

13th December, 1906.

(3.) Electric Installations, Kenmore Asylum, and Broken Hill Gaol:—*Mr. Jones*, for *Mr. Sullivan*, asked the Secretary for Public Works,—

- (1.) What was the cost of the underground cable laid at the Kenmore Asylum originally?
- (2.) Was it taken up again; if so, what became of it, and the reason for taking same up?
- (3.) What did the Broken Hill Gaol Electrical Plant cost; how long was the generating plant used, and what became of same; how is the gaol lighted now?

Mr. Lee answered,—

- (1.) A contract was entered into in 1896 to instal the electric light at Kenmore for the sum of £3,439; the supply of cables, &c., was included in this sum.
- (2.) The cable was found to be dangerous to the patients working in the garden, and the Medical Superintendent therefore ordered it to be taken up.
- (3.) £496 1s. 7d. in 1899–1900, including £190 10s. for oil engine. In 1902, the Broken Hill Electric Light Company having become established, arrangements were made to obtain power from that company, and the engine was sold for £110. The gaol is lighted by electricity supplied by the Broken Hill Municipal Council at £76 10s. per annum.

(4.) Cost of School Materials:—*Mr. Hollis* asked the Minister of Public Instruction,—

- (1.) What is the average amount paid by his Department per scholar for school materials, excluding school furniture and salaries?
- (2.) What is the average amount for the same purpose paid in England?

Mr. O'Connor answered,—

- (1.) One shilling and twopence.
- (2.) Statistics for the whole of England are not available, and I am unable to supply this information. The rate for schools under the London County Council is, approximately, two shillings (2s.) per child, but a comparison of these rates is impracticable without particulars showing what material is supplied by means of such grant.

(5.) Designs and Tenders for North Shore Bridge:—*Mr. Fell*, for *Dr. Arthur*, asked the Secretary for Public Works,—Having regard to the answers given on 5th December with regard to the North Shore Bridge competitions,—

- (1.) Was there a clause in the original conditions of 1900 setting forth that the premiums offered were only “partly to recoup tenderers”?
- (2.) Were the conditions of the 1901 competition the same as for the original competition in 1900; and, if not, why not?
- (3.) What are the names of the persons the Government communicated with seeking still further designs and tenders in 1902?

Mr. Lee answered,—

- (1.) Yes.
- (2.) The conditions were not similar. In the 1900 competition designs and tenders were asked for a bridge and approaches, in 1901 for a bridge only. There was considerable divergence in the extent and route of the approaches, class of materials, and working stresses allowed for in the designs submitted in 1900, and it was decided to lay down definitely the requirements of the Government in these respects, which was done in the 1901 conditions of competition.
- (3.) (a) *Sir William Arrol and Company, Limited*, and *Head, Wrightson and Company, Limited*;
(b) *The E. and C. Bridge Company*; (c) *Messrs. J. Stewart and Company*.

(6.) Certificates of Masters of Tug-boats:—*Mr. Jones*, for *Mr. Sullivan*, asked the Colonial Treasurer,—

- (1.) Is it a fact that the Government tug-boat “Phoenix,” in charge of a master with only a harbour and river certificate, is running outside the limits of such certificate at Newcastle, viz., “a line drawn from Green Beacon to Stony Point”?
- (2.) Is he aware that masters of private tug-boats have on several occasions been fined for similar offences?
- (3.) Will he direct the attention of the Superintendent of Navigation to the matter?

Mr. Carruthers answered,—Inquiries are being made.

(7.) Messenger Hansen, Shipping Office, Newcastle:—*Mr. Jones*, for *Mr. Sullivan*, asked the Colonial Treasurer,—

- (1.) Is it a fact that one Hansen, a messenger at the Shipping Office, Newcastle, has been cashing sailors' advance notes?
- (2.) Is he aware that on the 30th ultimo Hansen cashed a £4 advance note for a sailor named Watt, for which he charged £2 6s.?
- (3.) In view of the statements of the Premier as to Newcastle Shipping Office and crimping, &c., if the foregoing be true, what will be done to Mr. Hansen?

Mr. Carruthers answered,—This matter has already been reported to the Department by the Shipping Master, and the officer referred to has been suspended from duty and reported to the Public Service Board, who will make the necessary investigation.

(8.) Lightning Ridge Opal Fields:—*Mr. Collins* asked the Secretary for Mines,—With the view of assisting to develop the Lightning Ridge Opal Fields, and of affording the miners the maximum of convenience in getting access to the field, will he call for a report from his officers, with a view to making representations to the Lands Department as to the best means of serving this field with more direct roads to the field than at present exist?

Mr. Moore answered,—I understand the Western Lands Commissioners have issued instructions for a survey with a view of opening a road from the Opal Fields to the Main Angledool to Walgett Road, at a point about 40 miles distant from the latter place.

13th December, 1906.

5. PAPERS :—

Mr. Carruthers laid upon the Table,—

- (1.) Return to an Order made on 23rd November, 1906,—“Coal used in Government Departments.”
- (2.) Notification of resumption and appropriation of land, under the Public Works Act, 1900, for the extension of the Siding Accommodation at Bullock Island.

Referred by Sessional Order to the Printing Committee.

Mr. Ashton laid upon the Table,—

- (1.) Further Return to an Order made on the 15th November, 1906,—“Complaint by S. J. Waite against the Chairman of the Forbes Land Board.”
- (2.) Report of the Forestry Branch, Department of Lands, for the year ended 30th June, 1906.

Referred by Sessional Order to the Printing Committee.

6. DAVID BERRY HOSPITAL BILL (*Formal Order of the Day*),—on motion of Mr. Carruthers, read a third time, and *passed*.

Mr. Carruthers then moved, That the Title of the Bill be “*An Act to vest in the Crown certain lands held in trust for the erection and endowment of a hospital under the will of the late David Berry, and certain other lands, and for dealing with such lands and the proceeds and revenues thereof; to provide for making certain payments in respect thereof; to provide for the establishment and maintenance by the Crown of a public hospital at or near the township of Berry to be called the ‘David Berry Hospital,’ and subject thereto of technical and agricultural colleges and other institutions for the promotion of agricultural and veterinary science; and for purposes consequent thereon or incidental thereto.*”

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled “*An Act to vest in the Crown certain lands held in trust for the erection and endowment of a hospital under the will of the late David Berry, and certain other lands, and for dealing with such lands and the proceeds and revenues thereof; to provide for making certain payments in respect thereof; to provide for the establishment and maintenance by the Crown of a public hospital at or near the township of Berry to be called the ‘David Berry Hospital,’ and subject thereto of technical and agricultural colleges and other institutions for the promotion of agricultural and veterinary science; and for purposes consequent thereon or incidental thereto,*”—presents the same to the Legislative Council for its concurrence; accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee to whom it was referred.

*Legislative Assembly Chamber,
Sydney, 13th December, 1906.*

7. TOCUMWAL RAILWAY EXTENSION BILL (*Formal Order of the Day*),—on motion of Mr. Lee, read a third time, and *passed*.

Mr. Lee then moved, That the Title of the Bill be “*An Act to ratify certain agreements between the Governments of the States of New South Wales and Victoria, providing for the extension of the Victorian Railways to Tocumwal, in the State of New South Wales; for the above purposes, to provide for the construction of work, the appropriation, resumption, acquisition, and vesting of land; and for other purposes consequent thereon or incidental thereto.*”

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled “*An Act to ratify certain agreements between the Governments of the States of New South Wales and Victoria, providing for the extension of the Victorian Railways to Tocumwal, in the State of New South Wales; for the above purposes, to provide for the construction of work, the appropriation, resumption, acquisition, and vesting of land; and for other purposes consequent thereon or incidental thereto,*”—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 13th December, 1906.*

8. ARMIDALE CATTLE SALE-YARDS BILL (*Formal Order of the Day*),—on motion of Mr. Kearney, read a third time, and *passed*.

Mr. Kearney then moved, That the Title of the Bill be “*An Act to authorise the erection and maintenance of cattle sale-yards by the Borough Council of Armidale, within the said Borough.*”

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled “*An Act to authorise the erection and maintenance of cattle sale-yards by the Borough Council of Armidale, within the said Borough,*”—presents the same to the Legislative Council for its concurrence; accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

*Legislative Assembly Chamber,
Sydney, 13th December, 1906.*

13th December, 1906.

9. WALLSEND-BUTTAI PIPE-LINE CONSTRUCTION BILL:—Mr. Lee moved, pursuant to Notice, That this House will, at a later hour of the day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of a twenty-inch diameter pipe-line from Wallsend to Buttai, in connection with the Newcastle and District Water Supply; and for purposes consequent thereon or incidental thereto.
Question put and passed.
10. ILLAWARRA SUBURBS SEWERAGE CONSTRUCTION BILL:—Mr. Lee moved, pursuant to Notice, That this House will, at a later hour of the day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of Sewerage Works for the Illawarra Suburbs; and for purposes consequent thereon or incidental thereto.
Question put and passed.
11. PUBLIC WORKS COMMITTEE (AMENDMENT) BILL (*Suspension of Standing Orders*):—Mr. Carruthers moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill, intituled "A Bill to amend the Public Works Committee Act, 1904; to indemnify the Colonial Treasurer, the officers of the Treasury, and other persons in respect of certain payments; and for other purposes,"—through all its stages in one day.
Debate ensued.
Question put and passed.
12. DRUMMOYNE SEWERAGE CONSTRUCTION BILL:—Mr. Lee moved, pursuant to Notice, That this House will, at a later hour of the day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of Sewerage Works for the Municipality of Drummoyne; and for purposes consequent thereon or incidental thereto.
Question put and passed.
13. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit after Midnight,—

FRIDAY, 14 DECEMBER, 1906, A.M.

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

The Chairman also reported that the Committee had come to certain resolutions.

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

The Chairman then reported the resolutions, which were read a first time, as follows:—

ESTIMATES OF EXPENDITURE—1906-7.

No. I.—SCHEDULES TO THE CONSTITUTION ACT, No. 32 OF 1902.

(5.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,622, as supplement to Schedules to the Constitution Act, for the year 1906-7.

No. II.—EXECUTIVE AND LEGISLATIVE.

(6.) Resolved, that there be granted to His Majesty, a sum not exceeding £260, for Vice-President of the Executive Council and Representative of the Government in the Legislative Council, for the year 1906-7.

(7.) Resolved, that there be granted to His Majesty, a sum not exceeding £4,720, for Legislative Council, for the year 1906-7.

(8.) Resolved, that there be granted to His Majesty, a sum not exceeding £9,627, for Legislative Assembly, for the year 1906-7.

(9.) Resolved, that there be granted to His Majesty, a sum not exceeding £5,645, for Legislative Council and Assembly, for the year 1906-7.

(10.) Resolved, that there be granted to His Majesty, a sum not exceeding £2,088, for Parliamentary Library, for the year 1906-7.

(11.) Resolved, that there be granted to His Majesty, a sum not exceeding £6,167, for Parliamentary Reporting Staff, for the year 1906-7.

(12.) Resolved, that there be granted to His Majesty, a sum not exceeding £2,152, for Parliamentary Standing Committee on Public Works, for the year 1906-7.

No. III.—COLONIAL SECRETARY.

(13.) Resolved, that there be granted to His Majesty, a sum not exceeding £7,437, for Colonial Secretary, for the year 1906-7.

(14.) Resolved, that there be granted to His Majesty, a sum not exceeding £15,384, for Auditor-General, for the year 1906-7.

(15.) Resolved, that there be granted to His Majesty, a sum not exceeding £13,438, for Aborigines Protection Board, for the year 1906-7.

(16.) Resolved, that there be granted to His Majesty, a sum not exceeding £439,842, for Police, for the year 1906-7.

(17.) Resolved, that there be granted to His Majesty, a sum not exceeding £133,610, for Lunacy, for the year 1906-7.

(18.) Resolved, that there be granted to His Majesty, a sum not exceeding £4,900, for Master in Lunacy, for the year 1906-7.

(19.)

13th December, 1906.

- (19.) Resolved, that there be granted to His Majesty, a sum not exceeding £193, for Medical Board for the year 1906-7.
- (20.) Resolved, that there be granted to His Majesty, a sum not exceeding £77,781, for Department of Public Health, for the year 1906-7.
- (21.) Resolved, that there be granted to His Majesty, a sum not exceeding £2,839, for Registry of Friendly Societies and Trade Unions, for the year 1906-7.
- (22.) Resolved, that there be granted to His Majesty, a sum not exceeding £62,372, for Government Asylums for the Infirm, for the year 1906-7.
- (23.) Resolved, that there be granted to His Majesty, a sum not exceeding £7,511, for Department of Fisheries, for the year 1906-7.
- (24.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,106, for Fire Brigades, for the year 1906-7.
- (25.) Resolved, that there be granted to His Majesty, a sum not exceeding £8,981, for Botanic Gardens, for the year 1906-7.
- (26.) Resolved, that there be granted to His Majesty, a sum not exceeding £891, for Nursery Garden, Campbelltown, for the year 1906-7.
- (27.) Resolved, that there be granted to His Majesty, a sum not exceeding £2,192, for Government Domain (Outer), for the year 1906-7.
- (28.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,258, for Garden Palace Grounds, for the year 1906-7.
- (29.) Resolved, that there be granted to His Majesty, a sum not exceeding £4,333, for Centennial Park, for the year 1906-7.
- (30.) Resolved, that there be granted to His Majesty, a sum not exceeding £232, for Swimming Baths, Woolloomooloo Bay, for the year 1906-7.
- (31.) Resolved, that there be granted to His Majesty, a sum not exceeding £2,150, for Electoral Office, for the year 1906-7.
- (32.) Resolved, that there be granted to His Majesty, a sum not exceeding £124,937, for Stores Supply and Tender Board, for the year 1906-7.
- (33.) Resolved, that there be granted to His Majesty, a sum not exceeding £74,917, for Endowment to Hospitals, &c., and other Charitable Services, for the year 1906-7.
- (34.) Resolved, that there be granted to His Majesty, a sum not exceeding £35,360, for Miscellaneous Services, for the year 1906-7.

