





1
NEW SOUTH WALES.

VOTES

John W. B. B. B.

AND

PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL,

DURING

THE SESSION OF THE YEAR

1845,

WITH THE VARIOUS DOCUMENTS CONNECTED THEREWITH.

IN ONE VOLUME.

Sydney:

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SELECT COMMITTEES

APPOINTED DURING THE SESSION.

STANDING ORDERS.

THE SPEAKER, MR. HAMILTON, MR. FOSTER, MR. COWPER,	} Re-appointed 7th August.	THE COLONIAL SECRETARY, DR. NICHOLSON, THE ATTORNEY GENERAL.
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LIBRARY.

DR. NICHOLSON.	{ Re-appointed 7th August.	THE COLONIAL SECRETARY,
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with the addition of the following Members:

THE SPEAKER,		THE COLLECTOR OF CUSTOMS, MR. COWPER.
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CORRESPONDENCE WITH PARLIAMENTARY AGENT.

THE SPEAKER, MR. BERRY, DR. BLAND, MR. COWPER, CAPTAIN DUMARESQ, DR. LANG, MR. MACARTHUR,	} Re-appointed 12th August.	MR. PANTON, MR. ROBINSON, MR. WENTWORTH, MR. WINDEYER, DR. NICHOLSON, MR. BOTD.
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COUNTRY COURTS OF REQUESTS BILL.

MR. WINDEYER, MR. LORD, MR. FOSTER, THE ATTORNEY GENERAL,	} Re-appointed 5th August.	MR. DARVALL, MR. PANTON, MR. ROBINSON.
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SCAB AND CATARRH IN SHEEP.

DR. NICHOLSON, MR. COWPER, MR. HAMILTON, MR. SUTTON,	} Appointed 6th August.	MR. WENTWORTH, MR. ICELY, THE COLONIAL SECRETARY.
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LIEN ON WOOL ACT.

MR. WENTWORTH, MR. ROBINSON, MR. LOWE, THE ATTORNEY GENERAL,	} Appointed 7th August.	MR. HAMILTON, MR. COWPER, CAPTAIN DUMARESQ.
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MASTERS' AND SERVANTS' ACT.

MR. MURRAY, MR. BRADLEY, THE ATTORNEY GENERAL, MR. COWPER,	} Appointed 12th August.	MR. HAMILTON, MR. ALLEN, MR. SUTTON.
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SLAUGHTERING OF CATTLE ACT.

MR. MURRAY, MR. COWPER, MR. LORD, MR. BRADLEY,	} Appointed 12th August.	THE ATTORNEY GENERAL, MR. ICELY, MR. WENTWORTH.
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GENERAL CEMETERY BILL.

MR. COWPER, DR. NICHOLSON, THE ATTORNEY GENERAL, DR. LANG, MR. ALLEN,	} Appointed 14th August.	MR. LOWE, MR. LAMB, MR. ROBINSON, THE COLONIAL SECRETARY.
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ABORIGINES.

MR. WINDEYER, MR. ROBINSON, MR. BRADLEY, MR. LORD, MR. SUTTON,	} Appointed 19th August.	DR. LANG, MR. BOWMAN, DR. NICHOLSON, THE ATTORNEY GENERAL.
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IMMIGRATION.

DR. NICHOLSON, MR. LOWE, MR. ROBINSON, THE COLONIAL SECRETARY, MR. COWPER,	} Appointed 22nd August.	CAPTAIN DUMARESQ, THE AUDITOR GENERAL, DR. LANG, MR. MURRAY.
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SELECT COMMITTEES—Continued.

PEFFION FROM ST. KILDA.

DR. NICHOLSON, DR. LANG, MR. COWPER, MR. ROBINSON,	} Appointed 26th August.	{ MR. MURRAY, MR. WENTWORTH, THE COLONIAL TREASURER.
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AUCTIONEERS' LICENSING BILL.

MR. COWPER, MR. LAMB, MR. ROBINSON, THE AUDITOR GENERAL,	} Appointed 26th August.	{ MR. LORD, DR. NICHOLSON, MR. ALLEN.
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AUSTRALIAN GENERAL ASSURANCE COMPANY BILL.

MR. LAMB, MR. COWPER, MR. DARVALL,	} Appointed 26th August.	{ THE ATTORNEY GENERAL, MR. LOWE.
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SALE OF STOLEN WOOL, & OTHER COUNTRY PRODUCE.

MR. MURRAY, MR. COWPER, MR. WENTWORTH, THE ATTORNEY GENERAL,	} Appointed 26th August.	{ MR. MACARTHUR, MR. LAMB, MR. LOWE.
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CENSUS BILL.

THE COLONIAL SECRETARY, THE COLONIAL TREASURER, DR. NICHOLSON,	} Appointed 28th August.	{ MR. ROBINSON, THE AUDITOR GENERAL.
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SUPREME COURT RULES AND ORDERS.

MR. COWPER, MR. LAMB, MR. ALLEN, MR. DARVALL, MR. FOSTER,	} Appointed 29th August.	{ MR. LOWE, THE ATTORNEY GENERAL, THE COLONIAL SECRETARY, MR. WENTWORTH, MR. WINDEYER.
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APPROPRIATIONS UNDER LOCAL ACTS.

MR. WENTWORTH, MR. COWPER, MR. LOWE, MR. LORD,	} Appointed 5th September.	{ DR. NICHOLSON, THE COLONIAL SECRETARY, MR. WINDEYER.
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RUSSELL'S NEPEAN BRIDGE BILL.

MR. WENTWORTH, MR. ROBINSON, MR. COWPER,	} Appointed 9th September.	{ MR. LAWSON, THE AUDITOR GENERAL.
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LIGHT HOUSES IN BASS'S STRAITS.

MR. ROBINSON, MR. LAMB, THE COLLECTOR OF CUSTOMS, THE AUDITOR GENERAL,	} Appointed 9th September.	{ DR. NICHOLSON, THE COLONIAL SECRETARY, MR. LOWE.
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DEFALCATION OF THE LATE REGISTRAR OF THE SUPREME COURT.

MR. LOWE, MR. ROBINSON, MR. COWPER, DR. NICHOLSON,	} Appointed 9th September.	{ THE COLONIAL SECRETARY, MR. WENTWORTH, MR. WINDEYER.
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BRIDGE OVER THE YARRA YARRA.

THE COLONIAL TREASURER, MR. ROBINSON, MR. COWPER, DR. NICHOLSON,	} Appointed 17th September.	{ DR. LANG, THE COLONIAL SECRETARY, MR. WENTWORTH.
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SAVINGS BANKS LOANS TO CORPORATIONS BILL.

THE COLONIAL SECRETARY, THE COLONIAL TREASURER, MR. COWPER, DR. NICHOLSON,	} Appointed 24th September.	{ MR. WENTWORTH, MR. ROBINSON, MR. LAMB, MR. WINDEYER.
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QUALIFICATION OF PATRICK GRANT, ESQ.

MR. COWPER, MR. LORD, MR. WENTWORTH,	} Appointed 16th October.	{ MR. BRADLEY, MR. WINDEYER, MR. LOWE.
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SUMMARY of Proceedings on Bills introduced during the Session of 1845.

SHORT TITLES OF BILLS.	HOW AND WHEN INITIATED.		PROGRESS.									REMARKS.
			1st Reading.	2nd Reading.	Committee.	Report.	Amendments proposed by the Governor.	Re-committal.	Report after re-committal.	Passing.	Assent.	
Savings' Bank loan to Sydney Corporation Bill.	By Message	5 Aug.	14 Aug.	24 Sep.	5 Nov.	5 Nov.	6 Nov.	8 Nov.	Referred to a Select Committee, 24th September.
Abolition of Oaths in Government Departments Bill.	By Message	5 Aug.	14 Aug.	17 Sep.	1 Oct.	1 Oct.	.....	.....	.....	8 Oct.	27 Oct.
Offences relating to the Coin Bill	By the Attorney General	5 Aug.	5 Aug.	12 Aug.	12 Aug.	13 Aug.	21 Aug.	3 Sep.	Referred to a Select Committee, 13th August. Lapsed in Select Committee.
Embezzlement by Government Officers Bill	By the Attorney General	5 Aug.	5 Aug.	12 Aug.	12 Aug.	12 Aug.	.....	28 Aug.	28 Aug.	28 Aug.	3 Sep.
General Cemetery Bill	By Message	7 Aug.	13 Aug.	Referred to a Select Committee, 7th August. Assent Reserved, 8th November.
Lunatics' Act amendment Bill	By Message	7 Aug.	13 Aug.	3 Sep.	3 Sep.	3 Sep.	.....	10 Sep.	10 Sep.	11 Sep.	8 Oct.
Lien on Wool Act repeal Bill	By Message	7 Aug.	17 Oct.	21 Oct.	21 Oct.	21 Oct.	5 Nov.	6 Nov.	6 Nov.	24 Oct.	Referred to a Select Committee, 28th August.
Customs' Bill	By the Collector of Customs	7 Aug.	7 Aug.	20 Aug.	20 Aug.	3 Sep.	.....	17 Sep.	24 Sep.	25 Sep.	7 Nov.
Punishment of Death in certain cases Abolition Bill	By the Attorney General	12 Aug.	14 Aug.	17 Sep.	1 Oct.	1 Oct.	8 Oct.	27 Oct.	Referred to a Select Committee, 28th August.
Punishment of Death in cases of Forgery Abolition Bill	By the Attorney General	12 Aug.	14 Aug.	22 Aug.	22 Aug.	22 Aug.	.....	.....	.....	28 Aug.	3 Sep.
Impounding Act amendment Bill	By Message	13 Aug.	21 Aug.	28 Aug.	28 Aug.	28 Aug.	30 Sep.	8 Oct.	8 Oct.	10 Sep.	16 Oct.	Referred to a Select Committee, 28th August.
Census Bill.	By Message	13 Aug.	21 Aug.	28 Aug.	23 Oct.	23 Oct.	.....	.....	.....	29 Oct.	8 Nov.
Coal Bill	By Mr. Lowe.	22 Aug.	22 Aug.	12 Sep.	12 Sep.	12 Sep.	16 Sep.	27 Oct.	Lapsed 16th September, 1845, in consequence of the House having been counted out, and reinstated, on Special Motion, on 30th September. Assent Reserved, 7th November. Withdrawn, 17th October.
Audit Bill	By Mr. Lowe.	22 Aug.	22 Aug.	29 Aug.	16 Sep.	30 Sep.	.....	.....	.....	3 Oct.	.....
Publicans' Bill	By Mr. Wentworth	22 Aug.	22 Aug.	12 Sep.	Referred to a Select Committee, 26th August. Disposed of by previous Question, on motion for second reading, 24th October. Referred to a Select Committee, 26th August. Lapsed 11th November, in consequence of the House having been counted out.
Auctioneers' Licensing Bill	By Mr. Cowper	26 Aug.	26 Aug.	.....	.....	.....	.....	.....	.....	.....	.....
Australian General Assurance Company Bill	By Mr. Darvall	26 Aug.	26 Aug.	14 Oct.	14 Oct.	14 Oct.	17 Oct.	27 Oct.	Referred to a Select Committee, 8th September; Lapsed in Select Committee. To be further considered in Committee this day six months, 23rd September.
Registrar's Bill	By Mr. Cowper	29 Aug.	29 Aug.	23 Sep.	17 Oct.	17 Oct.	6 Nov.	.....	.....	21 Oct.	.....
Ports and Harbours Act amendment Bill	By Mr. Lamb	29 Aug.	2 Sep.	9 Sep.	9 Sep.	9 Sep.	22 Oct.	23 Oct.	23 Oct.	16 Sep.	27 Oct.	Referred to a Select Committee, 30th September. Withdrawn 5th November, the object of it having been effected by the introduction of a clause into the Savings' Bank loan to Sydney Corporation Bill.
Tariff or Spirit Duties Bill	By Message	2 Sep.	3 Sep.	11 Sep.	11 Sep.	8 Oct.	22 Oct.	23 Oct.	23 Oct.	19 Oct.	8 Nov.	
Melbourne Police Surplus Revenue Bill	By Mr. Robinson	2 Sep.	2 Sep.	23 Sep.	23 Sep.	23 Sep.	Referred to a Select Committee, 8th September; Lapsed in Select Committee. To be further considered in Committee this day six months, 23rd September.
Building Act amendment Bill	By Mr. Wentworth	5 Sep.	5 Sep.	9 Sep.	9 Sep.	9 Sep.	.....	.....	.....	12 Sep.	8 Oct.
Russell's Nepean Bridge Bill	By Mr. Wentworth	9 Sep.	9 Sep.	Referred to a Select Committee, 30th September. Withdrawn 5th November, the object of it having been effected by the introduction of a clause into the Savings' Bank loan to Sydney Corporation Bill.
Postage Bill	By Dr. Lang.	9 Sep.	9 Sep.	16 Sep.	23 Sep.	.....	.....	.....	.....	.....	.....
Masters' and Servants' Laws consolidation Bill.	By Mr. Murray	16 Sep.	16 Sep.	30 Sep.	30 Sep.	5 Nov.	.....	.....	.....	11 Nov.	12 Nov.
Savings' Banks Loans to Melbourne Corporation Bill	By Mr. Robinson	23 Sep.	23 Sep.	Referred to a Select Committee, 30th September. Withdrawn 5th November, the object of it having been effected by the introduction of a clause into the Savings' Bank loan to Sydney Corporation Bill.
Sydney Police Surplus Revenue Bill.	By Mr. Wentworth	26 Sep.	26 Sep.	14 Oct.	14 Oct.	14 Oct.	.....	.....	.....	17 Oct.	7 Nov.
Slaughtering of Cattle Act amendment Bill	By Mr. Murray	26 Sep.	26 Sep.	Withdrawn, 31st October.
Medical Witnesses Act amendment Bill	By the Attorney General	7 Oct.	7 Oct.	14 Oct.	15 Oct.	15 Oct.	.....	.....	.....	16 Oct.	27 Oct.
Section 70 of Sydney Incorporation Act suspension Bill	By the Colonial Secretary	8 Oct.	8 Oct.	9 Oct.	9 Oct.	9 Oct.	15 Oct.	7 Nov.	Lapsed, 28th October, in consequence of the House having been counted out.
Section 70 of Melbourne Incorporation Act suspension Bill.	By the Colonial Secretary	8 Oct.	8 Oct.	9 Oct.	9 Oct.	9 Oct.	.....	.....	.....	15 Oct.	7 Nov.
Gunpowder Bill.	By Message	9 Oct.	14 Oct.	14 Oct.	14 Oct.	14 Oct.	15 Oct.	16 Oct.	Lapsed, 28th October, in consequence of the House having been counted out.
Distillation Laws amendment Bill	By Message	9 Oct.	15 Oct.	16 Oct.	16 Oct.	1 Nov.	.....	.....	.....	6 Nov.	12 Nov.
Scabbed Sheep travelling prevention Bill	By Mr. Cowper	14 Oct.	14 Oct.	17 Oct.	17 Oct.	21 Oct.	24 Oct.	27 Oct.	Lapsed, 28th October, in consequence of the House having been counted out.
Ordinary Revenue appropriation Bill.	By Mr. Wentworth	17 Oct.	17 Oct.	.....	.....	.....	.....	.....	.....	.....	.....
Cattle Mortgages Registration Bill	By Mr. Wentworth	17 Oct.	17 Oct.	21 Oct.	21 Oct.	21 Oct.	5 Nov.	6 Nov.	6 Nov.	12 Nov.	13 Nov.	Lapsed, 28th October, in consequence of the House having been counted out.
Dead Wood Bill.	By Mr. Lord.	17 Oct.	17 Oct.	21 Oct.	21 Oct.	21 Oct.	.....	.....	.....	24 Oct.	27 Oct.
Metallic Ores Bill	By the Colonial Secretary	22 Oct.	22 Oct.	30 Oct.	30 Oct.	30 Oct.	5 Nov.	8 Nov.	Lapsed, 28th October, in consequence of the House having been counted out.
Cataract in Sheep Act amendment Bill	By the Colonial Secretary	22 Oct.	22 Oct.	30 Oct.	30 Oct.	30 Oct.	.....	.....	.....	5 Nov.	8 Nov.
Appropriation Bill	By the Colonial Secretary	29 Oct.	31 Oct.	5 Nov.	5 Nov.	5 Nov.	.....	.....	.....	6 Nov.	8 Nov.

RECAPITULATION.	
Initiated	40
Passed. { Assented to	29
{ Assent Reserved	2
Withdrawn	3
Lapsed in consequence of the House being counted out.	2
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VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

THURSDAY, 31 JULY, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Address in reply to Governor's Speech:—The Colonial Secretary reported, as one of the Deputation nominated yesterday to ascertain when the Governor would receive the Address thanking him for his Speech to the Council, that His Excellency had been pleased to appoint to-morrow at twelve o'Clock for that purpose.
The Speaker requested the attendance of Members accordingly, at a quarter before twelve o'Clock to-morrow.
2. Registrar General's Office:—Mr. Lamb presented a Petition from William Carter, Esquire, Registrar General of New South Wales, referring to the Vote of the Committee of the whole Council, on the Estimates of Expenditure for 1845, by which it was resolved that the Expenses of his Department should be defrayed out of Schedule A to the Act of Parliament, 5 & 6 Victoria, chap. 76 annexed; to a letter he had received from the Colonial Secretary, dated the 12th December, 1844, apprizing him that His Excellency the Governor would not, after the 31st of that month, have any funds at his command out of which to defray the expenses of his Office;—to the 28th section of the General Registry Act, 7 Victoria, No. 16, under which, if he neglect or refuse to Register any Deed, &c., he is liable to a penalty of £100; and praying that, having, as well to consult the conveniences of the Public as to avoid incurring the penalty in question, kept his Office open, and transacted its important Public business at his own expense, during the last seven months, the Council will take such steps as to them may seem meet, to render justice to the Petitioner; Petition read and received.
3. St. Kilda, Port Phillip:—Dr. Nicholson presented a Petition from certain Proprietors and Occupiers of Property at St. Kilda, in the County of Bourke and District of Port Phillip, praying that St. Kilda may be excluded from the limits assigned to the Town of Melbourne for purposes of the Corporation; Petition read and received.
4. Blue Book:—The Colonial Secretary laid upon the Table the Blue Book for the Official year 1844.
5. Buoys; Port Phillip:—The Colonial Secretary laid upon the Table two letters from His Honor C. J. La Trobe, Esquire, Superintendent of Port Phillip, dated respectively, the 29th May, and 14th July, 1845, enclosing a Return of the whole of the Buoys in the various Channels of Port Phillip, with their several bearings, and sanctioning the employment of the Cutter "Emily" as a Buoy Boat, during the period from 25th June to 7th July, current.
Ordered to be printed.
5. Ordinance:—The Colonial Secretary laid upon the Table:—
(1.) A Return of all Monies received by, or payable to, the respective Officers of Her Majesty's Ordinance, under the provisions of the Act 4 Victoria, No. 2.
(2.) A Return of all Messuages, Lands, Tenements, and Buildings, vested in such Officers under the said Act.
Ordered to be printed.
6. Bank Liabilities and Assets:—The Colonial Secretary, pursuant to the requirement of the Act of Council 4 Victoria, No. 13, laid upon the Table the following Returns:—
(1.) General Abstract of the Sworn Returns of the Average Assets and Liabilities, and of the Capital and Profits of the several Banks in the Colony of New South Wales, for the Quarter ended 31st December, 1844.
(2.) Average Abstract of the Assets and Liabilities, and of the Capital and Profits of the said Banks, for the Quarters ended 31st March, 30th June, 30th September, and 31st December, 1844; and of the General Averages for the years 1841, 1842, 1843, and 1844.
(3.) General Abstract of the Sworn Returns of the Average Assets and Liabilities, and of the Capital and Profits of the said Banks, for the Quarter ended 31st March, 1845.
(4.) A similar Abstract for the Quarter ended 30th June, 1845.
Ordered to be printed.

7. Statistics:—The Colonial Secretary laid upon the Table the following Returns, viz:—
- (1.) Return of Coin in the Colonial Treasury, the Military Chest, and the several Banks, on the 31st December, in each year, from 1836 to 1844, inclusive.
 - (2.) Return of the Increase and Decrease of the Population of New South Wales, (including the District of Port Phillip) from 1st January to 31st December, 1844; and of the total number on the latter date.
 - (3.) Return shewing the quantity of Land in Cultivation, (exclusive of Gardens and Orchards), and the Population of the Colony of New South Wales, (including the District of Port Phillip) from the year 1835 to 1844, inclusive.
 - (4.) Return of the number of acres of land planted with the Grape Vine, and of the quantity of Wine and Brandy made from the produce thereof, in the year 1845.
 - (5.) Return of Live Stock in the Colony of New South Wales, on the 1st of January, 1845.
 - (6.) Return of Live Stock slaughtered, and of the quantity of Tallow and Lard produced from the same, in the year 1844.
 - (7.) Return of the Value of Imports into the Colony of New South Wales, (including the District of Port Phillip), from the year 1835 to 1844, inclusive.
 - (8.) Return of the Value of Exports from the Colony of New South Wales, (including the District of Port Phillip), from the year 1835 to 1844, inclusive.
 - (9.) Return of the Quantity and Value of Grain, &c., Imported into the Colony of New South Wales, (including the District of Port Phillip), from the year 1835 to 1844, inclusive.
 - (10.) Return of the Quantity and Value of Grain, &c., Exported from the Colony of New South Wales, (including the District of Port Phillip), during the years 1843 and 1844.
 - (11.) Return of the Quantity and Value of Butter and Cheese, Imported into the Colony of New South Wales, (including the District of Port Phillip), during the years 1843 and 1844.
 - (12.) Return of the Quantity and Value of Butter and Cheese, Exported from the Colony of New South Wales (including the District of Port Phillip), during the years 1843 and 1844.
 - (13.) Return of Live Stock Imported into the Colony of New South Wales, (including the District of Port Phillip), from 1835 to 1844, inclusive.
 - (14.) Return of Live Stock Exported from the Colony of New South Wales (including the District of Port Phillip), during the years 1843 and 1844.
 - (15.) Return of the Value of Salt Meat Imported into the Colony of New South Wales (including the District of Port Phillip), during the years 1843 and 1844.
 - (16.) Return of the Quantity and Value of Salt Meat Exported from the Colony of New South Wales (including the District of Port Phillip), during the years 1843 and 1844.
 - (17.) Return of the Value of Hides and of manufactured and unmanufactured Leather Imported into the Colony of New South Wales (including the District of Port Phillip) during the years 1843 and 1844.
 - (18.) Return of the Value of Hides, and of manufactured and unmanufactured Leather Exported from the Colony of New South Wales (including the District of Port Phillip) during the years 1843 and 1844.
 - (19.) Return of the Quantity and Value of Wool Exported from the Colony of New South Wales, (including the District of Port Phillip), from the year 1835 to 1844, inclusive.
 - (20.) Return of the Quantity and Value of Tallow Exported from the Colony of New South Wales, (including the District of Port Phillip,) during the years 1843 and 1844.
 - (21.) Return of the Quantity and Value of Bark and Extract of Bark, Exported from the Colony of New South Wales, (including the District of Port Phillip,) during the years 1843 and 1844.
 - (22.) Return of the Quantity and Value of Timber Imported into the Colony of New South Wales, (including the District of Port Phillip,) during the years 1843 and 1844, inclusive.
 - (23.) Return of the Quantity and Value of Timber Exported from the Colony of New South Wales, from the year 1835 to 1844, inclusive.
 - (24.) Return of the Quantity and Value of Oil, &c., Exported from the Colony of New South Wales, from the year 1835 to 1844, inclusive.
 - (25.) Return of the Number and Tonnage of Vessels entered Inwards, in the Colony of New South Wales, (including the District of Port Phillip,) from the year 1835 to 1844, inclusive.
 - (26.) Return of the Number and Tonnage of Vessels entered Outwards, in the Colony of New South Wales, (including the District of Port Phillip,) from the year 1835 to 1844, inclusive.
 - (27.) Return of the Number of Vessels Built and Registered in the Colony of New South Wales, (including the District of Port Phillip,) from the year 1835 to 1844, inclusive.
 - (28.) Return of the Amounts received from the sale of Crown Lands in the Colony of New South Wales, (including the District of Port Phillip,) from the year 1835 to 1844, inclusive.
 - (29.) Return of the Amount of Auction Duty, at 1½ per cent., paid into the Colonial Treasury, and of the amount of Sales, subject to the said Duty, from the year 1835 to 1844 inclusive.

(30.) Return of the Value of the Imports into, and Exports from the Colony of New South Wales, (including the District of Port Phillip,) for the Year 1844.

Ordered to be printed.

8. Daily Prayer on opening the Council :—Mr. Cowper postponed his Motion on this subject, until Tuesday next.
Council adjourned at Four o'Clock, until to-morrow at a quarter before Twelve o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY,

FRIDAY, AUGUST 1.

ORDER OF THE DAY :—

1. The presentation to the Governor of the Council's Address, in reply to His Excellency's opening Speech.

TUESDAY, AUGUST 5.

NOTICES OF MOTION :—

1. MR. LAMB to move, That the Petition from William Carter, Esquire, the Registrar General of New South Wales, presented by him on the 31st ultimo, be printed.
2. MR. LAMB to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to direct that there may be laid upon the Table of this House, a Return of the quantities of the undermentioned articles, entered inwards between the 30th of June, 1844, and the 30th June, 1845, and the amount of Duties received on each, viz :—
On Flour, Wheat, Barley, Oats, and Wine, Tea, Sugar, Molasses, Coffee, Pepper, and Rice.
And the Amount of Drawback paid on the export of each of the said articles during the same period.
The Return to specify the Countries or places from whence the five first articles were imported.
3. MR. MURRAY to move, that a Select Committee be appointed to enquire into and report upon the best mode of expediting the transaction of business in this Council.
4. THE COLONIAL SECRETARY to move, That the vacancy, in the Court for the trial of complaints against the return of any Member of this Council, caused by the resignation of Roger Therry, Esquire, be filled by the election of John Hubert Plunkett, Esquire.
5. THE ATTORNEY GENERAL to move for leave to bring in a Bill for adopting an Act of the Imperial Parliament, intituled "*An Act for consolidating and amending the Laws against offences relating to the Coin.*" 2 Wil. IV., c. 34.
6. THE ATTORNEY GENERAL to move for leave to bring in a Bill for adopting an Act of the Imperial Parliament, intituled "*An Act to abolish the punishment of Death in cases of Forgery.*" 1 Vic., c. 84.
7. THE ATTORNEY GENERAL to move for leave to bring in a Bill for adopting an Act of the Imperial Parliament, intituled "*An Act for more effectually preventing embezzlements by persons employed in the Public Service of Her Majesty.*" 2 Wil. IV., c. 4.
8. MR. LORD to move, That a Select Committee be appointed to enquire into, and report upon, the best mode of regulating the Steaming and Boiling down Establishments, with the view of protecting the owners of stock.
9. MR. WINDEYER to move the re-appointment of the Committee appointed last Session on Courts of Requests.
10. MR. COWPER to move, That Public Prayers to Almighty God, be offered up daily at the opening of this Council, as soon as the Speaker shall have taken the Chair, and that a Chaplain, who shall be a Clergyman of the Church of England, be appointed by the Speaker to perform this duty.

WEDNESDAY, AUGUST 6.

1. DR NICHOLSON to move, That a Select Committee be appointed to enquire into, and report upon the necessity of amending the Law relating to Scab in Sheep.

FRIDAY, AUGUST 8.

1. MR. MURRAY to move, That a Select Committee be appointed to enquire into, and report upon the operation of an Act of the Governor and Council, (3 Wil. IV., No. 1.) intituled "*An Act for regulating the slaughtering of Cattle.*"

TUESDAY

TUESDAY, AUGUST 12.

NOTICES OF MOTION:—

1. MR. MURRAY to move, That a Select Committee be appointed to enquire into, and report upon an Act of the Governor and Council, (4 Vic., No. 23.) intituled "*An Act to ensure the fulfilment of engagements, and to provide for the adjustment of disputes between masters and servants in New South Wales and its dependencies.*"

TUESDAY, AUGUST 19.

1. DR. NICHOLSON to move, That the St. Kilda Petition, presented by him on the 31st ultimo, be printed, and referred to a Select Committee to report upon its prayer.

WEDNESDAY, AUGUST 20.

1. DR. NICHOLSON to move, That a Select Committee be appointed to enquire into and report upon the best means of promoting Immigration.

THURSDAY, AUGUST 28.

1. MR. BORD to move, That a Select Committee be appointed to enquire into, and report upon the operation of the present laws affecting seamen or others employed in whaling, either on board ships belonging to this Colony, or at stations on the coasts thereof.

CONTINGENT NOTICES OF MOTION:

1. DR. LANG to move—when the present vacancies shall have been filled up—That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to lay upon the Table of this House, a copy of such correspondence as may have taken place between the Government and the parties concerned, on the subject of Schoolmasters exhibiting false Returns, under the existing School Regulations.
2. DR. LANG to move—when the present vacancies in the Port Phillip representation shall have been filled up—That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimate for the present year, the sum of one thousand pounds, with a view to effect such repairs in certain parts of the bush road from Melbourne to Yass, as will tend to obviate the great risk to the lives and limbs of travellers by the overland mail in the present state of the road, and to secure the regular transmission of that mail in times of partial inundation.
3. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS.
OF
THE LEGISLATIVE COUNCIL.

FRIDAY, 1 AUGUST, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair. Address in reply to Governor's Speech:—The Speaker and the Council proceeded to Government House, to deliver to the Governor the Council's Address, in reply to His Excellency's Speech on opening the Council, pursuant to the order of the House. The Address having been delivered, and the Members not having re-assembled, the Speaker adjourned the Council at One o'Clock, until Tuesday next, at Three o'Clock.

NOTICES OF MOTION.

TUESDAY, AUGUST 5.

1. MR. LAMB to move, That the Petition from William Carter, Esquire, the Registrar General of New South Wales, presented by him on the 31st ultimo, be printed.
2. MR. LAMB to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to direct that there may be laid upon the Table of this House, a Return of the quantities of the undormentioned articles, entered inwards between the 30th of June, 1844, and the 30th June, 1845, and the amount of Duties received on each, viz:—
On Flour, Wheat, Barley, Oats, and Wine, Tea, Sugar, Molasses, Coffee, Pepper, and Rice.
And the Amount of Drawback paid on the export of each of the said articles during the same period.
The Return to specify the Countries or places from whence the five first articles were imported.
3. MR. MURRAY to move, that a Select Committee be appointed to enquire into and report upon the best mode of expediting the transaction of business in this Council.
4. THE COLONIAL SECRETARY to move, That the vacancy, in the Court for the trial of complaints against the return of any Member of this Council, caused by the resignation of Roger Therry, Esquire, be filled by the election of John Hubert Plunkett, Esquire.
5. THE ATTORNEY GENERAL to move for leave to bring in a Bill for adopting an Act of the Imperial Parliament, intituled "*An Act for consolidating and amending the Laws against offences relating to the Coin.*" 2 Wil. IV., c. 34.
6. THE ATTORNEY GENERAL to move for leave to bring in a Bill for adopting an Act of the Imperial Parliament, intituled "*An Act to abolish the punishment of Death in cases of Forgery.*" 1 Vic., c. 84.
7. THE ATTORNEY GENERAL to move for leave to bring in a Bill for adopting an Act of the Imperial Parliament, intituled "*An Act for more effectually preventing embezzlements by persons employed in the Public Service of Her Majesty.*" 2 Wil. IV., c. 4.
8. MR. LORD to move, That a Select Committee be appointed to enquire into, and report upon, the best mode of regulating the Steaming and Boiling down Establishments, with the view of protecting the owners of stock.
9. MR. WINDEYER to move the re-appointment of the Committee appointed last Session on Courts of Requests.
10. MR. COWPER to move, That Public Prayers to Almighty God, be offered up daily at the opening of this Council, as soon as the Speaker shall have taken the Chair, and that a Chaplain, who shall be a Clergyman of the Church of England, be appointed by the Speaker to perform this duty.

WEDNESDAY, AUGUST 6.

1. DR NICHOLSON to move, That a Select Committee be appointed to enquire into, and report upon the necessity of amending the Law relating to Scab in Sheep.

FRIDAY,

FRIDAY, AUGUST 8.

1. MR. MURRAY to move, That a Select Committee be appointed to enquire into, and report upon the operation of an Act of the Governor and Council, (5 Wil. IV., No. 1.) intituled "*An Act for regulating the slaughtering of Cattle.*"

TUESDAY, AUGUST 12.

1. MR. MURRAY to move, That a Select Committee be appointed to enquire into, and report upon an Act of the Governor and Council, (4 Vic., No. 23.) intituled "*An Act to ensure the fulfilment of engagements, and to provide for the adjustment of disputes between masters and servants in New South Wales and its dependencies.*"

TUESDAY, AUGUST 19.

1. DR. NICHOLSON to move, That the St. Kilda Petition, presented by him on the 31st ultimo, be printed, and referred to a Select Committee, to report upon its prayer.

WEDNESDAY, AUGUST 20.

1. DR. NICHOLSON to move, That a Select Committee be appointed to enquire into and report upon the best means of promoting Immigration.

THURSDAY, AUGUST 28.

1. MR. BOYD to move, That a Select Committee be appointed to enquire into, and report upon the operation of the present laws affecting seamen or others employed in whaling, either on board ships belonging to this Colony, or at stations on the coasts thereof.

CONTINGENT NOTICES OF MOTION:

1. DR. LANG to move—when the present vacancies shall have been filled up.—That an Address be presented to His Excellency the Governor, praying, that His Excellency will be pleased to lay upon the Table of this House, a copy of such correspondence as may have taken place between the Government and the parties concerned, on the subject of Schoolmasters exhibiting false Returns, under the existing School Regulations.
2. DR. LANG to move—when the present vacancies in the Port Phillip representation shall have been filled up.—That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimate for the present year, the sum of one thousand pounds, with a view to effect such repairs in certain parts of the bush road from Melbourne to Yass, as will tend to obviate the great risk to the lives and limbs of travellers by the overland mail in the present state of the road, and to secure the regular transmission of that mail in times of partial inundation.
3. DR. LANG to move—when the present vacancies in the representation are filled up.—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland; and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL

TUESDAY, 5 AUGUST, 1845.

- 1. Council met pursuant to adjournment ; the Speaker took the Chair. Address in reply to Governor's Speech :—The Speaker reported that the Governor had been pleased to make the following reply to the Address presented to him by the Council on the 1st instant, in reply to His Excellency's Speech on opening the present Session of the Council :—

“ MR. SPEAKER AND GENTLEMEN,

“ I thank you for this Address, and I receive with pleasure the renewed expressions of your affection and loyalty to the Person and Government of Our Most Gracious Sovereign.

“ I confidently hope, that your labours during the present Session, will conduce to the public good, and lead to the enactment of measures advantageous to the whole Community.

(Signed)

“ GEORGE GIPPS.”

“ Government House,

“ Sydney, 1st August, 1845.”

- 2. The following Messages from His Excellency the Governor received and read :— (1.) Savings' Bank.

Message from His Excellency the Governor, to the Legislative Council, on presenting to the Council a Bill to enable the Trustees of the Savings' Bank to lend money to the Corporation of Sydney.

GENTLEMEN,

Herewith I submit for the consideration of the Council, the Bill to authorise the Trustees of the Savings' Bank to lend a portion of their funds to the Corporation of Sydney, which I alluded to in the Speech with which I opened the Council on the 29th ultimo.

GEORGE GIPPS.

Government House,

Sydney, 5th August, 1845.

Ordered to be printed.

- (2.) Abolition of oaths in Government Departments.

Message from His Excellency the Governor, to the Legislative Council, on presenting to the Council a Bill for the abolition of Oaths in various Departments of Government, and for the suppression of voluntary and extra judicial Oaths.

GENTLEMEN,

Herewith I submit for your consideration, a Bill modelled on an Act of the Imperial Parliament, passed in the year 1835, for the abolition of Oaths in various Departments of Government, and for the suppression of voluntary and extra-judicial Oaths.

GEORGE GIPPS.

Government House,

Sydney, 5th August, 1845.

Ordered to be printed.

- (3.) Schedules to Act of Parliament 5 and 6 Victoria, chap. 76.

Message from His Excellency the Governor to the Legislative Council, communicating to the Council the Answer which His Excellency has received from Her Majesty's Secretary of State for the Colonies, to an Address from the Council, dated the 20th December, 1843.

GENTLEMEN,

By an Address from the Council dated the 20th December, 1843, and presented to me the following day, I was requested to communicate to the Right Honorable the Secretary of State for the Colonies, a Resolution passed by the Council, to the effect, that in the opinion of the Council, the excess in any one of the Schedules in the Act of Parliament, 5th and 6th Vict., c. 76, should be applied to make good the deficiency in any other of the Schedules, before any application should in future be made to the Council for any sum in aid of such deficient Schedule.

I did not fail to communicate to the Noble Secretary of State the said Resolution, and I now present to the Council a copy of the reply to it, which I have received from His Lordship.

GEORGE GIPPS.

Government House,

Sydney, 5th August, 1845.

Ordered to be printed, together with the answer referred to.

(4.) Upset price of Crown Lands

Message from His Excellency the Governor, to the Legislative Council, communicating to the Council the Answer which His Excellency has received from Her Majesty's Secretary of State for the Colonies, to an Address from the Council, dated the 20th December, 1843.

GENTLEMEN,

On the 20th December, 1843, an Address was presented to me from the Council, requesting that I would forward to the Right Honorable the Secretary of State for the Colonies, certain Resolutions respecting the upset price of land, which had been adopted by the Council, as also a copy of a Report made to the Council, by a Committee appointed on the 15th August, 1843, to enquire into the provisions of an Act of Parliament passed in the 5th and 6th years of the Reign of Her Majesty, for regulating the price of land in the Australian Colonies.

In accordance with the desire of the Council, I forwarded these documents to the Right Honorable the Secretary of State for the Colonies, in a Despatch dated the 17th January, 1844. Of His Lordship's reply to this Despatch, as well as of the Despatch itself, I now present copies to the Council.

GEORGE GIPPS.

Government House,

Sydney, 5th August, 1845.

Ordered to be printed, together with the Despatches referred to.

(5.) Financial Message for the year 1845-6.

Ordered to be printed, together with the accompanying Estimates for the year 1845-6, and Abstract of the Revenue and its Appropriation for the year 1844, and taken into consideration to-morrow week.

3. District Council of Grant:—Dr. Nicholson presented a Petition from certain occupiers of Crown Lands in the District of Grant, praying the Council to request His Excellency the Governor to suspend the operations of the District Council of Grant, in levying a tax upon Petitioners for the liquidation of debts incurred in improvements &c., in which they were not interested; Petition read and received.
4. The Attorney General, and John Bayley Darvall, Esquire:—The Colonial Secretary laid upon the Table copies of the Despatches and Warrants, confirming the appointment of the Attorney General and Mr. Darvall, as Non-elective Members of the Council, dated respectively 7th and 8th January, 1845.
5. Registrar General's Office:—Mr. Lamb moved, pursuant to notice, That the Petition from William Carter, Esquire, the Registrar General of New South Wales, presented by him on the 31st ultimo, be printed.
Question put and passed, and Petition ordered to be printed.
6. Duties of Customs:—Mr. Lamb moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to direct that there may be laid upon the Table of this House, a Return of the quantities of the undermentioned articles, entered inwards between the 31st of January, 1844, and the 31st January, 1845, and the amount of Duties received on each, viz:—
On Flour, Wheat, Barley, Oats, and Wine, Tea, Sugar, Molasses, Coffee, Pepper, and Rice.
And the Amount of Drawback paid on the export of each of the said articles during the same period.
The Return to specify the Countries or places from whence the five first articles were imported.
Question put and passed.
7. Dispatch of Business:—Mr. Murray postponed his motion on this subject, until Thursday next.
8. Court for the Trial of Disputed Elections:—The following letter of resignation from Roger Therry, Esquire, read:—

" Melbourne, March 18th, 1845.

" Sir,

" I beg leave hereby to resign my Seat as a Member of the Court for the
" Trial of disputed Elections."

" I have the honor to be,

" Sir,

" Your most obedient Servant,

(Signed)

" ROGER THERRY."

" TO THE HONORABLE THE SPEAKER OF THE
" LEGISLATIVE COUNCIL, SYDNEY."

Moved by the Colonial Secretary, That this Council do accept the resignation of Roger Therry, Esquire, as a Member of the Court for the Trial of complaints against the return of any Member to this Council.

Question put and passed.

Moved by the Colonial Secretary, pursuant to notice, That the vacancy in the Court for the Trial of complaints against the return of any Member of this Council, caused by the resignation of Roger Therry, Esquire, be filled by the Election of John Hubert Plunkett, Esquire.

Question put and passed.

9. **Offences relating to the Coin Bill** :—The Attorney General having, pursuant to notice, moved for and obtained leave to bring in a Bill, intituled "*A Bill for consolidating and amending the laws against offences relating to the Coin*;" Bill read a first time; ordered to be printed, and read a second time on Tuesday next.
10. **Abolition of Capital Punishment in Forgery Cases** :—The Attorney General postponed his motion on this subject until Thursday next.
11. **Embezzlement by Government Officers Bill** :—The Attorney General having, pursuant to notice, moved for and obtained leave to bring in a Bill, intituled "*A Bill to adopt an Act for more effectually preventing embezzlement by persons employed in the Public Service of Her Majesty*;" Bill read a first time; ordered to be printed, and read a second time on Tuesday next.
12. **Boiling down Establishments** :—Mr. Lord withdrew his motion on this subject which stands among the notices for to-day.
13. **Country Courts of Requests Bill** :—Moved by Mr. Windeyer, pursuant to notice, That

MR. WINDEYER,

MR. LORD,
MR. FOSTER,
THE ATTORNEY GENERAL,

MR. DARVALL,
MR. PANTON, and
MR. ROBINSON,

be re-appointed as a Select Committee to consider and report upon the Country Courts of Requests Act Amendment Bill, presented to the Council in its last Session. Question put and passed.

14. **Daily Prayer on opening the Council** :—Moved by Mr. Cowper, pursuant to notice, That Public Prayers to Almighty God, be offered up daily at the opening of this Council, as soon as the Speaker shall have taken the Chair, and that a Chaplain, who shall be a Clergyman of the Church of England, be appointed by the Speaker to perform this duty.

Debate ensued.

Moved, as an amendment, by Mr. Windeyer, That the proceedings of this Council ought to be opened by public Prayer, and that a Select Committee be appointed to consider the best mode of discharging this Duty.

Debate continued.

Moved, by the Attorney General, That this Question be now put :—

Debate continued.

Question put on the previous Question—Council divided :—

Ayes, 11.

MR. PANTON,
MR. LOWE,
MR. WINDEYER,
MR. SUTTOR,
THE COMMANDER OF THE FORCES,
CAPTAIN DUMABESQ,
MR. BOWMAN,
DR. LANG,
MR. DARVALL,
MR. ALLEN,
MR. COWPER, (Teller.)

Noes, 12.

THE AUDITOR GENERAL,
MR. WILD,
THE ATTORNEY GENERAL,
THE COLONIAL TREASURER,
MR. BOYD,
MR. HAMILTON,
MR. W. C. WENTWORTH,
MR. LORD,
THE COLONIAL SECRETARY,
MR. FOSTER,
MR. ICELY,
MR. ROBINSON, (Teller.)

Council adjourned at half past five o'Clock, until to-morrow at three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, AUGUST 6.

NOTICES OF MOTION :—

1. **DR NICHOLSON** to move, That a Select Committee be appointed to enquire into, and report upon the necessity of amending the Law relating to Scab in Sheep.

THURSDAY, AUGUST 7.

1. **MR. COWPER** to move that an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to direct that there may be laid upon the Table of this House a Return shewing the amount of Tolls levied on Roads in the County of Cumberland, since the passing of the Act of Council, 6 William IV., No. 11, and also the amount of such Tolls expended in repairing the roads on which the same were raised.
2. **THE COLLECTOR OF CUSTOMS** to move for leave to bring in a Bill for the better regulation of the Customs in the Colony of New South Wales.
3. **MR. MURRAY** to move, that a Select Committee be appointed to enquire into and report upon the best mode of expediting the transaction of business in this Council.
4. **THE COLONIAL SECRETARY** to move the re-appointment of the Library Committee, with the addition of the following Members :—
The Speaker, the Collector of Customs, and Mr. Cowper.

5. THE COLONIAL SECRETARY to move the re-appointment of the Standing Orders' Committee, and that the following Sections of the Standing Orders be referred to that Committee, with instructions to report to the House the amendments which they may deem necessary in those Rules respectively:—
 - (1.) Section 112, as regards the printing of Petitions.
 - (2.) Section 125, with respect to the formation of Select Committees.
 - (3.) Section 139, with a view to its amendment, in so far as regards orders and proceedings which become lapsed in consequence of the House being counted out.
6. THE ATTORNEY GENERAL to move for leave to bring in a Bill for adopting an Act of the Imperial Parliament, intituled "*An Act to abolish the punishment of Death in cases of Forgery.*" 1 Vic., c. 84.
7. THE ATTORNEY GENERAL to move, That John Wild, Esquire, be added to the Committee on the Country Courts of Requests Act amendment Bill, introduced last Session.

FRIDAY, AUGUST 8.

1. MR. MURRAY to move, That a Select Committee be appointed to enquire into, and report upon the operation of an Act of the Governor and Council, (5 Wil. IV., No. 1.) intituled "*An Act for regulating the slaughtering of Cattle.*"
2. MR. COWPER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to direct that there may be laid upon the Table of this House a Return of the Quit Rents for which levy has been made on stock running upon Grants from the Crown since 12th July, 1844, specifying the districts in which collected, the names of those against whom execution has issued for the recovery of the same, the period during which the arrears sued for have accumulated, and the names of the parties to whom the stock seized in each case belonged; the respective amounts so recovered, together with the amount of commission paid to the Collectors, and other expenses incurred in collection.

TUESDAY, AUGUST 12.

1. MR. MURRAY to move, That a Select Committee be appointed to enquire into, and report upon an Act of the Governor and Council, (4 Vic., No. 23.) intituled "*An Act to ensure the fulfilment of engagements, and to provide for the adjustment of disputes between masters and servants in New South Wales and its dependencies.*"
2. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to direct the necessary steps to be taken to carry into effect the recommendation of the Select Committee of this Council, appointed on the 3rd of October, 1843, "to consider the practicability of establishing an overland communication from the settled parts of New South Wales to Port Essington;" and further praying that His Excellency will be pleased to direct a sum not exceeding one thousand pounds, to be inserted in the Estimates of Expenditure for the year 1846, to meet the expenses consequent upon carrying into effect the above mentioned recommendation.

ORDERS OF THE DAY:—

1. Offences relating to the Coin Bill; second reading.
2. Embezzlement by Government Officers Bill; second reading.

WEDNESDAY, AUGUST 13.

1. Consideration of the Governor's Financial Message.

TUESDAY, AUGUST 19.

NOTICES OF MOTION:—

1. DR. NICHOLSON to move, That the St. Kilda Petition, presented by him on the 31st ultimo, be printed, and referred to a Select Committee to report upon its prayer.
2. MR. LAMB to move, That the Petition of William Carter, Esquire, Registrar General of the Colony, now on the Table, be taken into consideration.

WEDNESDAY, AUGUST 20.

1. DR. NICHOLSON to move, That a Select Committee be appointed to enquire into and report upon the best means of promoting Immigration.

THURSDAY,

THURSDAY, AUGUST 28.

1. MR. BOYD to move, That a Select Committee be appointed to enquire into, and report upon the operation of the present laws affecting seamen or others employed in whaling, either on board ships belonging to this Colony, or at stations on the coasts thereof.

CONTINGENT NOTICES OF MOTION:

1. DR. LANG to move—when the present vacancies shall have been filled up—That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to lay upon the Table of this House, a copy of such correspondence as may have taken place between the Government and the parties concerned, on the subject of Schoolmasters exhibiting false Returns, under the existing School Regulations.
2. DR. LANG to move—when the present vacancies in the Port Phillip representation shall have been filled up—That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimate for the present year, the sum of one thousand pounds, with a view to effect such repairs in certain parts of the bush road from Melbourne to Yass, as will tend to obviate the great risk to the lives and limbs of travellers by the overland mail in the present state of the road, and to secure the regular transmission of that mail in times of partial inundation.
3. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

WEDNESDAY, 6 AUGUST, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair. Scab and Catarrh in Sheep:—Dr Nicholson moved, pursuant to Notice, That a Select Committee be appointed to enquire into, and report upon the necessity of amending the Law relating to Scab and Catarrh in Sheep. Question put and passed, and the following Committee appointed accordingly:—

DR. NICHOLSON,

MR. COWPER,
MR. HAMILTON,
MR. SUTTON,

MR. W. C. WENTWORTH,
MR. ICELT,
THE COLONIAL SECRETARY.

2. Duties of Customs:—Moved by Mr. Lamb, That the Address on this subject to His Excellency the Governor, adopted by this Council yesterday, be presented to His Excellency by the Colonial Secretary and the Colonial Treasurer. Question put and passed.
3. John Broughton:—Mr. Lowe presented a Petition from John Broughton, praying the Council to take such steps as to them may seem necessary to obtain for him a reward of £40 offered by the Government for the apprehension of two Bushrangers, whom he captured about four years ago; Petition read and received. Council adjourned at Four o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, AUGUST 7.

NOTICES OF MOTION:—

1. MR. COWPER to move that an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to direct that there may be laid upon the Table of this House a Return shewing the amount of Tolls levied on Roads in the County of Cumberland, since the passing of the Act of Council, 6 William IV., No. 11, and also the amount of such Tolls expended in repairing the roads on which the same were raised.
2. THE COLLECTOR OF CUSTOMS to move for leave to bring in a Bill for the better regulation of the Customs in the Colony of New South Wales.
3. MR. MURRAY to move, that a Select Committee be appointed to enquire into and report upon the best mode of expediting the transaction of business in this Council.
4. THE COLONIAL SECRETARY to move the re-appointment of the Library Committee, with the addition of the following Members:—
The Speaker, the Collector of Customs, and Mr. Cowper.
5. THE COLONIAL SECRETARY to move the re-appointment of the Standing Orders' Committee, and that the following Sections of the Standing Orders be referred to that Committee, with instructions to report to the House the amendments which they may deem necessary in those Rules respectively:—
(1.) Section 112, as regards the printing of Petitions.
(2.) Section 125, with respect to the formation of Select Committees.
(3.) Section 130, with a view to its amendment, in so far as regards orders and proceedings which become lapsed in consequence of the House being counted out.
6. THE ATTORNEY GENERAL to move for leave to bring in a Bill for adopting an Act of the Imperial Parliament, intitled "An Act to abolish the punishment of Death in cases of Forgery." 1 Vic., c. 84.
7. THE ATTORNEY GENERAL to move, That John Wild, Esquire, be added to the Committee on the Country Courts of Requests Act amendment Bill, introduced last Session.
8. MR. WESTWORTH to move, That a Select Committee be appointed, to enquire into the working of the Act "to give a preferable lien on wool from season to season; and to make mortgages of sheep, cattle, and horses valid, without delivery to the mortgagee;" and to report whether it is expedient that this Act be repealed, or be continued part of the permanent legislation of this Colony.

FRIDAY,

FRIDAY, AUGUST 8.

1. MR. MURRAY to move, That a Select Committee be appointed to enquire into, and report upon the operation of an Act of the Governor and Council, (5 Wil. IV., No. 1.) intituled "*An Act for regulating the slaughtering of Cattle.*"
2. MR. COWPER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to direct that there may be laid upon the Table of this House a Return of the Quit Rents for which levy has been made on stock running upon Grants from the Crown since 12th July, 1844, specifying the districts in which collected, the names of those against whom execution has issued for the recovery of the same, the period during which the arrears sued for have accumulated, and the names of the parties to whom the stock seized in each case belonged; the respective amounts so recovered, together with the amount of commission paid to the Collectors, and other expenses incurred in collection.

TUESDAY, AUGUST 12.

1. MR. MURRAY to move, That a Select Committee be appointed to enquire into, and report upon an Act of the Governor and Council, (4 Vic., No. 23.) intituled "*An Act to ensure the fulfilment of engagements, and to provide for the adjustment of disputes between masters and servants in New South Wales and its dependencies.*"
2. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to direct the necessary steps to be taken to carry into effect the recommendation of the Select Committee of this Council, appointed on the 3rd of October, 1843, "to consider the practicability of establishing an overland communication from the settled parts of New South Wales to Port Essington;" and further praying that His Excellency will be pleased to direct a sum not exceeding one thousand pounds, to be inserted in the Estimates of Expenditure for the year 1846, to meet the expenses consequent upon carrying into effect the above mentioned recommendation.

ORDERS OF THE DAY :—

1. Offences relating to the Coin Bill; second reading.
2. Embezzlement by Government Officers Bill; second reading.

WEDNESDAY, AUGUST 13.

1. Consideration of the Governor's Financial Message.

TUESDAY, AUGUST 19.

NOTICES OF MOTION :—

1. DR. NICHOLSON to move, That the St. Kilda Petition, presented by him on the 31st ultimo, be printed, and referred to a Select Committee to report upon its prayer.
2. MR. LAMB to move, That the Petition of William Carter, Esquire, Registrar General of the Colony, now on the Table, be taken into consideration.

WEDNESDAY, AUGUST 20.

1. DR. NICHOLSON to move, That a Select Committee be appointed to enquire into and report upon the best means of promoting Immigration.

THURSDAY, AUGUST 28.

1. MR. BOYD to move, That a Select Committee be appointed to enquire into, and report upon the operation of the present laws affecting seamen or others employed in whaling, either on board ships belonging to this Colony, or at stations on the coasts thereof.

CONTINGENT

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move—when the present vacancies shall have been filled up—That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to lay upon the Table of this House, a copy of such correspondence as may have taken place between the Government and the parties concerned, on the subject of Schoolmasters exhibiting false Returns, under the existing School Regulations.
2. DR. LANG to move—when the present vacancies in the Port Phillip representation shall have been filled up—That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimate for the present year, the sum of one thousand pounds, with a view to effect such repairs in certain parts of the bush road from Melbourne to Yass, as will tend to obviate the great risk to the lives and limbs of travellers by the overland mail in the present state of the road, and to secure the regular transmission of that mail in times of partial inundation.
3. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney Districts, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 7 AUGUST, 1845.

- 1. Council met pursuant to adjournment; the Speaker took the Chair.
Tolls; County of Cumberland:—Mr. Cowper, pursuant to notice, moved, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to direct that there may be laid upon the Table of this House a Return showing the amount of Tolls levied on Roads in the County of Cumberland, since the passing of the Act of Council, 2 William IV., No. 12, and also the amount expended in repairing the roads on which the same were raised.
Question put and passed; and Address to be presented by the Colonial Secretary and the Auditor General.
- 2. Charles W. Sievwright:—Dr. Lang presented a Petition from Charles W. Sievwright, late Assistant Protector of Aborigines, Western District of Port Phillip, praying the Council to take such steps as to them may seem necessary to compensate Potitioner for certain losses he sustained by the manner of his removal from office; Petition read and received.
- 3. The following Messages from His Excellency the Governor received and read:—

(1.) General Cemetery.

Message from His Excellency the Governor, to the Legislative Council, on presenting to the Council a Bill to authorise the establishment of a General Cemetery.

GENTLEMEN,

I herewith submit for your consideration, a Bill to authorise the establishment of a General Cemetery, in the neighbourhood of the City of Sydney, and the removal to the same of the remains of the dead formerly interred in a Burial Ground in Sydney, which has long been disused, and for other purposes.

This Bill was presented by me to the Council on the 23rd December last, but was not proceeded with in consequence of the close of the Session.

GEORGE GIPPS.

*Government House,
Sydney, 7th August, 1845.*

Ordered to be printed, and taken into consideration on Wednesday next.

(2.) Lunatics Act.

Message from His Excellency the Governor, to the Legislative Council, on presenting to the Council a Bill for amending the Law which provides for the custody and treatment of Lunatics.

GENTLEMEN,

I herewith submit for your consideration, a Bill to alter and amend an Act, intituled, "*An Act to make provision for the safe custody of, and prevention of offences by persons dangerously insane, and for the care and maintenance of persons of unsound mind.*"

I also lay before you an extract from a Despatch from Her Majesty's Principal Secretary of State, dated the 28th October, 1844, which will explain the reason why I propose the enactment of this Bill.

GEORGE GIPPS.

*Government House,
Sydney, 7th August, 1845.*

Ordered to be printed, and taken into consideration on Wednesday next.

(3.) Preferable Lien on Wool Act.

Message from His Excellency the Governor, to the Legislative Council, on presenting to the Council a Bill to repeal an Act for giving a preferable lien on wool, and for rendering valid Mortgages of Sheep, Cattle, and Horses, without delivery to the Mortgages.

GENTLEMEN,

I herewith submit for your consideration a Bill to repeal An Act intituled, "*An Act to give a preferable lien on wool from season to season, and to make Mortgages of Sheep, Cattle, and Horses, valid without delivery to the Mortgages.*"

I also lay before you an extract from a Despatch from the Right Honorable the Secretary of State for the Colonies, dated the 28th October, 1844, which will explain why I propose to you the passing of this Bill.

GEORGE GIPPS.

*Government House,
Sydney, 7th August, 1845.*

Ordered to be printed,

4. Customs Bill :The Collector of Customs having, pursuant to notice, moved for and obtained leave to bring in a Bill, intituled "*A Bill to provide for the general regulation of the Customs in New South Wales;*" Bill read a first time; ordered to be printed, and read a second time on Wednesday, August 20.
5. Dispatch of business :—Mr. Murray withdrew from the Paper the motion on this subject, of which he had given notice for to-day.
6. Library Committee :—The Colonial Secretary moved, pursuant to notice, That the Library Committee be re-appointed, with the addition of the following Members :—

THE SPEAKER.

THE COLLECTOR OF CUSTOMS. | MR. COWPER.

Question put and passed.

7. Standing Orders Committee :—The Colonial Secretary moved, pursuant to notice, That the Standing Orders Committee be re-appointed, and that the following Sections of the Standing Orders be referred to that Committee, with instructions to report to the House the amendments which they may deem necessary in those Rules respectively :—
 - (1.) Section 112, as regards the printing of Petitions.
 - (2.) Section 125, with respect to the formation of Select Committees.
 - (3.) Section 139, with a view to its amendment, in so far as regards orders and proceedings which become lapsed in consequence of the House being counted out.

Question put and passed.

8. Abolition of Capital Punishment in forgery cases :—The Attorney General postponed bringing forward his Motion on this subject until Tuesday next.
9. Committee on Country Courts of Requests Act amendment Bill :—The Attorney-General postponed bringing forward his motion on this subject until Tuesday next.
10. Lien on Wool Act :—Mr. W. C. Wentworth moved, pursuant to notice, That a Select Committee be appointed, to enquire into the working of the Act "to give a preferable lien on wool from season to season, and to make mortgages of sheep, cattle, and horses valid, without delivery to the mortgagee;" and to report whether it is expedient that this Act be repealed, or be continued part of the permanent legislation of this Colony.

Question put and passed, and the following Committee appointed accordingly :—

MR. W. C. WENTWORTH.

MR. ROBINSON,
MR. LOWE,
THE ATTORNEY GENERAL,

MR. HAMILTON,
MR. COWPER,
CAPTAIN DUMARESQ.

11. Slaughtering of Cattle Act :—Mr. Murray postponed bringing forward his motion on this subject, from Friday until Tuesday next.
12. Quit Rents :—Mr. Cowper postponed bringing forward his motion on this subject, from Friday until Tuesday next,
Council adjourned at a quarter before Five o'Clock, until Tuesday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, AUGUST 12.

1. MR. MURRAY to move, That a Select Committee be appointed to enquire into, and report upon an Act of the Governor and Council, (4 Vic., No. 23.) intituled "*An Act to ensure the fulfilment of engagements, and to provide for the adjustment of disputes between masters and servants in New South Wales and its dependencies.*"
2. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to direct the necessary steps to be taken to carry into effect the recommendation of the Select Committee of this Council, appointed on the 3rd of October, 1843, "to consider the practicability of establishing an overland communication from the settled parts of New South Wales to Port Essington;" and further praying that His Excellency will be pleased to direct a sum not exceeding one thousand pounds, to be inserted in the Estimates of Expenditure for the year 1846, to meet the expenses consequent upon carrying into effect the above mentioned recommendation.
3. MR. BRADLEY to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimate for 1845, a sum not exceeding £1000, to be applied to the repairs of dilapidated Bridges on the Great South Road, between the Cowpasture River and Goulburn.
4. MR. COWPER to move for the re-appointment of the Committee of Correspondence with the Honorable Francis Scott, M. P., the Parliamentary Agent.
5. THE ATTORNEY GENERAL to move, for leave to bring in a Bill, for adopting an Act of the Imperial Parliament, intituled, "*An Act for taking away the punishment of death in certain cases, and substituting other punishments in lieu thereof;*" 4. & 5. Victoria, cap. 56.
6. THE ATTORNEY GENERAL to move for leave to bring in a Bill for adopting an Act of the Imperial Parliament, intituled "*An Act to abolish the punishment of Death in cases of Forgery.*" 1 Vic., c. 84.

7. THE ATTORNEY GENERAL to move, That John Wild, Esquire, be added to the Committee on the Country Courts of Requests Act amendment Bill, introduced last Session.
8. MR. MURRAY to move, That a Select Committee be appointed to enquire into, and report upon the operation of an Act of the Governor and Council, (5 Wil. IV., No. 1.) intituled "An Act for regulating the slaughtering of Cattle."
9. MR. COWPER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to direct that there may be laid upon the Table of this House a Return of the Quit Rents for which levy has been made on stock running upon Grants from the Crown since 12th July, 1844; specifying the districts in which collected, the names of those against whom execution has issued for the recovery of the same, the period during which the arrears sued for have accumulated, and the names of the parties to whom the stock seized in each case belonged; the respective amounts so recovered, together with the amount of commission paid to the Collectors, and other expenses incurred in collection.

ORDERS OF THE DAY :—

1. Offences relating to the Coin Bill ; second reading.
2. Embezzlement by Government Officers Bill ; second reading.

WEDNESDAY, AUGUST 13.

1. Consideration of the Governor's Financial Message.
2. Consideration of the Governor's Message on General Cemetery.
3. Consideration of the Governor's Message on Lunatics' Act.

THURSDAY, AUGUST 14.

NOTICES OF MOTION :—

1. MR. ROBINSON to move, That an address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to place upon the Estimates of Expenditure for 1846, a sum, not exceeding £1000, towards the completion of the road *vis* George's River to Illawarra and the south country.

TUESDAY, AUGUST 19.

1. DR. NICHOLSON to move, That the St. Kilda Petition, presented by him on the 31st ultimo, be printed, and referred to a Select Committee to report upon its prayer.
2. MR. LAMB to move, That the Petition of William Carter, Esquire, Registrar General of the Colony, now on the Table, be taken into consideration.

WEDNESDAY, AUGUST 20.

1. DR. NICHOLSON to move, That a Select Committee be appointed to enquire into and report upon the best means of promoting Immigration.

ORDER OF THE DAY :—

1. Customs' Bill ; second reading.

THURSDAY, AUGUST 28.

NOTICE OF MOTION :—

1. MR. BOYD to move, That a Select Committee be appointed to enquire into, and report upon the operation of the present laws affecting seamen or others employed in whaling, either on board ships belonging to this Colony, or at stations on the coasts thereof.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move—when the present vacancies shall have been filled up—That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to lay upon the Table of this House, a copy of such correspondence as may have taken place between the Government and the parties concerned, on the subject of Schoolmasters exhibiting false Returns, under the existing School Regulations.

2. DR. LANG to move—when the present vacancies in the Port Phillip representation shall have been filled up—That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimate for the present year, the sum of one thousand pounds, with a view to effect such repairs in certain parts of the bush road from Melbourne to Yass, as will tend to obviate the great risk to the lives and limbs of travellers by the overland mail in the present state of the road, and to secure the regular transmission of that mail in times of partial inundation.
3. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
- (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. M^c LEAY,

Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 12 AUGUST, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Serjeant-at-Arms:—The Speaker read a Medical Certificate excusing the absence of the Serjeant-at-Arms, on the ground of severe indisposition.
2. Masters and Servants Act:—Mr. Murray moved, pursuant to notice, That a Select Committee be appointed to enquire into, and report upon an Act of the Governor and Council, (4 Vic., No. 23.) intituled "*An Act to ensure the fulfilment of engagements, and to provide for the adjustment of disputes between masters and servants in New South Wales and its dependencies.*"
Question put and passed, and the following Committee appointed accordingly:—

MR. MURRAY,

MR. BRADLEY,
THE ATTORNEY GENERAL,
MR. COWPER,

MR. HAMILTON,
MR. ALLEN,
MR. SUTTOR.

3. Overland Route to Port Essington:—Mr. Robinson moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to direct the necessary steps to be taken into effect the recommendation of the Select Committee of this Council, appointed on the 3rd of October, 1843, "to consider the practicability of establishing an overland communication from the settled parts of New South Wales to Port Essington;" and further praying, that His Excellency will be pleased to direct a sum not exceeding one thousand pounds, to be inserted in the Estimates of Expenditure for the year 1846, to meet the expenses consequent upon carrying into effect the above mentioned recommendation.

Debate ensued.

Moved, as an amendment, by Mr. Windeyer, That after the word "recommendation" at the end of the Address, the words "according to the plan of Sir Thomas Mitchell" be added.

Debate continued.

Amendment by leave withdrawn.

Question on the original motion put and passed, and Address to be presented by the Colonial Secretary and the Colonial Treasurer:—

4. Great South Road:—Mr. Bradley moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimate for 1845, a sum not exceeding £,1000, to be applied to the repairs of dilapidated Bridges on the Great South Road, between the Cowpasture River and Goulburn.

Moved, as an amendment, by Mr. Cowper, That the words "and difficult passes" be introduced into the Address, immediately after the word "Bridges."

Debate ensued.