NO. IV.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

- (35.) Resolved, that there be granted to His Majesty, a sum not exceeding £26,224, for Treasury, for the year 1906-7.
- (36.) Resolved, that there be granted to His Majesty, a sum not exceeding £6,340, for Stamp Duties, for the year 1906-7.
- (37.) Resolved, that there be granted to His Majesty, a sum not exceeding £39,687 for Land and Income Tax, for the year 1906-7.
- (38.) Resolved, that there be granted to His Majesty, a sum not exceeding £90, for Gold Receivers, for the year 1906-7.
- (39.) Resolved, that there be granted to His Majesty, a sum not exceeding £550, for Gold and Escort, for the year 1906-7.
- (40.) Resolved, that there be granted to His Majesty, a sum not exceeding £71,801, for Government Printer, for the year 1906-7.
- (41.) Resolved, that there be granted to His Majesty, a sum not exceeding £7,341, for Explosives, for the year 1906-7.
- (42.) Resolved, that there be granted to His Majesty, a sum not exceeding £2,625, for Shipping Masters, for the year 1906-7.
- (43.) Resolved, that there be granted to His Majesty, a sum not exceeding £74,485, for Navigation, for the year 1906-7.
- (44.) Resolved, that there be granted to His Majesty, a sum not exceeding £800, for Australian Coast Lighthouses, for the year 1906-7.
- (45.) Resolved, that there be granted to His Majesty, a sum not exceeding £2,785, for Lifeboats, &c., for the year 1906-7.
- (46.) Resolved, that there be granted to His Majesty, a sum not exceeding £22,706, for Administration of Old-age Pensions Act, for the year 1906-7.
- (47.) Resolved, that there be granted to His Majesty, a sum not exceeding £21,340, for Government Savings Bank, for the year 1906-7.
- (48.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,159, for Weights and Measures, for the year 1906-7.
- (49.) Resolved, that there be granted to His Majesty, a sum not exceeding £5,168, for Advances to Settlers Board, for the year 1906-7.
- (50.) Resolved, that there be granted to His Majesty, a sum not exceeding £10,887, for Resumed Properties, for the year 1906-7.
- (51.) Resolved, that there be granted to His Majesty, a sum not exceeding £79,330, for Sydney Harbour Trust, for the year 1906-7.
- (52.) Resolved, that there be granted to His Majesty, a sum not exceeding £7,806, for Agent-General for New South Wales, for the year 1906-7.
- (53.) Resolved, that there be granted to His Majesty, a sum not exceeding £7,377, for Public Library of New South Wales, for the year 1906-7.
- (54.) Resolved, that there be granted to His Majesty, a sum not exceeding £8,801, for Department of Intelligence and Bureau of Statistics, for the year 1906-7.
- (55.) Resolved, that there be granted to His Majesty, a sum not exceeding £176,937, for Miscellaneous Services, for the year 1906-7.
- (56.)

13th December, 1906.

- (56.) Resolved, that there be granted to His Majesty, a sum not exceeding £150,000, for Advance to Treasurer, for the year 1906-7.
 (57.) Resolved, that there be granted to His Majesty, a sum not exceeding £200,000, in aid of Public Works Fund, for the year 1906-7.
 (58.) Resolved, that there be granted to His Majesty, a sum not exceeding £200,000, in aid of Closer Settlement Fund, for the year 1906-7.

No. V.—RAILWAYS.

- (59.) Resolved, that there be granted to His Majesty, a sum not exceeding £3,026,506, for Railways and Tramways—Existing Lines, Working Expenses, for the year 1906-7.

No. VI.—DEPARTMENT OF THE ATTORNEY-GENERAL AND OF JUSTICE.

- (60.) Resolved, that there be granted to His Majesty, a sum not exceeding £37,666, for Department of the Attorney-General and of Justice, for the year 1906-7.
 (61.) Resolved, that there be granted to His Majesty, a sum not exceeding £6,831, for The Judges, for the year 1906-7.
 (62.) Resolved, that there be granted to His Majesty, a sum not exceeding £3,115, for Prothonotary and Registrar-in-Divorce, for the year 1906-7.
 (63.) Resolved, that there be granted to His Majesty, a sum not exceeding £3,755, for Master-in-Equity, for the year 1906-7.
 (64.) Resolved, that there be granted to His Majesty, a sum not exceeding £2,985, for Registrar-in-Bankruptcy, for the year 1906-7.
 (65.) Resolved, that there be granted to His Majesty, a sum not exceeding £3,478, for Probate and Intestate Estates Office, for the year 1906-7.
 (66.) Resolved, that there be granted to His Majesty, a sum not exceeding £26,200, for Sheriff, for the year 1906-7.
 (67.) Resolved, that there be granted to His Majesty, a sum not exceeding £3,300, for District Courts, for the year 1906-7.
 (68.) Resolved, that there be granted to His Majesty, a sum not exceeding £3,870, for Coroners, for the year 1906-7.
 (69.) Resolved, that there be granted to His Majesty, a sum not exceeding £82,801, for Petty Sessions, for the year 1906-7.
 (70.) Resolved, that there be granted to His Majesty, a sum not exceeding £88,844, for Prisons, for the year 1906-7.
 (71.) Resolved, that there be granted to His Majesty, a sum not exceeding £38,853, for Registrar-General and Examiner of Patents, for the year 1906-7.
 (72.) Resolved, that there be granted to His Majesty, a sum not exceeding £6,693, for Public Service Board, for the year 1906-7.
 (73.) Resolved, that there be granted to His Majesty, a sum not exceeding £5,482, for Industrial Arbitration, for the year 1906-7.
 (74.) Resolved, that there be granted to His Majesty, a sum not exceeding £9,650, for Miscellaneous Services, for the year 1906-7.

No. VII.—SECRETARY FOR LANDS.

- (75.) Resolved, that there be granted to His Majesty, a sum not exceeding £275,268, for Department of Lands, for the year 1906-7.
 (76.) Resolved, that there be granted to His Majesty, a sum not exceeding £6,880, for Western Land Board, for the year 1906-7.
 (77.) Resolved, that there be granted to His Majesty, a sum not exceeding £3,232, for Pastures Protection Act, for the year 1906-7.
 (78.) Resolved, that there be granted to His Majesty, a sum not exceeding £18,097, for Miscellaneous Services, for the year 1906-7.
 (79.) Resolved, that there be granted to His Majesty, a sum not exceeding £25, for Special Services—Labour Settlements, for the year 1906-7.

No. VIII.—SECRETARY FOR PUBLIC WORKS.

- (80.) Resolved, that there be granted to His Majesty, a sum not exceeding £89,391, for Establishment, for the year 1906-7.
 (81.) Resolved, that there be granted to His Majesty, a sum not exceeding £517,720, for Public Works and Services, for the year 1906-7.
 (82.) Resolved, that there be granted to His Majesty, a sum not exceeding £97,195, for Local Government Branch, for the year 1906-7.
 (83.) Resolved, that there be granted to His Majesty, a sum not exceeding £8,200, for Labour Bureau, for the year 1906-7.
 (84.) Resolved, that there be granted to His Majesty, a sum not exceeding £124,754, for Metropolitan Board of Water Supply and Sewerage, for the year 1906-7.
 (85.) Resolved, that there be granted to His Majesty, a sum not exceeding £12,917, for Hunter District Water Supply and Sewerage Board, for the year 1906-7.

No. IX.—PUBLIC INSTRUCTION, LABOUR, AND INDUSTRY.

- (86.) Resolved, that there be granted to His Majesty, a sum not exceeding £866,319, for Public Instruction, for the year 1906-7.
 (87.) Resolved, that there be granted to His Majesty, a sum not exceeding £65,586, for State Children Relief Department, for the year 1906-7.

(88.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

13th December, 1906.

- (88.) Resolved, that there be granted to His Majesty, a sum not exceeding £18,672, for Industrial Schools, for the year 1906-7.
- (89.) Resolved, that there be granted to His Majesty, a sum not exceeding £4,129, for Observatory, for the year 1906-7.
- (90.) Resolved, that there be granted to His Majesty, a sum not exceeding £6,406, for Australian Museum, for the year 1906-7.
- (91.) Resolved, that there be granted to His Majesty, a sum not exceeding £2,873, for National Art Gallery, for the year 1906-7.
- (92.) Resolved, that there be granted to His Majesty, a sum not exceeding £4,091, for Labour and Industry Branch, for the year 1906-7.
- (93.) Resolved, that there be granted to His Majesty, a sum not exceeding £11,850, for Grants in aid of Public Institutions, for the year 1906-7.
- (94.) Resolved, that there be granted to His Majesty, a sum not exceeding £6,300, for Miscellaneous Services, for the year 1906-7.

No. X.—SECRETARY FOR MINES AND AGRICULTURE.

- (95.) Resolved, that there be granted to His Majesty, a sum not exceeding £51,483, for Department of Mines, for the year 1906-7.
- (96.) Resolved, that there be granted to His Majesty, a sum not exceeding £13,983, for Stock and Brands Branch, for the year 1906-7.
- (97.) Resolved, that there be granted to His Majesty, a sum not exceeding £46,171, for Agriculture Branch, for the year 1906-7.
- (98.) Resolved, that there be granted to His Majesty, a sum not exceeding £400, for School of Mines and Assay Works, for the year 1906-7.
- (99.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,565, for Exports and Cold Storage Branch, for the year 1906-7.
- (100.) Resolved, that there be granted to His Majesty, a sum not exceeding £937, for Miners' Accident Relief Board, for the year 1906-7.
- (101.) Resolved, that there be granted to His Majesty, a sum not exceeding £4,638, for Commercial Agents, for the year 1906-7.
- (102.) Resolved, that there be granted to His Majesty, a sum not exceeding £34,716, for Miscellaneous Services, for the year 1906-7.

No. XI.—STATEMENT OF PAYMENTS MADE DURING THE YEAR ENDED 30 JUNE, 1906, FROM THE VOTE "ADVANCE TO TREASURER," 1905-6, ON ACCOUNT OF SERVICES OF THE YEAR 1905-6, SUBMITTED FOR PARLIAMENTARY APPROPRIATION IN ADJUSTMENT OF THE ADVANCE VOTE.

- (103.) Resolved, that there be granted to His Majesty, a sum not exceeding £80,866 18s. 3d., in adjustment of the Vote "Advance to Treasurer," 1905-6.

No. XII.—ESTIMATE OF EXPENDITURE ON ACCOUNT OF PUBLIC WORKS AND OTHER SERVICES FOR YEAR 1906-7, TO BE PROVIDED FOR OUT OF PUBLIC WORKS FUND.

- (104.) Resolved, that there be granted to His Majesty, a sum not exceeding £881,475, for Works and Services to be provided for out of Public Works Fund, for the year 1906-7.
- (105.) Resolved, that there be granted to His Majesty, a sum not exceeding £20,000, for Advance to Treasurer to carry on works, pending appropriation, for the year 1906-7.

No. XIII.—ESTIMATE OF EXPENDITURE ON ACCOUNT OF SERVICES FOR THE YEAR 1906-7, TO BE PROVIDED FOR OUT OF THE CLOSER SETTLEMENT FUND.

- (106.) Resolved, that there be granted to His Majesty, a sum not exceeding £280,000, for the Acquisition of Land for the purposes of Closer Settlement and Contingent Expenses, for the year 1906-7.

ADDITIONAL ESTIMATES, 1906-7.

No. II.—EXECUTIVE AND LEGISLATIVE.

- (107.) Resolved, that there be granted to His Majesty, a sum not exceeding £360, to defray additional charge for the year 1906-7 under the head "Legislative Council."
- (108.) Resolved that there be granted to His Majesty, a sum not exceeding £376, to defray additional charge for the year 1906-7 under the head "Legislative Assembly."
- (109.) Resolved, that there be granted to His Majesty, a sum not exceeding £146, to defray additional charge for the year 1906-7 under the head "Parliamentary Reporting Staff."
- (110.) Resolved, that there be granted to His Majesty, a sum not exceeding £100, to defray additional charge for the year 1906-7 under the head "Parliamentary Standing Committee on "Public Works."

No. III.—COLONIAL SECRETARY.

- (111.) Resolved, that there be granted to His Majesty, a sum not exceeding £5, to defray additional charge for the year 1906-7 under the head "Colonial Secretary."
- (112.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,111, to defray additional charge for the year 1906-7 under the head "Police."
- (113.) Resolved, that there be granted to His Majesty, a sum not exceeding £100, to defray additional charge for the year 1906-7 under the head "Master in Lunacy."
- (114.) Resolved, that there be granted to His Majesty, a sum not exceeding £65, to defray additional charge for the year 1906-7 under the head "Department of Public Health."
- (115.) Resolved, that there be granted to His Majesty, a sum not exceeding £638, to defray additional charge for the year 1906-7 under the head "Government Asylums for the Infirm."
- (116.) Resolved, that there be granted to His Majesty, a sum not exceeding £270, to defray additional charge for the year 1906-7 under the head "Department of Fisheries."

(117.)

13th December, 1906.

(117.) Resolved, that there be granted to His Majesty, a sum not exceeding £15,200, to defray additional charge for the year 1906-7 under the head "Endowments to Hospitals, &c., and other "Charitable Services."

(118.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,390, to defray additional charge for the year 1906-7 under the head "Miscellaneous Services."

No. IV.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(119.) Resolved, that there be granted to His Majesty, a sum not exceeding £4,523, to defray additional charge for the year 1906-7 under the head "Stamp Duties."

(120.) Resolved, that there be granted to His Majesty, a sum not exceeding £60, to defray additional charge for the year 1906-7 under the head "Land and Income Tax."

(121.) Resolved, that there be granted to His Majesty, a sum not exceeding £200, to defray additional charge for the year 1906-7 under the head "Explosives."

(122.) Resolved, that there be granted to His Majesty, a sum not exceeding £146, to defray additional charge for the year 1906-7 under the head "Shipping Masters."

(123.) Resolved, that there be granted to His Majesty, a sum not exceeding £760, to defray additional charge for the year 1906-7 under the head "Navigation."

(124.) Resolved, that there be granted to His Majesty, a sum not exceeding £600, to defray additional charge for the year 1906-7 under the head "Agent-General for New South Wales."

(125.) Resolved, that there be granted to His Majesty, a sum not exceeding £75, to defray additional charge for the year 1906-7 under the head "Public Library of New South Wales."

(126.) Resolved, that there be granted to His Majesty, a sum not exceeding £505, to defray additional charge for the year 1906-7 under the head "Department of Intelligence and Bureau of "Statistics."

(127.) Resolved, that there be granted to His Majesty, a sum not exceeding £10,027, to defray additional charge for the year 1906-7 under the head "Miscellaneous Services."

(128.) Resolved, that there be granted to His Majesty, a sum not exceeding £150,000, further in aid of Public Works Fund, for the year 1906-7.

No. VI.—ATTORNEY-GENERAL AND JUSTICE.

(129.) Resolved, that there be granted to His Majesty, a sum not exceeding £185, to defray additional charge for the year 1906-7 under the head "Department of the Attorney-General and "of Justice."

(130.) Resolved, that there be granted to His Majesty, a sum not exceeding £434, to defray additional charge for the year 1906-7 under the head "The Judges."

(131.) Resolved, that there be granted to His Majesty, a sum not exceeding £13, to defray additional charge for the year 1906-7 under the head "District Courts."

(132.) Resolved, that there be granted to His Majesty, a sum not exceeding £232, to defray additional charge for the year 1906-7 under the head "Petty Sessions."

(133.) Resolved, that there be granted to His Majesty, a sum not exceeding £750, to defray additional charge for the year 1906-7 under the head "Registrar-General and Examiner of Patents."

(134.) Resolved, that there be granted to His Majesty, a sum not exceeding £50, to defray additional charge for the year 1906-7 under the head "Public Service Board."

No. VII.—SECRETARY FOR LANDS.

(135.) Resolved, that there be granted to His Majesty, a sum not exceeding £50, to defray additional charge for the year 1906-7 under the head "Department of Lands."