Amendment by leave withdrawn.

Debate continued.

Question on the original motion put and passed, and Address to be presented by the Mover, the Colonial Secretary, and the Colonial Treasurer.

5. Parliamentary Correspondence Committee:—Mr. Cowper moved, pursuant to notice, That

THE SPEAKER,

MR. BERRY,
DR. BLAND,
MR. COWPER,
CAPTAIN DUMABESQ,
DR. LANG,
MR. MACARTHUR,

MR. PANTON,
MR. ROBINSON,
MR. W. C. WENTWORTH,
MR. WINDEYER,
DR. NICHOLSON,
MR. BOYD.

be re-appointed a Committee of Correspondence with the Honorable Francis Scott, M.P., the Parliamentary Agent.

Question put and passed.

6. Punishment of Death Abolition Bill:—The Attorney General moved, pursuant to notice, That he have leave to bring in a Bill, for adopting an Act of the Imperial Parliament, intituled, "*An Act for taking away the punishment of death in certain cases, and substituting other punishments in lieu thereof.*"
Question put and passed.
7. Punishment of Death in Forgery Cases abolition Bill:—The Attorney General moved, pursuant to notice, That he have leave to bring in a Bill for adopting an Act of the Imperial Parliament, intituled "*An Act to abolish the punishment of Death in cases of Forgery.*"
Question put and passed.
8. Committee on Country Courts of Requests Act amendment Bill:—The Attorney General withdrew the motion on this subject, of which he had given notice for to-day.
9. Slaughtering of Cattle Act:—Mr. Murray moved, pursuant to notice, That a Select Committee be appointed to enquire into, and report upon the operation of an Act of the Governor and Council, (5 Wil. IV., No. 1.) intituled "*An Act for regulating the slaughtering of Cattle.*"
Question put and passed, and the following Committee appointed accordingly.

MR. MURRAY,

MR. COWPER,
MR. LORD,
MR. BRADLEY,

THE ATTORNEY GENERAL,
MR. ICELY,
MR. W. C. WENTWORTH.

10. Governor's Financial Message:—The consideration of His Excellency the Governor's Financial Message postponed, on the motion of the Colonial Treasurer, from Wednesday, August 13th, until Wednesday, August 20th.
11. Quit-Rents:—Mr. Cowper moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to direct that there may be laid upon the Table of this House, a Return of the Quit Rents for which levy has been made on stock running upon Grants from the Crown since 12th July, 1844, specifying the districts in which collected, the names of those against whom execution has issued for the recovery of the same, the period during which the arrears sued for have accumulated, and the names of the parties to whom the stock seized in each case belonged; the respective amounts so recovered, together with the amount of commission paid to the Collectors, and other expenses incurred in collection.
Question put and passed, and Address to be presented by the Colonial Secretary and the Colonial Treasurer.
12. Offences relating to the Coin Bill having, on the motion of the Attorney General, been read a second time, the Council resolved itself into a Committee of the whole thereon.
The Chairman reported progress, and obtained leave to sit again to-morrow.
13. Embezzlement by Government Officers Bill having, on the motion of the Attorney General, been read a second time, the Council resolved itself into a Committee of the whole thereon.
The Chairman having reported the Bill with amendments, Bill ordered to be engrossed, and read a third time on Friday, August 15.
Council adjourned at Seven o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, AUGUST 13.

NOTICE OF MOTION:—

1. THE ATTORNEY GENERAL to move, That any correspondence which may have occurred between the Committee and the Honorable Francis Scott, M.P., since the printing of the last such correspondence by order of the House, be printed.

ORDERS OF THE DAY:—

1. Consideration of the Governor's Message on General Cemetery.
2. Consideration of the Governor's Message on Lunatics' Act.
3. Offences relating to the Coin Bill; further consideration in Committee.

THURSDAY, AUGUST 14.

NOTICES OF MOTION:—

1. MR. ROBINSON to move, That an address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to place upon the Estimates of Expenditure for 1846, a sum, not exceeding £1000, towards the completion of the road *via* George's River to Illawarra and the south country.
2. MR. COWPER to move, That the Select Committee appointed to enquire into and report upon the necessity of amending the law relating to scab and catarrh in sheep, be also directed to make enquiry and report to this House, whether it is considered desirable for the Government to adopt any system of reward, payable from the Revenue of the Colony, for the destruction of the native dog.

3. THE COLONIAL SECRETARY to move, That the Message from His Excellency the Governor, with the Savings' Bank loan to the Sydney Corporation Bill, be now taken into consideration.
4. THE COLONIAL SECRETARY to move, That the Message from His Excellency the Governor, with the Bill for the abolition of oaths in Government Departments, be now taken into consideration.

FRIDAY, AUGUST 15.

ORDER OF THE DAY:—

1. Embezzlement by Government Officers Bill; third reading.

TUESDAY, AUGUST 19.

NOTICES OF MOTION:—

1. DR. NICHOLSON to move, That the St. Kilda Petition, presented by him on the 31st ultimo, be printed, and referred to a Select Committee to report upon its prayer.
2. MR. LAMB to move, That the Petition of William Carter, Esquire, Registrar General of the Colony, now on the Table, be taken into consideration.
3. MR. WINDEYER to move, That a Select Committee be appointed to consider the condition of the Aborigines, and the best means of promoting their welfare.
4. MR. COWPER to Move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of any instructions given by the Honorable Colonial Secretary, to the Registrar General, in consequence of the Report of the Select Committee of last Session, which was appointed to consider the "Marriage Regulation Bill" and the "Marriages, Births, and Deaths, Registration Bill;" and of any communication addressed by the Registrar General, to the Ministers of Religion, calling upon them to furnish the Certificates required by the Acts in Council, 5 William IV., No. 2, and 3 Victoria, No. 23: Also, a Return of those Ministers of Religion who have been called upon by the Registrar General to furnish the Certificates of Marriages, Baptisms and Burials required by law, and shewing the number transmitted by each; as well as a Numerical Return of the Marriages, Baptisms, and Burials, returned annually to the Honorable Colonial Secretary, since the passing of the Act, 5 William IV., No. 2, by the Ministers to whom the Act applies.

WEDNESDAY, AUGUST 20.

1. DR. NICHOLSON to move, That a Select Committee be appointed to enquire into and report upon the best means of promoting Immigration.

ORDERS OF THE DAY:—

1. Customs' Bill; second reading.
2. Consideration of the Governor's Financial Message.

THURSDAY, AUGUST 28.

NOTICE OF MOTION:—

1. MR. BOYD to move, That a Select Committee be appointed to enquire into, and report upon the operation of the present laws affecting seamen or others employed in whaling, either on board ships belonging to this Colony, or at stations on the coasts thereof.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move—when the present vacancies shall have been filled up—That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to lay upon the Table of this House, a copy of such correspondence as may have taken place between the Government and the parties concerned, on the subject of Schoolmasters exhibiting false Returns, under the existing School Regulations.
2. DR. LANG to move—when the present vacancies in the Port Phillip representation shall have been filled up—That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimate for the present year, the sum of one thousand pounds, with a view to effect such repairs in certain parts of the bush road from Melbourne to Yass, as will tend to obviate the great risk to the lives and limbs of travellers by the overland mail in the present state of the road, and to secure the regular transmission of that mail in times of partial inundation.
3. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

WEDNESDAY, 13 AUGUST, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
The following Messages from His Excellency the Governor received and read:—
(1.) Estimated Expenditure for 1846, under Schedule B.

Message from His Excellency the Governor to the Legislative Council, transmitting a Statement of the Estimated Expenditure, under Schedule B, of the 5th and 6th Vic., c. 76, during the year 1846.

GENTLEMEN,

Agreeably to the provisions of the 39th section of the Act for the Government of this Colony, 5th and 6th Vic., c. 76, I herewith lay before you a Statement of the sums intended to be appropriated during the year 1846, to the several services and purposes named in the Schedule B., to that Act annexed.

GEORGE GIPPS.

*Government House,
Sydney, 13th August, 1845.*

Ordered to be printed, together with the accompanying Document.
(2.) Impounding Act.

Message from His Excellency the Governor to the Legislative Council, on presenting to the Council a Bill to amend the Law for regulating the Impounding of Cattle.

GENTLEMEN,

I herewith submit for your consideration, a Bill to authorise the payment of monies arising from the sale of Impounded Cattle, to Institutions of Charity within the District in which such monies may be raised, instead of the Benevolent Asylum in Sydney, to which alone such monies are now payable by Law.

GEORGE GIPPS.

*Government House,
Sydney, 13th August, 1845.*

Ordered to be printed, and taken into consideration on Wednesday next.

(3.) Census.

Message from His Excellency the Governor, to the Legislative Council, on presenting to the Council a Bill to authorise the taking of a Census of the Population.

GENTLEMEN,

I herewith submit for your consideration, the Draft of a Law to authorise the taking of a Census of the Population of the Colony in the year 1846.

This is one of the measures to which I alluded, in the Speech with which I opened the present Session of the Council on the 29th ultimo.

GEORGE GIPPS.

*Government House,
Sydney, 13th August, 1845.*

Ordered to be printed, and taken into consideration on Wednesday next.

2. Correspondence with Parliamentary Agent:—The Attorney General moved, pursuant to notice, That any correspondence which may have occurred between the Committee of this House and the Honorable Francis Scott, M.P., since the printing of the last such correspondence by order of the House, be printed.

Question put and passed, and Correspondence ordered to be printed accordingly.

3. **General Cemetery Bill** :—The Governor's Messages of the 7th August, 1845, and 23rd November, 1844, having been read; moved by the Colonial Secretary, That the Bill therein referred to, intituled, "*A Bill to authorise the establishment of a General Cemetery in the neighbourhood of the City of Sydney, and the removal to the same of the remains of the Dead formerly entered in a Burial Ground in Sydney, which has long been disused, and for other purposes,*" be now read a first time. Debate ensued. Question put and passed, and Bill read a first time accordingly. Moved by Mr. Cowper, That this Bill be referred to the consideration of a Select Committee. Question put and passed.
4. **Lunatics Act amendment Bill** :—The Governor's Message of the 7th instant having been read, on motion of the Colonial Secretary, Bill intituled, "*A Bill to alter and amend an Act, intituled, 'An Act to make provision for the safe custody of, and prevention of offences by, persons dangerously insane, and for the care and maintenance of persons of unsound mind;'*" read a first time; ordered to be printed, and read a second time on Wednesday next.
5. **Offences relating to the Coin Bill** :—On the motion of the Attorney General, the Council resolved itself into a Committee of the whole for further consideration of this Bill. The Chairman having reported the Bill with sundry amendments; Bill ordered to be engrossed, and read a third time on Thursday, August 21. Council adjourned at a quarter before Five o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, AUGUST 14.

NOTICES OF MOTION :—

1. **MR. ROBINSON** to move, That an address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to place upon the Estimates of Expenditure for 1846, a sum, not exceeding £1000, towards the completion of the road *via* George's Rivor to Illawarra and the south country.
2. **MR. COWPER** to move, That the Select Committee appointed to enquire into and report upon the necessity of amending the law relating to scab and catarrh in sheep, be also directed to make enquiry and report to this House, whether it is considered desirable for the Government to adopt any system of reward, payable from the Revenue of the Colony, for the destruction of the native dog.
3. **THE COLONIAL SECRETARY** to move, That the Message from His Excellency the Governor, with the Savings' Bank loan to the Sydney Corporation Bill, be now taken into consideration.
4. **THE COLONIAL SECRETARY** to move, That the Message from His Excellency the Governor, with the Bill for the abolition of oaths in Government Departments, be now taken into consideration.
5. **MR. BOWMAN** to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will cause to be placed upon the Supplementary Estimate for 1845, the sum of one thousand pounds, in addition to the sums appropriated under the Act 2 William IV., No. 20, to be appropriated to the repair of the roads leading from Liverpool to Sydney and Parramatta: And also the further sum of one thousand pounds, to be appropriated toward the repair of the Bridges and road leading from Windsor to Parramatta, in the Windsor district, and now under the direction of the Surveyor General.

FRIDAY, AUGUST 15.

ORDER OF THE DAY :—

1. **Embezzlement by Government Officers Bill**; third reading.

TUESDAY, AUGUST 19.

NOTICES OF MOTION :—

1. **DR. NICHOLSON** to move, That the St. Kilda Petition, presented by him on the 31st ultimo, be printed, and referred to a Select Committee to report upon its prayer.
2. **MR. LAMB** to move, That the Petition of William Carter, Esquire, Registrar General of the Colony, now on the Table, be taken into consideration.
3. **MR. WINDEVER** to move, That a Select Committee be appointed to consider the condition of the Aborigines, and the best means of promoting their welfare.
4. **DR. LANG** to move, in the event of the appointment of a Select Committee to take into consideration the condition of the Aborigines, That that Committee be instructed to enquire into the working of the Protectorate of the Aborigines at Port Phillip, and to take into consideration the Petition of Mr. C.W. Sievwright, late Assistant Protector in that District.

- 5. MR. COWPER to Move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of any instructions given by the Honorable Colonial Secretary, to the Registrar General, in consequence of the Report of the Select Committee of last Session, which was appointed to consider the "Marriage Regulation Bill" and the "Marriages, Births, and Deaths, Registration Bill;" and of any communication addressed by the Registrar General, to the Ministers of Religion, calling upon them to furnish the Certificates required by the Acts in Council, 5 William IV., No. 2, and 3 Victoria, No.23 : Also, a Return of those Ministers of Religion who have been called upon by the Registrar General to furnish the Certificates of Marriages, Baptisms and Burials required by law, and shewing the number transmitted by each; as well as a Numerical Return of the Marriages, Baptisms, and Burials, returned annually to the Honorable Colonial Secretary, since the passing of the Act, 5 William IV., No. 2, by the Ministers to whom the Act applies.
- 6. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the amount received by the Land and Emigration Commissioners in England, in payment for Land in the Colony of New South Wales, (including the district of Port Phillip) together with a statement of the mode in which the same has been appropriated.

WEDNESDAY, AUGUST 20.

- 1. DR. NICHOLSON to move, That a Select Committee be appointed to enquire into and report upon the best means of promoting Immigration.
- ORDERS OF THE DAY:—
- 1. Customs' Bill; second reading.
 - 2. Consideration of the Governor's Financial Message.
 - 3. Consideration of the Governor's Message on Impounding Act.
 - 4. Consideration of the Governor's Message on Census Bill.
 - 5. Lunatics Act amendment Bill; second reading.

THURSDAY, AUGUST 21.

- 1. Offences relating to the Coin Bill; third reading.

WEDNESDAY, AUGUST 27.

NOTICES OF MOTION:—

- 1. MR. COWPER to move, That a Select Committee be appointed to enquire into the extent and exercise of the powers of Legislation and Taxation possessed by the Judges of the Supreme Court.

THURSDAY, AUGUST 28.

- 1. MR. BOYD to move, That a Select Committee be appointed to enquire into, and report upon the operation of the present laws affecting seamen or others employed in whaling, either on board ships belonging to this Colony, or at stations on the coasts thereof.

CONTINGENT NOTICES OF MOTION.

- 1. DR. LANG to move—when the present vacancies shall have been filled up—That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to lay upon the Table of this House, a copy of such correspondence as may have taken place between the Government and the parties concerned, on the subject of Schoolmasters exhibiting false Roturns, under the existing School Regulations.
- 2. DR. LANG to move—when the present vacancies in the Port Phillip representation shall have been filled up—That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimate for the present year, the sum of one thousand pounds, with a view to effect such repairs in certain parts of the bush road from Melbourne to Yass, as will tend to obviate the great risk to the lives and limbs of travellers by the overland mail in the present state of the road, and to secure the regular transmission of that mail in times of partial inundation.
- 3. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 14 AUGUST, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.

General Cemetery Bill Committee:—The Speaker having explained that he had ordered the names of the Members he declared yesterday to be the Committee on the General Cemetery Bill to be withheld from insertion in the Minutes of the Proceedings of that day, in order to correct an accidental omission, in the list handed to him by the Clerk, of the name of a Member for whom a greater number of votes had been given than for some of those Members whose names he had announced, declared the following to be the Committee duly elected:—

MR. COWPER,

DR. NICHOLSON,
THE ATTORNEY GENERAL,
DR. LANG,
MR. ALLEN,

MR. LOWE,
MR. LAMB,
MR. ROBINSON,
THE COLONIAL SECRETARY.

2. Road to Illawarra:—Mr. Robinson moved, pursuant to notice, That an address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to place upon the Estimates of Expenditure for 1846, a sum not exceeding £1,000, towards the completion of the road *via* George's River to Illawarra and the south country.
Debate ensued.
Motion by leave withdrawn ✓
3. Contingent Notices of Motion:—Dr. Lang fixed the first and second of his motions on the Contingent Notices, for Friday, August 22.
4. Land and Emigration Commissioners:—Dr. Nicholson postponed the motion on this subject, of which he had given notice for Tuesday next, until Friday, August 22.
5. Native Dogs:—Mr. Cowper moved, pursuant to notice, That the Select Committee appointed to enquire into and report upon the necessity of amending the law relating to scab and catarrh in sheep, be also directed to make enquiry and report to this House, whether it is considered desirable for the Government to adopt any system of reward, payable from the Revenue of the Colony, for the destruction of the native dog.
Question put and passed.
6. Savings' Bank Loan to Sydney Corporation Bill:—The Governor's Message, received on the 5th instant, having been read; on motion of the Colonial Secretary, Bill, intitled, "*A Bill to enable the Trustees of the Savings' Bank of New South Wales to lend money to the Corporation of Sydney,*" read a first time; ordered to be printed, and read a second time on Wednesday next.
7. Liverpool and Windsor Roads:—Mr. Bowman postponed bringing forward his motion on this subject until Tuesday next.
8. Oaths in Public Departments Abolition Bill:—The Governor's Message; received on the 5th instant, having been read, on motion of the Colonial Secretary, Bill intitled, "*A Bill for the more effectual abolition of Oaths and Affirmations taken and made in various Departments of the Government of New South Wales, and to substitute Declarations in lieu thereof, and for the suppression of voluntary and extra-judicial Oaths and Affidavits,*" read a first time; ordered to be printed, and read a second time on Wednesday next.
9. Punishment of Death in certain cases Abolition Bill:—On motion of the Attorney General, the Bill he obtained leave to introduce on Tuesday, the 12th instant, intitled, "*A Bill to adopt certain provisions of an Act of the Imperial Parliament, intitled, 'An Act for taking away the punishment of death in certain cases, and substituting other punishments in lieu thereof,'*"—read a first time; ordered to be printed, and read a second time on Wednesday next.
10. Punishment of Death in Forgery Cases Abolition Bill:—On motion of the Attorney General, the Bill he obtained leave to introduce on Tuesday, the 12th instant, intitled, "*A Bill to adopt an Act of the Imperial Parliament, intitled, 'An Act to abolish the punishment of Death in cases of Forgery,'*" read a first time; ordered to be printed, and read a second time on Friday, August, 22.

11. Embezzlement by Government Officers Bill:—Third reading postponed, on motion of the Attorney General, until Tuesday, August 19.
12. Supremo Court Taxation:—Mr. Cowper postponed the motion on this subject, of which he had given notice for Wednesday, August 27, until Friday, September 5.
Council adjourned at twenty-five minutes after Four o'Clock, until Tuesday next at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, AUGUST 19.

NOTICES OF MOTION:—

1. DR. NICHOLSON to move, That the St. Kilda Petition, presented by him on the 31st ultimo, be printed, and referred to a Select Committee to report upon its prayer.
2. MR. LAMB to move, That the Petition of William Carter, Esquire, Registrar General of the Colony, now on the Table, be taken into consideration.
3. MR. WINDEYER to move, That a Select Committee be appointed to consider the condition of the Aborigines, and the best means of promoting their welfare.
4. DR. LANG to move, in the event of the appointment of a Select Committee to take into consideration the condition of the Aborigines, That that Committee be instructed to enquire into the working of the Protectorate of the Aborigines at Port Phillip, and to take into consideration the Petition of Mr C.W. Siowwright, late Assistant Protector in that District.
5. MR. COWPER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of any instructions given by the Honorable Colonial Secretary, to the Registrar General, in consequence of the Report of the Select Committee of last Session, which was appointed to consider the "Marriage Regulation Bill" and the "Marriages, Births, and Deaths, Registration Bill;" and of any communication addressed by the Registrar General, to the Ministers of Religion, calling upon them to furnish the Certificates required by the Acts in Council, 5 William IV., No. 2, and 3 Victoria, No. 23: Also, a Return of those Ministers of Religion who have been called upon by the Registrar General to furnish the Certificates of Marriages, Baptisms and Burials required by law, and showing the number transmitted by each; as well as a Numerical Return of the Marriages, Baptisms, and Burials, returned annually to the Honorable Colonial Secretary, since the passing of the Act, 5 William IV., No. 2, by the Ministers to whom the Act applies.
6. MR. BOWMAN to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will cause to be placed upon the Supplementary Estimate for 1845, the sum of one thousand pounds, in addition to the sums appropriated under the Act 2 William IV., No. 20, to be appropriated to the repair of the roads leading from Liverpool to Sydney and Parramatta: And also the further sum of one thousand pounds, to be appropriated toward the repair of the Bridges and road leading from Windsor to Parramatta, in the Windsor district, and now under the direction of the Surveyor General.

ORDER OF THE DAY:—

1. Embezzlement by Government Officers Bill; third reading.

WEDNESDAY, AUGUST 20.

NOTICE OF MOTION:—

1. DR. NICHOLSON to move, That a Select Committee be appointed to enquire into and report upon the best means of promoting Immigration.

ORDERS OF THE DAY:—

1. Customs' Bill; second reading.
2. Consideration of the Governor's Financial Message.
3. Consideration of the Governor's Message on Impounding Act.
4. Consideration of the Governor's Message on Census Bill.
5. Lunatics Act amendment Bill; second reading.
6. Savings' Bank Loan to Sydney Corporation Bill; second reading.
7. Oaths in Public Departments Abolition Bill; second reading.
8. Punishment of Death in certain cases Abolition Bill; second reading.

THURSDAY, AUGUST 21.

1. Offences relating to the Coin Bill; third reading.

FRIDAY,

FRIDAY, AUGUST 22.

NOTICES OF MOTION :—

1. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to lay upon the Table of this House, a copy of such correspondence as may have taken place between the Government and the parties concerned, on the subject of Schoolmasters exhibiting false Returns, under the existing School Regulations.
2. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimate for the present year, the sum of one thousand pounds, with a view to effect such repairs in certain parts of the bush road from Melbourne to Yass, as will tend to obviate the great risk to the lives and limbs of travellers by the overland mail in the present state of the road, and to secure the regular transmission of that mail in times of partial inundation.
3. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the amount received by the Land and Emigration Commissioners in England, in payment for Land in the Colony of New South Wales, (including the district of Port Phillip) together with a statement of the mode in which the same has been appropriated.

ORDER OF THE DAY :—

1. Punishment of Death in Forgery Cases Abolition Bill; second reading.

THURSDAY, AUGUST 28.

NOTICES OF MOTION :—

1. MR. BOYD to move, That a Select Committee be appointed to enquire into, and report upon the operation of the present laws affecting seamen or others employed in whaling, either on board ships belonging to this Colony, or at stations on the coasts thereof.

FRIDAY, SEPTEMBER, 5.

1. MR. COWPER to move, That a Select Committee be appointed to enquire into the extent and exercise of the powers of Legislation and Taxation possessed by the Judges of the Supreme Court.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

TUESDAY, 19 AUGUST, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
The following Messages from His Excellency the Governor received and read:—

(1.) Expenditure under Schedules A, B, and C, in 1844.

Message from His Excellency the Governor, to the Legislative Council, transmitting accounts in detail of the Expenditure in the year 1844, of the sums appropriated to the Services mentioned in the Schedules to the Constitutional Act of the Colony.

GENTLEMEN,

Agreeably to the provisions of the 38th clause of the Constitutional Act of the Colony, 5th and 6th Victoria, c. 76, I herewith lay before the Council accounts in detail of the Expenditure during the year 1844, of the sums appropriated to the Services mentioned in the Schedules A, B, and C, appended to that Act.

GEORGE GIPPS.

*Government House,
Sydney, 19th August, 1845.*

Ordered to be printed, together with the accompanying Document.

(2.) Overland Route to Port Essington.

Message from His Excellency the Governor, to the Legislative Council, replying to an Address from the Council, dated the 12th August, 1845.

GENTLEMEN,

The papers which I laid before you on the 28th November last, explained to the Council the reasons why I did not, in the year 1843, think it expedient to undertake an Overland Expedition to Port Essington.

The objections which I then entertained to the measure, though not entirely removed, being now greatly diminished, I shall, at the request of the Council, place the sum of £1,000 on the Estimates for 1846, for the purpose of covering the expenses of an Expedition; and if the Surveyor General of the Colony be still willing to engage in the enterprise, I propose to place this sum at his disposal.

GEORGE GIPPS.

*Government House,
Sydney, 19th August, 1845.*

Ordered to be printed.

2. St. Kilda Petition:—Dr. Nicholson postponed bringing forward his motion on this subject, until this day week.
3. Old Burial Ground:—The Colonial Secretary having laid upon the Table, a Petition from the Minister, Churchwardens, and Resident Parishioners of the Parish of St. Andrew, in the City of Sydney, which had been transmitted to His Excellency the Governor by the Lord Bishop of Australia, on the 21st July, 1844, praying that His Excellency would be pleased not to alienate for any purposes exclusively secular, any portion of the Old Burial Ground in George-street, but that the same may be allowed to remain appropriated to its present use, and annexed in charge for the welfare of the whole community to the Church which has been erected on a portion of it—together with a copy of his reply thereto on the 16th of August following,—
Moved, That those Documents be referred to the Select Committee on the General Cemetery Bill.
Question put and passed.
4. Tolls; County of Cumberland:—The Colonial Secretary laid upon the Table, the Return to the Address on this subject, adopted on the motion of Mr. Cowper, on the 7th instant.
Ordered to be printed.

5. Duties of Customs :—The Colonial Secretary laid upon the Table, the Return to the Address on this subject, adopted on the motion of Mr. Lamb, on the 5th instant. Ordered to be printed.
6. Immigration :—Dr. Nicholson postponed his motion on this subject, from Wednesday, August 20th, until Friday, August 22nd.
7. Supreme Court Taxation :—Mr. Cowper to bring forward his motion on this subject, on Friday, August 29th, instead of Friday, September 5th.
8. Jurors ; Berrima :—Mr. Wild presented a Petition from the Jurors attending the Circuit and Quarter Sessions Courts of Berrima, and other non-jurors agreeing in the prayer of the Petition, praying that the Act of Council, 3 Victoria, No. 17, be extended, so as that qualified persons from Illawarra and other parts of the county may also be required to serve on Juries summoned to attend such Courts.

Petition read and received.

9. Registrar General's Office :—The Petition of William Carter, Esquire, the Registrar-General of the Colony, having been considered on motion of Mr. Lamb, pursuant to notice ;

Moved, by Mr. Lamb, That an Address be presented to His Excellency the Governor, praying that he will cause to be placed upon the Supplementary Estimate for 1845, the sum of £984 9s. 7d., to be appropriated for the payment of the Salaries and incidental expenses of the Office of the Registrar-General, from the 1st January to the 31st December, 1845, both days inclusive.

Debate ensued.

Moved, as an amendment, by Mr. Cowper, That the following be the Address to be presented to His Excellency the Governor.

“ MAY IT PLEASE YOUR EXCELLENCY,

“ We, Her Majesty's most dutiful and loyal Subjects, the Members of the Legislative Council of New South Wales, in Council assembled, have had under our consideration the Petition of William Carter, Esquire, Registrar General of the Colony, praying that the Council will take such steps as may seem meet for obtaining payment of the Salary of himself and the Clerks in his Department for the current year ; the Council admit the justice of Mr. Carter's claim, and are sensible of the advantage which the public has derived by his office having been kept open since the 1st of January last. They therefore respectfully request that Your Excellency will be pleased to defray the expense of the Department out of the surplus of Schedules A and B—this course being sanctioned by the Despatch of the Right Honorable Secretary of State, dated 30th August, 1844, (No. 131) recently laid upon the Table of this House, and being in accordance with the directions of Lord Stanley, dated 15th December, 1842, Despatch No. 223, which provides for the payment of the Salary of Mr. Carter as Registrar of Deeds, out of that part of the Civil List Revenue which has been appropriated by Parliament to the Judicial Establishment of New South Wales.”

Debate continued.

Question put on the amendment

Council divided.

Ayes, 19.

MR. SUTTOR,
MR. LOWE,
DR. NICHOLSON,
MR. W. C. WENTWORTH,
MR. ROBINSON,
MR. FOSTER,
MR. BOWMAN,
MR. LAWSON,
MR. LORD,
DR. LANG,
DR. BLAND,
MR. WILD,
MR. PANTON,
MR. BRADLEY,
MR. MURRAY,
MR. MACARTHUR,
MR. WINDEYER,
CAPTAIN DUMARESQUÉ,
MR. COWPER, (Teller.)

Noes, 10.

MR. ALLEN,
MR. ICELY,
THE COLONIAL SECRETARY,
THE AUDITOR GENERAL,
MR. LAMB,
MR. DARVALL,
THE COLLECTOR OF CUSTOMS,
THE ATTORNEY GENERAL,
MR. BERRY,
THE COLONIAL TREASURER, (Teller.)

Amended Address to be presented by the Colonial Treasurer and the Auditor General.

10. Aborigines :—Mr. Windeyer moved, pursuant to notice, That a Select Committee be appointed to consider the condition of the Aborigines, and the best means of promoting their welfare.

Question put and passed, and the following Committee appointed accordingly :—

MR. WINDEYER,

MR. ROBINSON,
MR. BRADLEY,
MR. LORD,
MR. SUTTOR,

DR. LANG,
MR. BOWMAN,
DR. NICHOLSON,
THE ATTORNEY GENERAL.

11. **Aborigines Protectorate**:—Dr. Lang moved, pursuant to notice, That the Committee just appointed, be instructed to enquire into the working of the Protectorate of the Aborigines at Port Phillip, and to take into consideration the Petition of Mr. C. W. Sievwright, late Assistant Protector in that District.
Debate ensued.
Motion by leave withdrawn.
12. **Registration of Marriages, Births, &c.**:—Mr. Cowper moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of any instructions given by the Honorable Colonial Secretary, to the Registrar General, in consequence of the Report of the Select Committee of last Session, which was appointed to consider the "Marriage Regulation Bill" and the "Marriages, Births, and Deaths, Registration Bill;" and of any communication addressed by the Registrar General, to the Ministers of Religion, calling upon them to furnish the Certificates required by the Acts in Council, 5 William IV., No. 2, and 3 Victoria, No. 23: Also, a Return of those Ministers of Religion who have been called upon by the Registrar General to furnish the Certificates of Marriages, Baptisms, and Burials required by law, and shewing the number transmitted by each; as well as a Numerical Return of the Marriages, Baptisms, and Burials, returned annually to the Honorable Colonial Secretary, since the passing of the Act, 5 William IV., No. 2, by the Ministers to whom the Act applies.
Question put and passed, and Address to be presented by the Colonial Secretary and Colonial Treasurer.
13. **Liverpool and Windsor Roads**:—Mr. Bowman withdrew from the Paper the motion on this subject, of which he had given notice for to-day.
14. **Embezzlement by Government Officers' Bill**:—Third reading postponed, on motion of the Attorney-General, until to-morrow.
Council adjourned at twenty minutes before Seven o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, AUGUST 20.

NOTICES OF MOTION :—

1. **MR. WINDEYER** to move, on going into Committee on the Estimates, That the Council do resolve itself into Committee on the state of the Colony.
2. **DR. LANG** to move, That the Petition of Mr. C. W. Sievwright be referred to the Committee on the Aborigines.
3. **MR. ROBINSON** to move, That the Petition of M. Le Soeuf, presented last Session, be referred to the Committee on the Aborigines.

ORDERS OF THE DAY :—

1. Customs' Bill; second reading.
2. Consideration of the Governor's Financial Message.
3. Consideration of the Governor's Message on Impounding Act.
4. Consideration of the Governor's Message on Census Bill.
5. Lunatics Act amendment Bill; second reading.
6. Savings' Bank Loan to Sydney Corporation Bill; second reading.
7. Oaths in Public Departments Abolition Bill; second reading.
8. Punishment of Death in certain cases Abolition Bill; second reading.
9. Embezzlement by Government Officers Bill; third reading.

THURSDAY, AUGUST 21.

NOTICE OF MOTION :—

1. **MR. COWPER** to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all correspondence which has taken place between the Governor of this Colony and the Secretary of State, relating to the propriety of elective seats in the Council being filled by Government Officers.

ORDER OF THE DAY :—

1. Offences relating to the Coin Bill; third reading.
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FRIDAY,

FRIDAY, AUGUST 22.