(136.) Resolved, that there be granted to His Majesty, a sum not exceeding £425, to defray additional charge for the year 1906-7 under the head "Pastures Protection Act."

(137.) Resolved, that there be granted to His Majesty, a sum not exceeding £176, to defray additional charge for the year 1906-7 under the head "Miscellaneous Services."

No. VIII.—SECRETARY FOR PUBLIC WORKS.

(138.) Resolved, that there be granted to His Majesty, a sum not exceeding £2,633, to defray additional charge for the year 1906-7 under the head "Establishment."

(139.) Resolved, that there be granted to His Majesty, a sum not exceeding £29,017, to defray additional charge for the year 1906-7 under the head "Public Works and Services."

(140.) Resolved, that there be granted to His Majesty, a sum not exceeding £240, to defray additional charge for the year 1906-7 under the head "Local Government Branch."

(141.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,093, to defray additional charge for the year 1906-7 under the head "Metropolitan Board of Water Supply and "Sewerage."

No. IX.—PUBLIC INSTRUCTION, LABOUR, AND INDUSTRY.

(142.) Resolved, that there be granted to His Majesty, a sum not exceeding £96, to defray additional charge for the year 1906-7 under the head "Department of Public Instruction."

(143.) Resolved, that there be granted to His Majesty, a sum not exceeding £332, to defray additional charge for the year 1906-7 under the head "State Children Relief Department."

(144.) Resolved, that there be granted to His Majesty, a sum not exceeding £14, to defray additional charge for the year 1906-7 under the head "Industrial Schools."

(145.) Resolved, that there be granted to His Majesty, a sum not exceeding £375, to defray additional charge for the year 1906-7 under the head "Australian Museum."

(146.) Resolved, that there be granted to His Majesty, a sum not exceeding £200, to defray additional charge for the year 1906-7 under the head "National Art Gallery."

(147.) Resolved, that there be granted to His Majesty, a sum not exceeding £650, to defray additional charge for the year 1906-7 under the head "Grants in Aid of Public Institutions."

No.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

13th December, 1906.

No. X.—SECRETARY FOR MINES AND AGRICULTURE.

- (148.) Resolved, that there be granted to His Majesty, a sum not exceeding £168, to defray additional charge for the year 1906-7 under the head "Department of Mines."
 (149.) Resolved, that there be granted to His Majesty, a sum not exceeding £95, to defray additional charge for the year 1906-7 under the head "Stock and Brands Branch."
 (150.) Resolved, that there be granted to His Majesty, a sum not exceeding £3,000, to defray additional charge for the year 1906-7 under the head "Miscellaneous Services."

No. XII.—ADDITIONAL ESTIMATE OF EXPENDITURE ON ACCOUNT OF PUBLIC WORKS AND OTHER SERVICES FOR YEAR 1906-7, TO BE PROVIDED FOR OUT OF PUBLIC WORKS FUND.

- (151.) Resolved, that there be granted to His Majesty, a sum not exceeding £157,693, for works and services to be provided for out of Public Works Fund, for the year 1906-7.
 (152.) Resolved, that there be granted to His Majesty, a sum not exceeding £60,000, grant under section 5 of Public Works Fund Act, to Shires and Municipalities, being part of £150,000 promised for first three years of operation of Local Government Acts, for the year 1906-7.

LOAN ESTIMATES, 1906-7.

ESTIMATE OF EXPENDITURE ON ACCOUNT OF PUBLIC WORKS AND OTHER SERVICES, TO BE PROVIDED FOR BY LOAN.

For the completion of works already begun under sanction of Parliament from Loan Votes.

No. IV.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

- (153.) Resolved, that there be granted to His Majesty, for the year 1906-7, to be raised by Loan, a sum not exceeding £55,080, for the Sydney Harbour Trust, towards construction of works generally, and for the improvement of the Port—further sum.

No. VIII.—SECRETARY FOR PUBLIC WORKS.

- (154.) Resolved, that there be granted to His Majesty, for the year 1906-7, to be raised by Loan, a sum not exceeding £300,335, for Railway Construction; being £50,000 for Central Railway Station and Approaches—further sum; £70,000 for Narrabri to Walgett, with Branch towards Collarendabri—further sum; £70,000 for Manilla to Barraba—further sum; £70,000 for Temora to Barellan—further sum; £40,000 for Bogan Gate to Bulbodney—further sum; £335 for Dubbo to Coonamble—further sum.
 (155.) Resolved, that there be granted to His Majesty, for the year 1906-7, to be raised by Loan, a sum not exceeding £70,000, for Tramway Construction—Tramways generally.
 (156.) Resolved, that there be granted to His Majesty, for the year 1906-7, to be raised by Loan, a sum not exceeding £37,500 for Sewerage Construction; being £30,000 for Newcastle Sewerage—further sum; £6,000 for Metropolitan Sewerage and Storm-water Channels generally—further sum; £1,500 for Sewerage Construction generally.
 (157.) Resolved, that there be granted to His Majesty, for the year 1906-7, to be raised by Loan, a sum not exceeding £110,000, for Sydney Water Supply; Improvements to Sydney Water Supply and Storage Dam, Cataract River, including Land Resumptions—further sum.
 (158.) Resolved, that there be granted to His Majesty, for the year 1906-7, to be raised by Loan, a sum not exceeding £165,000, for Metropolitan Board of Water Supply and Sewerage; being for Water Supply—£45,000 for Extension and Improvement of General Reticulation, purchase of Water Meters, Reservoirs at Randwick, Additional Pumps, Buildings, Land, Surveys, and minor works—further sum; £10,000 for Concrete Lining and Strengthening Upper Canal—further sum; £20,000 for Raising and Lining Lower Canal—further sum; and for Sewerage—£90,000 for Construction and Ventilation of Reticulation Sewers generally, City, Northern, Eastern, and Western Suburbs, Lands, Pumps, Relief Sewers, Surveys, and minor works generally—further sum.
 (159.) Resolved, that there be granted to His Majesty, for the year 1906-7, to be raised by Loan, a sum not exceeding £4,300, for Hunter River District Water Supply and Sewerage Board—Water Supply; being £4,000 for Reticulation, Newcastle and Suburbs—further sum; £300 for Walka Pumping Station—further sum.

New Works.

No. V.—RAILWAYS AND TRAMWAYS.

- (160.) Resolved, that there be granted to His Majesty, for the year 1906-7, to be raised by Loan, a sum not exceeding £220,000 for Railways; being £70,000 for Rolling Stock to meet additional traffic requirements; £117,000 for additions to Railway Lines, Buildings, and for other purposes: £8,000 to recoup Harbour Trust Loan Vote (1905-6) for Grain Jetty, Darling Harbour; £25,000 for Deviation to avoid Lithgow Zigzag.
 (161.) Resolved, that there be granted to His Majesty, for the year 1906-7, to be raised by Loan, a sum not exceeding £50,000 for Tramways; for additions to Lines, Workshops, and Buildings, Duplication of Lines, Wood-blocking, and for other purposes.

No. VIII.—SECRETARY FOR PUBLIC WORKS.

- (162.) Resolved, that there be granted to His Majesty, for the year 1906-7, to be raised by Loan, a sum not exceeding £67,135 for Railway Construction; being £5,635 for extension of Railway at Necropolis; £1,500 for Mudgee to Dunedoo Railway—Permanent Survey; £10,000 for Belmore—Chapel-road Railway; and £50,000 towards North Coast Railway (Maitland to South Grafton).

13th December, 1906.

(163.) Resolved, that there be granted to His Majesty, for the year 1906-7, to be raised by Loan, a sum not exceeding £21,000 for Sewerage Construction; being £15,000 for the Illawarra Sewerage System; and £6,000 for Stanmore Road Stormwater Channel.

(164.) Resolved, that there be granted to His Majesty, for the year 1906-7, to be raised by Loan, a sum not exceeding £19,850 for Metropolitan Board of Water Supply and Sewerage; being £18,850 for Water Supply—Improved Water Supply for Ryde and Western Suburbs; and £1,000 for Sewerage—Sewage Farm—Underdrainage—Flood Prevention Works.

(165.) Resolved, that there be granted to His Majesty, for the year 1906-7, to be raised by Loan, a sum not exceeding £10,600 for Hunter River District Water Supply and Sewerage Board; being for Water Supply—£400 for Waratah Reservoir—Caretaker's Cottage; £200 for Weir across Hunter River below intake; and £10,000 towards 20-inch Main, Wallsend to Buttai.

Repayment of Loans.

(166.) Resolved, that there be granted to His Majesty, for the year 1906-7, to be raised by Loan, a sum not exceeding £550,000, to meet 4 per cent. Funded Stock falling due in August, 1907, issued under Loan Act of 1900.

On motion of Mr. Ashton, the resolutions were read a second time, and agreed to.

14. PRINTING COMMITTEE:—Mr. McFarlane, as Chairman, brought up the Twenty-fourth Report from the Printing Committee.

15. COAL AND SHALE MINES (EIGHT-HOURS) BILL:—Mr. Fegan, pursuant to leave granted on 29th November, 1906, presented a Bill, intitled "*A Bill to limit the hours of employment and working below ground in coal and shale mines; and for other purposes connected therewith,*"—which was read a first time.

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

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

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

The Temporary Chairman also reported that the Committee had come to certain resolutions.

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

The Temporary Chairman then reported the resolutions which were read a first time, as follows:—

(5.) *Resolved*,—That towards making good the Supply granted to His Majesty,—

(a) For the Service of the financial year 1906-7, the sum of £8,049,751 be granted out of the Consolidated Revenue Fund of New South Wales.

(b) In adjustment of the vote "Advance to Treasurer, 1905-6," for Services of the financial year 1905-6, the sum of £80,866 18s. 3d. be granted out of the Consolidated Revenue Fund of New South Wales.

(6.) *Resolved*,—That towards making good the Supply granted to His Majesty for the Service of the financial year 1906-7, the sum of £1,119,168 be granted out of the Public Works Fund of New South Wales.

(7.) *Resolved*,—That towards making good the Supply granted to His Majesty for the Service of the Financial Year 1906-7, the sum of £280,000 be granted out of the Closer Settlement Fund of New South Wales.

(8.) *Resolved*,—That towards making good the Supply granted to His Majesty during the present Session, a sum not exceeding £1,680,800 be raised by the issue of Debentures or Inscribed Stock secured upon the Consolidated Revenue Fund of the State, and bearing interest at a rate not exceeding £4 per centum per annum, or pending the issue of Debentures or Inscribed Stock, by the issue of Treasury Bills, bearing interest at a rate not exceeding £4 per centum per annum, to defray the expenses of certain Public Works and Services of the State, and for other purposes.

On motion of Mr. Ashton, the resolutions were read a second time, and agreed to.

17. APPROPRIATION BILL:—

(1.) Ordered, on motion of Mr. Ashton, That a Bill be brought in, founded on resolutions of Ways and Means (Nos. 5, 6, and 7), to appropriate and apply out of the Consolidated Revenue Fund of New South Wales, certain sums to make good the Supplies granted for the Service of the year from the 1st day of July, 1906, to the 30th day of June, 1907, inclusive of both dates; to adjust the vote "Advance to Treasurer, 1905-1906," for supplementary charges during the period from 1st July, 1905, to 30th June, 1906, inclusive of both dates; to provide for Public Works and other Services for the year 1906-7, out of the Public Works Fund, and for Services of the year 1906-7, out of the Closer Settlement Fund; and for purposes connected with and incidental to the above objects.

(2.) Mr. Ashton then presented a Bill, intitled "*A Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year from the 1st day of July, 1906, to the 30th day of June, 1907, inclusive of both dates; to adjust the Vote 'Advance to Treasurer, 1905-1906,' for supplementary charges during the period from 1st July, 1905, to 30th June, 1906, inclusive of both dates; to provide for Public Works and other Services for the year 1906-7, out of the Public Works Fund, and for Services of the year 1906-7, out of the Closer Settlement Fund; and for purposes connected with and incidental to the above objects,*"—which was read a first time.

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

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

13th December, 1906.

18. LOAN BILL:—

(1.) Ordered, on motion of Mr. Ashton, That a Bill be brought in, founded on resolution of Ways and Means (No. 8), to authorise the raising of a Loan for Public Works and Services; and for other purposes.

(2.) Mr. Ashton then presented a Bill, intituled "*A Bill to authorise the raising of a Loan for Public Works and Services; and for other purposes,*"—which was read a first time.

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

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

(1.) Great Western Railway Deviation (Lithgow Zigzag) Bill:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the carrying out of a deviation of the Great Western Railway Line to avoid the Lithgow Zigzag; and for purposes consequent thereupon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 13th December, 1906.

F. B. SUTTON,
President.

(2.) Vine and Vegetation Diseases (Fruit Pests) Bill:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the Vine and Vegetation Diseases Act, 1901,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 13th December, 1906.

F. B. SUTTON,
President.

(3.) Young Men's Christian Association of Sydney Incorporation Bill:—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to constitute the members of the New South Wales Young Men's Christian Association a body corporate; to confer and impose upon that body certain powers, duties, rights, and liabilities; to transfer to and vest in it the property of the said association; to discharge the trustees of the said association from certain liabilities; and generally to carry out the said objects and the objects for which the said association was established,*"—presents the same to the Legislative Assembly for its concurrence; accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

Legislative Council Chamber,
Sydney, 13th December, 1906.

F. B. SUTTON,
President.

Bill, on motion of Mr. Ashton, read a first time.

Ordered to be printed, and read a second time at a later hour of the day.

20. PUBLIC WORKS COMMITTEE (AMENDMENT) BILL:—

(1.) Mr. Ashton, on behalf of Mr. Carruthers, moved, pursuant to Notice, That this House do now resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Public Works Committee Act, 1904; to indemnify the Colonial Treasurer, the officers of the Treasury, and other persons in respect of certain payments; and for other purposes.

Question put and passed.

(2.) Whereupon—the Order of the Day having been read,—on motion of Mr. Ashton, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Public Works Committee Act, 1904; to indemnify the Colonial Treasurer, the officers of the Treasury, and other persons in respect of certain payments; and for other purposes.

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

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

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

Resolved,—That it is expedient to bring in a Bill to amend the Public Works Committee Act, 1904; to indemnify the Colonial Treasurer, the officers of the Treasury, and other persons in respect of certain payments; and for other purposes.

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

21. TAXATION AMENDING BILL:—

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

Question put and passed.

Bill read a second time.

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

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

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

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

(2.) Bill read a third time, and, on motion of Mr. Ashton, passed.

Mr. Ashton then moved, That the Title of the Bill be "*An Act to amend the Taxation Amending Act, 1905, in order to apply its provisions to Municipalities; and for purposes consequent thereon or incidental thereto.*"

Question put and passed.

Ordered,

13th December, 1906.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Taxation Amending Act, 1905, in order to apply its provisions to Municipalities ; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 14th December, 1906, a.m.

22. PUBLIC WORKS COMMITTEE (AMENDMENT) BILL :—

(1.) Mr. Ashton, pursuant to leave granted this day, presented a Bill, intituled "*A Bill to amend the Public Works Committee Act, 1904 ; to indemnify the Colonial Treasurer, the officers of the Treasury, and other persons in respect of certain payments ; and for other purposes,*"—which was read a first time.

Ordered, That the Bill be printed, and now read a second time.

(2.) Bill read a second time.

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

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

23. CLOSER SETTLEMENT (AMENDMENT) BILL :—The Order of the Day having been read,—Mr. Ashton 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. Ashton, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.

Mr. Speaker resumed the Chair ; and the Chairman reported the Bill with amendments.

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

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

24. WALLSEND-BUTTAI PIPE-LINE CONSTRUCTION BILL :—

(1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of a twenty-inch diameter pipe-line from Wallsend to Buttai, in connection with the Newcastle and District Water Supply ; and for purposes consequent thereon or incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill to sanction the construction of a twenty-inch diameter pipe-line from Wallsend to Buttai, in connection with the Newcastle and District Water Supply ; and for purposes consequent thereon or incidental thereto.

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

(2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the construction of a twenty-inch diameter pipe-line from Wallsend to Buttai, in connection with the Newcastle and District Water Supply ; and for purposes consequent thereon or incidental thereto,*"—which was read a first time.

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

25. ILLAWARRA SUBURBS SEWERAGE CONSTRUCTION BILL :—

(1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of Sewerage Works for the Illawarra Suburbs ; and for purposes consequent thereon or incidental thereto.

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

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

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

Resolved,—That it is expedient to bring in a Bill to sanction the construction of Sewerage Works for the Illawarra Suburbs ; and for purposes consequent thereon or incidental thereto.

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

(2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the construction of Sewerage Works for the Illawarra Suburbs ; and for purposes consequent thereon or incidental thereto,*"—which was read a first time.

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

26. DRUMMOYNE SEWERAGE CONSTRUCTION BILL :—

(1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of Sewerage Works for the Municipality of Drummoyne ; and for purposes consequent thereon or incidental thereto.

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

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

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13th December, 1906.

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

Resolved,—That it is expedient to bring in a Bill to sanction the construction of Sewerage Works for the Municipality of Drummoyne; and for purposes consequent thereon or incidental thereto.

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

- (2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the construction of Sewerage Works for the Municipality of Drummoyne; and for purposes consequent thereon or incidental thereto*,"—which was read a first time.

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

27. PAPERS :—Mr. Lee laid upon the Table,—

- (1.) Schedules A to H, Estimates, 1906-1907, Department of Public Works (Roads, &c.).
- (2.) Schedules A to H, Additional Estimates, 1906-1907, Department of Public Works (Roads, &c.).
- (3.) Schedules 1 to 5, Estimates, 1906-1907, Department of Public Works (Construction).
- (4.) Schedules 1 to 5, Additional Estimates, 1906-1907, Department of Public Works (Construction).

Ordered to be printed.

28. YOUNG MEN'S CHRISTIAN ASSOCIATION OF SYDNEY INCORPORATION BILL :—

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

Question put and passed.

Bill read a second time.

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

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

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

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

- (2.) Bill read a third time, and, on motion of Mr. Carruthers, *passed*.

Mr. Carruthers then moved, That the Title of the Bill be "*An Act to constitute the members of the New South Wales Young Men's Christian Association a body corporate; to confer and impose upon that body certain powers, duties, rights, and liabilities; to transfer to and vest in it the property of the said association; to discharge the trustees of the said association from certain liabilities; and generally to carry out the said objects and the objects for which the said association was established*."

Question put and passed.

Ordered, That the Bill be returned to the Legislative Council, with the following Message :—

MR. PRESIDENT,—

The Legislative Assembly having this day agreed to the Bill, intituled "*An Act to constitute the members of the New South Wales Young Men's Christian Association a body corporate; to confer and impose upon that body certain powers, duties, rights, and liabilities; to transfer to and vest in it the property of the said association; to discharge the trustees of the said association from certain liabilities; and generally to carry out the said objects and the objects for which the said association was established*,"—returns the same to the Legislative Council without amendment.

Legislative Assembly Chamber,

Sydney, 14th December, 1906, a.m.

29. GOVERNMENT SAVINGS BANK (AMENDMENT) BILL :—The Order of the Day having been read,—on motion of Mr. Carruthers, the Order of the Day for the second reading of this Bill was discharged. Ordered, That the bill be withdrawn.

30. METROPOLITAN WATER AND SEWERAGE ACTS AMENDMENT BILL :—The Order of the Day having been read,—on motion of Mr. Carruthers, the Order of the Day,—for the consideration in Committee of the Whole of the expediency of bringing in a Bill to amend the Metropolitan Sewerage Acts, 1880-1889, and the Metropolitan Water and Sewerage Act Extension Act of 1894; to amend the law relating to Water Supply, Sewerage, and Drainage; and for other purposes,—was discharged.

31. ADJOURNMENT :—Mr. Carruthers moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

The House adjourned accordingly, at sixteen minutes before Three o'clock, a.m., until Two o'clock, p.m., This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 78.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

FRIDAY, 14 DECEMBER, 1906.

1. The House met pursuant to adjournment. Mr. Speaker took the Chair.

QUESTIONS :—

- (1.) Site for Weir, Keepit Gap, Namoi River :—Mr. Perry (*Liverpool Plains*) asked the Secretary for Public Works,—

- (1.) What steps have been taken towards inspecting a site for a weir at Keepit Gap, on the Namoi River, for irrigation purposes?
 (2.) Will he, as soon as possible, cause an inspection of this site to be made by some of the head officers of the Department?

Mr. Lee answered,—

- (1.) The site has been inspected and reported upon, but a survey will be necessary before the proposal can be gone into in detail.
 (2.) Surveys will be made as soon as the services of a surveyor are available for the purpose.

- (2.) Police Quarters, Tambar Springs :—Mr. Perry (*Liverpool Plains*) asked the Colonial Secretary,—

- (1.) Is he aware that the Police Quarters at Tambar Springs are in a dilapidated and dangerous condition?
 (2.) Is he aware that complaints have been made concerning the character of these Police Quarters?
 (3.) What steps, if any, have been taken in the matter?

Mr. Lee answered,—

- (1 and 2.) The Police Department have reported that new buildings are necessary.
 (3.) The matter has been brought under the notice of the Department of Public Works with a view to the necessary provision being made.

- (3.) Extension of Railway to Glebe Island and Balmain :—Mr. Law asked the Colonial Treasurer,—
 Are any steps being taken with a view to carrying out in the near future the proposals of the Railway Commissioners for the extension of the Railway to Glebe Island and Balmain, and for the improvements foreshadowed in the Railway Commissioners' Report in connection with the increased facilities for the export trade of Sydney?

Mr. Carruthers answered,—The growing trade of the Port of Sydney in connection with traffic brought by the Railways, necessitates consideration being given to the question of additional facilities for the shipment of coal, wheat, and other produce. It will, at no distant date, be necessary to make provision to relieve Darling Harbour and Darling Island; and the Railway Commissioners recently submitted a proposal providing for wharfage facilities at Glebe Island, and to make such general arrangements as would readily permit, if required later on, of the extension of the wharfage together with railway connection along the Southern shore of Balmain to Peacock's Point. At the same time the scheme will provide for an independent connection with Darling Harbour and Darling Island. The Government is favourable, and has approved of the necessary preliminary surveys and estimates being made, and action in that direction is being taken by the Railway Commissioners. I may mention that the Chief Engineer of the Railway Commissioners and the Engineer of the Harbour Board have been appointed to make these surveys and generally work out the details of the scheme.

(4.)

14th December, 1906.

- (4.) Maintenance Men—Permission to light Fires:—Mr. Fallick asked the Secretary for Public Works,—Has any permission been given the maintenance men to light fires and boil water for their meals on the roads wherever they may be working at meal-time?

Mr. Lee answered,—No such authority has been granted.

- (5.) Income Tax owing by Commonwealth Officials in New South Wales :—Mr. John Hurley, for Mr. Latimer, asked the Colonial Treasurer,—

(1.) What is the total amount of income tax now owing by Commonwealth officials residing in this State?

(2.) Have any of such officials paid income tax?

(3.) In view of the recent decision of the Privy Council, will he give instructions for the recovery from all Commonwealth Government officials (regardless of position) of the several amounts owing by them to the Treasury of New South Wales for income tax?

Mr. Carruthers answered,—

(1.) £1,517.

(2.) Yes.

(3.) Proceedings for the recovery of all outstanding taxes owing by Commonwealth officials, which had been suspended pending the decision of the Privy Council, were, on the result being made known, immediately renewed.

- (6.) Fisheries Department :—Mr. Briner, for Mr. Donaldson, asked the Colonial Secretary,—

(1.) Will he furnish a statement of the revenue and expenditure of the Fisheries Department during the last ten years?

(2.) Did the revenue exceed the expenditure in any of those ten years; if so, to what extent?

(3.) What was the average annual cost to the State of the administration during the last ten years?

(4.) Is the money expended on the building of hatcheries and ponds, and the importation of English plaice (the latter costing £1,100), charged to capital account or against yearly votes?

Mr. Lee answered,—I will presently lay upon the Table a return in answer to this Question.

2. PAPERS :—

Mr. Dick laid upon the Table,—Amended Regulations Nos. 32 and 34, under the Public Instruction Act, 1880.

Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—Report of the Department of Agriculture, for the year ended 30th June, 1906.

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—

(1.) Return respecting the Revenue and Expenditure of the Fisheries Department, for the financial years from 1896-7 to 1905-6.

(2.) By-laws under the Metropolitan Water and Sewerage Acts, 1880-1889, and the Metropolitan Water (Camden) Act, 1898.

Referred by Sessional Order to the Printing Committee.

Mr. Ashton laid upon the Table,—

(1.) Return showing the area of Land held under Leasehold by the Australian Mortgage, Land, and Finance Company (Limited), by Messrs. Dalgety and Company (Limited), by Messrs. Goldsbrough, Mort, and Company (Limited), and by the New Zealand Loan and Mercantile Agency Company (Limited).

(2.) Additional Regulation No. 369, under the Crown Lands Acts.

Referred by Sessional Order to the Printing Committee.

3. CLOSER SETTLEMENT (AMENDMENT) BILL (*Formal Order of the Day*),—on motion of Mr. Ashton, read a third time, and *passed*.

Mr. Ashton then moved, That the Title of the Bill be "*An Act to amend the Closer Settlement Act, 1904; and for other purposes.*"

Question put and passed.

Ordered, That the Bill be carried to the Legislative Council, with the following Message :—

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Closer Settlement Act, 1904; and for other purposes,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 14th December, 1906.*

4. POLICE FORCE AND RAILWAY EMPLOYEES (*Formal Motion*):—Mr. Booth moved, pursuant to Notice, That there be laid upon the Table of this House a return showing,—during the two years ended 30th November, 1906,—(a) the total number of employes in the Police Force; (b) the number killed in the execution of their duty; (c) the number incapacitated while on duty, and rendered unfit for further service; and (d) the number injured in the execution of their duty, but able, after recovery, to resume work; (e) similar information in respect of Railway employes.

Question put and passed.

5. SATURDAY SITTING DAY :—Mr. Carruthers, on behalf of Mr. Ashton, moved, pursuant to amended Notice, That Saturday next be a sitting day of this House; that the House meet at 10 o'clock, a.m., and that Government Business take precedence of General Business.

Debate ensued.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

14th December, 1906.

6. PUBLIC WORKS COMMITTEE (AMENDMENT) BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.
Mr. Speaker resumed the Chair; and Mr. McFarlane, Temporary Chairman, reported the Bill without amendment.
On motion of Mr. Ashton, the report was adopted.
Ordered, That the Bill be *now* read a third time.
Bill read a third time.
7. WALLSEND-BUTTAI PIPE-LINE CONSTRUCTION BILL:—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and Mr. McFarlane, Temporary Chairman, reported the Bill without amendment.
On motion of Mr. Lee, the report was adopted.
Ordered, That the Bill be *now* read a third time.
Bill read a third time.
8. PUBLIC WORKS COMMITTEE (AMENDMENT) BILL (*Continuation of Entry No. 6*):—On motion of Mr. Moore, this Bill was *passed*.
Mr. Moore then moved, That the Title of the Bill be "*An Act to amend the Public Works Committee Act, 1904; to indemnify the Colonial Treasurer, the officers of the Treasury, and other persons in respect of certain payments; and for other purposes.*"
Question put and passed.
Ordered, That the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,—
The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Public Works Committee Act, 1904; to indemnify the Colonial Treasurer, the officers of the Treasury, and other persons in respect of certain payments; and for other purposes,*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 14th December, 1906.*
9. ILLAWARRA SUBURBS SEWERAGE CONSTRUCTION BILL:—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and Mr. McFarlane, Temporary Chairman, reported the Bill without amendment.
On motion of Mr. Lee, the report was adopted.
Ordered, That the Bill be *now* read a third time.
Bill read a third time.
10. DRUMMOYNE SEWERAGE CONSTRUCTION BILL:—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and Mr. McFarlane, Temporary Chairman, reported the Bill without amendment.
On motion Mr. Lee, the report was adopted.
Ordered, That the Bill be *now* read a third time.
Bill read a third time.
11. APPROPRIATION BILL:—The Order of the Day having been read,—Mr. Ashton moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Ashton, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and Mr. McFarlane, Temporary Chairman, reported the Bill without amendment.
On motion of Mr. Ashton, the report was adopted.
Ordered, after Debate, That the Bill be *now* read a third time.
Bill read a third time.
12. LOAN BILL:—The Order of the Day having been read,—Mr. Ashton moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.

14th December, 1906.

On motion of Mr. Ashton, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.

Mr. Speaker resumed the Chair; and Mr. McFarlane, Temporary Chairman, reported the Bill without amendment.

On motion of Mr. Ashton, the report was adopted.

Ordered, That the Bill be now read a third time.

Bill read a third time.

13. GOVERNMENT SAVINGS BANK BILL:—The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had amended one, and agreed to the remainder of the Council's amendments; including the amendment in the Title.

On motion of Mr. Carruthers, the report was adopted.

14. WALLSEND-BUTTAI PIPE-LINE CONSTRUCTION BILL (*Continuation of Entry No. 7*):—On motion of Mr. Lee, this Bill was passed.

Mr. Lee then moved, That the Title of the Bill be "*An Act to sanction the construction of a twenty-inch diameter pipe-line from Wallsend to Buttai in connection with the Newcastle and District Water Supply; and for purposes consequent thereon or incidental thereto.*"

Question put and passed.

Ordered, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to sanction the construction of a twenty-inch diameter pipe-line from Wallsend to Buttai in connection with the Newcastle and District Water Supply; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 14th December, 1906.

15. ILLAWARRA SUBURBS SEWERAGE CONSTRUCTION BILL (*Continuation of Entry No. 9*):—On motion of Mr. Lee, this Bill was passed.

Mr. Lee then moved, That the Title of the Bill be "*An Act to sanction the construction of Sewerage Works for the Illawarra Suburbs; and for purposes consequent thereon or incidental thereto.*"

Question put and passed.