NOTICES OF MOTION :—

1. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to lay upon the Table of this House, a copy of such correspondence as may have taken place between the Government and the parties concerned, on the subject of Schoolmasters exhibiting false Returns, under the existing School Regulations.
2. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimate for the present year, the sum of one thousand pounds, with a view to effect such repairs in certain parts of the bush road from Melbourne to Yass, as will tend to obviate the great risk to the lives and limbs of travellers by the overland mail in the present state of the road, and to secure the regular transmission of that mail in times of partial inundation.
3. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the amount received by the Land and Emigration Commissioners in England, in payment for Land in the Colony of New South Wales, (including the district of Port Phillip) together with a statement of the mode in which the same has been appropriated.
4. MR. LOWE to move for leave to bring in a Bill for regulating the sale and delivery of Coals in the City of Sydney and its vicinity.
5. DR. NICHOLSON to move, That a Select Committee be appointed to enquire into and report upon the best means of promoting Immigration.
6. MR. LOWE to move for leave to bring in a Bill for auditing the accounts of the Revenue appropriated by the Votes of the Legislative Council.

ORDER OF THE DAY :—

1. Punishment of Death in Forgery Cases Abolition Bill; second reading.

TUESDAY, AUGUST 26.

NOTICES OF MOTION ;—

1. DR. NICHOLSON to move, That the St. Kilda Petition, presented by him on the 31st ultimo, be printed, and referred to a Select Committee to report upon its prayer.
2. MR. COWPER to move for leave to bring in a Bill to amend the Act for regulating the licensing of Auctioneers, and the Collection of Duties on property sold by Auction.

THURSDAY, AUGUST 28.

1. MR. BOYD to move, That a Select Committee be appointed to enquire into, and report upon the operation of the present laws affecting seamen or others employed in whaling, either on board ships belonging to this Colony, or at stations on the coasts thereof.

FRIDAY, AUGUST 29.

1. MR. COWPER to move, That a Select Committee be appointed to enquire into the extent and exercise of the powers of Legislation and Taxation possessed by the Judges of the Supreme Court.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. M^c LEAY,

Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 20 AUGUST, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Registrar General's Department:—The following Message from His Excellency the Governor received and read:—

Message from His Excellency the Governor, to the Legislative Council, replying to an Address from the Council, dated the 19th August, 1845.

GENTLEMEN,

The Despatch from the Secretary of State, of the 30th August, 1844, which I laid before the Council on the 5th instant, authorised me, on the part of Her Majesty, to apply the surplus on Schedule B, towards defraying any deficiency which may exist on Schedule A; but it gives me no authority to apply any portion of the surplus on Schedule B, to a service which would not be legally chargeable on Schedule A, even though the funds belonging to that Schedule were sufficient to meet it.

It is unquestionably my duty as Governor of this Colony, to obey all lawful commands which I receive from Her Majesty, through the Secretary of State; and it is most sincerely my desire to comply with the wishes of the Legislative Council, as far as my duty will permit me to do so; but in the position in which I am now placed, I feel compelled to say, with equal respect to the Council and the Secretary of State, that no consideration whatsoever can induce me, knowingly, to do an act, which I believe to be unlawful.

GEORGE GIPPS.

*Government House,
Sydney, 20th August, 1845.*

Ordered to be printed.

2. Aborigines Protectorate:—Dr. Lang and Mr. Robinson postponed their motions on this subject, of which they had respectively given notice for to-day, in consequence of this being one of the days set apart for Government business, until Friday next.
3. Customs Bill having been read a second time, on motion of the Collector of Customs, the Council resolved itself into a Committee of the whole for consideration thereof. The Chairman reported progress, and obtained leave to sit again on Wednesday next.
4. Finance:—The consideration of the Governor's Financial Message postponed, on the motion of the Colonial Secretary, until to-morrow.
5. Elective Seats held by Government Officers:—Mr. Cowper postponed bringing forward his motion on this subject from Thursday, August 21, until Friday, August 22.
6. Postponements:—On the motion of the Colonial Secretary, the remaining Orders of the Day postponed until to-morrow.
Council adjourned at half-past Six o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, AUGUST 21.

NOTICE OF MOTION:—

1. MR. WINDEYER to move, on going into Committee on the Estimates, That the Council do resolve itself into Committee on the state of the Colony,

ORDERS

ORDERS OF THE DAY :—

1. Offences relating to the Coin Bill ; third reading.
2. Consideration of the Governor's Financial Message.
3. Consideration of the Governor's Message on Impounding Act.
4. Consideration of the Governor's Message on Census Bill.
5. Lunatics Act amendment Bill ; second reading.
6. Savings' Bank Loan to Sydney Corporation Bill ; second reading.
7. Oaths in Public Departments Abolition Bill ; second reading.
8. Punishment of Death in certain cases Abolition Bill ; second reading.
9. Embezzlement by Government Officers Bill ; third reading.

FRIDAY, AUGUST 22.

NOTICES OF MOTION :—

1. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to lay upon the Table of this House, a copy of such correspondence as may have taken place between the Government and the parties concerned, on the subject of Schoolmasters exhibiting false Returns, under the existing School Regulations.
2. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimate for the present year, the sum of one thousand pounds, with a view to effect such repairs in certain parts of the bush road from Melbourne to Yass, as will tend to obviate the great risk to the lives and limbs of travellers by the overland mail in the present state of the road, and to secure the regular transmission of that mail in times of partial inundation.
3. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the amount received by the Land and Emigration Commissioners in England, in payment for Land in the Colony of New South Wales, (including the district of Port Phillip) together with a statement of the mode in which the same has been appropriated.
4. MR. LOWE to move for leave to bring in a Bill for regulating the sale and delivery of Coals in the City of Sydney and its vicinity.
5. DR. NICHOLSON to move, That a Select Committee be appointed to enquire into and report upon the best means of promoting Immigration.
6. MR. LOWE to move for leave to bring in a Bill for auditing the accounts of the Revenue appropriated by the Votes of the Legislative Council.
7. DR. LANG to move, That the Petition of Mr. C. W. Sievwright be referred to the Committee on the Aborigines.
8. MR. ROBINSON to move, That the Petition of Mr. La Soeuf, presented last Session, be referred to the Committee on the Aborigines.
9. MR. COWPER to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all correspondence which has taken place between the Governor of this Colony and the Secretary of State, relating to the propriety of elective seats in the Council being filled by Government Officers.

ORDER OF THE DAY :—

1. Punishment of Death in Forgery Cases Abolition Bill ; second reading.

TUESDAY, AUGUST 26.

NOTICES OF MOTION ;—

1. DR. NICHOLSON to move, That the St. Kilda Petition, presented by him on the 31st ultimo, be printed, and referred to a Select Committee to report upon its prayer.
2. MR. COWPER to move for leave to bring in a Bill to amend the Act for regulating the licensing of Auctioneers, and the Collection of Duties on property sold by Auction.
3. MR. COWPER to move, That the Message from His Excellency the Governor, in reply to the Address of this Council, on the subject of the Registrar General's Department, be taken into consideration.

WEDNESDAY, AUGUST 27.

ORDER OF THE DAY :—

1. Customs' Bill ; further consideration in Committee.

THURSDAY.

THURSDAY, AUGUST 28.

NOTICES OF MOTION :—

1. MR. BOYD to move, That a Select Committee be appointed to enquire into, and report upon the operation of the present laws affecting seamen or others employed in whaling, either on board ships belonging to this Colony, or at stations on the coasts thereof.

FRIDAY, AUGUST 29.

1. MR. COWPER to move, That a Select Committee be appointed to enquire into the extent and exercise of the powers of Legislation and Taxation possessed by the Judges of the Supreme Court.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

THURSDAY, 21 AUGUST, 1845.

1. Council met pursuant to adjournment ; the Speaker took the Chair.
Charles Morgan Lewis :—Mr. Cowper presented a Petition from Charles Morgan Lewis, late Harbour Master at Port Phillip, praying that, in consideration of an irremediable misfortune he sustained while in the Public Service, the Council will request His Excellency the Governor to place on the Estimates for 1846, such sum, by way of Pension or Gratuity, as to them may seem meet ; Petition read and received.
2. Coasting Trade :—Mr. Lamb presented a Petition from certain Merchants and Ship Owners interested in the Coasting Trade, praying the repeal of the 9th Section of the Act 7 Victoria, No. 12, and exemption from the dues in Schedule C to 3 William IV., No. 6 ; Petition read and received.
3. Offences relating to the Coin Bill ; read a third time, and *passed* ; to be presented to His Excellency the Governor for Assent, by the Speaker, the Colonial Secretary, and the Attorney General.
4. Estimates of Expenditure for 1846 :—The Governor's Financial Message, received on the 5th instant, having been read and considered,—
Moved, by the Colonial Treasurer, That the Council do now resolve itself into a Committee of the whole, to take into consideration the Minutes just read, and the Estimates of Expenditure for the year 1846, received therewith.
Moved, as an amendment, by Mr. W. C. Wentworth, pursuant to notice given by Mr. Windeyer, That, in the first instance, the Council do, *pro forma*, resolve itself into a Committee of the whole, on the state of the Colony.
Debate ensued.
Question on the amendment put and *negatived*.
Question on the original motion put and *passed*, and the Council resolved itself into Committee accordingly.
The Chairman reported progress, and obtained leave to sit again on Wednesday next.
5. Impounding Act Amendment Bill :—The Governor's Message, received on the 13th instant, having been read and considered, on motion of the Colonial Secretary, Bill, intituled " *A Bill to amend an Act, intituled ' An Act to repeal an Act of the Governor and Council of New South Wales, intituled ' An Act to authorise the erection of Pounds, and for regulating the impounding of Cattle, and to make further and other provisions in lieu thereof,'*" read a first time ; ordered to be printed, and read a second time on Wednesday next.
6. Census Bill :—The Governor's Message, received on the 13th instant, having been read and considered, on the motion of the Colonial Secretary, Bill, intituled " *A Bill for ascertaining the number of the Inhabitants of the Colony of New South Wales, in the year one thousand eight hundred and forty-six,*" read a first time ; ordered to be printed, and read a second time on Wednesday next.
7. Postponements :—On the motion of the Colonial Secretary, the remaining Orders of the Day postponed until Wednesday next.
Council adjourned at twenty minutes before Nine o'Clock, until to-morrow, at Three o'Clock.

NOTICES

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, AUGUST 22.

NOTICES OF MOTION :—

1. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to lay upon the Table of this House, a copy of such correspondence as may have taken place between the Government and the parties concerned, on the subject of Schoolmasters exhibiting false Returns, under the existing School Regulations.
2. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimate for the present year, the sum of one thousand pounds, with a view to effect such repairs in certain parts of the bush road from Melbourne to Yass, as will tend to obviate the great risk to the lives and limbs of travellers by the overland mail in the present state of the road, and to secure the regular transmission of that mail in times of partial inundation.
3. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the amount received by the Land and Emigration Commissioners in England, in payment for Land in the Colony of New South Wales, (including the district of Port Phillip) together with a statement of the mode in which the same has been appropriated.
4. MR. LOWE to move for leave to bring in a Bill for regulating the sale and delivery of Coals in the City of Sydney and its vicinity.
5. DR. NICHOLSON to move, That a Select Committee be appointed to enquire into and report upon the best means of promoting Immigration.
6. MR. LOWE to move for leave to bring in a Bill for auditing the accounts of the Revenue appropriated by the Votes of the Legislative Council.
7. DR. LANG to move, That the Petition of Mr. C. W. Sievwright be referred to the Committee on the Aborigines.
8. MR. ROBINSON to move, That the Petition of Mr. Le Soeuf, presented last Session, be referred to the Committee on the Aborigines.
9. MR. COWPER to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all correspondence which has taken place between the Governor of this Colony and the Secretary of State, relating to the propriety of elective seats in the Council being filled by Government Officers.
10. MR. WENTWORTH to move for leave to bring in a Bill to regulate the sale of Fermented and Spirituous Liquors in New South Wales.

ORDER OF THE DAY :—

1. Punishment of Death in Forgery Cases Abolition Bill ; second reading.

TUESDAY, AUGUST 26.

NOTICES OF MOTION ;—

1. DR. NICHOLSON to move, That the St. Kilda Petition, presented by him on the 31st ultimo, be printed, and referred to a Select Committee to report upon its prayer.
2. MR. COWPER to move for leave to bring in a Bill to amend the Act for regulating the licensing of Auctioneers, and the Collection of Duties on property sold by Auction.
3. MR. COWPER to move, That the Message from His Excellency the Governor, in reply to the Address of this Council, on the subject of the Registrar General's Department, be taken into consideration.
4. MR. LAMB to move, That the Petition he presented on the 21st instant, from certain parties engaged or interested in the coasting trade, be taken into consideration.

WEDNESDAY, AUGUST 27.

ORDERS OF THE DAY :—

1. Customs' Bill ; further consideration in Committee.
2. Estimates of Expenditure for the year 1846 ; further consideration in Committee.
3. Impounding Act amendment Bill ; second reading.
4. Census Bill ; second reading.
5. Lunatics Act amendment Bill ; second reading.
6. Savings' Bank Loan to Sydney Corporation Bill ; second reading.
7. Oaths in Public Departments Abolition Bill ; second reading.
8. Punishment of Death in certain cases Abolition Bill ; second reading.
9. Embezzlement by Government Officers Bill ; third reading.

THURSDAY,

THURSDAY, AUGUST 28.

NOTICES OF MOTION :—

1. MR. BOYD to move, That a Select Committee be appointed to enquire into, and report upon the operation of the present laws affecting seamen or others employed in whaling, either on board ships belonging to this Colony, or at stations on the coasts thereof.

FRIDAY, AUGUST 29.

1. MR. COWPER to move, That a Select Committee be appointed to enquire into the extent and exercise of the powers of Legislation and Taxation possessed by the Judges of the Supreme Court.

TUESDAY, SEPTEMBER 2.

1. MR. COWPER to move, That the Petition he presented on the 21st ultimo, from Mr Charles Morgan Lewis, be taken into consideration.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

FRIDAY, 22 AUGUST, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
 John Rao :—Dr. Lang presented a Petition from John Rae, Joiner, of Sydney, praying that the Council will not sanction further grants of money for Public Buildings, unless the erection of them be submitted to public competition; and that steps may be taken to effect a thorough reformation in the Colonial Architect's Department; Petition read and received.
2. Water Police Office :—Mr. Robinson presented a Petition from certain Merchants, Shipowners, and Masters of Vessels, trading to the Port of Sydney, praying the re-appointment of a separate Court for the adjudication of all cases relating to Merchant Shipping, and for the transaction of all Marine Police business; Petition read and received.
3. School Regulations :—Dr. Lang moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to lay upon the Table of this House, a copy of such correspondence as may have taken place between the Government and the parties concerned, on the subject of Schoolmasters exhibiting false Returns, under the existing School Regulations.
 Debate ensued.
 Motion by leave withdrawn.
4. Road from Melbourne to Yass :—Dr. Lang postponed bringing forward his motion on this subject until Friday next.
5. Australian General Assurance Company :—Mr. Darvall presented a Petition from H. H. Browne, William Brown, Robert How, Augustus Gore, and John Gilchrist, Directors of the Australian General Assurance Company, containing a statement, in pursuance of the 84th section of the Standing Orders of the Council, of the object of a Bill they pray leave to introduce, to be intituled, "*A Bill to enable the Shareholders of a certain Company in the Colony of New South Wales, denominated 'The Australian General Assurance Company,' to sue and be sued in the name of the Secretary for the time being of the said Company, and for other purposes therein mentioned,*" and setting forth in pursuance of the 85th section of the said Standing Orders, that public notice had been given of their intention to apply for the same, by affixing such notice to the doors of the several Churches of St. James, St. Lawrence, and St. Philip, in the City of Sydney, on the 3rd, 10th, and 17th days of August instant, respectively, being three successive Sundays, and also by publication thereof in the *New South Wales Government Gazette*, of Tuesday, the 22nd day of July ultimo—a copy of which was produced by Mr. Darvall.
 Petition read and received;—whereupon, in pursuance of the 86th section of the said Standing Orders, the Clerks of the said Churches proved, at the Bar of the House, that notice had been affixed to the doors of their respective Churches, in the terms and during the time set forth in the Petition—copies of which notice they produced.
 Mr. Darvall then gave notice, in pursuance of the 89th section of the said Standing Orders, of his intention, on Tuesday next, to move for leave to bring in the Bill prayed for.
6. Land and Emigration Commissioners :—Dr. Nicholson moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the amount received by the Land and Emigration Commissioners in England, in payment for Land in the Colony of New South Wales, (including the District of Port Phillip,) together with a statement of the mode in which the same has been appropriated.

Question

Question put and passed; and Address to be presented by the Colonial Secretary and Colonial Treasurer.

7. Coal Bill:—Mr. Lowe having, pursuant to notice, moved for and obtained leave to bring in a "*Bill for regulating the Sale and Delivery of Coals, in the City of Sydney and its Vicinity;*" Bill read a first time; ordered to be printed, and read a second time on Tuesday, September 2.
8. Immigration:—Dr. Nicholson moved, pursuant to notice, That a Select Committee be appointed to enquire into and report upon the best means of promoting Immigration. Question put and passed, and the following Committee appointed accordingly:—

DR. NICHOLSON,

MR. LOWE,
MR. ROBINSON,
THE COLONIAL SECRETARY.
MR. COWPER,

CAPTAIN DUMARESQ.
THE AUDITOR GENERAL,
DR. LANG,
MR. MURRAY.

9. Audit Bill:—Mr. Lowe having, pursuant to notice, moved for and obtained leave to bring in "*A Bill for the Audit of the accounts of the Ordinary Revenue of New South Wales;*" Bill read a first time; ordered to be printed, and read a second time on Friday, August 29th.
10. Aborigines Protectorate:—Dr. Lang moved, pursuant to notice, That the Petition of Mr. C. W. Sievwright, be referred to the Committee on the Aborigines. Moved, as an amendment, by Mr. Windeyer, That all Petitions and Papers relating to the Aborigines since the establishment of the Protectorate, which have been laid upon the Table of this House, be referred to the Committee on the Aborigines. Question on the amendment put and passed,—whereupon Mr. Robinson withdrew from the Paper, the motion of which he had given notice for to-day.
11. Elective Seats held by Government Officers:—The motion on this subject, of which Mr. Cowper had given notice for to-day, postponed by Dr. Nicholson, in Mr. Cowper's absence, until Tuesday, August 26.
12. Publicans' Bill:—Mr. W. C. Wentworth having, pursuant to notice, moved for and obtained leave to bring in "*A Bill to regulate the sale of Fermented and Spirituous Liquors in New South Wales;*" Bill read a first time; ordered to be printed, and read a second time on Friday, September 12.
13. Punishment of Death in Forgery Cases Abolition Bill; having been read a second time, on motion of the Attorney General, the Council resolved itself into a Committee of the whole, for consideration thereof. The Chairman having reported the Bill with amendments, Bill ordered to be engrossed, and read a third time on Tuesday, August 26. Council adjourned at twenty minutes after Five o'Clock, until Tuesday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, AUGUST 26.

NOTICES OF MOTION:—

1. DR. NICHOLSON to move, That the St. Kilda Petition, presented by him on the 31st ultimo, be printed, and referred to a Select Committee to report upon its prayer.
2. MR. COWPER to move for leave to bring in a Bill to amend the Act for regulating the licensing of Auctioneers, and the Collection of Duties on property sold by Auction.
3. MR. COWPER to move, That the Message from His Excellency the Governor, in reply to the Address of this Council, on the subject of the Registrar General's Department, be taken into consideration.
4. MR. LAMB to move, That the Petition he presented on the 21st instant, from certain parties engaged or interested in the coasting trade, be taken into consideration.
5. MR. ROBINSON to move, That the Petition for the re-establishment of a separate Water Police Court, presented by him on the 22nd instant, be printed.
6. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for 1846, such a sum as to His Excellency shall seem fit, with a view to make suitable provision for the commencement of a Geological Survey of this Colony.
7. MR. DARVALL to move for leave to bring in "*A Bill to enable the Shareholders of a certain Company in the Colony of New South Wales, denominated, 'The Australian General Assurance Company,' to sue and be sued in the name of the Secretary for the time being of the said Company, and for other purposes therein mentioned,*" as prayed for in the Petition of the Directors of the Company, presented by him on the 22nd instant.
8. MR. MURRAY to move for leave to print the evidence given before the Select Committee on the Master and Servants Act.
9. MR. MURRAY to move, That a Select Committee be appointed to enquire into the best mode of preventing the sale of stolen wool, and other stolen country produce, to traders and merchants in Sydney.

10. MR. MURRAY to move for leave to print the evidence given before the Select Committee appointed to enquire into the operation of the Act for regulating slaughtering of Cattle.
11. MR. COWPER to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all correspondence which has taken place between the Governor of this Colony and the Secretary of State, relating to the propriety of elective seats in the Council being filled by Government Officers.
12. MR. WINDEYER to move, That it is the opinion of this House, that the Executive Government of the Colony, in taking from the Revenue of the Colony to pay rewards for information against illicit distillation, a larger sum than was appropriated to that service by the Acts of this Council, have acted without lawful authority.

ORDERS OF THE DAY :—

1. Punishment of Death in Forgery Cases Abolition Bill ; third reading.

WEDNESDAY, AUGUST 27.

1. Customs' Bill ; further consideration in Committee.
2. Estimates of Expenditure for the year 1846 ; further consideration in Committee.
3. Impounding Act amendment Bill ; second reading.
4. Census Bill ; second reading.
5. Lunatics Act amendment Bill ; second reading.
6. Savings' Bank Loan to Sydney Corporation Bill ; second reading.
7. Oaths in Public Departments Abolition Bill ; second reading.
8. Punishment of Death in certain cases Abolition Bill ; second reading.
9. Embezzlement by Government Officers Bill ; third reading.

THURSDAY, AUGUST 28.

NOTICES OF MOTION :—

1. MR. BOYD to move, That a Select Committee be appointed to enquire into, and report upon the operation of the present laws affecting seamen or others employed in whaling, either on board ships belonging to this Colony, or at stations on the coasts thereof.

FRIDAY, AUGUST 29.

1. MR. COWPER to move, That a Select Committee be appointed to enquire into the extent and exercise of the powers of Legislation and Taxation possessed by the Judges of the Supreme Court.
2. DR. LANG to move, That a humble Address be presented to Her Majesty the Queen, transmitting a copy of the Resolutions passed by this House during the last Session of Council, recommending the establishment of a uniform and cheap postage throughout this Territory ; and praying that Her Majesty will be graciously pleased to issue the requisite instructions for carrying the same into effect, in accordance with the provisions of an Act of the Imperial Parliament empowering Her Majesty so to do.
3. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimate for the present year, the sum of one thousand pounds, with a view to effect such repairs in certain parts of the bush road from Melbourne to Yass, as will tend to obviate the great risk to the lives and limbs of travellers by the overland mail in the present state of the road, and to secure the regular transmission of that mail in times of partial inundation.

ORDER OF THE DAY :—

1. Audit Bill ; second reading.

TUESDAY, SEPTEMBER 2.

NOTICE OF MOTION :—

1. MR. COWPER to move, That the Petition he presented on the 21st ultimo, from Mr Charles Morgan Lewis, be taken into consideration.

ORDER OF THE DAY :—

1. Coal Bill ; second reading.

FRIDAY,

FRIDAY, SEPTEMBER 12.

ORDER OF THE DAY:—

1. Publicans Bill; second reading.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 26 AUGUST, 1845.

- 1. Council met pursuant to adjournment; the Speaker took the Chair.
 Projected Bridge over the Nepean:—Mr. W. C. Wentworth presented a Petition from William Russell, Esquire, of Regentville, in the County of Cumberland, praying leave to bring in a Bill to enable him to maintain a Bridge he purposes building over the Nepean River, by appropriating to his own use the Tolls to be levied thereon.
 Proof of notice of Petitioner's intention to apply for the Bill having been affixed to the doors of the several Churches at Mulgoa, Penrith, and St. Mary's, for three successive Sundays following the 14th of July ultimo, by Edward Kennerly, Bailiff of the Court of Requests, at Penrith; and on the door of the Church, at Castle-reagh, for three successive Sundays following the 17th of July ultimo, by Robert Stewart, of the Penrith Police, having been given at the Bar of the House, and a copy of such notice, together with a copy of the *Government Gazette* of the 18th July ultimo, in which such notice was also published, having been produced; Petition read and received,—
 Mr. Wentworth giving notice, That he will, on Tuesday, the 9th day of September proximo, move for leave to bring in the Bill prayed for.
- 2. Botanical Garden, Melbourne:—Dr. Nicholson presented a Petition from certain Inhabitants of the Town of Melbourne, praying the Council will solicit that His Excellency the Governor will be pleased to place upon the Estimates for the year 1846, a sum sufficient for the formation of a Botanical Garden at Melbourne; Petition read and received.
- 3. St. Kilda:—Dr. Nicholson moved, pursuant to notice, That the St. Kilda Petition, presented by him on the 31st ultimo, be printed, and referred to a Select Committee to report upon its prayer.
 Question put and passed.
 Petition ordered to be printed, and the following Committee appointed:—

DR. NICHOLSON,

DR. LANG,	MR. MURRAY,
MR. COWPER,	MR. W. C. WENTWORTH,
MR. ROBINSON,	THE COLONIAL TREASURER.

- 4. Auctioneers Licenses Bill:—Mr. Cowper having, pursuant to notice, moved for and obtained leave to bring in "*A Bill to regulate the Licensing of Auctioneers, and the collection of duties on property sold by Auction;*" Bill read a first time.
 Moved by Mr. Cowper, That the Bill be now referred to the consideration of a Select Committee.
 Question put and passed, and the following Committee appointed accordingly:—

MR. COWPER,

MR. LAMB,	MR. LORD,
MR. ROBINSON,	DR. NICHOLSON,
THE AUDITOR GENERAL,	MR. ALLEN.

- 5. Registrar General's Department:—Mr. Cowper postponed bringing forward his motion on this subject, until Friday next.
- 6. Coasting Trade:—The Petition presented on this subject, on the 21st instant, having been read and considered on motion of Mr. Lamb, pursuant to notice, Mr. Lamb, gave notice of his intention, on Friday next, to move for leave to bring in a Bill on this subject.
- 7. Richard Ellison Bate:—Dr. Bland presented a Petition from Richard Ellison Bate, late Surveyor of Distilleries, Sydney, praying a Gratuity, in consideration of the reduction of his Office, in 1838.
 Petition read and received.

8. Separate Water Police Court:—Mr. Lamb, in absence of Mr. Robinson, moved, pursuant to notice given by Mr. Robinson, That the Petition for the re-establishment of a separate Water Police Court, presented by Mr. Robinson, on the 22nd instant, be printed.

Question put and passed, and Petition ordered to be printed accordingly.

9. Geological Survey of the Colony:—Dr. Lang moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates, for 1846, such a sum as to His Excellency shall seem fit, with a view to make suitable provision for the commencement of a Geological Survey of this Colony.

Debate ensued.

Question put; Council divided:—

Ayes, 10.

MR. W. C. WENTWORTH,
DR. BLAND,
MR. BOWMAN,
MR. ROBINSON,
MR. LAWSON,
MR. WILD,
DR. LANG,
MR. LORD,
MR. MURRAY,
DR. NICHOLSON, (Teller.)

Noes, 15.

THE COLONIAL SECRETARY,
MR. LOWE,
MR. SUTTON,
MR. WINDEYER,
THE ATTORNEY GENERAL,
MR. ALLEN,
CAPTAIN DUMARESQ,
MR. ICELY,
MR. LAMB,
THE AUDITOR GENERAL,
MR. BRADLEY,
MR. MACARTHUR,
THE COLONIAL TREASURER,
THE COLLECTOR OF CUSTOMS,
MR. COWPER, (Teller.)

10. Botanical Garden, Melbourne:—Mr. Robinson presented a Petition from the Town Council of Melbourne, praying the Council to apply to His Excellency the Governor to place upon the Estimates for the ensuing year, such sum of money as may be considered sufficient for the formation of a Botanical Garden at Melbourne, to be placed at the disposal of the Town Council of Melbourne; Petition read and received.

11. Officers of Court of Requests, County of Bourke:—Mr. Robinson presented a Petition from the Registrar and Bailiffs, of the Court of Requests for the County of Bourke, praying the Council to recur to the practice of paying them by fixed salaries instead of confining them to the fees of their respective offices, which have fallen considerably short of the salaries formerly allowed them; Petition read and received.

12. Australian General Assurance Company Bill:—Mr. Lamb, in absence of Mr. Darvall, having, pursuant to notice given by Mr. Darvall, moved for and obtained leave to bring in "*A Bill to simplify proceedings at law or in equity, by or against the Australian General Assurance Company, and for other purposes therein mentioned;*" Bill read a first time.

Moved by Mr. Lamb, That this Bill be now referred to the consideration of a Sub-Committee.

A question on the point of order as to whether, under the 90th section of the Standing Orders, the Sub-Committee moved for should be appointed in the same manner as Select Committees, having been decided in the affirmative,—

Question put, and passed, and the following Committee appointed accordingly:—

	MR. LAMB,
MR. COWPER,	THE ATTORNEY GENERAL,
MR. DARVALL,	MR. LOWE.

13. Evidence on Masters and Servants Act:—Mr. Murray moved, pursuant to notice, for leave to print the evidence given before the Select Committee, on the Masters and Servants Act.

A question on the point of order, as to whether, under the 131st section of the Standing Orders, this evidence could be ordered to be printed before the report brought up, having been decided in the affirmative,—

Question put and passed, and Evidence ordered to be printed accordingly.

14. Stolen wool, &c.:—Mr. Murray moved, pursuant to notice, that a Select Committee be appointed to enquire into the best mode of preventing the sale of stolen wool, and other stolen country produce, to traders and merchants in Sydney.

Debate ensued.

Moved as an amendment by Mr. Robinson, that all the words following the word "stolen," as last occurring, be expunged, and the words "property throughout the Colony" substituted.

Question on the motion as so amended, put and passed, and the following Committee appointed accordingly.—

MR. MURRAY,

MR. COWPER,	MR. MACARTHUR,
MR. W. C. WENTWORTH,	MR. LAMB,
THE ATTORNEY GENERAL,	MR. LOWE.

15. Evidence on Slaughtering of Cattle Act:—Mr. Murray moved, pursuant to notice, for leave to print the Evidence given before the Select Committee appointed to enquire into the operation of the Act for regulating the Slaughtering of Cattle.

Question put and passed, and Evidence ordered to be printed accordingly.

16. Government Officers holding Elective Seats:—Mr. Cowper moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all correspondence which has taken place between the Governor of this Colony and the Secretary of State, relating to the propriety of elective seats in the Council being filled by Government Officers.

Debate ensued.

Moved, by the Colonial Secretary, That this Question be now put.

Debate continued.

Question put on the previous Question; Council divided:—

Ayes, 14.

DR. BLAND,
MR. WINDEYER,
MR. LOWE,
MR. W. C. WENTWORTH,
MR. COWPER,
MR. BOWMAN,
MR. WILD,
MR. ROBINSON,
MR. LAWSON,
CAPTAIN DUMARESQ,
MR. LORD,
MR. MACARTHUR,
MR. MURRAY,
DR. NICHOLSON, (Teller.)

Noes, 9.

MR. LAMB,
MR. BRADLEY,
MR. ICELY,
DR. LANG,
THE COLONIAL SECRETARY,
THE ATTORNEY GENERAL,
THE AUDITOR GENERAL,
THE COLLECTOR OF CUSTOMS,
THE COLONIAL TREASURER, (Teller.)

Question on the original motion put and passed, and Address to be presented by the Speaker, the Mover, Mr. Lawson, and Dr. Nicholson.

17. Rewards for Informations on Illicit Distillation:—Mr. Windeyer moved, pursuant to notice, That it is the opinion of this House, that the Executive Government of the Colony, in taking from the Revenue of the Colony to pay rewards for information against illicit distillation, a larger sum than was appropriated to that service by the Acts of this Council, have acted without lawful authority.

Debate ensued.

Moved, by Mr. Darvall, That this Question be now put.

Debate continued.

Question put on the previous Question; Council divided:—

Ayes, 12,

MR. WINDEYER,
CAPTAIN DUMARESQ,
DR. NICHOLSON,
MR. W. C. WENTWORTH,
DR. BLAND,
MR. MACARTHUR,
MR. LORD,
DR. LANG,
MR. BOWMAN,
MR. WILD,
MR. LOWE,
MR. COWPER, (Teller.)

Noes, 11.

THE COLONIAL SECRETARY,
THE ATTORNEY GENERAL,
MR. MURRAY,
MR. LAMB,
MR. DARVALL,
THE AUDITOR GENERAL,
MR. ROBINSON,
MR. ICELY,
MR. BRADLEY,
THE COLLECTOR OF CUSTOMS,
THE COLONIAL TREASURER, (Teller.)

Question put on the original motion; Council divided.

Ayes, 14.

MR. MURRAY,
MR. BRADLEY,
MR. WILD,
MR. BOWMAN,
DR. LANG,
MR. LORD,
MR. MACARTHUR,
MR. WINDEYER,
MR. LOWE,
CAPTAIN DUMARESQ,
DR. NICHOLSON,
MR. W. C. WENTWORTH,
DR. BLAND,
MR. COWPER, (Teller.)

Noes, 9.

THE COLONIAL SECRETARY,
THE ATTORNEY GENERAL,
MR. LAMB,
MR. DARVALL,
THE AUDITOR GENERAL,
MR. ROBINSON,
MR. ICELY,
THE COLLECTOR OF CUSTOMS,
THE COLONIAL TREASURER, (Teller.)

Original motion carried.

18. Punishment of Death in Forgery Cases Abolition Bill:—On motion of the Colonial Secretary, the third reading of this Bill postponed until to-morrow.
Council adjourned at half past Eleven o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, AUGUST 27.

ORDERS OF THE DAY :—

1. Customs' Bill ; further consideration in Committee.
2. Estimates of Expenditure for the year 1846 ; further consideration in Committee.
3. Impounding Act amendment Bill ; second reading.
4. Census Bill ; second reading.
5. Lunatics Act amendment Bill ; second reading.
6. Savings' Bank Loan to Sydney Corporation Bill ; second reading.
7. Oaths in Public Departments Abolition Bill ; second reading.
8. Punishment of Death in certain cases Abolition Bill ; second reading.
9. Embezzlement by Government Officers Bill ; third reading.
10. Punishment of Death in Forgery Cases Abolition Bill ; third reading.

THURSDAY, AUGUST 28.

NOTICES OF MOTION :—

1. MR. BOYD to move, That a Select Committee be appointed to enquire into, and report upon the operation of the present laws affecting seamen or others employed in whaling, either on board ships belonging to this Colony, or at stations on the coasts thereof.

FRIDAY, AUGUST 29.

1. MR. COWPER to move, That a Select Committee be appointed to enquire into the extent and exercise of the powers of Legislation and Taxation possessed by the Judges of the Supreme Court.
2. DR. LANG to move, That a humble Address be presented to Her Majesty the Queen, transmitting a copy of the Resolutions passed by this House during the last Session of Council, recommending the establishment of a uniform and cheap postage throughout this Territory ; and praying that Her Majesty will be graciously pleased to issue the requisite instructions for carrying the same into effect, in accordance with the provisions of an Act of the Imperial Parliament empowering Her Majesty so to do.
3. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimate for the present year, the sum of one thousand pounds, with a view to effect such repairs in certain parts of the bush road from Melbourne to Yass, as will tend to obviate the great risk to the lives and limbs of travellers by the overland mail in the present state of the road, and to secure the regular transmission of that mail in times of partial inundation.
4. DR. NICHOLSON to move, That the Petition of the Inhabitants of Melbourne, praying that a sum may be voted for the formation of a Botanical and Horticultural Garden, be taken into consideration.
5. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to direct to be placed on the Supplementary Estimate for 1845, a sum not exceeding £ , for the purpose of forming a Botanical and Horticultural Garden at Melbourne ; and also, that His Excellency will be further pleased to direct that a sum not exceeding £ , be placed on the Estimates of Expenditure for 1846, for the same service.
6. MR. COWPER to move, That the Message from His Excellency the Governor, in reply to the Address of this Council, on the subject of the Registrar General's Department, be taken into consideration.
7. MR. LAMB to move for leave to bring in a Bill to repeal so much of the Act, 3 Wil. IV. No. 6, as relates to the fees collected on the entrance and clearance of coasting vessels ; and also, to repeal clause 9 of the Act, 7 Vic., No. 12, by which coasting vessels entering Port Jackson between sun-set and sun-rise are obliged to anchor to the eastward of Pinchgut until sun-rise next morning.
8. MR. ROBINSON to move, That the Petition of the Town Council of Melbourne, respecting the formation of a Botanic Garden, presented by him on the 26th instant, be taken into consideration.
9. MR. ROBINSON to move, That the Petition of the Registrar and Bailiffs of the Court of Requests, in the County of Bourke, presented by him on the 26th instant, be referred to the Select Committee on the Country Courts of Requests Act amendment Bill.
10. THE COLONIAL SECRETARY to move, That the following Sections of the Standing Orders be referred to the Standing Orders Committee, with instructions to report to the House, the amendments they deem necessary to them :—
Sections 90 and 95, and any others depending on them, as respects the appointment of Sub-Committees on Private Bills.
Section 131, and any others depending on it, as respects the Printing of Evidence taken before Select Committees.

ORDER OF THE DAY :—

1. Audit Bill ; second reading.

TUESDAY,

TUESDAY, SEPTEMBER 2.

NOTICES OF MOTION :—

1. MR. COWPER to move, That the Petition he presented on the 21st ultimo, from Mr Charles Morgan Lewis, be taken into consideration.
2. DR. BLAND to move, That the Petition of Mr. Richard Bate, late Surveyor of Distilleries, be taken into consideration; and that an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place on the Supplementary Estimate for 1845, a sum not exceeding £ , as a gratuity to Mr. Bate, in consideration of his claims.

ORDER OF THE DAY :—

1. Coal Bill; second reading.

TUESDAY, SEPTEMBER 9.

NOTICE OF MOTION :—

1. MR. W. C. WENTWORTH to move for leave to bring in a Bill to effect the object of the prayer of the Petition of William Russell, Esquire, of Regentville, in the County of Cumberland, presented by him on the 26th ultimo.

FRIDAY, SEPTEMBER 12.

ORDER OF THE DAY :—

1. Publicans Bill; second reading.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony :—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

WEDNESDAY, 27 AUGUST, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Police Office Clerks, Sydney :—Mr. Lown presented a Petition from the Sydney Police Office Clerks, praying the restoration of their former Salaries; Petition read and received.
2. Customs' Bill :—On motion of the Collector of Customs, the Council resolved itself into a Committee of the whole for further consideration of this Bill.
Council adjourned at Seven o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, AUGUST 28.

NOTICE OF MOTION :—

1. MR. BOYD to move, That a Select Committee be appointed to enquire into, and report upon the operation of the present laws affecting seamen or others employed in whaling, either on board ships belonging to this Colony, or at stations on the coasts thereof.

ORDERS OF THE DAY :—

1. Customs' Bill; further consideration in Committee.
2. Estimates of Expenditure for the year 1846; further consideration in Committee.
3. Impounding Act amendment Bill; second reading.
4. Census Bill; second reading.
5. Lunatics Act amendment Bill; second reading.
6. Savings' Bank Loan to Sydney Corporation Bill; second reading.
7. Oaths in Public Departments Abolition Bill; second reading.
8. Punishment of Death in certain cases Abolition Bill; second reading.
9. Embezzlement by Government Officers Bill; third reading.
10. Punishment of Death in Forgery Cases Abolition Bill; third reading.

FRIDAY, AUGUST 29.

NOTICES OF MOTION :—

1. MR. COWPER to move, That a Select Committee be appointed to enquire into the extent and exercise of the powers of Legislation and Taxation possessed by the Judges of the Supreme Court.
2. DR. LANG to move, That a humble Address be presented to Her Majesty the Queen, transmitting a copy of the Resolutions passed by this House during the last Session of Council, recommending the establishment of a uniform and cheap postage throughout this Territory; and praying that Her Majesty will be graciously pleased to issue the requisite instructions for carrying the same into effect, in accordance with the provisions of an Act of the Imperial Parliament empowering Her Majesty so to do.
3. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimate for the present year, the sum of one thousand pounds, with a view to effect such repairs in certain parts of the bush road from Melbourne to Yaas, as will tend to obviate the great risk to the lives and limbs of travellers by the overland mail in the present state of the road, and to secure the regular transmission of that mail in times of partial inundation.
4. DR. NICHOLSON to move, That the Petition of the Inhabitants of Melbourne, praying that a sum may be voted for the formation of a Botanical and Horticultural Garden, be taken into consideration.

5. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to direct to be placed on the Supplementary Estimate for 1845, a sum not exceeding £ , for the purpose of forming a Botanical and Horticultural Garden at Melbourne; and also, that His Excellency will be further pleased to direct that a sum not exceeding £ , be placed on the Estimates of Expenditure for 1846, for the same service.
6. MR. COWPER to move, That the Message from His Excellency the Governor, in reply to the Address of this Council, on the subject of the Registrar General's Department, be taken into consideration.
7. MR. LAMB to move for leave to bring in a Bill to repeal so much of the Act, 3 Wil. IV.; No. 6, as relates to the fees collected on the entrance and clearance of coasting vessels; and also, to repeal clause 9 of the Act, 7 Vic., No. 12, by which coasting vessels entering Port Jackson between sun-set and sun-rise are obliged to anchor to the eastward of Pinchgut until sun-rise next morning.
8. MR. ROBINSON to move, That the Petition of the Town Council of Melbourne, respecting the formation of a Botanic Garden, presented by him on the 26th instant, be taken into consideration.
9. MR. ROBINSON to move, That the Petition of the Registrar and Bailiffs of the Court of Requests, in the County of Bourke, presented by him on the 26th instant, be referred to the Select Committee on the Country Courts of Requests Act amendment Bill.
10. THE COLONIAL SECRETARY to move, That the following Sections of the Standing Orders be referred to the Standing Orders Committee, with instructions to report to the House, the amendments they deem necessary to them:—
Sections 90 and 95, and any others depending on them, as respects the appointment of Sub-Committees on Private Bills.
Section 131, and any others depending on it, as respects the Printing of Evidence taken before Select Committees.
11. MR. ROBINSON to move, That it be an instruction to the Select Committee, to be appointed to enquire into the extent and exercise of the powers of Legislation and Taxation possessed by the Judges of the Supreme Court, to extend their enquiries into the expense of the Judicial Establishment of New South Wales generally.

ORDER OF THE DAY:—

1. Audit Bill; second reading.

TUESDAY, SEPTEMBER 2.

NOTICES OF MOTION:—

1. MR. COWPER to move, That the Petition he presented on the 21st ultimo, from Mr Charles Morgan Lewis, be taken into consideration.
2. DR. BLAND to move, That the Petition of Mr. Richard Bate, late Surveyor of Distilleries, be taken into consideration; and that an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place on the Supplementary Estimate for 1845, a sum not exceeding £ , as a gratuity to Mr. Bate, in consideration of his claims.
3. MR. ROBINSON to move, That an humble Address be presented to Her Majesty, praying that She may be graciously pleased to extend to this Colony, the benefit of the arrangement under which Mails are now despatched by Steam Conveyance to India and China,

ORDER OF THE DAY:—

1. Coal Bill; second reading.

TUESDAY, SEPTEMBER 9.

NOTICES OF MOTION:—

1. MR. W. C. WENTWORTH to move for leave to bring in a Bill to effect the object of the prayer of the Petition of William Russell, Esquire, of Regentville, in the County of Cumberland, presented by him on the 26th ultimo.
2. MR. ROBINSON to move, That a Select Committee be appointed to enquire and report as to the best positions for Light Houses, or Beacons in Bass' Straits, or on the coasts adjacent.
3. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of any correspondence that may have been entered into, together with extracts of Reports of any Surveys of Bass' Straits, made with the view of determining the most eligible sites for the erection of Light Houses.

FRIDAY, SEPTEMBER 12.

ORDER OF THE DAY:—

1. Publicans Bill; second reading.

NOTICES

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
- (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

THURSDAY, 28 AUGUST, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Land and Emigration Commissioners:—The Colonial Secretary laid upon the Table the Return to the Address on this subject, adopted on the motion of Dr. Nicholson, on the 22nd instant.
Ordered to be printed, and referred to the Select Committee on Immigration.
2. Merchant Seamen, Whalers, and others:—Mr Robinson withdrew from the Paper the notice of motion on this subject given by Mr. Boyd for to-day.
3. Customs Bill:—On the motion of the Collector of Customs, the further consideration of this Bill in Committee, postponed until Wednesday next.
4. Estimates for the year 1846:—On the motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole for the further consideration of the Estimates of Expenditure for the year 1846.
The Chairman reported progress, and obtained leave to sit again on Wednesday next.
5. Impounding Act amendment Bill; having been read a second time, on motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole for consideration thereof.
The Chairman having reported the Bill with amendments, Bill ordered to be engrossed, and read a third time on Wednesday next.
6. Census Bill having been read a second time on motion of the Colonial Secretary—
Moved by the Colonial Secretary, That this Bill be referred to a Select Committee, consisting of five Members, with instructions to examine its provisions, and to report to the House such amendments as they may deem desirable, not later than this day month.
Question put and passed, and the following Committee appointed accordingly:—

THE COLONIAL SECRETARY,

THE COLONIAL TREASURER,
DR. NICHOLSON,

MR. ROBINSON,
THE AUDITOR GENERAL.

7. Postponements:—On motion of the Colonial Secretary the following Orders of the Day postponed:—
(1.) Lunatics' Act Amendment Bill, second reading; until Wednesday next.
(2.) Savings' Bank Loan to Sydney Corporation Bill, second reading; until Wednesday next.
(3.) Oaths in Public Departments Abolition Bill, second reading; until Wednesday, September 10.
(4.) Punishment of Death in certain cases Abolition Bill, second reading; until Wednesday, September 10.
8. Embezzlement by Government Officers Bill:—The order of the day for the third reading of this Bill having been called,
Moved by the Colonial Secretary, That the Council do resolve itself into a Committee of the whole, for the further consideration of this Bill.
Question put and passed: the Council resolved itself accordingly into a Committee of the whole.
The Chairman having again reported the Bill with additional amendments,
Moved by the Colonial Secretary, That the Bill be re-engrossed and read a third time to-day.
Question put and passed.
The Bill having been brought up as re-engrossed, and the Speaker having announced that the Chairman had certified, in the usual way, to the correctness of the same,
Moved by the Colonial Secretary, That the Bill be now read a third time.
Question put and passed, and Bill read a third time accordingly.
Moved by the Colonial Secretary, That the Bill do now pass.
Question put and passed, and Bill passed accordingly, and ordered to be presented to His Excellency the Governor for assent, by the Speaker and the Colonial Treasurer.
9. Punishment of Death in Forgery Cases abolition Bill, on motion of the Colonial Secretary, read a third time, and passed.
Ordered to be presented to His Excellency the Governor for assent, by the Speaker and the Colonial Treasurer.
Council adjourned at a quarter after Eight o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, AUGUST 29.

NOTICES OF MOTION ;—

1. MR. COWPER to move, That a Select Committee be appointed to enquire into the extent and exercise of the powers of Legislation and Taxation possessed by the Judges of the Supreme Court.
2. DR. LANG to move, That a humble Address be presented to Her Majesty the Queen, transmitting a copy of the Resolutions passed by this House during the last Session of Council, recommending the establishment of a uniform and cheap postage throughout this Territory; and praying that Her Majesty will be graciously pleased to issue the requisite instructions for carrying the same into effect, in accordance with the provisions of an Act of the Imperial Parliament empowering Her Majesty so to do.
3. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimate for the present year, the sum of one thousand pounds, with a view to effect such repairs in certain parts of the bush road from Melbourne to Yass, as will tend to obviate the great risk to the lives and limbs of travellers by the overland mail in the present state of the road, and to secure the regular transmission of that mail in times of partial inundation.
4. DR. NICHOLSON to move, That the Petition of the Inhabitants of Melbourne, praying that a sum may be voted for the formation of a Botanical and Horticultural Garden, be taken into consideration.
5. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to direct to be placed on the Supplementary Estimate for 1845, a sum not exceeding £ , for the purpose of forming a Botanical and Horticultural Garden at Melbourne; and also, that His Excellency will be further pleased to direct that a sum not exceeding £ , be placed on the Estimates of Expenditure for 1846, for the same service.
6. MR. COWPER to move, That the Message from His Excellency the Governor, in reply to the Address of this Council, on the subject of the Registrar General's Department, be taken into consideration.
7. MR. LAMB to move for leave to bring in a Bill to repeal so much of the Act, 3 Wil. IV.; No. 6, as relates to the fees collected on the entrance and clearance of coasting vessels; and also, to repeal clause 9 of the Act, 7 Vic., No. 12, by which coasting vessels entering Port Jackson between sun-set and sun-rise are obliged to anchor to the eastward of Pinchgut until sun-rise next morning.
8. MR. ROBINSON to move, That the Petition of the Town Council of Melbourne, respecting the formation of a Botanic Garden, presented by him on the 26th instant, be taken into consideration.
9. MR. ROBINSON to move, That the Petition of the Registrar and Bailiffs of the Court of Requests, in the County of Bourke, presented by him on the 26th instant, be referred to the Select Committee on the Country Courts of Requests Act amendment Bill.
10. THE COLONIAL SECRETARY to move, That the following Sections of the Standing Orders be referred to the Standing Orders Committee, with instructions to report to the House, the amendments they deem necessary to them:—
Sections 90 and 95, and any others depending on them, as respects the appointment of Sub-Committees on Private Bills.
Section 131, and any others depending on it, as respects the Printing of Evidence taken before Select Committees.
11. MR. ROBINSON to move, That it be an instruction to the Select Committee, to be appointed to enquire into the extent and exercise of the powers of Legislation and Taxation possessed by the Judges of the Supreme Court, to extend their enquiries into the expense of the Judicial Establishment of New South Wales generally.

ORDER OF THE DAY :—

1. Audit Bill; second reading.

TUESDAY, SEPTEMBER 2.

NOTICES OF MOTION :—

1. MR. COWPER to move, That the Petition be presented on the 21st ultimo, from Mr Charles Morgan Lewis, be taken into consideration.
2. DR. BLAND to move, That the Petition of Mr. Richard Bate, late Surveyor of Distilleries, be taken into consideration; and that an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place on the Supplementary Estimate for 1845, a sum not exceeding £ , as a gratuity to Mr. Bate, in consideration of his claims.
3. MR. ROBINSON to move, That a humble Address be presented to Her Majesty, praying that She may be graciously pleased to extend to this Colony, the benefit of the arrangement under which Mails are now despatched by Steam Conveyance to India and China.

ORDER OF THE DAY :—

1. Coal Bill; second reading.

WEDNESDAY,

WEDNESDAY, SEPTEMBER 3.

ORDERS OF THE DAY :—

1. Customs' Bill ; further consideration in Committee.
2. Estimates of Expenditure for the year 1846 ; further consideration in Committee.
3. Impounding Act amendment Bill ; third reading.
4. Lunatics Act amendment Bill ; second reading.
5. Savings' Bank Loan to Sydney Corporation Bill ; second reading.

TUESDAY, SEPTEMBER 9.

NOTICES OF MOTION :—

1. MR. W. C. WENTWORTH to move for leave to bring in a Bill to effect the object of the prayer of the Petition of William Russell, Esquire, of Regentville, in the County of Cumberland, presented by him on the 26th ultimo.
2. MR. ROBINSON to move, That a Select Committee be appointed to enquire and report as to the best positions for Light Houses, or Beacons in Bass' Straits, or on the coasts adjacent.
3. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of any correspondence that may have been entered into, together with extracts of Reports of any Surveys of Bass' Straits, made with the view of determining the most eligible sites for the erection of Light Houses.

WEDNESDAY, SEPTEMBER 10.

ORDERS OF THE DAY ;—

1. Oaths in Public Departments Abolition Bill ; second reading.
2. Punishment of Death in certain cases Abolition Bill ; second reading.

FRIDAY, SEPTEMBER 12.

1. Publicans Bill ; second reading.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. M^o LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

FRIDAY, 29 AUGUST, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Leave of absence for one month granted to Mr. Hamilton, on motion of the Colonial Secretary.
2. Supreme Court Taxation :—Mr. Cowper moved, pursuant to notice, That a Select Committee, not exceeding ten Members, be appointed to enquire into the extent and exercise of the powers of Legislation and Taxation possessed by the Judges of the Supreme Court; and that the Report be presented by the 1st October next.
Question put and passed, and the following Committee appointed accordingly :—

<p>MR. LAMB, MR. ALLEN, MR. DARVALL, MR. FOSTER, MR. LOWE,</p>	<p>MR. COWPER,</p>	<p>THE ATTORNEY GENERAL, THE COLONIAL SECRETARY, MR. W. C. WENTWORTH, MR. WINDEYER.</p>
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3. Postage Rates :—Dr. Lang postponed bringing forward his motion on this subject of which he had given notice for to-day, until Tuesday next.
4. Bush Road from Melbourne to Yass :—Dr. Lang moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place, partly upon the Supplementary Estimate for the present year, and partly upon the Estimates for 1846, the sum of one thousand pounds, with a view to effect such repairs in certain parts of the bush road from Melbourne to Yass, as will tend to obviate the great risk to the lives and limbs of travellers by the overland mail in the present state of the road, and to secure the regular transmission of that mail in times of partial inundation.
Moved, as an amendment, by Mr. Murray, That the words "five hundred" be introduced after the word "thousand" and that the word "Goulburn," be substituted for the word "Yass."
Debate ensued.
Moved as an amendment, by Mr. Windeyer, That all the words following the word "place" be expunged, and the following words substituted in their stead, "upon the Supplementary Estimate for the present year, the sum of five thousand pounds, in aid of the Land fund, with a view to make such repairs as may be most wanted on the roads throughout the Colony."
Question on the last amendment put and passed.
Question on the original motion, as so amended, put and passed, and Address to be presented by the Speaker and the Colonial Secretary.
5. Botanical and Horticultural Garden, Melbourne :—Dr. Nicholson having withdrawn from the Paper the motion of which he had given notice for to-day, for consideration of the Petition from the inhabitants of Melbourne, on this subject,—
Moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to direct to be placed on the Supplementary Estimate for 1845, a sum not exceeding £500, for the purpose of forming a Botanical and Horticultural Garden at Melbourne; and also, that His Excellency will be further pleased to direct that a sum not exceeding £250, be placed on the Estimates of Expenditure for 1846, for the same service.
Debate ensued.
Question put and passed, and Address to be presented by the Speaker and the Colonial Secretary.
6. Registrar General's Department :—The Message on this subject received from His Excellency the Governor, on the 20th instant, having, on motion of Mr. Cowper, pursuant to notice, been read and considered,—
Moved, by Mr. Cowper, That he do have leave to bring in "A Bill to transfer the duties of Registrar General to the Registrar of the Supreme Court."
Debate ensued.
Question put and passed.
Moved by Mr. Cowper, That the Bill be now read a first time.
Question put and passed.
Bill having been read a first time, ordered to be printed, and read a second time this day week.

7. **Coasting Vessels**:—Moved by Mr. Lamb, pursuant to notice, That he do have leave to bring in a Bill to repeal so much of the Act, 3 Wil. IV., No. 6, as relates to the fees collected on the entrance and clearance of coasting vessels; and also, to repeal clause 9 of the Act, 7 Vic., No. 12, by which coasting vessels entering Port Jackson between sun-set and sun-rise are obliged to anchor to the eastward of Finchgut until sun-rise next morning.
Question put and passed.
8. **Henry Smith, late Doorkeeper to the Council**:—Mr. Windeyer presented a Petition from Henry Smith, late Doorkeeper to the Council, praying redress for having been dismissed from his office.
Petition read and received.
9. **Botanical Garden, Melbourne**:—Mr. Robinson withdrew from the Paper the motion on this subject of which he had given notice for to-day.
10. **Registrar and Bailiffs of the Court of Requests, in the County of Bourke**:—Mr. Robinson moved, pursuant to notice, That the Petition of the Registrar and Bailiffs of the Court of Requests, in the County of Bourke, presented by him on the 26th instant, be referred to the Select Committee on the Country Courts of Requests Act amendment Bill.
Question put and passed.
11. **David Maziere**:—Mr. W. C. Wentworth presented a Petition from David Maziere, formerly of Dural, but now of Parramatta, praying the revision of the Law as it affects persons holding landed property under a Sheriff's title, and redress in his own particular case.
Petition read and received.
12. **Standing Orders**:—Moved by the Colonial Secretary, pursuant to notice, That the following Sections of the Standing Orders be referred to the Standing Orders Committee, with instructions to report to the House, the amendments they deem necessary to them:—
Sections 90 and 95, and any others depending on them, as respects the appointment of Sub-Committees on Private Bills.
Section 131, and any others depending on it, as respects the Printing of Evidence taken before Select Committees.
Moved as an amendment by Dr. Nicholson, That after the words "Select Committees," the following words be introduced:—
"Sections 107 and 117, as respects amendments on motions in Committees of the whole Council on Finance, with a view to assimilate the practice of this House to that of the House of Commons on like occasions."
Question on the amendment put and passed.
Question on the original motion, as so amended, put and passed.
13. **Expence of the Judicial Establishment**:—Mr. Robinson moved, pursuant to notice, That it be an instruction to the Select Committee, appointed to enquire into the extent and exercise of the powers of Legislation and Taxation possessed by the Judges of the Supreme Court, to extend their enquiries into the expence of the Judicial Establishment of New South Wales generally.
Debate ensued.
Motion by leave withdrawn.
14. **Audit Bill**:—On motion of Mr. Lowe, read a second time; to be considered in a Committee of the whole, on Tuesday next.
Council adjourned at a quarter to Eight o'Clock, until Tuesday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, SEPTEMBER 2.

NOTICES OF MOTION:—

1. **MR. COWPER** to move, That the Petition he presented on the 21st ultimo, from Mr Charles Morgan Lewis, be taken into consideration.
2. **DR. BLAND** to move, That the Petition of Mr. Richard Bate, late Surveyor of Distilleries, be taken into consideration; and that an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place on the Supplementary Estimate for 1845, a sum not exceeding £ , as a gratuity to Mr. Bate, in consideration of his claims.
3. **MR. ROBINSON** to move, That an humble Address be presented to Her Majesty, praying that She may be graciously pleased to extend to this Colony, the benefit of the arrangement under which Mails are now despatched by Steam Conveyance to India and China.
4. **MR. ROBINSON** to move for leave to bring in a Bill to authorise the transfer of the surplus Police Revenue of the Corporation of Melbourne, to the credit of the Town Fund.
5. **DR. LANG** to move, That a humble Address be presented to Her Majesty the Queen, transmitting a copy of the Resolutions passed by this House during the last Session of Council, recommending the establishment of a uniform and cheap postage throughout this Territory; and praying that Her Majesty will be graciously pleased to issue the requisite instructions for carrying the same into effect, in accordance with the provisions of an Act of the Imperial Parliament empowering Her Majesty so to do.

6. Mr. COWPER to move, That an Address be presented to His Excellency the Governor, praying that His Excellency may be pleased to give directions that the issue of warrants for levying by distress, on the property of parties indebted for arrears of quit rents to the Crown, be suspended, until the reply of Her Majesty's Government can be obtained to the Address of the Council relative to the Crown Land Grievance Report.
7. Mr. W. C. WENTWORTH to move, That David Maziere's Petition be printed, and taken into consideration on Friday, the 5th instant.

ORDERS OF THE DAY :—

1. Coal Bill; second reading.
2. Audit Bill; to be considered in Committee.

 WEDNESDAY, SEPTEMBER 3.

ORDERS OF THE DAY :—

1. Customs' Bill; further consideration in Committee.
2. Estimates of Expenditure for the year 1846; further consideration in Committee.
3. Impounding Act amendment Bill; third reading.
4. Lunatics Act amendment Bill; second reading.
5. Savings' Bank Loan to Sydney Corporation Bill; second reading.

 FRIDAY, SEPTEMBER 5.

1. Registrar's Bill; second reading.

 TUESDAY, SEPTEMBER 9.

NOTICES OF MOTION :—

1. Mr. W. C. WENTWORTH to move for leave to bring in a Bill to effect the object of the prayer of the Petition of William Russell, Esquire, of Regentville, in the County of Cumberland, presented by him on the 26th ultimo.
2. Mr. ROBINSON to move, That a Select Committee be appointed to enquire and report as to the best positions for Light Houses, or Beacons in Bass' Straits, or on the coasts adjacent.
3. Mr. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of any correspondence that may have been entered into, together with extracts of Reports of any Surveys of Bass' Straits, made with the view of determining the most eligible sites for the erection of Light Houses.

 WEDNESDAY, SEPTEMBER 10.

ORDERS OF THE DAY ;—

1. Oaths in Public Departments Abolition Bill; second reading.
2. Punishment of Death in certain cases Abolition Bill; second reading.

 FRIDAY, SEPTEMBER 12.

1. Publicans Bill; second reading.

 CONTINGENT NOTICES OF MOTION.

1. Dr. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

TUESDAY, 2 SEPTEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
The following Messages from His Excellency the Governor received and read:—

(1.) Duties of Customs.

Message from His Excellency the Governor, to the Legislative Council, laying before the Council a Bill intituled, "An Act to alter and amend the duties of Customs payable in the Colony of New South Wales."

GENTLEMEN,

In the speech with which I, on the 29th July last, opened the present Session of the Council, I stated that I should have occasion again to ask your attention to the evils produced in the Colony by the illicit distillation of ardent spirits.

I believe it will not be found possible to prevent the illicit distillation of ardent spirits, so long as the high duties now payable on them by law shall be continued; the Bill which I present to you, proceeds, therefore, on the principle of reducing those duties to one-half of their present amount, making good to the Revenue the deficiencies which this measure may be expected to produce, by an increase in the duties on some other articles.

The Bill is the same in principle, as that which I reserved for the signification thereon of Her Majesty's pleasure in the month of December, 1843, but which, under the 33rd clause of the Constitutional Act of the Colony, cannot now have any force, it having been notified to me by the Principal Secretary of State for the Colonies, that Her Majesty's assent will not be given to it.

GEORGE GIPPS.

Government House,

Sydney, 2nd September, 1845.

To be taken into consideration to-morrow.

(2.) Elective Seats held by Government Officers.

Message from His Excellency the Governor, to the Legislative Council, replying to an Address from the Council, dated the 26th August, 1845, wherein His Excellency was requested to lay before the Council a copy of all Correspondence which has taken place between the Governor of the Colony and the Secretary of State, relating to the propriety of elective seats in the Council being filled by Government Officers.

GENTLEMEN,

I herewith present to the Council an Extract from a Despatch which I have received from the Secretary of State, in which it is clearly laid down that, on questions deemed of importance by the Representative of Her Majesty, persons who hold office in this Colony during Her Majesty's pleasure, and who may at the same time be Members of the Legislative Council, are not at liberty to oppose, in their latter capacity, the Government which it is their duty in their former capacity to serve.

GEORGE GIPPS.

Government House,

Sydney, 2nd September, 1845.

Extract ordered to be printed.

(3.) Colonial Distilleries.

Message from His Excellency the Governor, to the Legislative Council, proposing that an additional sum of £600 be appropriated to the service of the Department of Colonial Distilleries for the year 1846.

GENTLEMEN,

The rewards offered by my order, for information leading to the detection of illicit distillation, have hitherto been paid out of the duty raised on Spirits distilled in the Colony, under the authority, or supposed authority, of the 36th clause of the Constitutional

stitutional Act of the Colony, by which clause it appeared to me, and I must say it still continues to appear to me, that Parliament intended to place the Revenue Departments of the Colony; on the same footing as that on which the Excise and Customs Departments are placed in the United Kingdom.

A doubt, however, having been raised as to the intention of this clause, I now propose to place on the Estimates for 1846, the sum of £600, to meet the contingent expenses of the Department of Colonial Distilleries, including rewards for information leading to the detection of illicit distillation:

I have not the smallest desire to exercise in this Colony any authority whatsoever of doubtful legality; and, consequently, should the Council not think it right to vote this money, I shall immediately recall the several notices which have been issued respecting the payment of these rewards.

GEORGE GIPPS.

Government House,

Sydney, 2nd September, 1845.

To be printed, and taken into consideration to-morrow.

(4.) Supplementary Estimate for 1845.

Message from His Excellency the Governor, to the Legislative Council, on presenting to the Council the Supplementary Estimate for the service of the current year; 1845.

GENTLEMEN,

In the Financial Statement, which I laid before you on the 5th August last, I stated, that I should find it necessary to submit to your consideration, a Supplementary Estimate for the service of the current year; this Estimate, amounting to £9,801 16s. 9d., I now lay before you.

In the last session of the Council, the sum of £2,000 was appropriated towards the erection of a Bridge over the Yarra River, at Malbourn; but it having since been proposed to the Government, to build the Bridge on a more solid, and, consequently, more expensive plan, than that at first intended, the additional sum of £1,000 is now placed on the Supplementary Estimate, chiefly for the purpose of bringing forward the question, whether, or not, the Council will sanction the increased expenditure necessary for carrying the improved plan into effect.

On the 12th ultimo, an Address was presented to me by the Council, praying that I would place on the Supplementary Estimate for the present year, the sum of £1,000, for the repair of dilapidated Bridges on the Great South Road, between the Cowpasture River and Goulburn; but it can scarcely I think be doubted that, were this request complied with, it would lead to demands of a similar nature from nearly every district in the Colony.

I think it therefore more desirable to propose that the sum of £3,000 be appropriated towards the repair of dilapidated Bridges beyond County of Cumberland, on the whole of the roads mentioned in Schedule A attached to the Act of Council, 4 Wm. IV., No. 11; and that the sum of £1,000 be appropriated for similar repairs in the Port Phillip District, on the high road to Sydney.

If these sums be voted, and the distribution of them be left to the Government, I shall endeavour to divide and apply the money equitably, and to the best advantage, though I feel it necessary to remark that it will be scarcely possible to do this to the satisfaction of all claimants; and that the Government has no officers who can be charged with the execution or superintendance of the repairs.