Ordered, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to sanction the construction of Sewerage Works for the Illawarra Suburbs; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 14th December, 1906.

16. DRUMMOYNE SEWERAGE CONSTRUCTION BILL (*Continuation of Entry No. 10*):—On motion of Mr. Lee this Bill was passed.

Mr. Lee then moved, That the Title of the Bill be "*An Act to sanction the construction of Sewerage Works for the Municipality of Drummoyne; and for purposes consequent thereon or incidental thereto.*"

Question put and passed.

Ordered, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to sanction the construction of Sewerage Works for the Municipality of Drummoyne; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 14th December, 1906.

17. LOAN BILL (*Continuation of Entry No. 12*):—On motion of Mr. Carruthers, this Bill was passed.

Mr. Carruthers then moved, That the Title of the Bill be "*An Act to authorise the raising of a Loan for Public Works and Services; and for other purposes.*"

Question put and passed.

Ordered, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorise the raising of a Loan for Public Works and Services; and for other purposes,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 14th December, 1906.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

14th December, 1906.

18. MESSAGES FROM THE LEGISLATIVE COUNCIL :—Mr. Speaker reported the following Messages from the Legislative Council :—

(1.) Local Government Extension Bill :—

MR. SPEAKER,—

The Legislative Council having had under consideration the Legislative Assembly's Message, dated the 7th December, 1906, in reference to the Local Government Extension Bill,—

Insists upon its amendment which adds a new proviso to clause 43,—as consequential upon the Council's amendment which omits clause 48.

Insists upon its amendment which omits clause 48.

Insists upon its amendment in clause 50, page 33, but proposes to amend such amendment by the omission of paragraph (d), and by the addition, at the end of the amendment, of the following proviso :—“ Provided also that, for the purposes of the Shires Act and this Act, the former Act is amended by the omission from the proviso to paragraph (a) of subsection two of section twenty-two, of all the words after the words ‘ Provided that only one of such joint occupiers shall be entitled to ‘ be placed on the roll, down to and inclusive of the words ‘ five pounds ’ the second time they occur ; and by the omission of the word ‘ occupiers ’ where it first occurs after the words so omitted, and the insertion in place thereof of the word ‘ occupier, ’ ”—because the provisions in the Shires Act, section twenty-two, subsection two, in regard to the vote of joint occupiers would render possible many abuses in the more closely settled municipal areas, which would be obviated by the modification of those provisions as proposed by the Legislative Council.

Does not insist upon its amendments in clause 62, but proposes to amend the said clause in manner hereinafter set forth, and also to insert in other parts of the Bill consequential amendments of existing clauses, and also as consequential the substitution of a new clause in lieu of clause 58.

Proposes to amend clause 56 by adding at the end of the first proviso the words “ and of ‘ the assessed annual value, ”—as consequential upon the Council's amendments in clause 62.

Proposes to omit clause 58 and to insert in its place the following new clause :—

For the purposes of this Act the assessed annual value of ratable land shall be nine-tenths of the fair average rental of such land with the improvements (if any) thereon : Provided that such assessed annual value shall not be less than five per centum of the unimproved capital value of the land, whether improved or unimproved,—
as consequential upon the Council's amendments in clause 62.

Does not insist upon its amendments in clause 62, but proposes to amend the clause by the addition at the end thereof of the following new subclause :—

(3) In a municipality, the total amount to be derived from the levying of and leviable as general rates and additional general rates shall not, taken together, exceed the total amount which the council estimate would be yielded by a rate of two pence in the pound on the unimproved capital value and one shilling and sixpence in the pound on the assessed annual value, taken together, of all ratable land in the municipality. Estimates under this section shall be prepared as prescribed,—

- (1.) Because the existing law in New South Wales, as well as in all the other Australian States, provides a limit upon the rating powers, and the experience in other places where such limit does not exist shows that such limit is desirable and necessary.
- (2.) Because the qualifications contained in the Legislative Council's present proposals prevent any injurious consequences from following upon its proposed limitations upon the rating power.

Does not insist upon its amendment which inserts a new clause to follow clause 65, but proposes to insert in lieu thereof the following new clause :—

Limitation of Rating.

(1) In any area the total amount leviable under the four last preceding sections, as general, additional, general, special, local, and loan rates, taken together, shall not exceed the total amount which would be yielded by a rate of two pence in the pound on the unimproved capital value and twenty-four pence in the pound on the assessed annual value, taken together, of all ratable land in the area. Estimates under this section shall be prepared as prescribed.

(2) If in any area the amount of all rates leviable under the four last preceding sections is less than is necessary for all the purposes to which the general rates may under this Act be applied, and for all the purposes for which in such area any special local or loan rate is, at the commencement of this Act, being levied, taken together, the Governor may at any time within two years from the commencement of this Act, on the application of the Council of such municipality, by proclamation empower such Council to increase such rates beyond the limits prescribed by this section so as to provide a sum sufficient for the purposes aforesaid ; and the basis on which such extra rate shall be levied shall in all cases where the deficiency to be provided for exceeds three hundred pounds be decided by a poll of the ratepayers, and in all cases where the deficiency to be provided for is less than three hundred pounds by the Council of the municipality.

(3) If at any time it appear that the total amount of rates made and levied in any area exceeds the limit hereinbefore provided, the Governor may, on being satisfied of the *bona fide* intention of the Council to obey the law, by proclamation validate such rates as from the date of their being made, and thereupon such rates shall not be deemed to be invalid in law, or to be beyond the provisions of this Act : Provided that the Governor shall, in case the excess be of a material amount, direct that the rates so made shall be readjusted in manner to be prescribed by him, and the Council shall so readjust such rates.

Proposes

14th December, 1906.

Proposes to amend new clause 104 by omitting subclauses (1) and (2); in subclause (3) by omitting "such" and inserting "The"; by omitting "said Acts" and inserting "Metropolitan Water and Sewerage Act, 1880, and the Hunter District Water Supply and Sewerage Act of 1892, and any Acts amending the same"; and by adding at the end of the subclause "and the Hunter District Board of Water Supply and Sewerage respectively,"—as consequential upon the Council's amendment in clause 62.

Insists upon the omission of Item (iv) Schedule Two; does not insist upon the omission of Item (v), but proposes to amend it by omitting "or other means of locomotion" and inserting in lieu thereof "and public punts"; insists upon the omission of Items (ix), (xiii), (xiv), (xxv), (xxvii), (xxviii) and (xxix); upon its amendments in Items (vii), (xxxi), and (xxxvi); upon the omission of Item (xxxix); upon its amendments in Items (xliii), (xliv), (xlv), (xlviii), (l), (liv), and (lvii); and upon the omission of Item (lviii),—

- (1.) Because the powers eliminated by the Legislative Council from Schedule Two are unnecessary in the circumstances of the community.
- (2.) Because in certain cases, e.g. Items (iv) and (ix) and "technical schools" in Item (xxvi), the said powers would bring the municipality into unnecessary and undesirable competition with institutions controlled by Government Departments.
- (3.) Because the amendments in regard to Items (xxxii), (xxxiii), and (xxxvii) are necessary for the effective carrying out of the purposes expressed.
- (4.) Because Item (lviii) confers an unnecessary and excessive power upon the Executive Government.

Does not insist upon the Council's other amendments disagreed to by the Assembly, and agrees to the Assembly's amendments upon the Council's amendments, and the consequential amendments in the Bill.

And the Council requests the concurrence of the Legislative Assembly in its further amendments and consequential amendments in the Bill.

Legislative Council Chamber,
Sydney, 14th December, 1906.

F. B. SUTTON,
President.

Ordered, by Mr. Speaker, That the Legislative Council's Message be taken into consideration at a later hour of the day.

(2.) Careless Use of Fire (Amendment) Bill:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intitled "An Act to amend the Careless Use of Fire Act, 1901, the Pastures Protection Act, 1902; and for other purposes,"—with the amendments indicated by the accompanying Schedule, including an amendment in the Title, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 14th December, 1906.

F. B. SUTTON,
President.

CARELESS USE OF FIRE (AMENDMENT) BILL.

Schedule of the Amendments referred to in Message of 14th December, 1906.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, lines 1 and 2, in Title. Omit "the Pastures Protection Act, 1902"

Page 1, clause 2. Omit clause 2.

Page 2, clause 5, lines 27 to 33. Omit subclause (3).

Page 2, clause 6, line 34. After "6" insert "(1)"

Page 2, clause 6, lines 36 to 39. Omit "such distance as may be prescribed by regulations which the Colonial Secretary is authorised to make on the recommendation of the Municipality or Shire in which the land is situate, and until such regulations are so made, of sixty feet" insert "twenty feet"

Page 2, clause 6. At end of clause add—

"(2) The same subsection is further amended by inserting at the end of the subsection the words 'or within such extended time as may be allowed by a Stipendiary or Police Magistrate on application made to him in a summary way: Provided that reasonable notice of any such application shall be given to the occupier who has cleared his land.'

"(3) Section five, subsection two, of the Principal Act is amended by inserting after the word 'month,' where it occurs in that subsection, the words 'or such extended time.'"

Page 3, clause 7, lines 1 and 2. Omit "or on any land within sixty-six feet thereof"

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered, by Mr. Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration at a later hour of the day.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

14th December, 1906.

19. GOVERNMENT SAVINGS BANK BILL:—Ordered, on motion of Mr. Carruthers, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,—

The Legislative Assembly having had under consideration the Legislative Council's Message, dated 14th instant, requesting its concurrence in certain amendments made by the Council in the Government Savings Bank Bill,—

Agrees to the amendment in clause 69, page 21, line 10, which omits the words "sixty-six" and inserts the words "sixty-five," but proposes to amend it by omitting the words "sixty-five" and inserting the words "sixty-four,"—in which amendment the Assembly requests the concurrence of the Legislative Council.

Agrees to the other amendments made by the Council in the Bill, including the amendment in the Title.

Legislative Assembly Chamber,
Sydney, 14th December, 1906.

20. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Electric Tramway from Harris-street, vid Miller-street, Abattoir-road, Glebe Island Bridge, and Weston-street, to Evans-street, Balmain*):—

Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a line of Electric Tramway from Harris-street, vid Miller street, Abattoir-road, Glebe Island Bridge, and Weston-street to Evans-street, Balmain.

Debate ensued.

Interruption.

21. APPROPRIATION BILL (*Continuation of Entry No. 11*):—On motion of Mr. Lee, this Bill was passed.

Mr. Lee then moved, That the Title of the Bill be "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year from the 1st day of July, 1906, to the 30th day of June, 1907, inclusive of both dates; to adjust the Vote 'Advance to Treasurer, 1905-1906,' for supplementary charges during the period from 1st July, 1905, to 30th June, 1906, inclusive of both dates; to provide for Public Works and other Services for the year 1906-7 out of the Public Works Fund, and for Services of the year 1906-7 out of the Closer Settlement Fund; and for purposes connected with and incidental to the above objects.*"

Question put and passed.

Ordered, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year from the 1st day of July, 1906, to the 30th day of June, 1907, inclusive of both dates; to adjust the Vote 'Advance to Treasurer, 1905-1906,' for supplementary charges during the period from 1st July, 1905, to 30th June, 1906, inclusive of both dates; to provide for Public Works and other Services for the year 1906-1907 out of the Public Works Fund, and for Services of the year 1906-1907 out of the Closer Settlement Fund; and for purposes connected with and incidental to the above objects,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 14th December, 1906.

22. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Electric Tramway from Harris-street, vid Miller-street, Abattoir-road, Glebe Island Bridge, and Weston-street, to Evans-street, Balmain*):— Interrupted by the Proceedings recorded in Entry No. 21 above,—

Debate resumed.

Mr. Carruthers moved, That this Debate be now adjourned.

Question put and passed.

Ordered, That the Debate be adjourned until a later hour of the day.

23. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

- (1.) Government Savings Bank Bill:—

MR. SPEAKER,—

The Legislative Council having had under consideration the Legislative Assembly's Message, dated the 14th December, 1906, in reference to the Government Savings Bank Bill,—agrees to the Assembly's amendment upon the Council's amendment in this Bill.

Legislative Council Chamber,
Sydney, 14th December, 1906.

F. B. SUTTON,
President.

(2.)

14th December, 1906.

(2.) Barren Jack Dam and Murrumbidgee Canals Construction Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the construction of a dam across the Murrumbidgee River, at Barren Jack; a movable diversion weir across the Murrumbidgee River, about nineteen miles in a direct line above Narrandera; a main canal from near the diversion weir; a series of branch and subsidiary distributing and drainage channels, together with other works connected therewith; and for purposes consequent thereon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 14th December, 1906.

F. B. SUTTON,
President.

(3.) Public Works Committee (Amendment) Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the Public Works Committee Act, 1904; to indemnify the Colonial Treasurer, the officers of the Treasury, and other persons in respect of certain payments; and for other purposes,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 14th December, 1906.

F. B. SUTTON,
President.

24. LOCAL GOVERNMENT EXTENSION BILL :—The Order of the Day having been read,—on motion of Mr. Carruthers, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the Legislative Council's Message, dated this day.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee does not insist upon the Assembly's disagreements to the Council's amendments disagreed to by the Assembly and insisted on by the Council, and agrees to the Council's further amendments upon its amendments, together with consequential amendments in the Bill.

On motion of Mr. Ashton, the report was adopted.

Ordered, That the following Message be carried to the Legislative Council :—

MR. PRESIDENT,—

The Legislative Assembly having had under consideration the Legislative Council's Message, dated 14th instant, in reference to the Local Government Extension Bill,—does not insist upon the Assembly's disagreements to the Council's amendments disagreed to by the Assembly and insisted on by the Council, and agrees to the Council's further amendments upon its amendments, together with consequential amendments in the Bill.

Legislative Assembly Chamber,
Sydney, 14th December, 1906.

25. CARELESS USE OF FIRE (AMENDMENT) BILL :—The Order of the Day having been read,—on motion of Mr. Dick, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments, including the amendment in the Title.

On motion of Mr. Dick, the report was adopted.

Ordered, That the following Message be carried to the Legislative Council :—

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to amend the Careless Use of Fire Act, 1901, the Pastures Protection Act, 1902; and for other purposes,*"—including the amendment in the Title.

Legislative Assembly Chamber,
Sydney, 14th December, 1906.

26. IMPROVEMENT LEASES CANCELLATION BILL :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to provide for the cancellation and forfeiture of certain improvement leases; for the disposal of the land included in such leases, and for the constitution of a Board to deal with such land; to amend the Crown Lands Acts; and for purposes consequent thereon and incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 14th December, 1906.

F. B. SUTTON,
President.

27. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Electric Tramway from Harris-street, via Miller-street, Abattoir-road, Glebe Island Bridge, and Weston-street, to Evans-street, Balmain*) :—

The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Lee, "That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a line of Electric Tramway from Harris-street, via Miller-street, Abattoir-road, Glebe Island Bridge, and Weston-street, to Evans-street, Balmain,"—

And the Question being again proposed,—

The House resumed the said adjourned Debate.

And

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

14th December, 1906.

And the House continuing to sit after Midnight,—

SATURDAY, 15 DECEMBER, 1906, A.M.