On the 12th ultimo information reached me from Captain Blackwood, of Her Majesty's ship "Fly," that twenty-six Lascar seamen, belonging to the ship "Coringa Packet," wrecked on the Barrier Reef, had been left in May last, on a barren island about twelve hundred miles from Sydney, situate in latitude nearly 17° south, and longitude 150° east. I lost no time in hiring, on my own responsibility, a vessel to go to their relief; and I have caused the sum of £300 to be placed on the Supplementary Estimate; to cover the probable expense of the service.

GEORGE GIPPS.

Government House,

Sydney, 2nd September, 1845.

To be printed, and taken into consideration on Wednesday, September 10.

2. Ports and Harbours Act amendment Bill:—Mr. Lamb having presented the Bill he obtained leave to introduce on Friday, the 29th ultimo, Bill, intituled, "A Bill to amend Schedule D, of an Act, intituled, 'An Act for the better preservation of the Ports, Harbours, Havens, Roadsteads, Channels, Navigable Creeks and Rivers in New South Wales, and the better regulation of Shipping in the same, and for other purposes therein mentioned,'" read a first time, ordered to be printed, and read a second time on Tuesday, September 9.
3. Charles Morgan Lewis:—The Petition of Charles Morgan Lewis, presented on the 21st ultimo, having, on motion of Mr. Cowper, pursuant to notice, been taken into consideration,—
Moved by Mr. Cowper, That an Address be presented to His Excellency the Governor, praying that a Gratuity of £300, may be made to Captain Charles Morgan Lewis, formerly Commander of the Colonial Schooner "Isabella," or that he may be placed upon the Pension List, for such annual allowance as His Excellency may be pleased to fix,—
Debate ensued.

Question

- Question put and passed; and Address to be presented by the Colonial Secretary and the Colonial Treasurer.
4. Richard Bate, late Surveyor of Distilleries:—Moved by Dr. Bland, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place on the Supplementary Estimate for 1846, a sum equal to two years' Salary of an Assistant Surveyor of Distilleries, as a gratuity to Mr. Richard Bate, late Surveyor of Distilleries, in consideration of his claims.
Question put and negatived.
5. Steam Mail Packet:—Moved by Mr. Robinson, pursuant to notice, That an humble Address be presented to Her Majesty, praying that She may be graciously pleased to extend to this Colony, the benefit of the arrangement under which Mails are now dispatched by Steam Conveyance to India and China.
Debate ensued.
Mr. Robinson having proposed that the words "on the same terms as other British Colonies" be added after the word "China" at the end of the Address, and the Council having agreed thereto,—
Question on the Address, as so amended, put and passed.
6. Melbourne Police Surplus Revenue Bill:—Mr. Robinson having, pursuant to notice, moved for and obtained leave to bring in "A Bill to authorise the transfer of the Surplus Police Revenue of the Corporation of Melbourne to the credit of the Town Fund" Bill read a first time; ordered to be printed, and read a second time on Friday, September 19.
There not being twelve Members present, exclusive of the Speaker, Council adjourned at ten minutes after Five o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, SEPTEMBER 3.

NOTICE OF MOTION:—

1. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to direct to be laid upon the Table of this House, copies of the correspondence between the Trustees of the Savings' Bank and the Colonial Secretary, on the subject of the investment of the accumulating deposits.

ORDERS OF THE DAY:—

1. Customs' Bill; further consideration in Committee.
2. Estimates of Expenditure for the year 1846; further consideration in Committee.
3. Impounding Act amendment Bill; third reading.
4. Lunatics Act amendment Bill; second reading.
5. Savings' Bank Loan to Sydney Corporation Bill; second reading.
6. Consideration of Governor's Message on Duties of Customs.
7. Consideration of Governor's Message on Colonial Distilleries.

FRIDAY, SEPTEMBER 5.

NOTICES OF MOTION:—

1. MR. WENTWORTH to move for leave to bring in a Bill to amend the laws for regulating Buildings and Party Walls; and for preventing mischiefs by fire in the City of Sydney, and to repeal an Act passed in the third year of the reign of Her present Majesty relating thereto.
2. MR. LOELY to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place on the Supplementary Estimate for 1846, a sum not exceeding £100, for the erection of a Lock-up at Carcoar.
3. MR. WENTWORTH to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to direct to be laid upon the Table of this House, copies of all correspondence and instructions relating to the monopoly of coal said to be granted to the Australian Agricultural Company, and to the reservation of coal in Grants from the Crown: Also, copies of all correspondence and instructions relating to the writ of intrusion recently brought by the Attorney General against James Brown, for working a coal mine contrary to such reservations.
4. MR. LOWE to move, That this House do adopt Petitions to Her Majesty and both Houses of Parliament, praying the admission into the United Kingdom of Corn and Flour, the produce of the Australian Colonies, on the same terms as Canadian Corn.
5. DR. BLAND to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, the Memorial of Deputy Purveyor Croft, and the correspondence relative thereto.
6. DR. LANG to move, That a humble Address be presented to Her Majesty the Queen, transmitting a copy of the Resolutions passed by this House during the last Session of Council, recommending the establishment of a uniform and cheap postage throughout this Territory; and praying that Her Majesty will be graciously pleased to issue the requisite instructions for carrying the same into effect, in accordance with the provisions of an Act of the Imperial Parliament empowering Her Majesty so to do.

7. MR. COWPER to move, That an Address be presented to His Excellency the Governor, praying that His Excellency may be pleased to give directions that the issue of warrants for levying by distress, on the property of parties indebted for arrears of quit rents to the Crown, be suspended, until the reply of Her Majesty's Government can be obtained to the Address of the Council relative to the Crown Land Grievance Report.
8. MR. W. C. WENTWORTH to move, That David Maziere's Petition be printed.
9. MR. W. C. WENTWORTH to move, That David Maziere's Petition be taken into consideration.

ORDERS OF THE DAY :—

1. Registrar's Bill; second reading.
2. Coal Bill; second reading.
3. Audit Bill; to be considered in Committee.

TUESDAY, SEPTEMBER 9.

NOTICES OF MOTION :—

1. MR. W. C. WENTWORTH to move for leave to bring in a Bill to effect the object of the prayer of the Petition of William Russell, Esquire, of Regentville, in the County of Cumberland, presented by him on the 26th ultimo.
2. MR. ROBINSON to move, That a Select Committee be appointed to enquire and report as to the best positions for Light Houses, or Beacons in Bass' Straits, or on the coasts adjacent.
3. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of any correspondence that may have been entered into, together with extracts of Reports of any Surveys of Bass' Straits, made with the view of determining the most eligible sites for the erection of Light Houses.

ORDERS OF THE DAY :—

1. Ports and Harbours Act amendment Bill; second reading.

WEDNESDAY, SEPTEMBER 10.

1. Oaths in Public Departments Abolition Bill; second reading.
2. Punishment of Death in certain cases Abolition Bill; second reading.
3. Consideration of Governor's Message on Supplementary Estimate.

FRIDAY, SEPTEMBER 12.

1. Publicans Bill; second reading.

FRIDAY, SEPTEMBER 19.

1. Melbourne Police Surplus Revenue Bill; second reading.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorized to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 3 SEPTEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Assent to Bills:—The Speaker reported that His Excellency the Governor had assented to the following Bills:—
 - (1.) Offences relating to the Coin Bill.
 - (2.) Embezzlement by Government Officers Bill.
 - (3.) Punishment of Death in cases of Forgery Abolition Bill.
2. Quit Rents:—The Colonial Secretary laid upon the Table the Return to the Address on this subject, adopted on the motion of Mr. Cowper, on the 12th ultimo.
Ordered to be printed.
3. Savings' Bank accumulating Deposits:—Moved by Dr. Nicholson, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to direct to be laid upon the Table of this House, copies of the correspondence between the Trustees of the Savings' Bank and the Colonial Secretary, on the subject of the investment of the accumulating deposits.
Question put and passed, and Address to be presented by the Colonial Secretary and the Colonial Treasurer.
4. Customs Bill:—On motion of the Collector of Customs, the Council resolved itself into a Committee of the whole for the further consideration of this Bill.
The Chairman having reported the Bill with sundry amendments, Bill ordered to be engrossed, and read a third time on Wednesday next.
5. Estimates for 1846:—On the motion of the Colonial Treasurer, the further consideration in Committee of the Estimates of Expenditure for the year 1846, postponed until to-morrow.
6. Impounding Act amendment Bill:—On the motion of the Colonial Secretary, the third reading of this Bill postponed until Wednesday next.
7. Lunatics' Act amendment Bill having, on motion of the Colonial Secretary, been read a second time, the Council resolved itself into a Committee of the whole, for consideration thereof.
The Chairman having reported the Bill with amendments, Bill ordered to be engrossed, and read a third time on Wednesday next.
8. Savings' Bank loan to Sydney Corporation Bill:—On motion of Dr. Nicholson, the second reading of this Bill postponed until Wednesday next.
9. Tariff Bill:—The Governor's Message, received with this Bill yesterday, having been read, on motion of the Colonial Secretary, Bill, intituled, "*A Bill to alter and amend for a limited time, the Duties of Customs, and on Spirits Distilled in the Colony of New South Wales,*" read a first time, ordered to be printed, and read a second time on Wednesday next.
10. Colonial Distillation:—The Governor's Message on this subject, received yesterday, having, on motion of the Colonial Secretary, been read and considered, further consideration thereof postponed until the Estimate for Colonial Distilleries shall be under consideration in a Committee of the whole, on the Estimates of Expenditure for the year 1846.
Council adjourned at twenty minutes before eight o'Clock, until to-morrow, at Three o'Clock.

NOTICES

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, SEPTEMBER 4.

ORDER OF THE DAY:—

1. Estimates of Expenditure for the year 1846; further consideration in Committee.

FRIDAY, SEPTEMBER 5.

NOTICES OF MOTION:—

1. MR. WENTWORTH to move for leave to bring in a Bill to amend the laws for regulating Buildings and Party Walls, and for preventing mischiefs by fire in the City of Sydney, and to repeal an Act passed in the third year of the reign of Her present Majesty relating thereto.
2. MR. ICELY to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place on the Supplementary Estimate for 1845, a sum not exceeding £100, for the erection of a Look-up at Carcoar.
3. MR. WENTWORTH to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to direct to be laid upon the Table of this House, copies of all correspondence and instructions relating to the monopoly of coal said to be granted to the Australian Agricultural Company, and to the reservation of coal in Grants from the Crown; Also, copies of all correspondence and instructions relating to the writ of intrusion recently brought by the Attorney General against James Brown, for working a coal mine contrary to such reservations.
4. MR. LOWE to move, That this House do adopt Petitions to Her Majesty and both Houses of Parliament, praying the admission into the United Kingdom of Corn and Flour, the produce of the Australian Colonies, on the same terms as Canadian Corn.
5. DR. BLAND to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, the Memorial of Deputy Purveyor Croft, and the correspondence relative thereto.
6. DR. LANG to move, That a humble Address be presented to Her Majesty the Queen, transmitting a copy of the Resolutions passed by this House during the last Session of Council, recommending the establishment of a uniform and cheap postage throughout this Territory; and praying that Her Majesty will be graciously pleased to issue the requisite instructions for carrying the same into effect, in accordance with the provisions of an Act of the Imperial Parliament empowering Her Majesty so to do.
7. MR. COWPER to move, That an Address be presented to His Excellency the Governor, praying that His Excellency may be pleased to give directions that the issue of warrants for levying by distress, on the property of parties indebted for arrears of quit rents to the Crown, be suspended, until the reply of Her Majesty's Government can be obtained to the Address of the Council relative to the Crown Land Grievance Report.
8. MR. W. C. WENTWORTH to move, That David Maziere's Petition be printed.
9. MR. W. C. WENTWORTH to move, That David Maziere's Petition be taken into consideration.
10. MR. LOWE to move, That this Council do adopt Addresses to Her Majesty, and both Houses of Parliament, praying that She will be pleased to take the necessary steps to make good to the next of kin of deceased persons, the sums of which they have been defrauded by John Edye Manning, Esquire, late Registrar of the Supreme Court of New South Wales.
11. MR. LOWE to move, That it is the right of this Council to appropriate all sums raised under the 2nd William IV., No. 12, and, therefore, that the appropriation, by the Executive, of £1,458 14s. 2d., raised under that Act, is a violation of the rights of this Council.

ORDERS OF THE DAY:—

1. Registrar's Bill; second reading.
2. Coal Bill; second reading.
3. Audit Bill; to be considered in Committee.

TUESDAY, SEPTEMBER 9.

NOTICES OF MOTION:—

1. MR. W. C. WENTWORTH to move for leave to bring in a Bill to effect the object of the prayer of the Petition of William Russell, Esquire, of Regentville, in the County of Cumberland, presented by him on the 26th ultimo.
2. MR. ROBINSON to move, That a Select Committee be appointed to enquire and report as to the best positions for Light Houses, or Beacons in Bass' Straits, or on the coasts adjacent.
3. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of any correspondence that may have been entered into, together with extracts of Reports of any Surveys of Bass' Straits, made with the view of determining the most eligible sites for the erection of Light Houses.

ORDERS OF THE DAY:—

1. Ports and Harbours Act amendment Bill; second reading.

WEDNESDAY,

WEDNESDAY, SEPTEMBER 10.

1. Oaths in Public Departments Abolition Bill; second reading.
2. Punishment of Death in certain cases Abolition Bill; second reading.
3. Consideration of Governor's Message on Supplementary Estimate.
4. Customs' Bill; third reading.
5. Impounding Act amendment Bill; third reading.
6. Lunatics Act amendment Bill; third reading.
7. Savings' Bank Loan to Sydney Corporation Bill; second reading.
8. Tariff Bill; second reading.

FRIDAY, SEPTEMBER 12.

1. Publicans Bill; second reading.

FRIDAY, SEPTEMBER 19.

1. Melbourne Police Surplus Revenue Bill; second reading.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. M^c LEAY,

Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 4 SEPTEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Steam Mail Packets:—Mr. Robinson brought up the following Address to Her Majesty the Queen on this subject, drawn up in the terms ordered by the House on the 2nd instant.

To the Queen's Most Excellent Majesty.

" MOST GRACIOUS SOVEREIGN,

" We, your Majesty's loyal and dutiful subjects, the Members of the Legislative Council of New South Wales, in Council assembled, beg leave to approach your Majesty with the renewed assurance of our attachment to your Majesty's Royal Person and Government.

" We humbly pray that your Majesty will be graciously pleased to extend to this Colony, the benefit of the arrangement under which mails are now dispatched by Steam-Conveyance to India and China, on the same terms as to other British Colonies.

" We beg to assure your Majesty, that by granting the prayer of your Petitioners, your Majesty would confer a boon of the greatest importance, not only on this, but on all other of your Majesty's Colonies in this quarter of the Globe."

Also the following Address to His Excellency the Governor, requesting him to transmit the same to the Principal Secretary of State, for presentation to Her Majesty:—

" To His Excellency Sir George Gipps, Knight, Captain-General, and Governor-in-Chief of the Territory of New South Wales and its Dependencies, and Vice-Admiral of the same, &c., &c., &c.

" MAY IT PLEASE YOUR EXCELLENCY,

" We, Her Majesty's most dutiful and loyal subjects, the Members of the Legislative Council of New South Wales, in Council assembled, beg respectfully to request that your Excellency will be pleased to transmit to the Right Honorable the Secretary of State for the Colonies, for presentation to the Queen, the enclosed Petition to Her Majesty, adopted by the Legislative Council.

" We beg further respectfully to request, that your Excellency will be pleased to recommend to Her Majesty's Government, the favorable consideration of the Petition, praying that Her Majesty will be graciously pleased to extend to this Colony, the benefit of the arrangement under which Mails are now dispatched by Steam conveyance to India and China, on the same terms as to other British Colonies, in conformity with the prayer of the said Petition."

2. Registration of Marriages, Births, &c.:—The Colonial Secretary laid upon the Table the Return to the Address on this subject, adopted on the motion of Mr. Cowper, on the 19th ultimo.
3. Hinton; Court House and Court of Petty Sessions:—Mr. Windeyer presented a Petition from the householders of Hinton and its vicinity, in the Police District of Paterson, praying the Council to recommend to His Excellency the Governor, that a Court of Petty Sessions be henceforward holden at Hinton, and that a sum of money be placed upon the Estimates for the ensuing year, for the erection of a Court House within the township of Hinton; Petition read and received.
4. Estimates for 1846:—On the motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole, for the further consideration of the Estimates of Expenditure for the year 1846.
The Chairman reported progress, and obtained leave to sit again on Wednesday next. Council adjourned at half-past Six o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, SEPTEMBER 5.

NOTICES OF MOTION:—

1. MR. WENTWORTH to move for leave to bring in a Bill to amend the laws for regulating Buildings and Party Walls, and for preventing mischiefs by fire in the City of Sydney, and to repeal an Act passed in the third year of the reign of Her present Majesty relating thereto.
2. MR. ICELY to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place on the Supplementary Estimate for 1845, a sum not exceeding £100, for the erection of a Look-up at Carcoar.
3. MR. WENTWORTH to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to direct to be laid upon the Table of this House, copies of all correspondence and instructions relating to the monopoly of coal said to be granted to the Australian Agricultural Company, and to the reservation of coal in Grants from the Crown: Also, copies of all correspondence and instructions relating to the writ of intrusion recently brought by the Attorney General against James Brown, for working a coal mine contrary to such reservations.
4. MR. LOWE to move, That this House do adopt Petitions to Her Majesty and both Houses of Parliament, praying the admission into the United Kingdom of Corn and Flour, the produce of the Australian Colonies, on the same terms as Canadian Corn.
5. DR. BLAND to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, the Memorial of Deputy Purveyor Croft, and the correspondence relative thereto.
6. DR. LANG to move, That a humble Address be presented to Her Majesty the Queen, transmitting a copy of the Resolutions passed by this House during the last Session of Council, recommending the establishment of a uniform and cheap postage throughout this Territory; and praying that Her Majesty will be graciously pleased to issue the requisite instructions for carrying the same into effect, in accordance with the provisions of an Act of the Imperial Parliament empowering Her Majesty so to do.
7. MR. COWPER to move, That an Address be presented to His Excellency the Governor, praying that His Excellency may be pleased to give directions that the issue of warrants for levying by distress, on the property of parties indebted for arrears of quit rents to the Crown; be suspended, until the reply of Her Majesty's Government can be obtained to the Address of the Council relative to the Crown Land Grievance Report.
8. MR. W. C. WENTWORTH to move, That David Maziere's Petition be printed.
9. MR. W. C. WENTWORTH to move, That David Maziere's Petition be taken into consideration.
10. MR. LOWE to move, That this Council do adopt Addresses to Her Majesty and both Houses of Parliament, praying that She will be pleased to take the necessary steps to make good to the next of kin of deceased persons, the sums of which they have been defrauded by John Edye Manning, Esquire, late Registrar of the Supreme Court of New South Wales.
11. MR. LOWE to move, That it is the right of this Council to appropriate all sums raised under the 2nd William IV., No. 12, and, therefore, that the appropriation, by the Executive, of £1,458'14s.'2d., raised under that Act, is a violation of the rights of this Council.
12. MR. ROBINSON to move the adoption of the Addresses to Her Majesty the Queen, and His Excellency the Governor, on the subject of steam communication with England, presented by him yesterday, in conformity with a Resolution of the House on the 2nd instant.

ORDERS OF THE DAY:—

1. Registrar's Bill; second reading.
2. Coal Bill; second reading.
3. Audit Bill; to be considered in Committee.

TUESDAY, SEPTEMBER 9.

NOTICES OF MOTION:—

1. MR. W. C. WENTWORTH to move for leave to bring in a Bill to effect the object of the prayer of the Petition of William Russell, Esquire, of Regentville, in the County of Cumberland, presented by him on the 26th ultimo.
2. MR. ROBINSON to move, That a Select Committee be appointed to enquire and report as to the best positions for Light Houses, or Beacons, in Bass Straits, or on the coasts adjacent.
3. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of any correspondence that may have been entered into, together with extracts of Reports of any Surveys of Bass Straits, made with the view of determining the most eligible sites for the erection of Light Houses.

ORDERS OF THE DAY:—

1. Ports and Harbours Act amendment Bill; second reading.

WEDNESDAY,

WEDNESDAY, SEPTEMBER 10.

1. Oaths in Public Departments Abolition Bill ; second reading.
2. Punishment of Death in certain cases Abolition Bill ; second reading.
3. Consideration of Governor's Message on Supplementary Estimate.
4. Customs' Bill ; third reading.
5. Imponning Act amendment Bill ; third reading.
6. Lunatics Act amendment Bill ; third reading.
7. Savings' Bank Loan to Sydney Corporation Bill ; second reading.
8. Tariff Bill ; second reading.
9. Estimates of Expenditure for the year 1846 ; further consideration in Committee.

FRIDAY, SEPTEMBER 12.

1. Publicans Bill ; second reading.

FRIDAY, SEPTEMBER 19.

1. Melbourne Police Surplus Revenue Bill ; second reading.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorized to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. M^c LEAY,
Speaker.



VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

FRIDAY, 5 SEPTEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Building Act amendment Bill:—Mr. Wentworth having, pursuant to notice, moved for and obtained leave to bring in "*A Bill to amend the Laws for regulating Buildings and Party Walls, and for preventing mischiefs by fire in the City of Sydney, and to repeal an Act passed in the third year of the reign of Her present Majesty Queen Victoria, relating thereto,*" Bill read a first time; ordered to be printed, and read a second time on Tuesday next.
2. Corn and Flour Petitions:—Mr. Lowe postponed bringing forward his motion on this subject, until Tuesday, September 16.
3. Defalcation of the late Registrar of the Supreme Court:—Mr. Lowe postponed bringing forward his motion, on this subject, until Tuesday, September 9.
4. Carcoar Lock-up:—Mr. Icely moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place on the Supplementary Estimate for 1845, a sum not exceeding £100, for the erection of a Lock-up at Carcoar.
Debate ensued.
Question put and passed, and Address to be presented by the Colonial Secretary and the Colonial Treasurer.
5. Australian Agricultural Company's Monopoly of Coal:—Mr. Wentworth moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to direct to be laid upon the Table of this House, copies of all correspondence and instructions relating to the monopoly of coal, said to be granted to the Australian Agricultural Company, and to the reservation of coal in Grants from the Crown: Also, copies of all correspondence and instructions relating to the writ of intrusion recently brought by the Attorney General against James Brown, for working a coal mine contrary to such reservations.
Debate ensued.
Question put and passed, and Address to be presented by the Colonial Secretary and the Colonial Treasurer.
6. Deputy Purveyor Croft:—Dr. Bland moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, the Memorial of Deputy Purveyor Croft, and the correspondence relative thereto.
Question put and passed, and Address to be presented by the Colonial Secretary and the Colonial Treasurer.
7. Postage Resolutions:—Dr. Lang moved, pursuant to notice, That a humble Address be presented to Her Majesty the Queen, transmitting a copy of the Resolutions passed by this House during the last Session of Council, recommending the establishment of a uniform and cheap postage throughout this Territory; and praying that Her Majesty will be graciously pleased to issue the requisite instructions for carrying the same into effect, in accordance with the provisions of an Act of the Imperial Parliament empowering Her Majesty so to do.
Debate ensued.
Motion by leave withdrawn,—Dr. Lang giving notice that he would, on Tuesday next, move for leave to bring in a Bill to effect the object of it.
8. Masters' and Servants' Act:—Mr. Murray, as Chairman, brought up the Report from the Select Committee appointed on the 12th ultimo, to enquire into and report upon this Act.
Report ordered to be printed.
9. Distress for Quit Rents:—Mr. Cowper moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency may be pleased to give directions that the issue of warrants for levying by distress on the property of parties indebted for arrears of quit rents to the Crown, be suspended until the reply of Her Majesty's Government can be obtained to the Address of the Council relative to the Crown Land Grievance Report.
Debate ensued.
Question put and passed, and Address to be presented by the Colonial Secretary and the Colonial Treasurer.

10. David Maziere :—Moved by Mr. Wentworth, pursuant to notice, That David Maziere's Petition be printed.
Question put and passed.
Petition ordered to be printed accordingly.
Mr. Wentworth postponed bringing forward his motion for consideration of this Petition until Tuesday next.
11. Appropriations under Roads' Act:—Moved by Mr. Lowe, pursuant to notice, That it is the right of this Council to appropriate all sums raised under the 2nd William IV., No. 12, and, therefore, that the appropriation, by the Executive, of £1,458 14s. 2d., raised under that Act, is a violation of the rights of this Council.
Debate ensued.
Moved as an amendment by Mr. Wentworth, That a Select Committee of seven Members be appointed to enquire into, and report, within one month from the time of their appointment, upon the appropriation of monies raised under the Act, 2 Wil. IV., No. 12, and the Act 6 Victoria, No. 15.
Question on the amendment put and passed, and the following Committee appointed accordingly :—
- | |
|-------------------------|
| MR. WENTWORTH, |
| MR. COWPER, |
| MR. LOWE, |
| MR. LORD, |
| DR. NICHOLSON, |
| THE COLONIAL SECRETARY, |
| MR. WINDEYER. |
12. Steam Mail Packets :—The Addresses on this subject to Her Majesty the Queen, and His Excellency the Governor, presented to the Council yesterday, severally read and adopted on motion of Mr. Robinson, and ordered to be presented to His Excellency the Governor, by the Speaker and the Colonial Secretary.
Council adjourned at half-past Eight o'Clock, until Tuesday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, SEPTEMBER 9.

NOTICES OF MOTION :—

1. MR. W. C. WENTWORTH to move for leave to bring in a Bill to effect the object of the prayer of the Petition of William Russell, Esquire, of Regentville, in the County of Cumberland, presented by him on the 26th ultimo.
2. MR. ROBINSON to move, That a Select Committee be appointed to enquire and report as to the best positions for Light Houses, or Beacons in Bass' Straits, or on the coasts adjacent.
3. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of any correspondence that may have been entered into, together with extracts of Reports of any Surveys of Bass' Straits, made with the view of determining the most eligible sites for the erection of Light Houses.
4. MR. LOWE to move, That this Council do adopt Addresses to Her Majesty, and both Houses of Parliament, praying that She will be pleased to take the necessary steps to make good to the next of kin of deceased persons, the sums of which they have been defrauded by John Edye Manning, Esquire, late Registrar of the Supreme Court of New South Wales.
5. DR. LANG to move for leave to bring in a Bill to establish a uniform and cheap postage in this Colony.
6. MR. MURRAY to move for leave to bring in a Bill to amend and consolidate the laws between masters and servants in New South Wales.
7. MR. W. C. WENTWORTH to move, That David Maziere's Petition be taken into consideration.

ORDERS OF THE DAY :—

1. Ports and Harbours Act amendment Bill; second reading.
2. Building Act amendment Bill; second reading.
4. Registrar's Bill; second reading.
5. Coal Bill; second reading.
6. Audit Bill; to be considered in Committee.

WEDNESDAY, SEPTEMBER 10.

1. Oaths in Public Departments Abolition Bill; second reading.
2. Punishment of Death in certain cases Abolition Bill; second reading.
3. Consideration of Governor's Message on Supplementary Estimate.
4. Customs' Bill; third reading.
5. Impounding Act amendment Bill; third reading.
6. Lunatics Act amendment Bill; third reading.
7. Savings' Bank Loan to Sydney Corporation Bill; second reading.
8. Tariff Bill; second reading.
9. Estimates of Expenditure for the year 1846; further consideration in Committee.

FRIDAY, SEPTEMBER 12.

1. Publicans Bill; second reading.

TUESDAY,

TUESDAY, SEPTEMBER 16.

NOTICE OF MOTION:—

1. MR. LOWE to move, That this House do adopt Petitions to Her Majesty and both Houses of Parliament, praying the admission into the United Kingdom of Corn and Flour, the produce of the Australian Colonies, on the same terms as Canadian Corn.

FRIDAY, SEPTEMBER 19.

ORDER OF THE DAY:—

1. Melbourne Police Surplus Revenue Bill; second reading.

CONTINGENT NOTICES OF MOTION.

1. DR. LANG to move—when the present vacancies in the representation are filled up—That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 9 SEPTEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
 Lord Polwarth and Mr. Hutt:—The Speaker read the following Letters from Lord Polwarth, and Mr. Hutt.—

London, 15th April, 1845.

SIR,

I have the honor to acknowledge your letter of the 4th of January, 1845, enclosing a Petition to the House of Lords, which the Legislative Assembly of New South Wales have done me the honor to place in my hands for presentation to their Lordship's House.

I beg you will inform the Legislative Assembly that I am deeply sensible of the honor done me, and that I will take as favorable and early an opportunity of presenting it as is in my power.

I have the honor to be,

Sir,

Your obedient Servant,

POLWARTH.

TO THE HONORABLE ALEX. M'LEAY.

London, 10th April, 1845.

SIR,

I have to acknowledge the receipt of your letter of the 28th August, 1844, conveying to me the flattering intimation, that I had been honored by the Legislative Council of New South Wales with a vote of thanks, for my humble efforts in asserting the right of that Colony to share in any benefits conceded by the Imperial Legislature to Canada, or to any other portion of the British Empire.

I beg, Sir, that you will do me the favor to assure the Legislative Council, that I feel deeply gratified by this mark of their favorable consideration, and that I shall always esteem the constitutional rights and privileges of New South Wales as objects of earnest solicitude.

The Petition which the Legislative Council did me the honor to entrust to my care, I have this day presented to the House of Commons, and the House will order that important Petition to be printed.

In the course of a few days, I hope to have an opportunity of submitting to the consideration of the House, the expediency of placing the productions of Australian Agriculture on the same footing as those of Canada.

What may be the present decision of Parliament on this question, I will not presume to anticipate. That the rights of Australia in this respect, will be ultimately and speedily recognised by the British Parliament, I have no doubt whatever, but so long as anything shall remain to be conceded, I will never fail to urge the subject on its consideration.

I have now, Sir, only to express my thanks to you for the obliging terms in which you have been pleased to signify to me the wishes of the Legislative Council, and to assure you that I am,

With the highest consideration,

Your very humble and obedient servant,

WILLIAM HUTT.

TO THE HONORABLE

THE SPEAKER OF THE LEGISLATIVE COUNCIL.

2. Supreme Court Rules:—The Colonial Secretary laid upon the Table a copy of the Rules published by order of the Supreme Court, since the date of the last of those laid upon the Table on the 23rd of December last, with three explanatory letters from His Honor Chief Justice Stephen.
 Ordered to be printed.

3. Russell's Nepean Bridge Bill:—Mr. Wentworth having, pursuant to notice, moved for and obtained leave to bring in "A Bill to enable William Russell, Esquire, of Regent-villa, in the County of Cumberland, to erect and maintain a Bridge over the River Nepean, near the Town of Penrith, and to take toll thereat for a term of years, and for other purposes therein mentioned," Bill read a first time.
 Moved by Mr. Wentworth, That this Bill be now referred to the consideration of a Sub-Committee.
 Question put and passed, and the following Committee appointed accordingly:—

MR. WENTWORTH,
 MR. ROBINSON,
 MR. COWPER,
 MR. LAWSON,
 THE AUDITOR GENERAL.

4. Light Houses, Bass' Straits:—Moved by Mr. Robinson, pursuant to notice, That a Select Committee be appointed to enquire and report as to the best positions for Light Houses, or Beacons in Bass' Straits, or on the coasts adjacent.
 Question put and passed, and the following Committee appointed accordingly:—

MR. ROBINSON,
 MR. LAMB,
 THE COLLECTOR OF CUSTOMS,
 THE AUDITOR GENERAL,
 DR. NICHOLSON,
 THE COLONIAL SECRETARY,
 MR. LOWE.

5. Light Houses, Bass' Straits:—Moved by Mr. Robinson, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of any correspondence that may have been entered into, together with extracts of Reports of any Surveys of Bass' Straits, made with the view of determining the most eligible sites for the erection of Light Houses.
 Question put and passed, and Address to be presented by the Colonial Secretary and the Colonial Treasurer.

6. Defalcation of the late Registrar of the Supreme Court:—Moved by Mr. Lowe, pursuant to notice, That this Council do adopt Addresses to Her Majesty, and both Houses of Parliament, praying that She will be pleased to take the necessary steps to make good to the next of kin of deceased persons, the sums of which they have been defrauded by John Edye Manning, Esquire, late Registrar of the Supreme Court of New South Wales.
 Debate ensued.

Moved as an amendment by Mr. Robinson, That the word "they" be substituted for the word "she;" and that the words "of which they have been defrauded by" be expunged, and the following words substituted in their stead "deficient, owing to the defalcation in the accounts of."
 Debate continued.

Question on the amendment put and passed.
 Question on the original motion, as so amended, put and passed.
 Moved by Mr. Lowe, That a Select Committee be appointed to prepare Addresses in conformity with the Resolution just passed.
 Question put and passed, and the following Committee appointed accordingly:—

MR. LOWE,
 MR. ROBINSON,
 MR. COWPER,
 DR. NICHOLSON,
 THE COLONIAL SECRETARY,
 MR. W. C. WENTWORTH,
 MR. WINDEYER.