Debate continued.

Question put and passed.

28. PRINTING COMMITTEE :—Mr. McFarlane, as Chairman, brought up the Twenty-fifth Report from the Printing Committee.
29. MESSAGES FROM THE LEGISLATIVE COUNCIL :—Mr. Speaker reported the following Messages from the Legislative Council :—
- (1.) Taxation Amending Bill :—
- MR. SPEAKER,—
- The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the Taxation Amending Act, 1905, in order to apply its provisions to Municipalities; and for purposes consequent thereon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.
- Legislative Council Chamber,
Sydney, 14th December, 1906.
- F. B. SUTTON,
President.
- (2.) Closer Settlement (Amendment) Bill :—
- MR. SPEAKER,—
- The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the Closer Settlement Act, 1904; and for other purposes,*"—returns the same to the Legislative Assembly without amendment.
- Legislative Council Chamber,
Sydney, 14th December, 1906.
- F. B. SUTTON,
President.
- (3.) Appropriation Bill :—
- MR. SPEAKER,—
- The Legislative Council having this day agreed to the Bill, intituled "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year from the 1st day of July, 1906, to the 30th day of June, 1907, inclusive of both dates; to adjust the Vote 'Advance to Treasurer, 1905-1906,' for supplementary charges during the period from 1st July, 1905, to 30th June, 1906, inclusive of both dates; to provide for Public Works and other Services for the year 1906-7 out of the Public Works Fund, and for Services of the year 1906-7 out of the Closer Settlement Fund; and for purposes connected with and incidental to the above objects,*"—returns the same to the Legislative Assembly without amendment.
- Legislative Council Chamber,
Sydney, 14th December, 1906.
- F. B. SUTTON,
President.
- (4.) Loan Bill :—
- MR. SPEAKER,—
- The Legislative Council having this day agreed to the Bill, intituled "*An Act to authorise the raising of a Loan for Public Works and Services; and for other purposes,*"—returns the same to the Legislative Assembly without amendment.
- Legislative Council Chamber,
Sydney, 14th December, 1906.
- F. B. SUTTON,
President.
30. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Electric Tramway from Drummoyne to Epping, via Gladesville, Ryde, and the Field of Mars*) :—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a line of Electric Tramway from Drummoyne to Epping, via Gladesville, Ryde, and the Field of Mars.
- Debate ensued.
- Question put and passed.
31. PAPER :—Mr. Lee laid upon the Table,—Notification of resumption of land, under the Public Works Act, 1900, in connection with the construction of the Telleraga Bore.
- Ordered to be printed.
32. LOTTERIES BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.
- Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Tuesday next.
33. SPECIAL ADJOURNMENT :—Mr. Carruthers (*by consent*) moved, without Notice, That this House, at its rising This Day, do adjourn until half-past Eleven o'clock, a.m., To-morrow.
- Question put and passed.
34. ADJOURNMENT :—Mr. Carruthers moved, That this House do now adjourn.
- Debate ensued.
- Question put and passed.
- The House adjourned accordingly, at twenty-five minutes before Four o'clock, a.m., until *half-past Eleven o'clock, a.m.*, This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 79.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

SATURDAY, 15 DECEMBER, 1906.

1. The House met pursuant to adjournment. Mr. Speaker took the Chair.

PAPERS:— Mr. Carruthers laid upon the Table,—

- (1.) Regulations Nos. 210 and 211 under the Sydney Harbour Trust Act, 1900.
 (2.) Regulations Nos. 212 and 213 under the Sydney Harbour Trust Act, 1900.
 Referred by Sessional Order to the Printing Committee.

2. SPECIAL ADJOURNMENT:—Mr. Carruthers (*by consent*) moved, without Notice, That this House, at its rising this day, do adjourn until Tuesday next at Four o'clock.
 Question put and passed.
3. ADJOURNMENT:—Mr. Carruthers moved, That this House do now adjourn.
 Debate ensued.
 Question put and passed.

The House adjourned accordingly, at twenty-one minutes after Twelve o'clock, noon, until Tuesday next at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

W. H. WOOD,
Deputy-Speaker.

New South Wales.

No. 80.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THIRD SESSION OF THE TWENTIETH PARLIAMENT.

TUESDAY, 18 DECEMBER, 1906.

1. The House met pursuant to adjournment.

ABSENCE OF MR. SPEAKER:—The Clerk informed the House that he had received a telegram from Mr. Speaker, that he would be unavoidably absent from the House to-day.

Whereupon the Chairman of Committees took the Chair as Deputy-Speaker, pursuant to the 22nd Standing Order of the House.

2. MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by Mr. Carruthers, and read by Mr. Deputy-Speaker:—

- (1.) Hunter District Water and Sewerage (Amendment) Bill:—

HARRY H. RAWSON,
Governor.

Message No. 104.

A Bill, intituled "*An Act to amend the Hunter District Water and Sewerage Acts, 1892-1897; to amend the law relating to Water Supply and Sewerage; and for purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 17th December, 1906.

- (2.) George-street to Erskineville Tramway Bill:—

HARRY H. RAWSON,
Governor.

Message No. 105.

A Bill, intituled "*An Act to sanction the construction of an Electric Tramway from George-street, near the Sydney Railway Station, to Erskineville; and for other purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 17th December, 1906.

- (3.) Municipal Loans Authorisation and Validation Bill:—

HARRY H. RAWSON,
Governor.

Message No. 106.

A Bill, intituled "*An Act to authorise the Councils of the Municipalities of Paddington and Albury, and of other Municipalities, to borrow money on the security of land comprised in certain Crown grants, notwithstanding the conditions and provisions of the said grants; to authorise the Council of the Municipality of Lismore to borrow money for certain purposes; to vest in the Borough of Leichhardt certain right, title, and interest in certain land; to validate certain mortgages and loans; to authorise the Council of the said Borough of Leichhardt to borrow certain moneys; and for purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 17th December, 1906.

(4.)

18th December, 1906.

(4.) Mudgee to Dunedoo, *via* Canadian Lead, Railway Bill:—HARRY H. RAWSON,
Governor.

Message No. 107.

A Bill, intituled "*An Act to sanction the construction of a line of Railway from Mudgee to Dunedoo, via Canadian Lead; to authorise the construction of the said line on public roads; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 17th December, 1906.

3. PAPERS:—

Mr. Wade laid upon the Table:—

(1.) Reports on the working of the Neglected Children and Juvenile Offenders Act, 1905, and the Infant Protection Act, 1904, from 1st October, 1905, to 11th December, 1906.

(2.) Minute respecting the appointment of Mr. William Richard Norton Dove, as Police Magistrate at Wyalong.

Referred by Sessional Order to the Printing Committee.

Mr. Ashton laid upon the Table,—Notification of Regulations Nos. 106 to 113 inclusive, and Forms Nos. 65 to 70 inclusive, under the Pastures Protection (Amendment) Act, 1906, and Additional Regulations Nos. 43A and 43B; Cancellation of Regulations Nos. 49 and 63 and Forms 18 and 31; Amendment of Regulations Nos. 6A, 7, 16, 20, 23, 24, 27, 29, 50, 51, 54, 95, 105, and Amendment of Forms Nos. 6, 7, 19A, 20, 22, 28, 63, and 64, under the Pastures Protection Act, 1902.

Referred by Sessional Order to the Printing Committee.

Mr. Carruthers laid upon the Table,—Report by the Chief Medical Officer of the Government in regard to Allegations made by a Deputation from the Sydney Labour Council respecting the Insanitary Condition of Ships' Forecastsles, &c.

Referred by Sessional Order to the Printing Committee.

4. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Deputy-Speaker reported the following Messages from the Legislative Council:—

(1.) Armidale Cattle Sale-yards Bill:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to authorise the erection and maintenance of Cattle Sale-yards by the Borough Council of Armidale within the said Borough,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 18th December, 1906.

F. B. SUTTON,
President.

(2.) Illawarra Suburbs Sewerage Construction Bill:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the construction of Sewerage Works for the Illawarra Suburbs; and for purposes consequent thereon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 18th December, 1906.

F. B. SUTTON,
President.

(3.) Drummoyne Sewerage Construction Bill:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the construction of Sewerage Works for the Municipality of Drummoyne; and for purposes consequent thereon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 18th December, 1906.

F. B. SUTTON,
President.

(4.) Wallsend-Buttai Pipe-line Construction Bill:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the construction of a twenty-inch diameter pipe-line from Wallsend to Buttai in connection with the Newcastle and District Water Supply; and for purposes consequent thereon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 18th December, 1906.

F. B. SUTTON,
President.

(5.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

18th December, 1906.

(5.) David Berry Hospital Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to vest in the Crown certain lands held in trust for the erection and endowment of a hospital under the will of the late David Berry, and certain other lands, and for dealing with such lands and the proceeds and revenues thereof; to provide for making certain payments in respect thereof; to provide for the establishment and maintenance by the Crown of a public hospital at or near the township of Berry, to be called the 'David Berry Hospital,' and subject thereto of technical and agricultural colleges and other institutions for the promotion of agricultural and veterinary science; and for purposes consequent thereon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 18th December, 1906.

F. B. SUTTON,
President.

(6.) Sydney Abattoir Construction Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the removal of the Public Abattoir from Glebe Island, the erection of new buildings at Homebush Point, and the carrying out of other works in connection therewith; and for purposes consequent thereupon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 18th December, 1906.

F. B. SUTTON,
President.

(7.) Broken Hill and Umberumberka Water Supply Bill :—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to provide for an additional water supply for Broken Hill and District; for that purpose to confer certain powers on and to vest certain lands in the Municipal Council of Broken Hill; to authorise the transfer of such powers and lands to a Trust to be constituted; to confer certain other powers on such Trust; to apply and amend certain Acts; and for purposes consequent thereon or incidental thereto,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 17th December, 1906.

F. B. SUTTON,
President.

BROKEN HILL AND UMBERUMBERKA WATER SUPPLY BILL.

Schedule of the Amendments referred to in Message of 17th December, 1906.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 4, clause 10, line 44. Omit "seventy-three" insert "seventy-two"
 Page 4, clause 10, line 45. Omit "seventy-four" insert "seventy-three"
 Page 13, clause 59, line 8. Omit "mining company" insert "of the mining companies"
 Page 13, clause 60, line 11. Omit "mining company" insert "of the mining companies"
 Page 13, clause 60, line 14. Omit "sixty" insert "fifty-nine"
 Page 13, clause 62, line 22. Omit "mining company" insert "of the mining companies"
 Page 14, clause 68, line 33. Omit "mining company" insert "of the mining companies"
 Page 15, clause 69, line 6. Omit "every mining company" insert "each of the mining companies"
 Page 15, clause 70, line 13. Omit "a mining company" insert "any one of the mining companies"
 Page 21, Third Schedule, line 3. Omit "mining company" insert "of the mining companies"
 Page 21, Third Schedule, line 7. Omit "every mining company" insert "each of the mining companies"
 Page 23, Fifth Schedule, lines 7 and 8. Omit "and are hereby charged thereon without any preference or priority one over another"

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered, by Mr. Deputy-Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration at a later hour of the day.

5. LOCAL GOVERNMENT EXTENSION BILL :—Mr. Deputy-Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,—

With reference to the Legislative Council's Message, dated the 14th December, 1906, in reference to the Local Government Extension Bill,—the Council requests that the following words may be inserted therein :—

Proposes to amend clause 83 by the omission from Item (xii) of the words "not being preserved or salted" and by the omission from Item (xxiii) of the word "butchers,"—as consequential upon the Council's amendments omitting the same words in Items (xlv) and (xlviii) of Schedule Two in this Bill.

Legislative Council Chamber,
Sydney, 18th December, 1906.

F. B. SUTTON,
President.
Ordered

18th December, 1906.

Ordered, That the Legislative Council's Message in reference to this Bill be taken into consideration forthwith.

On motion of Mr. Carruthers, Mr. Deputy-Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the Legislative Council's Message, dated this day.

Mr. Deputy-Speaker resumed the Chair; and Mr. Latimer, Temporary Chairman, reported that the Committee agrees to the Council's further consequential amendments in the Bill.

On motion of Carruthers, the report was adopted.

Ordered, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,—

The Legislative Assembly having had under consideration the Legislative Council's further Message, dated 18th instant, in reference to the Local Government Extension Bill,—agrees to the further consequential amendments made by the Council in the Bill.

Legislative Assembly Chamber,

Sydney, 18th December, 1906.

6. LOCAL GOVERNMENT BILL (*Formal Motion*):—

- (1.) Mr. Carruthers moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill, intituled "A Bill to consolidate and amend the law relating to the Local Government of Shires and Municipalities,"—through all its stages in one day.

Question put, and voices given,—

Mr. Deputy-Speaker stated his opinion that the *Ayes* had it.

Whereupon Division called for, and Mr. Deputy-Speaker having, in accordance with Standing Order No. 213, directed the Members to take their seats to the right and left of the Chair respectively, declared the determination of the House to be in the *Affirmative*, as there were only five Members in the minority who had challenged his decision.

The following are the names of the Members in the minority, viz.:—Mr. Jones, Mr. Perry (*The Richmond*), Mr. Macdonell, Mr. Daley, and Mr. Meehan.

- (2.) Whereupon Mr. Carruthers moved, That leave be given to bring in a Bill to consolidate and amend the law relating to the Local Government of Shires and Municipalities.

Debate ensued.

Question put and passed.

- (3.) Mr. Carruthers then presented a Bill, intituled "*A Bill to consolidate and amend the law relating to the Local Government of Shires and Municipalities*,"—which was read a first time.

Mr. Carruthers moved, That the Bill be printed, and now read a second time.

Question put and passed.

- (4.) Bill read a second time.

On motion of Mr. Carruthers, 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. Latimer, Temporary Chairman, reported the Bill without amendment.

On motion of Mr. Carruthers, the report was adopted.

Ordered, That the Bill be now read a third time.

Bill read a third time.

7. WATER AND DRAINAGE AND ARTESIAN WELLS (AMENDING) BILL:—Mr. Deputy-Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to make better provision for water conservation, water supply, irrigation, drainage, the prevention of floods, and the control of flood waters; to amend the Water and Drainage Act, 1902, the Water Rights Act, 1902, the Artesian Wells Act, 1897, and other Acts; and for other purposes consequent thereon or incidental thereto*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,

Sydney, 18th December, 1906.

F. B. SUTTON,

President.

8. LOCAL GOVERNMENT BILL (*Continuation of Entry No. 6*):—On motion of Mr. Carruthers, this Bill was passed.

Mr. Carruthers then moved, That the Title of the Bill be "*An Act to consolidate and amend the law relating to the Local Government of Shires and Municipalities*."

Question put and passed.

Ordered, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to consolidate and amend the law relating to the Local Government of Shires and Municipalities*,"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 18th December, 1906.

9. BROKEN HILL AND UNBERUMBERKA WATER SUPPLY BILL:—The Order of the Day having been read,—on motion of Mr. Carruthers, 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. Latimer, Temporary Chairman, reported that the Committee had agreed to the Council's amendments.

On motion of Mr. Carruthers, the report was adopted.

Ordered

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

18th December, 1906.

Ordered, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to provide for an additional water supply for Broken Hill and District; for that purpose to confer certain powers on and to vest certain lands in the Municipal Council of Broken Hill; to authorise the transfer of such powers and lands to a Trust to be constituted; to confer certain other powers on such Trust; to apply and amend certain Acts; and for purposes consequent thereon or incidental thereto.*"

Legislative Assembly Chamber,
Sydney, 18th December, 1906.

10. PRINTING COMMITTEE:—Mr. Gillios, *on behalf of Mr. Henley*, brought up the Twenty-sixth Report from the Printing Committee.

11. TOCUMWAL RAILWAY EXTENSION 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 ratify certain agreements between the Governments of the States of New South Wales and Victoria providing for the extension of the Victorian Railways to Tocumwal, in the State of New South Wales; for the above purposes, to provide for the construction of work, the appropriation, resumption, acquisition, and vesting of land; and for other purposes consequent thereon or incidental thereto,*"—with the amendments indicated by the accompanying Schedule, including an amendment in the Title, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 18th December, 1906.

F. B. SUTTON,
President.

TOCUMWAL RAILWAY EXTENSION BILL.

Schedule of the Amendments referred to in Message of 18th December, 1906.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, Title, line 1. *Omit "certain agreements" insert "a certain agreement"*
 Pages 1 and 2, Preamble, lines 8 to 3. *Omit "And whereas a further agreement was entered into between the same parties on the nineteenth day of April, one thousand nine hundred and six, a copy of which said agreement is set out in Schedule Two to this Act"*
 Page 2, Preamble, line 3. *Omit "s" from agreements.*
 Page 2, clause 1, line 11. At end of clause *add "and shall come into force on a day to be proclaimed in the Gazette by the Governor"*
 Page 2, clause 2, line 12. *Omit "respective agreements, copies" insert "agreement, a copy"*
 Page 2, clause 2, line 12. *Omit "are" insert "is"*
 Page 2, clause 2, line 13. *Omit final "s" from Schedules.*
 Page 2, clause 2, line 13. *Omit "and Two"*
 Page 2, clause 2, line 13. *Omit "are" insert "is"*
 Page 2, clause 3, line 18. *Omit "Three" insert "Two"*
 Page 2. *After clause 5 insert the following new clause:—*

The Governor shall not so proclaim the day on which this Act shall come into force unless and until the Government of the State of Victoria has been empowered by an Act of the Parliament of Victoria to construct the said railway line and other works upon the terms and under the conditions of the agreement a copy of which is set out in Schedule One to this Act.

Page 4, Schedule Two. *Omit Schedule Two.*

Page 4, Schedule Three, line 41. *Omit "Three" insert "Two"*

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered by Mr. Deputy-Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration at a later hour of the day.

12. GAMING AND BETTING (AMENDMENT) 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 amend the definitions of 'Principal Act' and 'race meeting' in the Gaming and Betting Act, 1906; to amend sections three and twenty and subsections one and two of section twenty-eight of the said Act,*"—with the amendments indicated by the accompanying Schedule, including amendments in the Title, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 18th December, 1906.

F. B. SUTTON,
President.
GAMING

18th December, 1906.

GAMING AND BETTING (AMENDMENT) BILL.

*Schedule of the Amendments referred to in Message of 18th December, 1906.*JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, Title, line 3. *Omit "sections three and" insert "section"*
 Page 1, Title, lines 3 and 4. *Omit "subsections one and two" insert "subsection one"*
 Page 2, clause 3. *Omit clause 3.*
 Page 2, clause 4. *Omit subsection (a).*
 Page 2, clause 5. *Omit subsection (b).*

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered, That the amendments made by the Legislative Council in this Bill be taken into consideration forthwith.

On motion of Mr. Carruthers, 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. Latimer, Temporary Chairman, reported that the Committee had agreed to the Council's amendments, including the amendments in the Title.

On motion of Mr. Wade, the report was adopted.

Ordered, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to amend the definitions of 'Principal Act' and 'race meeting' in the Gaming and Betting Act, 1906; to amend sections three and twenty, and subsections one and two of section twenty-eight of the said Act,*"—including the amendments in the Title.

*Legislative Assembly Chamber,
 Sydney, 18th December, 1906.*

13. LOCAL GOVERNMENT BILL:—Mr. Deputy-Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to consolidate and amend the law relating to the Local Government of Shires and Municipalities,*"—returns the same to the Legislative Assembly without amendment.

*Legislative Council Chamber,
 Sydney, 18th December, 1906.*

F. B. SUTTON,
President.

14. TOCUMWAL RAILWAY EXTENSION BILL:—The Order of the Day having been read,—on motion of Mr. Carruthers, 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. Latimer, Temporary Chairman, reported that the Committee had agreed to the Council's amendments,—including the amendment in the Title. On motion of Mr. Carruthers, 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 ratify certain agreements between the Governments of the States of New South Wales and Victoria, providing for the extension of the Victorian Railways to Tocumwal, in the State of New South Wales; for the above purposes, to provide for the construction of work, the appropriation, resumption, acquisition, and vesting of land; and for other purposes consequent thereon or incidental thereto,*"—including the amendment in the Title.

*Legislative Assembly Chamber,
 Sydney, 18th December, 1906.*

15. ADJOURNMENT:—Mr. Carruthers moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

The House adjourned accordingly, at seventeen minutes before Ten o'clock, until To-morrow, at Two o'clock.

RICHD. A. ARNOLD,
 Clerk of the Legislative Assembly.

W. H. WOOD,
 Deputy-Speaker.



PROCLAMATION

NEW SOUTH WALES,
to wit.

(L.S.)

HARRY H. RAWSON,
Governor.

By His Excellency Sir HARRY HOLDSWORTH RAWSON, Admiral in the Royal Navy, Knight Grand Cross of the Most Honorable Order of the Bath, Governor of the State of New South Wales and its Dependencies, in the Commonwealth of Australia.

WHEREAS by an Act passed in the second year of the Reign of His Majesty King Edward the Seventh, being "An Act to Consolidate the Acts relating to the Constitution," it is amongst other things enacted that the Governor of New South Wales may prorogue the Legislative Council and Assembly thereof from time to time: And whereas it is expedient to prorogue the said Council and Assembly: Now, therefore, I, Sir HARRY HOLDSWORTH RAWSON, the Governor aforesaid, in pursuance of the power and authority so vested in me, do hereby prorogue the said Legislative Council and Assembly until Tuesday, the twenty-ninth day of January next, and the same stand so prorogued accordingly.

Given under my Hand and Seal, at Sydney, this eighteenth day of December, in the year of our Lord one thousand nine hundred and six, and in the sixth year of His Majesty's Reign.

By His Excellency's Command,

J. A. HOGUE

GOD SAVE THE KING!

1906.

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

BUSINESS UNDISPOSED OF AT THE CLOSE OF THE SESSION.

(PROROGUED, 18 DECEMBER, 1906.)

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Thrift Annuities and Pensions Extension Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to amend the Old-age Pensions Act, 1900; to provide for the grant of pensions to persons incapacitated for work; to authorise payments in subvention of friendly societies in certain cases; to establish a system of thrift annuities; for the above purposes to amend certain Acts; and for purposes consequent thereon or incidental thereto. [*Mr. Carruthers.*]
2. Belmore Markets (Land) Bill; second reading. [*Mr. Lee.*]
3. Supply; resumption of the Committee. [*Mr. Carruthers.*]
4. Ways and Means; resumption of the Committee. [*Mr. Carruthers.*]
5. Poisons Bill; to be further considered in Committee. [*Mr. Dick.*]
6. Crown Lands Acts Amendment Bill; second reading. [*Mr. Ashton.*]
7. Cities Extension Bill; second reading. [*Mr. Carruthers.*]
8. Crown Lands Administration Bill; to be further considered in Committee. [*Mr. Ashton.*]
9. Industrial Arbitration (Amendment) Bill; second reading. [*Mr. Wade.*]
10. Lotteries Bill (*Council Bill*); to be further considered in Committee. [*Mr. Wade.*]

GENERAL BUSINESS—ORDERS OF THE DAY:—

1. Coal and Shale Mines (Eight Hours) Bill; second reading. [*Mr. Fegan.*]
2. Saturday Half-holiday Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to amend the Early Closing Act, so as to provide for a universal Saturday half-holiday within the Metropolitan and certain other districts of this State. [*Mr. Arthur Griffith.*]
3. Claims of Mr. Harry K. Carpenter; resumption of the adjourned Debate, on the motion of Mr. Fell,—

“ (1.) That a Select Committee be appointed to inquire into and report upon the claims and treatment of Harry K. Carpenter, by the Public Service Board, prior to his retirement from the Public Service.

“ (2.) That such Committee consist of Mr. O’Conor, Mr. Booth, Mr. Walter Anderson, Mr. Briner, Mr. Bennett, Mr. O’Sullivan, Mr. Cann, Mr. Broughton, and the Mover.”
4. Medical Practitioners Acts Further Amendment Bill; to be further considered in Committee. [*Dr. Arthur.*]
5. Dentists Amendment Bill; resumption of the Debate, on the motion of Dr. Arthur, “That this Bill be now read a second time.”
6. Birds and Native Animals Protection and Acclimatisation Bill; second reading. [*Mr. Cohen.*]
7. Case of Henry Harding, W. S. Stead, and Others—Certificate of Title; resumption of the adjourned Debate, on the motion of Mr. Hollis, “That the Report from the Select Committee on ‘Case of Henry Harding, W. S. Stead, and others—Certificate of Title,’ brought up on 27th November, 1906, be now adopted.”
8. Testator’s Family Maintenance Bill (No. 2); to be further considered in Committee. [*Mr. Arthur Griffith.*]
9. Accountants Bill; second reading. [*Mr. Broughton.*]

10. Retiring Allowances to Dredge Employees ; resumption of the adjourned Debate, on the motion of Mr. Fegan,—
 “ (1.) That a Select Committee be appointed to inquire into and report upon the Retiring Allowances to the Dredge Employees.
 “ (2.) That such Committee consist of Mr. Lee, Mr. Perry (*The Richmond*), Mr. Gillies, Mr. Charlton, Mr. Estell, Mr. Walter Anderson, Mr. Morton, Mr. Dick, and the Mover.”
11. Eight Hours Bill ; second reading. [*Mr. McGowen.*]
12. Gun License Bill ; second reading. [*Mr. Broughton.*]
13. Claim of Robert Roberts, late Bookbinder, Registrar-General's Department ; resumption of the Debate, on the motion of Mr. Broughton, “ That the Report from the Select Committee on ‘ Claim of Robert Roberts, late Bookbinder, Registrar-General's Department,’ brought up on 25th ‘ October, 1905, be now adopted.”
14. Scrub or Improvement Leases—Auction Sales—of Crown Lands ; resumption of the Debate, on the motion of Mr. Perry (*Liverpool Plains*), “ That, in the opinion of this House,—
 “ (1.) No land should be offered as scrub or improvement leases, or under the 18th section of the 1903 Land Act, without first being made available for residential settlement for a period of not less than six months.
 “ (2.) No land suitable for agriculture or grazing farms should be sold by public auction without first being made available for residential settlement for a period of not less than six months.”
15. Crimes (Girls' Protection) Bill (*Council Bill*) ; to be further considered in Committee. [*Mr. Waddell.*]
16. System of Government ; resumption of the Debate, on the motion of Mr. Briner,—
 “ (1.) That, in the opinion of this House,—
 “ (1.) The existing system of party Government does not provide for any clear expression of public opinion upon definite issues.
 “ (2.) The Constitution should be so amended as to provide (a) that every Parliamentary representative be elected by an absolute majority of votes polled ; (b) that, upon the assembling of Parliament after each General Election, each and every Minister shall be elected by a majority of the whole House, and shall hold his portfolio only so long as he retains the confidence of a majority of Members of the House.
 “ (2.) That the above resolutions be communicated by Address to His Excellency the Governor.”
17. Claims of James Johnston, Sydney Harbour Trust ; resumption of the Debate, on the motion of Mr. Law,—
 “ (1.) That a Select Committee be appointed to inquire into and report upon the claims and treatment by the Sydney Harbour Trust Commissioners of James Johnston, a Public Servant, whose services were transferred to the said Commissioners.
 “ (2.) That such Committee consist of Mr. Hogue, Mr. Fell, Mr. Creswell, Mr. Fegan, Mr. Henley, Mr. Hollis, Mr. Levy, Mr. Gardiner, Mr. Broughton, and the Mover.”
18. Grain Bags Regulation Bill (*as amended and agreed to in Select Committee*) ; resumption of the Debate, on the motion of Mr. Daley, “ That this Bill be now read a second time.”
19. Improvement and Ornamentation of Sydney and its Suburbs ; resumption of the Debate, on the motion of Mr. O'Sullivan,—
 “ (1.) That a Select Committee be appointed to inquire into and report upon the best suggestion for the improvement and ornamentation of the city of Sydney, its suburbs, and environs.
 “ (2.) That such Committee consist of Mr. Carruthers, Mr. Ashton, Mr. McGowen, Mr. Macdonell, Mr. Fell, Mr. Briner, Mr. W. W. Young, Mr. Kelly, Mr. Cohen, and the Mover.”

1906.

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

ATTENDANCES OF MEMBERS IN DIVISIONS AND COUNTS-OUT
DURING THE SESSION OF 1906.