7. Equalization of Representation:—Dr. Lang fixed Tuesday next for bringing forward the motion which stands in his name on the contingent notices.
 8. Postage Bill:—Dr. Lang having, pursuant to notice, moved for and obtained leave to bring in "A Bill to make provision for the establishment of a uniform and cheap postage in New South Wales"; Bill read a first time, ordered to be printed, and read a second time on Tuesday next.

9. Masters' and Servants' Act:—Mr. Murray postponed bringing forward his motion on this subject until Friday next.

10. David Maziere:—David Maziere's Petition having been taken into consideration on motion of Mr. Wentworth, pursuant to notice,
 Moved by Mr. Wentworth, That an Address be presented to His Excellency the Governor, praying that he will cause the law officers of the Crown to take the necessary steps to avoid the grant issued to Michael O'Brien, and as soon as the same shall be so avoided, that he will issue a grant of the lands comprised therein to the Petitioner David Maziere.
 Debate ensued.

It having been agreed that the words "make enquiry into the allegations contained in the Petition of David Maziere, and if they be true to," should be introduced before the word "take."
 Question on the motion as so amended put and passed.—Mr. Wentworth giving notice that he would, on Friday next, bring up an Address prepared in conformity with the Resolution just passed.

11. Ports and Harbours Act amendment Bill, having on motion of Mr. Lamb, been read a second time, the Council resolved itself into a Committee of the whole for consideration thereof.
 The Chairman having reported the Bill with amendments, Bill ordered to be engrossed, and read a third time on Tuesday next.

12. Building Act amendment Bill, having, on motion of Mr. Wentworth, been read a second time, the Council resolved itself into a Committee of the whole for consideration thereof. The Chairman having reported the Bill without any amendment, Bill ordered to be engrossed, and read a third time on Friday next.
13. Registrar's Bill:—Second reading of this Bill postponed, on motion of Mr. Cowper, until Friday next.
14. Coal Bill:—Second reading of this Bill postponed, on motion of Mr. Lowe, until Friday next.
There not being twelve Members present, exclusive of the Speaker, the Speaker adjourned the Council at eight o'Clock until to-morrow at Three o' Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, SEPTEMBER 10.

ORDERS OF THE DAY:—

1. Oaths in Public Departments Abolition Bill; second reading.
2. Punishment of Death in certain cases Abolition Bill; second reading.
3. Consideration of Governor's Message on Supplementary Estimate.
4. Customs' Bill; third reading.
5. Impounding Act amendment Bill; third reading.
6. Lunatics Act amendment Bill; third reading.
7. Savings' Bank Loan to Sydney Corporation Bill; second reading.
8. Tariff Bill; second reading.
9. Estimates of Expenditure for the year 1846; further consideration in Committee.

FRIDAY, SEPTEMBER 12.

NOTICE OF MOTION:—

1. MR. MURRAY to move for leave to bring in a Bill to amend and consolidate the laws between masters and servants in New South Wales.

ORDERS OF THE DAY:—

1. Publicans Bill; second reading.
2. Building Act amendment Bill; third reading.
3. Registrar's Bill; second reading.
4. Coal Bill; second reading.

TUESDAY, SEPTEMBER 16.

NOTICES OF MOTION:—

1. MR. LOWE to move, That this House do adopt Petitions to Her Majesty and both Houses of Parliament, praying the admission into the United Kingdom of Corn and Flour, the produce of the Australian Colonies, on the same terms as Canadian Corn.
2. MR. ROBINSON to move, That the Petition from the Merchants, Shipowners, and Masters of Vessels trading to the Port of Sydney, presented on the 22nd ultimo, praying the establishment of a separate Police Court for Shipping, be taken into consideration.
3. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for 1846, the sum of £524 15s Od., for the establishment of a separate Police Court for Shipping.
4. DR. LANG to move, That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorized to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ORDERS OF THE DAY:—

1. Postage Bill; second reading.
2. Ports and Harbours Act amendment Bill; third reading.

FRIDAY, SEPTEMBER 19.

1. Melbourne Police Surplus Revenue Bill; second reading.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 10 SEPTEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Oaths in Public Departments Abolition Bill:—On motion of the Colonial Treasurer the second reading of this Bill postponed until Wednesday, September 17.
2. Punishment of Death in certain cases Abolition Bill:—On motion of the Colonial Treasurer the second reading of this Bill postponed until Wednesday, September 17.
3. Supplementary Estimate for 1845:—The Governor's Message on this subject, received on the 2nd instant, having been read, on motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole for consideration of the Supplementary Estimate of Expenditure for the year 1845, received therewith.
The Chairman reported progress, and obtained leave to sit again to-morrow.
4. Audit Bill:—Moved by Mr. Windeyer, that it be entered on the Votes and Proceedings of this Council to-day, that the omission to transfer to the Orders of the Day for Friday next, the order for the committal of the Audit Bill to a Committee of the whole House, in consequence of its standing as an undispensed Order of the Day, when the House was counted out on Tuesday last, was an error, and that that error be now rectified by placing the Order for the committal of the Audit Bill at the bottom of the Orders at present on the Paper for Friday next.
Question put and passed; Bill to be considered in Committee on Friday next.
5. Customs Bill:—On motion of the Collector of Customs, the third reading of this Bill postponed until Wednesday, September 17.
6. Impounding Act amendment Bill, read a third time and passed; to be presented to His Excellency the Governor for assent, by the Speaker and the Colonial Treasurer.
7. Lunatics Act amendment Bill:—On the order for the third reading of this Bill being called, moved, by Mr. Wentworth, That the Council do resolve itself into a Committee of the whole for further consideration of this Bill.
Question put and passed, and the Council resolved itself into Committee thereon accordingly.
The Chairman having again reported the Bill with further amendments, Bill ordered to be re-engrossed, as so further amended, and read a third time to-morrow.
8. Savings Bank loan to Sydney Corporation Bill:—On motion of the Colonial Secretary, the second reading of this Bill postponed until Wednesday, September 17.
9. Tariff Bill:—On motion of the Colonial Secretary, the second reading of this Bill postponed until to-morrow.
10. Estimates for the year 1846:—On motion of the Colonial Secretary, the further consideration in Committee of the Estimates of Expenditure for the year 1846, postponed until to-morrow.
Council adjourned at Eight o'Clock, until to-morrow at three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

 THURSDAY, SEPTEMBER 11.

ORDERS OF THE DAY:—

1. Supplementary Estimate for 1845 ; further consideration in Committee.
2. Lunatics' Act amendment Bill ; third reading.
3. Tariff Bill ; second reading.
4. Estimates of Expenditure for the year 1846 ; further consideration in Committee.

 FRIDAY, SEPTEMBER 12.

NOTICES OF MOTION:—

1. MR. MURRAY to move for leave to bring in a Bill to amend and consolidate the laws between masters and servants in New South Wales.
2. MR. MURRAY to move, That an Address be presented to His Excellency the Governor, praying that he will be pleased to place the sum of fifty pounds on the Estimates for 1846, to be expended in the erection of a bridge over the Yaas River, provided an equal amount be raised by private contribution.

ORDERS OF THE DAY:—

1. Publicans' Bill ; second reading.
2. Building Act amendment Bill ; third reading.
3. Registrar's Bill ; second reading.
4. Coal Bill ; second reading.
5. Audit Bill ; to be considered in Committee.

 TUESDAY, SEPTEMBER 16.

NOTICES OF MOTION:—

1. MR. LOWE to move, That this House do adopt Petitions to Her Majesty and both Houses of Parliament, praying the admission into the United Kingdom of Corn and Flour, the produce of the Australian Colonies, on the same terms as Canadian Corn.
2. MR. ROBINSON to move, That the Petition from the Merchants, Shipowners, and Masters of Vessels trading to the Port of Sydney, presented on the 22nd ultimo, praying the establishment of a separate Police Court for Shipping, be taken into consideration.
3. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for 1846, the sum of £524 15s 0d., for the establishment of a separate Police Court for Shipping.
4. DR. LANG to move, That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ORDERS OF THE DAY:—

1. Postage Bill ; second reading.
2. Ports and Harbours Act amendment Bill ; third reading.

 WEDNESDAY, 17 SEPTEMBER.

1. Oaths in Public Departments Abolition Bill ; second reading.
2. Punishment of Death in certain cases Abolition Bill ; second reading.
3. Customs' Bill ; third reading.
4. Savings' Bank Loan to Sydney Corporation Bill ; second reading.

 FRIDAY, SEPTEMBER 19.

1. Melbourne Police Surplus Revenue Bill ; second reading.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 11 SEPTEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
District Council of Grant:—Dr. Nicholson presented a Petition from certain Electors and Rate payers in the District of Grant, Port Phillip, praying the Council to adopt measures for suspending the operation of the District Council of Grant, and to provide for the liquidation of the expenses already incurred; Petition read and received.
2. Supplementary Estimate for 1845:—On the motion of the Colonial Treasurer, the further consideration in Committee of the Supplementary Estimate of Expenditure for the year 1845, postponed until Wednesday, September 17.
3. Lunatics' Act Amendment Bill; read a third time and *passed*; to be presented to His Excellency the Governor for assent, by the Speaker and the Colonial Treasurer.
4. Tariff Bill; having been read a second time, on motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole for consideration thereof.
The Chairman reported progress, and obtained leave to sit again on Wednesday next.
5. Estimates for the year 1846:—On the motion of the Colonial Treasurer the further consideration in Committee of the Estimates of Expenditure for the year 1846, postponed until Wednesday, September 17.
Council adjourned at a quarter before Nine o'Clock, until to-morrow at three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, SEPTEMBER 12.

NOTICES OF MOTION:—

1. MR. MURRAY to move for leave to bring in a Bill to amend and consolidate the laws between masters and servants in New South Wales.
2. MR. MURRAY to move, That an Address be presented to His Excellency the Governor, praying that he will be pleased to place the sum of fifty pounds on the Estimates for 1846, to be expended in the erection of a bridge over the Yass River, provided an equal amount be raised by private contribution.
3. DR. NICHOLSON to move, That the Petition presented by him yesterday, from the Electors and Rate-payers of the District of Grant, be printed.
4. MR. LOWE to move, That it be referred to the Committee on the Standing Orders, to enquire and report to the House, whether any improvement can be effected in reporting the debates of this Council.
5. MR. W. C. WENTWORTH to bring up the Address to His Excellency the Governor, in the case of David Maziere, prepared in conformity with the Resolution of the Council of the 9th instant.

ORDERS OF THE DAY:—

1. Publicans' Bill; second reading.
2. Building Act amendment Bill; third reading.
3. Registrar's Bill; second reading.
4. Coal Bill; second reading.
5. Audit Bill; to be considered in Committee.

TUESDAY

TUESDAY, SEPTEMBER 16.

NOTICES OF MOTION:—

1. MR. LOWE to move, That this House do adopt Petitions to Her Majesty and both Houses of Parliament, praying the admission into the United Kingdom of Corn and Flour, the produce of the Australian Colonies, on the same terms as Canadian Corn.
2. MR. ROBINSON to move, That the Petition from the Merchants, Shipowners, and Masters of Vessels trading to the Port of Sydney, presented on the 22nd ultimo, praying the establishment of a separate Police Court for Shipping, be taken into consideration.
3. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for 1846, the sum of £524 15s Od., for the establishment of a separate Police Court for Shipping.
4. DR. LANG to move, That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.

ORDERS OF THE DAY:—

1. Postage Bill; second reading.
2. Ports and Harbours Act amendment Bill; third reading.

WEDNESDAY, SEPTEMBER 17.

NOTICE OF MOTION:—

1. THE COLONIAL TREASURER to move, That a Select Committee be appointed, to whom the Estimate of the further sum of £1,000 for the construction of a Bridge over the Yarra Yarra, shall be referred.

ORDERS OF THE DAY:—

1. Oaths in Public Departments Abolition Bill; second reading.
2. Punishment of Death in certain cases Abolition Bill; second reading.
3. Customs Bill; third reading.
4. Savings Bank Loan to Sydney Corporation Bill; second reading.
5. Supplementary Estimate for 1845; further consideration in Committee.
6. Tariff Bill; further consideration in Committee.
7. Estimates of Expenditure for the year 1846; further consideration in Committee.

FRIDAY, SEPTEMBER 19.

1. Melbourne Police Surplus Revenue Bill; second reading.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

FRIDAY, 12 SEPTEMBER, 1845

1. Council met pursuant to adjournment; the Speaker took the Chair.
The following Messages from His Excellency the Governor received and read.

(1.) Roads throughout the Colony.

Message from His Excellency the Governor, to the Legislative Council, replying to an Address from the Council, dated the 29th August, 1845, wherein His Excellency was requested to place upon the Supplementary Estimate for the present year, the sum of five thousand pounds, in aid of the Land Fund, with a view to making such repairs as may be most wanted on the Roads throughout the Colony.

GENTLEMEN,

On the Supplementary Estimate, which I presented to the Council on the 2nd instant, the sums of £3,000, and £1,000, were inserted for the purpose of repairing Bridges on the high roads of communication in the Middle and Southern Districts of the Colony; but I regret it is not in my power to propose that any sums for the repair, either of Bridges or Roads, should be given in aid of the Land Fund, as in so doing, I should imply that the repair of Roads and Bridges is a charge upon the Land Fund, contrary to what I understand to be the intention of the Constitutional Act of the Colony, and also of the Act of Parliament passed for the regulation of the Sale of Crown Lands in the Australian Colonies.

GEORGE GIPPS.

Government House,

Sydney, 12th September, 1845.

Message ordered to be printed.

(2.) Australian Agricultural Company's monopoly of Coal.

Message from His Excellency the Governor, to the Legislative Council, replying to an Address from the Council, dated the 5th September, 1845, in which His Excellency was requested to lay before the Council, Copies of all correspondence and instructions relating to the monopoly of Coal, said to be granted to the Australian Agricultural Company, and to the reservation of Coal in grants from the Crown. Also, Copies of all correspondence and instructions relating to the Writ of Intrusion, recently brought by the Attorney General, against James Brown, for working a Coal Mine contrary to such reservations.

GENTLEMEN,

I will cause Copies to be laid before the Council, of the documents which shew the nature of the engagements now existing between the Government and the Australian Agricultural Company, respecting the working of Coal in the Colony.

I regret that I cannot think it proper to publish the instructions recently given by this Government to its confidential Law Officers, in respect to an action brought against an individual to restrain him from working Coal, contrary to the terms on which he holds a certain Grant of Land from the Crown.

GEORGE GIPPS.

Government House,

Sydney, 12th September, 1845.

Message ordered to be printed.

(3.)

(3.) Distress for Quit Rents.

Message from His Excellency the Governor, to the Legislative Council, replying to an Address from the Council, dated the 5th September, 1845, wherein His Excellency was requested "to give directions that the issue of Warrants for levying by "distress, on the property of parties indebted for arrears of Quit Rents to the "Crown, be suspended, until the reply of Her Majesty's Government can be obtained "to the Address of the Council relative to the Crown Land Grievance Report."

GENTLEMEN,

I greatly regret that I cannot, consistently with my sense of public duty, give directions in respect to the collection of Quit Rents, which might seem on my part to imply a doubt of the validity of debts owing by parties in this Colony to the Crown.

GEORGE GIPPS.

*Government House,
Sydney, 12th September, 1845.*

Message ordered to be printed.

(4.) Compensation for abolished offices.

Message from His Excellency the Governor, to the Legislative Council, communicating to the Council the reply of Her Most Gracious Majesty, to an Address from the Council to Her Majesty, adopted by the Council on the 21st June, 1844.

GENTLEMEN,

I have the honor herewith to present to the Council, a copy of a Despatch, dated the 8th December, 1844, which I have received from the Right Honorable Lord Stanley, Her Majesty's Principal Secretary of State for the Colonies, containing Her Majesty's reply to an Address, which was adopted by the Council on the 21st day of June, in the year 1844.

GEORGE GIPPS.

*Government House,
Sydney, 12th September, 1845.*

Message, together with the copy of Despatch therewith, ordered to be printed.

2. Melbourne Police Office:—Mr. Robinson presented a Petition from the Mayor, Aldermen, and Councillors, of the Town of Melbourne, praying an augmentation of the sum voted for the erection of a Police Office in Melbourne; Petition read and received.
3. St. Kilda:—Mr. Robinson presented a Petition from the Mayor, Aldermen, and Councillors, of the Town of Melbourne, praying the Council will not take any steps in reference to the Petition from St Kilda, which will in any way affect the franchises, immunities, and privileges of the Corporation of Melbourne, without the consent and concurrence of the Town Council of Melbourne.
Petition read at length on motion of Mr. Lowe.
Moved by Mr. Robinson, that the Petition be received, and referred to the Select Committee on the St Kilda Petition.
Debate ensued.
Question put and passed, and Petition ordered to be so referred accordingly.
4. Savings' Bank Loan to Melbourne Corporation:—Mr. Robinson presented a Petition from the Mayor, Aldermen, and Councillors, of the Town of Melbourne, praying that the authority which it is proposed to extend to the Savings' Bank of New South Wales, to lend a portion of its Deposits to the Sydney Corporation, may be extended so as to apply also to the Melbourne Corporation; Petition read and received.
5. Extension of Representation:—Mr. Robinson presented a Petition from the Mayor, Aldermen, and Councillors, of the Town of Melbourne, praying the Council to make provision, in any measure for increasing the Representation of the Colony in the Legislative Council, for securing to the Port Phillip District a fair proportion in the Representation of the whole Colony; Petition read and received.
6. Publicans' Bill:—Dr. Bland presented a Petition from certain Inhabitants of Sydney, friendly to the peace and well being of society, by the promotion of temperance among the people, praying certain alterations in the existing laws regulating public houses; Petition read and received.
7. Masters' and Servants':—Mr. Murray postponed bringing forward his motion on this subject until Tuesday next.
8. Bridge over the Yass River:—Mr. Murray moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that he will be pleased to place the sum of fifty pounds on the Estimates for 1846, to be expended in the erection of a bridge over the Yass River, provided an equal amount be raised by private contribution.
Debate ensued.
Question put and passed; Address to be presented by the Colonial Secretary and the Colonial Treasurer.

9. District Council of Grant :—Dr. Nicholson moved, pursuant to notice, That the Petition presented by him yesterday from the Electors and Rate-payers of the District of Grant be printed.
Question put and passed, and Petition ordered to be printed accordingly.
10. Reporting Debates :—Mr. Lowe moved, pursuant to notice, That it be referred to the Committee on the Standing Orders, to enquire and report to the House, whether any improvement can be effected in reporting the debates of this Council.
Debate ensued.
Question put and passed.
11. David Maziere :—Mr. W. C. Wentworth having, pursuant to notice, brought up the Address to His Excellency the Governor, in the case of David Maziere, prepared in conformity with the Resolution of the Council, of the 9th instant :—Address read, and ordered to be presented by the Colonial Secretary and the Colonial Treasurer.
12. Publicans' Bill, on motion of Mr. Wentworth, read a second time; to be considered in Committee on Tuesday next.
13. Building Act amendment Bill, on motion of Mr. Wentworth, read a third time, and passed; to be presented to His Excellency the Governor for Assent, by the Speaker and the Colonial Secretary.
14. Registrar's Bill :—On motion of Mr. Cowper, the second reading of this Bill postponed, until Tuesday next.
15. Coal Bill having been read a second time, on motion of Mr. Lowe, the Council resolved itself into a Committee of the whole, for consideration thereof.
The Chairman having reported the Bill with sundry amendments, Bill ordered to be engrossed, and read a third time on Tuesday next.
16. Audit Bill :—On motion of Mr. Lowe, the consideration of this Bill in Committee, postponed until Tuesday next.
Council adjourned at half-past Seven o'Clock, until Tuesday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, SEPTEMBER 16.

NOTICES OF MOTION :—

1. MR. LOWE to move, That this House do adopt Petitions to Her Majesty and both Houses of Parliament, praying the admission into the United Kingdom of Corn and Flour, the produce of the Australian Colonies, on the same terms as Canadian Corn.
2. MR. ROBINSON to move, That the Petition from the Merchants, Shipowners, and Masters of Vessels trading to the Port of Sydney, presented on the 22nd ultimo, praying the establishment of a separate Police Court for Shipping, be taken into consideration.
3. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for 1846, the sum of £524 15s Od., for the establishment of a separate Police Court for Shipping.
4. DR. LANG to move, That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony :—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.
5. MR. MURRAY to move for leave to bring in a Bill to amend and consolidate the laws between masters and servants in New South Wales.

ORDERS OF THE DAY :—

1. Postage Bill; second reading.
2. Ports and Harbours Act amendment Bill; third reading.
3. Publicans' Bill; to be considered in Committee.
4. Registrar's Bill; second reading.
5. Coal Bill; third reading.
6. Audit Bill; to be considered in Committee.

WEDNESDAY, SEPTEMBER 17.

NOTICE OF MOTION :—

1. THE COLONIAL TREASURER to move, That a Select Committee be appointed, to whom the Estimate of the further sum of £1,000 for the construction of a Bridge over the Yarra Yarra, shall be referred.

ORDERS

ORDERS OF THE DAY:—

1. Oaths in Public Departments Abolition Bill ; second reading.
2. Punishment of Death in certain cases Abolition Bill ; second reading.
3. Customs' Bill ; third reading.
4. Savings' Bank Loan to Sydney Corporation Bill ; second reading.
5. Supplementary Estimate for 1845 ; further consideration in Committee.
6. Tariff Bill ; further consideration in Committee.
7. Estimates of Expenditure for the year 1846 ; further consideration in Committee.

FRIDAY, SEPTEMBER 19.

1. Melbourne Police Surplus Revenue Bill ; second reading.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

TUESDAY, 16 SEPTEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
John Lamb, Esquire:—The Colonial Secretary laid upon the Table, a copy of the Despatch, No. 35, of 17th April, 1845, together with a copy of the Warrant, bearing date the 14th April, 1845, confirming the appointment of John Lamb, Esquire, as a Non-elective Member of the Legislative Council.
2. Corn Petition:—Mr. Lowe moved, pursuant to notice, That this House do adopt a Petition to the House of Commons, praying the admission into the United Kingdom, of Corn and Flour, the produce of the Australian Colonies, on the same terms as Canadian Corn.
Debats ensued.
Question put and passed.
Moved by Mr. Lowe, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole, to take into consideration the Petition.
Question put and passed, and the Council resolved itself into Committee accordingly.
The Chairman reported the following Resolution:—
“That it is the opinion of this Committee, that the Draft Petition submitted to them, be referred to the consideration of a Select Committee, with instructions to report thereon to the House.”
Moved by Mr. Darvall, That the House do adopt this Resolution.
Debate ensued.
Question put; Council divided.

Ayes, 10,

MR. ROBINSON,
MR. BERRY,
MR. LAMB,
THE AUDITOR GENERAL,
THE COLLECTOR OF CUSTOMS,
THE ATTORNEY GENERAL,
THE COLONIAL SECRETARY,
MR. DARVALL,
MR. HAMILTON,
THE COLONIAL TREASURER, (Teller.)

Noes, 11.

DR. NICHOLSON,
MR. LOWE,
MR. WINDEYER,
MR. W. C. WENTWORTH,
MR. LORD,
MR. COWPER,
CAPTAIN DUMARESQ,
MR. BRADLEY,
DR. BLAND,
DR. LANG,
MR. MURRAY, (Teller.)

3. Laborers from Van Diemen's Land:—Mr. Murray presented a Petition from certain landed proprietors, stockholders, and other inhabitants of the Districts of Yass, Lachlan, and Murrumbidgee, praying the Council to present an Address to His Excellency the Governor, praying that he will be pleased to place upon the Supplementary Estimate for 1845, the sum of £5,000, for the introduction of laborers from Van Diemen's Land.
Moved by Mr. Cowper, That the Petition be read at length.
Question put and passed, and Petition read at length accordingly.
Moved by Mr. Murray, That the Petition be received.
Debate ensued.
Question put; Council divided.

Ayes, 5.

MR. WINDEYER,
DR. NICHOLSON,
MR. ROBINSON,
DR. LANG,
MR. MURRAY, (Teller.)

Noes, 15.

THE COLONIAL SECRETARY,
MR. LOWE,
THE ATTORNEY GENERAL,
MR. HAMILTON,
THE AUDITOR GENERAL,
MR. COWPER,
MR. W. C. WENTWORTH,
MR. LORD,
CAPTAIN DUMARESQ,
MR. BRADLEY,
MR. BERRY,
MR. DARVALL,
DR. BLAND,
THE COLLECTOR OF CUSTOMS,
THE COLONIAL TREASURER, (Teller.)

4. Separate Water Police Court :—Mr. Robinson postponed bringing forward his motions on this subject until Friday next.
5. Extension of Representation :—Dr. Lang postponed bringing forward his motions on this subject until Friday next.
6. Savings' Bank Accumulating Deposits :—The Colonial Secretary laid upon the Table the Return to the Address on this subject, adopted on the motion of Dr. Nicholson, on the 3rd instant.
7. Masters' and Servants' Laws consolidation Bill :—Mr. Murray, having, pursuant to notice, moved for and obtained leave to bring in "A Bill to amend and consolidate the Laws between Masters and Servants, in New South Wales;" Bill read a first time; ordered to be printed, and read a second time on Tuesday, September 30.
8. Postage Bill: moved by Dr. Lang that this Bill be now read a second time.
Debate ensued.
Question put and passed; Bill read a second time, accordingly, and ordered to be considered in Committee on Friday next.
9. Ports and Harbours Act Amendment Bill: on motion of Mr. Lamb, read a third time and passed; to be presented to His Excellency the Governor for assent, by the Speaker and the Colonial Secretary.
10. Publicans Bill :—On motion of Mr. Wentworth, the consideration of this Bill in Committee, postponed until Friday next.
11. Registrar's Bill :—On motion of the Colonial Secretary, the second reading of this Bill postponed until to-morrow.
12. Coal Bill :—On motion of Mr. Lowe, read a third time and passed; to be presented to His Excellency the Governor for assent, by the Colonial Treasurer and the Attorney General.
13. Audit Bill :—Moved by Mr. Lowe, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for consideration of this Bill.
Debate ensued.
Question put and passed, and the Council resolved itself into Committee accordingly. There not being twelve Members present, exclusive of the Speaker, the Speaker adjourned the Council at half-past Eight o'clock, until to-morrow at Three o'clock!

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, SEPTEMBER 17.

NOTICES OF MOTION :—

1. THE COLONIAL TREASURER to move, That a Select Committee be appointed, to whom the Estimate of the further sum of £1,000 for the construction of a Bridge over the Yarra Yarra, shall be referred.
2. DR. NICHOLSON to move, That the Return to the Address for Papers respecting the accumulating deposits in the Savings' Bank, adopted on his motion on the 3rd instant, and laid upon the Table yesterday, be printed.

ORDERS OF THE DAY :—

1. Oaths in Public Departments Abolition Bill; second reading.
2. Punishment of Death in certain cases Abolition Bill; second reading.
3. Customs' Bill; third reading.
4. Savings' Bank Loan to Sydney Corporation Bill; second reading.
5. Supplementary Estimate for 1845; further consideration in Committee.
6. Tariff Bill; further consideration in Committee.
7. Estimates of Expenditure for the year 1846; further consideration in Committee.
8. Registrar's Bill; second reading.

FRIDAY, SEPTEMBER 19.

NOTICES OF MOTION :—

1. MR. ROBINSON to move, That the Petition from the Merchants, Shipowners, and Masters of Vessels trading to the Port of Sydney, presented on the 22nd ultimo, praying the establishment of a separate Police Court for Shipping, be taken into consideration.
2. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for 1846, the sum of £524 15s Od., for the establishment of a separate Police Court for Shipping.

3. DR. LANG to move, That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
- (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorized to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.
4. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to order to be laid upon the Table of this House, a nominal list of such Convicts, emancipated Convicts, and holders of Tickets of Leave, as have solicited His Excellency at any time during the last seven years, to recommend to the Secretary of State to send out to them their wives and families at the national expense; specifying the numbers, the sexes, the ages, and the places of abode of the members of such families respectively, and the cases in which such applications have been acceded to by the local Government, and acted upon by the Secretary of State; with such additional information as it may be practicable to procure, in regard to the number of Convicts, and emancipated Convicts, throughout the Colony, who have wives and families in the United Kingdom.

ORDERS OF THE DAY:—

1. Melbourne Police Surplus Revenue Bill; second reading.
2. Postage Bill; to be considered in Committee.
3. Publicans' Bill; to be considered in Committee.

TUESDAY, SEPTEMBER 30.

1. Masters' and Servants' laws consolidation Bill; second reading.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 17 SEPTEMBER, 1845.

- Council met pursuant to adjournment; the Speaker took the Chair.
 Bridge over the Yarra Yarra:—The Colonial Treasurer moved, pursuant to notice, That a Select Committee be appointed, to whom the Estimate of the further sum of £1,000 for the construction of a Bridge over the Yarra Yarra, shall be referred.
 Question put and passed, and the following Committee appointed accordingly:—

THE COLONIAL TREASURER.

MR. ROBINSON,
 MR. COWPER,
 DR. NICHOLSON,

DR. LANG,
 THE COLONIAL SECRETARY,
 MR. W. C. WENTWORTH.

- Committee to report to the House within a week from their appointment.
- Savings' Bank accumulating Deposits:—Dr. Nicholson moved, pursuant to notice, That the Return to the Address for Papers respecting the accumulating deposits in the Savings' Bank, adopted on his motion on the 3rd instant, and laid upon the Table yesterday, be printed.
 Question put and passed, and Return ordered to be printed accordingly.
 - John Davis:—Dr. Lang presented a Petition from John Davis, praying to be heard at the Bar of the House, against the proposed reduction of the Duty on Spirits; Petition read and received.
 - Oaths in Public Departments Abolition Bill:—On motion of the Colonial Secretary, read a second time; to be considered in Committee on Wednesday, October 1.
 - Punishment of Death in certain cases Abolition Bill:—On motion of the Attorney General, read a second time; to be considered in Committee on Wednesday, October 1.
 - Customs' Bill:—On the order for the third reading of this Bill being called, moved by the Collector of Customs, That the Council do resolve itself into a Committee of the whole, for further consideration of this Bill.
 Question put and passed; and the Council resolved itself into Committee accordingly. The Chairman reported progress, and obtained leave to sit again to-morrow.
 - Savings' Bank loan to Sydney Corporation Bill:—On motion of Dr. Nicholson, the second reading of this Bill postponed until Wednesday, September 24.
 - Supplementary Estimate for 1845:—On motion of the Colonial Treasurer, the further consideration in Committee of the Supplementary Estimate of Expenditure for the year 1845, postponed until to-morrow.
 - Tariff Bill:—On motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole, for the further consideration of this Bill.
 The Chairman reported progress, and obtained leave to sit again to-morrow.
 - Postponements:—On motion of the Colonial Treasurer, the following Orders of the Day postponed until to-morrow:—
 (1.) Estimates of Expenditure for the year 1846; further consideration in Committee.
 (2.) Registrar's Bill; second reading.
 Council adjourned at Nine o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, SEPTEMBER 18.

ORDERS OF THE DAY:—

- Customs' Bill; further consideration in Committee.
- Supplementary Estimate for 1845; further consideration in Committee.
- Tariff Bill; further consideration in Committee.
- Estimates of Expenditure for the year 1846; further consideration in Committee.
- Registrar's Bill; second reading.

FRIDAY,

FRIDAY, SEPTEMBER 19.

NOTICES OF MOTION :—

1. MR. ROBINSON to move, That the Petition from the Merchants, Shipowners, and Masters of Vessels trading to the Port of Sydney, presented on the 22nd ultimo, praying the establishment of a separate Police Court for Shipping, be taken into consideration.
2. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for 1846, the sum of £524 15s Od., for the establishment of a separate Police Court for Shipping.
3. DR. LANG to move, That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.
4. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to order to be laid upon the Table of this House, a nominal list of such Convicts, emancipated Convicts, and holders of Tickets of Leave, as have solicited His Excellency at any time during the last seven years, to recommend to the Secretary of State to send out to them their wives and families at the national expense; specifying the numbers, the sexes, the ages, and the places of abode of the members of such families respectively, and the cases in which such applications have been acceded to by the local Government, and acted upon by the Secretary of State; with such additional information as it may be practicable to procure, in regard to the number of Convicts, and emancipated Convicts, throughout the Colony, who have wives and families in the United Kingdom.
5. MR. ROBINSON to move for leave to bring in a Bill to enable the Trustees of the Savings' Banks of New South Wales and Port Phillip respectively, to lend money to the Corporation of Melbourne, and the Mechanics Institution there.
6. MR. COWPER to move, That an Address be presented to His Excellency the Governor, requesting that he will be pleased to cause to be laid upon the Table of this House, a Return of all Fees received by the Judge and other Officers of the Court of Vice Admiralty respectively, since the 1st January, 1840, under the Act of Parliament, 2 Will. IV., c. 51.
7. MR. COWPER to move, That an Address be presented to His Excellency the Governor, requesting that he will be pleased to cause to be laid upon the Table of this House, a Copy of any correspondence which has taken place between the Colonial Government and the Bishop of Australia, since the 1st January last, respecting the appropriation of the sum voted for the Schools in connexion with the Church of England.

ORDERS OF THE DAY :—

1. Melbourne Police Surplus Revenue Bill; second reading.
2. Postage Bill; to be considered in Committee.
3. Publicans' Bill; to be considered in Committee.