	Divisions in the House.	Divisions in Committee.	Counts-out.	Total.
Anderson, Rowland Joseph, Esq.	45	122	1	168
Anderson, Walter, Esq.	36	63	.....	99
Arthur, Richard, Esq., M.D.	41	91	.....	132
Ashton, The Hon. James	48	110	2	160
Ball, Richard Thomas, Esq.	31	71	1	103
Bennett, Walter, Esq.	22	39	.....	61
Booth, Robert, Esq.	55	122	.....	177
Briner, George Stuart, Esq.	51	111	1	163
Broughton, Ernest Clement Vernon, Esq.	24	34	2	60
Brunfnell, Albert, Esq. (<i>From 24th July, 1906</i>)	49	133	1	183
Burgess, George Arthur, Esq.	29	33	1	63
Cann, John Henry, Esq.	35	97	1	133
Carruthers, The Hon. Joseph Hector	38	67	.....	105
Charlton, Matthew, junior, Esq.	50	118	.....	168
Cohen, John Jacob, Esq.	47	117	2	166
Collins, Albert Ernest, Esq.	39	86	.....	125
Creswell, Thomas Edgar, Esq.	38	100	.....	138
Crick, William Patrick, Esq. (<i>Resigned 6th December, 1906</i>)	2	.....	.....	2
Dacey, John Rowland, Esq.	30	63	1	94
Daley, William Michael, Esq.	22	27	.....	49
Davidson, Robert, Esq.	40	88	.....	128
Dick, The Hon. William Thomas	44	102	.....	146
Donalson, Robert Thomas, Esq.	37	107	.....	144
Downes, Frederick William Arthur, Esq.	42	82	1	125
Edden, Alfred, Esq.	43	84	1	128
Estell, John, Esq.	57	125	.....	182
Fallick, James, Esq.	49	106	.....	155
Fegan, John Lionel, Esq.	37	80	1	118
Fell, David, Esq.	19	36	1	56
Fleming, William Montgomerie, Esq.	27	27	1	55
Gardiner, Albert, Esq.	39	99	1	139
George, Eden, Esq.	15	52	1	68
Gillies, John, Esq.	42	115	1	158
Griffith, Arthur, Esq.	36	79	.....	115
Hall, Brinsley, Esq.	21	79	.....	100
Henley, Thomas, Esq.	44	115	.....	159
Hindmarsh, George Thomas, Esq.	37	96	.....	133
Hogue, The Hon. James Alexander	52	124	1	177
Hollis, Robert, Esq.	46	122	.....	168
Holman, William Arthur, Esq. (<i>Resigned 5th July, 1906</i>) ; (<i>Elected, Sworn in 7th August, 1906</i>)	18	44	1	63
Hurley, John, Esq.	8	19	1	28
Jessep, Thomas, Esq. (<i>Temporary-Chairman of Committees</i>)	44	92	1	137
Jones, George Alfred, Esq.	46	122	1	169
Kearney, Sydney John, Esq.	22	84	.....	106
Kelly, Andrew Joseph, Esq.	17	68	.....	85
Latimer, William Fleming, Esq. (<i>Temporary-Chairman of Committees</i>)	47	104	.....	151
Law, Sydney James, Esq.	55	121	.....	176
Lec, The Hon. Charles Alfred	54	136	1	191
Levien, Robert Henry, Esq.	21	18	.....	39
Lery, Daniel, Esq.	40	101	1	142
Macdonald, Hugh, Esq. (<i>Deceased 18th October, 1906</i>) ....	.....	.....	.....	.....
Macdonell, Donald, Esq.	36	81	.....	117
Mackenzie, Thomas Fitzherbert Hawkins, Esq.	40	84	.....	124
Mahony, William Henry, Esq.	45	96	.....	141
McCourt, The Hon. William (<i>Speaker</i>) ....	.....	.....	.....	.....
McCoy, Richard Watson Walker, Esq.	27	92	.....	119
McFarlane, John, Esq. (<i>Temporary-Chairman of Committees</i>)	36	71	.....	107
McGarry, Patrick, Esq.	36	85	1	122
McGowen, James Sindair Taylor, Esq.	40	97	1	138
McLaurin, Gordon Ranald, Esq.	46	88	.....	134
McNeill, John, Esq.	27	71	2	100
Meehan, John Charles, Esq.	52	117	1	170
Millard, William, Esq.	42	107	.....	149

	Divisions in the House.	Divisions in Committee.	Counts-out.	Total.
Miller, Gustave Thomas Carlisle, Esq.	43	100	1	144
Moore, The Hon. Samuel Wilkinson ...	54	140	1	195
Morton, Mark Fairles, Esq.	38	79	.....	117
Moxham, Thomas Robert, Esq.	23	47	.....	70
Nicholson, John Barnes, Esq.	19	73	.....	92
Nielsen, Niels Rasmus Wilson, Esq. (<i>Temporary-Chairman of Committees</i>) ...	40	92	.....	132
Nobbs, John, Esq.	50	142	3	204
Norton, John, Esq. (<i>Resigned 5th July, 1906</i>) ...	1	.....	.....	1
Oakes, Charles William, Esq.	31	88	1	120
O'Connor, The Hon. Broughton Barnabas ...	53	102	.....	155
O'Sullivan, The Hon. Edward William ...	28	60	3	91
Perry, John, Esq. (<i>Liverpool Plains</i>) ...	30	80	.....	110
Perry, John, Esq. (<i>The Richmond</i>) ...	21	44	1	66
Reynoldson, George, Esq.	42	96	.....	138
Richards, Edwin, Esq.	9	21	.....	30
Robson, William Elliott Veitch, Esq.	38	90	.....	128
Ryrie, Colonel Granville de Laune ...	42	77	.....	119
Scobie, Robert, Esq. (<i>Temporary-Chairman of Committees</i>) ...	56	98	2	156
Smith, James Francis, Esq.	7	15	1	23
Storey, David, Esq.	18	29	.....	47
Sullivan, Philip Hurley, Esq.	16	38	.....	54
Thomas, Follet Johns, Esq.	40	100	.....	140
Thrower, Thomas Henry, Esq.	34	78	1	113
Treché, John Louis, Esq. (<i>From 4th December, 1906</i>) ...	1	10	.....	11
Waddell, Thomas, Esq.	6	16	.....	22
Wade, The Hon. Charles Gregory ...	56	130	2	188
Wood, William Herbert, Esq. (<i>Chairman of Committees</i>) ...	42	2	.....	44
Young, The Hon. James Henry ...	20	57	.....	77
Young, William White, Esq.	47	111	.....	158

Legislative Assembly Office,
Sydney, 18th December, 1906.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

1906.

LEGISLATIVE ASSEMBLY.
NEW SOUTH WALES.

BUSINESS OF THE LEGISLATIVE ASSEMBLY OF NEW SOUTH WALES
DURING THE SESSION OF 1906.

1. New Writs issued	...	...	...	...	...	...	...	...	...	4
2. Select Committees :—										
On Public Matters	...	...	...	...	8					
On Private Bills	...	...	...	...	2					
					10					10
3. Standing Committees	...	...	...	...	...					5
4. Public Bills :—										
Originated in the Assembly—										
Received the Royal Assent	...	...	...	...	51					
Reserved	...	...	...	...	1					
Otherwise disposed of	...	...	...	...	25					
					77					
Brought from the Council—										
Received the Royal Assent	...	...	...	...	7					
Otherwise disposed of	...	...	...	...	9					
					10					87
5. Private Bills :—										
Originated in the Assembly—										
Received the Royal Assent	...	...	...	...	2					
Otherwise disposed of	...	...	...	...	0					
					2					
Brought from the Council—										
Received the Royal Assent	...	...	...	...	3					
Otherwise disposed of	...	...	...	...	0					
					3					5
6. Petitions received :—										
Printed	...	...	...	...	115					
Not Printed	...	...	...	...	2					
					117					117
7. Divisions :—										
In the House	...	...	...	...	59					
In Committee of the Whole	...	...	...	...	142					
					201					201
8. Sittings (for details see paragraph 15, page 2) :—										
Days of Meeting	...	...	...	...	...					80
Hours of Sitting	...	...	...	...	...					693 h. 7 m.
Hours of Sitting after Midnight	...	...	...	...	...					100 h. 22 m.
Daily Average	...	...	...	...	...					8 h. 40 m.
Adjourned for want of a Quorum—										
Before commencement of Business	...	...	...	...	0					
After commencement of Business	...	...	...	...	3					
					3					3
9. Votes and Proceedings	...	...	...	...	...
Entries in Votes and Proceedings—										
Of Business done	...	...	...	...	911					
Of Questions answered	...	...	...	...	616					
					1,527					1,527
Daily Average	...	...	...	...	...					19
Entries in Notice Paper—										
Of Questions	...	...	...	...	968					
Of Notices of Motion	...	...	...	...	2,274					
Of Orders of the Day	...	...	...	...	2,012					
Of Contingent Notices	...	...	...	...	...
					5,254					5,254
Daily Average	...	...	...	...	...					66
10. Contingent Notice Papers	...	...	...	...	...					10
11. Orders for Papers	...	...	...	...	...					29
12. Addresses for Papers	...	...	...	...	...					...
13. Other Addresses	...	...	...	...	...					1
14. Papers laid upon the Table :—										
By Message	...	...	...	...	107					
By Command	...	...	...	...	299					
In Return to Orders	...	...	...	...	18					
In Return to Addresses	...	...	...	...	0					
Reports from Standing and Select Committees	...	...	...	...	35					
					459					459
Ordered to be Printed	...	...	...	...	134					
Not ordered to be Printed	...	...	...	...	325					
					459					459
										15.

15. Sittings of the House:—

Return of the number of days on which the House sat in the Session of 1906, stating, for each day, the date of the month and the day of the week, the hour of the meeting and the hour of adjournment, and the total number of hours occupied in the sittings of the House, and the average time; and showing the total number of hours on which the House sat each day, and the number of hours after midnight, and the number of entries in each day's Votes and Proceedings.

No.	Month.	Day.	House Met.	House Adjourned.	Hours		Entries in Votes.	
					Sitting.	after Mid-night.		
1	26 June	Tuesday	12 noon	12:27 o'clock p.m.	h. m.	h. m.	10	
2	27 "	Wednesday	4 o'clock p.m.	10:8 "	6 8	...	2	
3	28 "	Thursday	4 "	11:20 "	7 20	...	2	
4	3 July	Tuesday	4 "	11:17 "	7 17	...	5	
5	4 "	Wednesday	4 "	11:29 "	7 29	...	2	
6	5 "	Thursday	4 "	9:0 a.m.	17 0	9 0	8	
7	10 "	Tuesday	4 "	9:27 p.m.	5 27	...	11	
8	11 "	Wednesday	4 "	9:35 "	5 35	...	7	
9	12 "	Thursday	4 "	4:37 "	0 37	...	3	
10	17 "	Tuesday	4 "	11:31 "	7 31	...	4	
11	18 "	Wednesday	4 "	10:28 "	6 28	...	15	
12	19 "	Thursday	4 "	10:56 "	6 56	...	14	
13	24 "	Tuesday	4 "	10:25 "	6 25	...	9	
14	25 "	Wednesday	4 "	10:5 "	6 5	...	16	
15	26 "	Thursday	4 "	9:3 "	5 3	...	10	
16	31 "	Tuesday	4 "	11:16 "	7 16	...	11	
17	1 August	Wednesday	4 "	11:37 "	7 37	...	21	
18	2 "	Thursday	4 "	2:19 a.m.	10 19	2 19	12	
19	7 "	Tuesday	4 "	11:5 p.m.	7 5	...	6	
20	8 "	Wednesday	4 "	1:25 a.m.	9 25	1 25	16	
21	9 "	Thursday	4 "	2:56 "	10 56	2 56	9	
22	14 "	Tuesday	4 "	9:13 p.m.	5 13	...	8	
23	15 "	Wednesday	4 "	12:25 a.m.	8 25	0 25	12	
24	16 "	Thursday	4 "	10:55 p.m.	6 55	...	11	
25	21 "	Tuesday	4 "	7:35 "	3 35	...	7	
26	22 "	Wednesday	4 "	11:35 "	7 35	...	11	
27	23 "	Thursday	4 "	1:25 "	21 25	13 25	5	
28	23 "	Tuesday	4 "	11:2 "	7 2	...	8	
29	29 "	Wednesday	4 "	8:34 a.m.	16 34	8 34	9	
30	30 "	Thursday	4 "	11:25 p.m.	7 25	...	9	
31	4 September	Tuesday	3:30	11:7 "	7 37	...	11	
32	5 "	Wednesday	3:30	10:55 "	7 25	...	13	
33	6 "	Thursday	3:30	11:15 "	7 45	...	8	
34	11 "	Tuesday	3:30	2:38 "	11 8	2 38	12	
35	12 "	Wednesday	3:30	10:56 p.m.	7 26	...	6	
36	13 "	Thursday	3:30	11:43 "	8 13	...	12	
37	18 "	Tuesday	3:30	11:1 "	7 31	...	9	
38	19 "	Wednesday	3:30	12:4 a.m.	8 34	0 4	5	
39	20 "	Thursday	3:30	6:21 "	14 51	6 21	13	
40	25 "	Tuesday	3:30	12:10 "	8 40	0 10	9	
41	26 "	Wednesday	3:30	1:20 "	9 50	1 20	12	
42	27 "	Thursday	3:30	11:10 p.m.	7 40	...	12	
43	2 October	Tuesday	3:30	11:15 "	7 45	...	9	
44	3 "	Wednesday	3:30	1:27 a.m.	9 57	1 27	7	
45	4 "	Thursday	3:30	2:34 "	11 4	2 34	8	
46	9 "	Tuesday	3:30	10:40 p.m.	7 10	...	12	
47	10 "	Wednesday	3:30	11:35 "	8 5	...	10	
48	11 "	Thursday	3:30	12:3 a.m.	8 33	0 3	11	
49	16 "	Tuesday	3:30	1:10 "	9 40	1 10	8	
50	17 "	Wednesday	3:30	12:41 "	9 11	0 41	6	
51	18 "	Thursday	3:30	11:14 p.m.	7 44	...	15	
52	23 "	Tuesday	3:30	9:25 "	5 55	...	13	
53	24 "	Wednesday	3:30	12:28 "	20 58	12 28	10	
54	30 "	Tuesday	3:30	12:13 a.m.	8 43	0 13	10	
55	31 "	Wednesday	3:30	11:50 p.m.	8 20	...	11	
56	1 November	Thursday	3:30	2:13 a.m.	10 43	2 13	11	
57	6 "	Tuesday	3:30	11:10 p.m.	7 40	...	5	
58	7 "	Wednesday	3:30	2:29 a.m.	10 59	2 29	4	
59	8 "	Thursday	3:30	2:50 "	11 20	2 50	9	
60	13 "	Tuesday	3:30	2:10 "	10 40	2 10	12	
61	14 "	Wednesday	3:30	2:3 "	10 33	2 3	11	
62	15 "	Thursday	3:30	11:3 p.m.	7 33	...	18	
63	20 "	Tuesday	3:30	11:50 "	8 20	...	18	
64	21 "	Wednesday	3:30	1:19 a.m.	9 49	1 19	13	
65	22 "	Thursday	3:30	11:35 p.m.	8 5	...	13	
66	23 "	Friday	2:0	6:18 "	4 18	...	17	
67	27 "	Tuesday	3:30	2:30 a.m.	11 0	2 30	17	
68	28 "	Wednesday	3:30	11:10 p.m.	7 40	...	15	
69	29 "	Thursday	3:30	11:56 "	8 26	...	26	
70	30 "	Friday	2:0	6:45 "	4 45	...	15	
71	4 December	Tuesday	3:30	1:59 a.m.	10 29	1 59	17	
72	5 "	Wednesday	3:30	1:58 "	10 28	1 58	15	
73	6 "	Thursday	3:30	3:55 "	12 25	3 55	18	
74	7 "	Friday	2:0	7:19 p.m.	5 19	...	14	
75	11 "	Tuesday	3:30	3:23 a.m.	11 53	3 23	16	
76	12 "	Wednesday	2:0	11:40 p.m.	9 40	...	19	
77	13 "	Thursday	2:0	12:44 a.m.	12 44	2 44	31	
78	14 "	Friday	2:0	3:35 "	13 35	3 35	34	
79	15 "	Saturday	11:30 a.m.	12:21 p.m.	0 51	...	8	
80	18 "	Tuesday	4:0 p.m.	9:43 "	5 43	...	15	
Total					693	7	100 22	911

Average length of sitting daily, 8 hours 40 minutes.

Legislative Assembly Office,
Sydney, 18th December, 1906.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.