 WEDNESDAY, SEPTEMBER 24.

1. Savings' Bank Loan to Sydney Corporation Bill; second reading.

 TUESDAY, SEPTEMBER 30.

1. Masters' and Servants' laws consolidation Bill; second reading.

 WEDNESDAY, OCTOBER 1.

1. Oaths in Public Departments Abolition Bill; to be considered in Committee.
2. Punishment of Death in certain cases Abolition Bill; to be considered in Committee.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 18 SEPTEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
John Udny:—Dr. Nicholson presented a Petition from John Udny, praying the Council to present an Address to His Excellency the Governor, requesting His Excellency to place such a sum of money on the Estimates as His Excellency may deem proper, as some remuneration to Petitioner for his past services, in selecting emigrants and disseminating information respecting the Colony, in the Mother Country: Petition read and received.
2. Customs' Bill:—On motion of the Collector of Customs, the Council resolved itself into a Committee of the whole, for the further consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again on Wednesday, September 24.
3. Supplementary Estimate for 1845:—On motion of the Colonial Secretary, the further consideration in Committee of the Supplementary Estimate of Expenditure for the year 1845, postponed until Wednesday, September 24.
4. Tariff Bill:—On motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole, for the further consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again to-morrow.
5. Estimates of Expenditure for the year 1846:—On motion of the Colonial Secretary the further consideration in Committee of the Estimates of Expenditure for the year 1846, postponed until Wednesday, September 24.
6. Registrar's Bill:—On motion of Mr. Cowper the second reading of this Bill postponed until Tuesday, September 23.
Council adjourned at a quarter after Eight o'Clock, until to-morrow, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, SEPTEMBER 19.

NOTICES OF MOTION:—

1. Mr. ROBINSON to move, That the Petition from the Merchants, Shipowners, and Masters of Vessels trading to the Port of Sydney, presented on the 22nd ultimo, praying the establishment of a separate Police Court for Shipping, be taken into consideration.
2. Mr. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for 1846, the sum of £524 15s 0d., for the establishment of a separate Police Court for Shipping.
3. DR. LANG to move, That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.
4. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to order to be laid upon the Table of this House, a nominal list of such Convicts, emancipated Convicts, and holders of Tickets of Leave, as have solicited His Excellency at any time during the last seven years, to recommend to the Secretary of State to send out to them their wives and families at the national expence; specifying the numbers, the sexes, the ages, and the places of abode of the members of such families respectively, and the cases in which such applications have been acceded to by the local Government, and acted upon by the Secretary of State; with such additional information as it may be practicable to procure, in regard to the number of Convicts, and emancipated Convicts, throughout the Colony, who have wives and families in the United Kingdom.

5. MR. ROBINSON to move for leave to bring in a Bill to enable the Trustees of the Savings' Banks of New South Wales and Port Phillip respectively, to lend money to the Corporation of Melbourne, and the Mechanics Institution there.
6. MR. COWPER to move, That an Address be presented to His Excellency the Governor, requesting that he will be pleased to cause to be laid upon the Table of this House, a Return of all Fees received by the Judge and other Officers of the Court of Vice Admiralty respectively, since the 1st January, 1840, under the Act of Parliament, 2 Wil. IV., c. 51.
7. MR. COWPER to move, That an Address be presented to His Excellency the Governor, requesting that he will be pleased to cause to be laid upon the Table of this House, a Copy of any correspondence which has taken place between the Colonial Government and the Bishop of Australia, since the 1st January last, respecting the appropriation of the sum voted for the Schools in connexion with the Church of England.

ORDERS OF THE DAY:—

1. Melbourne Police Surplus Revenue Bill; second reading.
2. Postage Bill; to be considered in Committee.
3. Publicans' Bill; to be considered in Committee.
4. Tariff Bill; further consideration in Committee.

TUESDAY, SEPTEMBER 23.

1. Registrar's Bill; second reading.

WEDNESDAY, SEPTEMBER 24.

1. Savings' Bank Loan to Sydney Corporation Bill; second reading.
2. Customs' Bill; further consideration in Committee.
3. Supplementary Estimate for 1845; further consideration in Committee.
4. Estimates of Expenditure for the year 1846; further consideration in Committee.

TUESDAY, SEPTEMBER 30.

1. Masters' and Servants' laws consolidation Bill; second reading.

WEDNESDAY, OCTOBER 1.

1. Oaths in Public Departments Abolition Bill; to be considered in Committee.
2. Punishment of Death in certain cases Abolition Bill; to be considered in Committee.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

FRIDAY, 19 SEPTEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Henry Macdermott, Esquire:—Mr. Allen presented a Petition from Henry Macdermott, of Sydney, Esquire, praying the Council to adopt such measures as to them shall seem meet, for procuring to Petitioner the repayment of the expenses incurred by him, in defending certain proceedings instituted against him in the Supreme Court, by an order of the House, for an alleged breach of the privileges of the Council; Petition read and received.
2. Slaughtering of Cattle: Mr. Murray, as Chairman, brought up the Report from the Select Committee appointed on the 12th ultimo, to enquire into and report upon the operation of an Act of the Governor and Council, 5 William IV., No. 1, intituled "*An Act for regulating the Slaughtering of Cattle.*"
Report ordered to be printed.
3. Separate Water Police Court:—In absence of Mr. Robinson, Mr. Cowper postponed the two motions on this subject, of which Mr. Robinson had given notice for to-day, until Tuesday, September 23.
4. Extension of Electoral Representation:—Dr. Lang postponed bringing forward his motions on this subject, until Tuesday, September 23.
5. Convicts' Wives and Families:—Dr. Lang moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to order to be laid upon the Table of this House, a nominal list of such Convicts, emancipated Convicts, and holders of Tickets of Leave, as have solicited His Excellency at any time during the last seven years, to recommend to the Secretary of State to send out to them their wives and families at the national expense; specifying the numbers, the sexes, the ages, and the places of abode of the members of such families respectively, and the cases in which such applications have been acceded to by the local Government, and acted upon by the Secretary of State; with such additional information as it may be practicable to procure, in regard to the number of Convicts, and emancipated Convicts, throughout the Colony, who have wives and families in the United Kingdom.
Debate ensued.
Moved as an amendment by the Colonial Secretary, That all the words following the word "House" be expunged, and the following words substituted, "a numerical list of such Convicts and holders of Tickets of Leave, as have solicited His Excellency at any time during the last seven years, to recommend to the Secretary of State to send out to them their wives and families at the national expense; specifying the numbers, the sexes, and the ages of the members of such families respectively, and the cases in which such applications have not yet been acceded to by the Secretary of State."
Question on the amendment put and passed.
Question on the original motion as so amended put and passed, and Address to be presented by the Speaker and the Colonial Secretary.
6. Savings' Banks Loans to Melbourne Corporation:—In absence of Mr. Robinson, Mr. Cowper postponed the motion on this subject, of which Mr. Robinson had given notice for to-day, until Tuesday, September 23.
7. Admiralty Court Fees:—Mr. Cowper moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that he will be pleased to cause to be laid upon the Table of this House, a Return of all Fees received by the Judge and other Officers of the Court of Vice Admiralty respectively, since the 1st January, 1840, under the Act of Parliament, 2 Wil. IV., c. 51.
Question put and passed, and Address to be presented by the Colonial Secretary and the Colonial Treasurer.
8. Church of England Schools Expenditure:—Mr. Cowper moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that he will be pleased to cause to be laid upon the Table of this House, a Copy of any correspondence which has taken place between the Colonial Government and the Bishop of Australia, since the 1st January last, respecting the appropriation of the sum voted for the Schools in connexion with the Church of England.
Question put and passed, and Address to be presented by the Colonial Secretary and the Colonial Treasurer.
9. Melbourne Police Surplus Revenue Bill; on motion of Mr. Cowper, the second reading of this Bill postponed until Tuesday, September 23.

10. Postage Bill :—On motion of Dr. Lang, the consideration of this Bill in Committee, postponed until Tuesday, September 23.
11. Publicans' Bill :—On motion of Mr. Wentworth, the consideration of this Bill in Committee, postponed until Friday, September 26.
12. Tariff Bill :—On motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole, for the further consideration of this Bill.
There not being twelve Members present, exclusive of the Speaker, the Speaker adjourned the Council at Eight o'Clock, until Tuesday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, SEPTEMBER 23.

NOTICES OF MOTION :—

1. MR. MURRAY to move, for leave to bring in a Bill to extend the provisions of an Act of the Governor and Council of New South Wales, passed in the fifth year of King William the Fourth, intituled, "*An Act for regulating the slaughtering of Cattle*," so far, as they may be applicable to boiling and melting establishments, and further to regulate the same.
2. MR. ALLEN to move, That the petition of Mr. Henry Macdermott, presented by him on the 19th instant, be printed.
3. MR. LOWE to move, That the Council do resolve itself into a Committee of the whole House, to resume the further consideration of the Audit Bill; which lapsed by the House being counted out on the 16th instant.
4. MR. ROBINSON to move, That the Petition from the Merchants, Shipowners, and Masters of Vessels trading to the Port of Sydney, presented on the 22nd ultimo, praying the establishment of a separate Police Court for Shipping, be taken into consideration.
5. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for 1846, the sum of £524 15s 0d; for the establishment of a separate Police Court for Shipping.
6. DR. LANG to move, That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony :—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle, or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.
7. MR. WINDEYER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the expense defrayed from the Colonial Treasury of New South Wales, of every Mission to the Aborigines within the Colony, and of the Protectorate, from the 31st December, 1842, shewing the amount paid for each Mission, the expense of the Protectorate, and the total expense of the Aborigines for each year.
8. MR. WINDEYER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of reports made to the Government, from or respecting the Protectors of Aborigines, since December, 1842.
9. MR. ROBINSON to move for leave to bring in a Bill to enable the Trustees of the Savings' Banks of New South Wales and Port Phillip respectively, to lend money to the Corporation of Melbourne, and the Mechanics Institution there.

ORDERS OF THE DAY :—

1. Registrar's Bill; second reading.
2. Melbourne Police Surplus Revenue Bill; second reading.
3. Postage Bill; to be considered in Committee.

WEDNESDAY, SEPTEMBER 24.

1. Savings' Bank Loan to Sydney Corporation Bill; second reading.
2. Customs' Bill; further consideration in Committee.
3. Supplementary Estimate for 1845; further consideration in Committee.
4. Estimates of Expenditure for the year 1846; further consideration in Committee.

FRIDAY,

FRIDAY, SEPTEMBER 26.

NOTICE OF MOTION :—

1. MR. WENTWORTH to move for leave to bring in a Bill to transfer the Surplus Police Revenue of the Corporation of the City of Sydney from the Police Fund to the City Fund thereof, and to authorise the expenditure and appropriation of the same.

ORDERS OF THE DAY :—

1. Publicans' Bill ; to be considered in Committee.

TUESDAY, SEPTEMBER 30.

1. Masters' and Servants' laws consolidation Bill ; second reading.

WEDNESDAY, OCTOBER 1.

1. Oaths in Public Departments Abolition Bill ; to be considered in Committee.
2. Punishment of Death in certain cases Abolition Bill ; to be considered in Committee.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 23 SEPTEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Australian Agricultural Company's Monopoly of Coal:—The Colonial Secretary laid upon the Table the part Return to the Address on this subject, adopted on the motion of Mr. W. C. Wentworth on the 5th instant, referred to in the Message received from His Excellency the Governor on the 12th instant, as being the only portion of the papers requested that His Excellency thought it proper to publish.
Return ordered to be printed.
2. Electoral Roll, Melbourne:—Mr. Robinson presented a Petition from John Charles King, Town Clerk of Melbourne, praying compensation for Expenses incurred by him, in the formation of the Electoral Roll for the Town of Melbourne; Petition read and received.
3. Slaughtering of Cattle Act:—Mr. Murray postponed bringing forward his motion on this subject, until Friday, September 26.
4. Henry Macdermott, Esq.; Breach of Privilege:—Mr. Allen moved, pursuant to notice, That the Petition of Mr. Henry Macdermott, presented by him on the 19th instant, be printed.
Question put and passed, and Petition ordered to be printed accordingly.
5. Tariff Bill:—Mr. Murray presented a Petition from the Magistrates, Landholders, and other Inhabitants of the District of Queanbeyan, against the proposed tax on Tea and Sugar; Petition read at length and received.
6. Audit Bill:—In absence of Mr. Lowe, Mr. Cowper postponed the motion on this subject, of which Mr. Windeyer gave notice for Mr. Lowe for to-day, until Tuesday, September 30.
7. Separate Water Police Court:—Mr. Robinson postponed bringing forward his motions on this subject, until Friday, September 26.
8. Extension of Electoral Representation:—Dr. Lang postponed bringing forward his motions on this subject, until Friday, September 26.
9. Missions to the Aborigines:—In absence of Mr. Windeyer, Dr. Nicholson moved, pursuant to notice given by Mr. Windeyer, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the expense defrayed from the Colonial Treasury of New South Wales, of every Mission to the Aborigines within the Colony, and of the Protectorate, from the 31st December, 1842—showing the amount paid for each Mission—the expense of the Protectorate—and the total expense of the Aborigines for each year.
Question put and passed; Address to be presented by the Speaker and the Colonial Secretary.
10. Aborigines Protectorate:—In absence of Mr. Windeyer, Dr. Nicholson moved, pursuant to notice given by Mr. Windeyer, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of Reports made to the Government, from or respecting the Protectors of Aborigines, since December, 1842.
Moved as an amendment by the Colonial Secretary, That the words "copies of" be expunged, and the word "the" substituted.
Question on the amendment put and passed.
Question on the original motion as so amended put and passed; Address to be presented by the Speaker and the Colonial Secretary.
11. Savings' Banks Loans to Melbourne Corporation Bill:—Mr. Robinson having, pursuant to notice, moved for and obtained leave to bring in "*A Bill to enable the Trustees of the Savings' Banks of New South Wales and Port Phillip respectively, to lend money to the Corporation of Melbourne, and to the Mechanics' Institution there*"; Bill read a first time, ordered to be printed, and read a second time on Tuesday, September 30.
12. Registrar's Bill:—Moved by Mr. Cowper, That this Bill be now read a second time.
Debate ensued.
Question put and passed; Bill read a second time; to be considered in Committee on Friday, September 26.
13. Melbourne Police Surplus Revenue Bill, having been read a second time, on motion of Mr. Robinson, the Council resolved itself into a Committee of the whole for consideration thereof.
The Chairman having reported the Bill without any amendment, Bill ordered to be engrossed, and read a third time on Friday, September 26.
14. Postage Bill:—On motion of Dr. Lang the Council resolved itself into a Committee of the whole for consideration of this Bill.
The Chairman obtained leave to sit again this-day six months.
Council adjourned at a-quarter after Six o'Clock, until to-morrow at Three o'Clock.

NOTICES

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, SEPTEMBER 24.

NOTICE OF MOTION :—

1. THE COLONIAL SECRETARY to move, That the Council do resolve itself into a Committee of the whole House, to resume the further consideration of the Tariff Bill, which lapsed by the House being counted out on the 19th instant.

ORDERS OF THE DAY :—

1. Savings' Bank Loan to Sydney Corporation Bill; second reading.
2. Customs' Bill; further consideration in Committee.
3. Supplementary Estimate for 1845; further consideration in Committee.
4. Estimates of Expenditure for the year 1846; further consideration in Committee.

FRIDAY, SEPTEMBER 26.

NOTICES OF MOTION :—

1. MR. WENTWORTH to move for leave to bring in a Bill to transfer the Surplus Police Revenue of the Corporation of the City of Sydney from the Police Fund to the City Fund thereof, and to authorise the expenditure and appropriation of the same.
2. MR. MURRAY to move for leave to bring in a Bill to extend the provisions of an Act of the Governor and Council of New South Wales, passed in the fifth year of King William the Fourth, intituled, "*An Act for regulating the slaughtering of Cattle*," so far as they may be applicable to boiling and melting establishments, and farther to regulate the same.
3. MR. ROBINSON to move, That the Petition from the Merchants, Shipowners, and Masters of Vessels trading to the Port of Sydney, presented on the 22nd ultimo, praying the establishment of a separate Police Court for Shipping, be taken into consideration.
4. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for 1846, the sum of £524 15s Od., for the establishment of a separate Police Court for Shipping.
5. DR. LANG to move, That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.
6. MR. WINDEYER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the number of summonses issued from each of the Courts of Requests for the County of Cumberland, since the passing of the 6th Victoria, No. 15—distinguishing those issued under the £30 jurisdiction from those issued under the £10 jurisdiction—the number adjudicated upon, with the like distinction—and the number of sitting days of the Commissioner at each place.
7. MR. WINDEYER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the correspondence between the Judges and the Colonial Government, and the Colonial and Home Governments, relative to the Judicial changes consequent upon the death of Chief Justice Sir James Dowling, and the departure of Mr. Justice Burton.

ORDERS OF THE DAY :—

1. Publicans' Bill; to be considered in Committee.
2. Registrar's Bill; to be considered in Committee.
3. Melbourne Police Surplus Revenue Bill; third reading.

TUESDAY, SEPTEMBER 30.

NOTICE OF MOTION :—

1. MR. LOWE to move, That the Council do resolve itself into a Committee of the whole House, to resume the further consideration of the Audit Bill, which lapsed by the House being counted out on the 16th instant.

ORDERS OF THE DAY :—

1. Masters' and Servants' laws consolidation Bill; second reading.
2. Savings' Banks Loans to Melbourne Corporation Bill; second reading.

WEDNESDAY, OCTOBER 1.

1. Oaths in Public Departments Abolition Bill; to be considered in Committee.
2. Punishment of Death in certain cases Abolition Bill; to be considered in Committee.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

WEDNESDAY, 24 SEPTEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Bridge over the Yarra Yarra:—The Colonial Treasurer, as Chairman, brought up the Report from the Select Committee, appointed on the 17th instant, to whom was referred the Estimate of the further sum of £1,000 for the construction of a Bridge over the Yarra Yarra; and laid upon the Table the correspondence which passed on the subject between His Honor the Superintendent of Port Phillip, and the Colonial Secretary.
 Report and Correspondence ordered to be printed.
2. **Commercial Reading Rooms and Library, Sydney:**—Dr. Bland presented a Petition from the Committee and Members of the Commercial Reading Rooms and Library of Sydney, praying the Council to recommend to His Excellency the Governor to place on the Estimates for the ensuing year, and to continue the same annually so long as the Council shall deem it expedient, such a sum of money as the Council may consider the Institution, with reference to its public utility, to be entitled to; Petition read and received.
3. **Tariff Bill:**—The Colonial Secretary moved, pursuant to notice, That the Council do resolve itself into a Committee of the whole House, to resume the further consideration of the Tariff Bill, which lapsed by the House being counted out on the 19th instant.
 Question put and passed; the Council accordingly resolved itself into a Committee of the whole, for the further consideration of the Tariff Bill.
 The Chairman reported progress, and obtained leave to sit again to-morrow.
4. **Savings' Bank Loan to Sydney Corporation Bill:**—Moved by the Colonial Secretary, That this Bill be now read a second time.
 Debate ensued.
 Question put and passed, and Bill read a second time accordingly.
 Moved by the Colonial Secretary, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole, for consideration of this Bill.
 Debate ensued.
 Motion by leave withdrawn.
 Moved, by the Colonial Secretary, That this Bill, together with the Correspondence laid upon the table by command of His Excellency the Governor, on the 17th instant, in return to an Address of this Council, adopted on the 3rd instant, be referred to a Select Committee, to consist of not less than seven Members, with instructions to report thereon to the House, within three weeks from the time of their appointment.
 Question put and passed, and the following Committee appointed accordingly:—

THE COLONIAL SECRETARY,	MR. W. C. WENTWORTH.
THE COLONIAL TREASURER,	MR. ROBINSON,
MR. COWPER,	MR. LAMB,
DR. NICHOLSON,	MR. WINDEYER.
5. **Customs' Bill:**—On motion of the Collector of Customs, the Council resolved itself into a Committee of the whole, for the further consideration of this Bill.
 The Chairman having again reported the Bill, with further amendments, Bill, as so further amended, ordered to be re-engrossed and read a third time to-morrow.
6. **Supplementary Estimate for 1845:**—On motion of the Colonial Treasurer, the further consideration in Committee of the Supplementary Estimate of Expenditure for the year 1845, postponed until to-morrow.
7. **Estimates of Expenditure for the year 1846:**—On motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole, for further consideration of the Estimates of Expenditure for the year 1846.
 The Chairman brought up the following Resolution, and obtained leave to sit again to-morrow:—
 "That as no answer has been received by this Council to the Address which was voted on the 9th August, 1844, in reference to the District Councils, His Excellency the Governor be requested to recommend to this Council that the expense of the Police and Schools of the Colony during the year 1846, be defrayed on the same principle as was adopted for the current year."
 Moved by Mr. Wentworth, that the House do adopt this resolution.
 Question put and passed.
 Moved by Mr. Wentworth, That an Address, embodying this Resolution, be presented to His Excellency the Governor, by the Speaker and the Colonial Secretary.
 Question put and passed.
 Council adjourned at ten minutes after Eight o'clock, until to-morrow at Three o'clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, SEPTEMBER 25.

NOTICE OF MOTION:—

1. THE COLONIAL TREASURER to move—when the Supplementary Estimate for 1845 shall be again under consideration—That the Report from the Select Committee on the Estimate for the Yarra Yarra Bridge, be taken into consideration.

ORDERS OF THE DAY:—

1. Tariff Bill; further consideration in Committee.
2. Customs' Bill; third reading.
3. Supplementary Estimate for 1845; further consideration in Committee.
4. Estimates of Expenditure for the year 1846; further consideration in Committee.

FRIDAY, SEPTEMBER 26.

NOTICES OF MOTION:—

1. MR. WENTWORTH to move for leave to bring in a Bill to transfer the Surplus Police Revenue of the Corporation of the City of Sydney from the Police Fund to the City Fund thereof, and to authorise the expenditure and appropriation of the same.
2. MR. MURRAY to move for leave to bring in a Bill to extend the provisions of an Act of the Governor and Council of New South Wales, passed in the fifth year of King William the Fourth, intituled, "*An Act for regulating the slaughtering of Cattle,*" so far as they may be applicable to boiling and melting establishments, and further to regulate the same.
3. MR. ROBINSON to move, That the Petition from the Merchants, Shipowners, and Masters of Vessels trading to the Port of Sydney, presented on the 22nd ultimo, praying the establishment of a separate Police Court for Shipping, be taken into consideration.
4. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for 1846, the sum of £524 15s Od., for the establishment of a separate Police Court for Shipping.
5. DR. LANG to move, That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.
6. MR. WINDEYER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the number of summonses issued from each of the Courts of Requests for the County of Cumberland, since the passing of the 6th Victoria, No. 15—distinguishing those issued under the £30 jurisdiction from those issued under the £10 jurisdiction—the number adjudicated upon, with the like distinction—and the number of sitting days of the Commissioner at each place.
7. MR. WINDEYER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the correspondence between the Judges and the Colonial Government, and the Colonial and Home Governments, relative to the Judicial changes consequent upon the death of Chief Justice Sir James Dowling, and the departure of Mr. Justice Burton.

ORDERS OF THE DAY:—

1. Publicans' Bill; to be considered in Committee.
2. Registrar's Bill; to be considered in Committee.
3. Melbourne Police Surplus Revenue Bill; third reading.

TUESDAY, SEPTEMBER 30.

NOTICES OF MOTION:—

1. MR. LOWE to move, That the Council do resolve itself into a Committee of the whole House, to resume the further consideration of the Audit Bill, which lapsed by the House being counted out on the 16th instant.
2. DR. BLAND to move, That an Address be presented to His Excellency the Governor, praying His Excellency to place upon the Estimates for 1846, the sum of £50, towards the support of the Sydney Commercial Reading Rooms and Library.

ORDERS OF THE DAY:—

1. Masters' and Servants' laws consolidation Bill; second reading.
2. Savings' Banks Loans to Melbourne Corporation Bill; second reading.

WEDNESDAY, OCTOBER 1.

1. Oaths in Public Departments Abolition Bill; to be considered in Committee.
2. Punishment of Death in certain cases Abolition Bill; to be considered in Committee.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 25 SEPTEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Church of England Schools' Expenditure :—The Colonial Secretary laid upon the Table, the Return to the Address on this subject, adopted on the 19th instant, on motion of Mr. Cowper.
Return ordered to be printed.
2. Tariff Bill :—On motion of the Colonial Secretary the Council resolved itself into a Committee of the whole, for the further consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again on Wednesday next.
3. Customs' Bill :—On motion of the Collector of Customs, read a third time, and passed; to be presented to His Excellency the Governor for Assent, by the Speaker and the Colonial Secretary.
4. Supplementary Estimate for 1845 :—On motion of the Colonial Treasurer the Council resolved itself into a Committee of the whole, for further consideration of the Supplementary Estimate for the year 1845.
The Chairman reported progress, and obtained leave to sit again on Wednesday next.
5. Estimates of Expenditure for the year 1846 :—On motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole, for further consideration of the Estimates of Expenditure for the year 1846.
The Chairman reported progress, and obtained leave to sit again on Wednesday next.
Council adjourned at a quarter after Eight o'clock, until to-morrow at Three o'clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, SEPTEMBER 26.

NOTICES OF MOTION :—

1. MR. WENTWORTH to move for leave to bring in a Bill to transfer the Surplus Police Revenue of the Corporation of the City of Sydney from the Police Fund to the City Fund thereof, and to authorise the expenditure and appropriation of the same.
2. MR. MURRAY to move for leave to bring in a Bill to extend the provisions of an Act of the Governor and Council of New South Wales, passed in the fifth year of King William the Fourth, intituled, "*An Act for regulating the slaughtering of Cattle,*" so far as they may be applicable to boiling and melting establishments, and further to regulate the same.
3. MR. ROBINSON to move, That the Petition from the Merchants, Shipowners, and Masters of Vessels trading to the Port of Sydney, presented on the 22nd ultimo, praying the establishment of a separate Police Court for Shipping, be taken into consideration.
4. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for 1846, the sum of £524 15s Od., for the establishment of a separate Police Court for Shipping.
5. DR. LANG to move, That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony :—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.
6. MR. WINDEYER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the number of summonses issued from each of the Courts of Requests for the County of Cumberland, since the passing of the 6th Victoria, No. 15—distinguishing those issued under the £30 jurisdiction from those issued under the £10 jurisdiction—the number adjudicated upon, with the like distinction—and the number of sitting days of the Commissioner at each place.

7. MR. WINDEYER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the correspondence between the Judges and the Colonial Government and the Colonial and Home Governments, relative to the Judicial changes consequent upon the death of Chief Justice Sir James Dowling, and the departure of Mr. Justice Barton.

ORDERS OF THE DAY:—

1. Publicans' Bill ; to be considered in Committee.
2. Registrar's Bill ; to be considered in Committee.
3. Melbourne Police Surplus Revenue Bill ; third reading.

TUESDAY, SEPTEMBER 30.

NOTICES OF MOTION:—

1. MR. LOWE to move, That the Council do resolve itself into a Committee of the whole House, to resume the further consideration of the Audit Bill, which lapsed by the House being counted out on the 16th instant.
2. DR. BLAND to move, That an Address be presented to His Excellency the Governor praying His Excellency to place upon the Estimates for 1846, the sum of £50, toward the support of the Sydney Commercial Reading Rooms and Library.
3. MR. COWPER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the amount deducted since the 1st January, 1844, from the Schoolmasters employed under the Regulations of 24th September, 1841, in consequence of the amount voted by this Council not being sufficient to meet the demands to which those Schoolmasters are entitled under the Regulations, distinguishing the amount deducted from each individual.

ORDERS OF THE DAY:—

1. Masters' and Servants' laws consolidation Bill ; second reading.
2. Savings' Banks Loans to Melbourne Corporation Bill ; second reading.

WEDNESDAY, OCTOBER 1.

NOTICE OF MOTION:—

1. THE COLONIAL TREASURER to move—when the Supplementary Estimate for 1845 shall be again under consideration—That the Report from the Select Committee on the Estimate for the Yarra Yarra Bridge, be taken into consideration.

ORDERS OF THE DAY:—

1. Oaths in Public Departments Abolition Bill ; to be considered in Committee.
2. Punishment of Death in certain cases Abolition Bill ; to be considered in Committee.
3. Tariff Bill ; further consideration in Committee.
4. Supplementary Estimate for 1845 ; further consideration in Committee.
5. Estimates of Expenditure for the year 1846 ; further consideration in Committee.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

FRIDAY, 26 SEPTEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Leave of absence granted to Mr. Bowman for ten days, on motion of Mr. Cowper, and to Mr. Icely for fourteen days, on motion of the Colonial Secretary.
2. Sydney Police Surplus Revenue Bill:—Mr. Wentworth having, pursuant to notice, moved for and obtained leave to bring in “*A Bill to transfer the Surplus Police Revenue of the Corporation of the City of Sydney from the Police Fund to the City Fund thereof, and to authorise the expenditure and appropriation of the same*” Bill read a first time; ordered to be printed, and read a second time on Tuesday, September, 30.
3. Slaughtering of Cattle Act amendment Bill:—Mr. Murray having, pursuant to notice, moved for and obtained leave to bring in “*A Bill to extend the provisions of an Act of the Governor and Council of New South Wales, passed in the fifth year of King William the Fourth, intituled, ‘An Act for regulating the Slaughtering of Cattle’ so far as they may be applicable to boiling and melting establishments, and further to regulate the same,*” Bill read a first time; ordered to be printed, and read a second time on Tuesday September 30.
4. Separate Police Court for Shipping:—The Petition presented by Mr. Robinson on the 22nd ultimo, from the Merchants, Slipowners, and Masters of Vessels trading to the Port of Sydney, praying the establishment of a separate Police Court for Shipping, having been taken into consideration, on motion of Mr. Robinson, pursuant to notice, Moved by Mr. Robinson, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for 1846, the sum of £524 15s., for the establishment of a separate Police Court for Shipping. Debate-ensued.
Question put; Council divided.

Ayes, 9,
THE COLONIAL SECRETARY,
THE COLLECTOR OF CUSTOMS,
THE AUDITOR GENERAL,
MR. LAMB,
MR. HAMILTON,
MR. BERRY,
THE COLONIAL TREASURER,
MR. MACARTHUR,
MR. ROBINSON, (Teller.)

Noes, 11.
MR. ALLEN,
DR. BLAND,
DR. LANG,
MR. WINDEYER,
CAPTAIN DUMARESQ,
MR. W. C. WENTWORTH,
MR. COWPER,
MR. LAWSON,
MR. SUTTOR,
MR. MURRAY,
DR. NICHOLSON, (Teller.)

There not being twelve Members present, exclusive of the Speaker, the Speaker adjourned the Council at half-past Six o'Clock, until Tuesday next, September 30, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, SEPTEMBER 30.

NOTICES OF MOTION:—

1. MR. LOWE to move, That the Council do resolve itself into a Committee of the whole House, to resume the further consideration of the Audit Bill, which lapsed by the House being counted out on the 16th instant.
2. DR. BLAND to move, That an Address be presented to His Excellency the Governor praying His Excellency to place upon the Estimates for 1846, the sum of £50, toward the support of the Sydney Commercial Reading Rooms and Library.
3. MR. COWPER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the amount deducted since the 1st January, 1844, from the Schoolmasters employed under the Regulations of 24th September, 1841, in consequence of the amount voted by this Council not being sufficient to meet the demands to which those Schoolmasters are entitled under the Regulations, distinguishing the amount deducted from each individual.
4. MR. COWPER to move, That the Committee on Standing Orders be directed to consider and report upon the best mode of providing professional assistance in the preparation of Bills which the Select Committees may recommend should be brought under the consideration of the Council.
5. MR. WINDEYER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the names of Gentlemen in the Commission of the Peace for the City of Sydney, with the number of cases in which they have respectively acted as Magistrates at the Sydney Police Office, since the 1st January last.
6. DR. LANG to move, That, in the opinion of this House, it is expedient and necessary, with a view to equalize the representation of population and property in the existing Electoral Districts of the Colony:—
 - (1.) That four additional Members should be returned for the City of Sydney, or one for each Ward altogether.
 - (2.) That the Town of Melbourne should be authorised to return one additional Member.
 - (3.) That two additional Members should be returned by the County of Cumberland, and one each by the Counties of Northumberland, Camden, and Durham.
 - (4.) That whatever additional Members may be recommended for the middle or Sydney District, the representation of Port Phillip, including the Town of Melbourne, should be increased, so as to maintain its present ratio of one-fourth of that of the whole Colony.
7. MR. WINDEYER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the number of summonses issued from each of the Courts of Requests for the County of Cumberland, since the passing of the 6th Victoria, No. 15—distinguishing those issued under the £30 jurisdiction from those issued under the £10 jurisdiction—the number adjudicated upon, with the like distinction—and the number of sitting days of the Commissioner at each place.
8. MR. WINDEYER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the correspondence between the Judges and the Colonial Government and the Colonial and Home Governments, relative to the Judicial changes consequent upon the death of Chief Justice Sir James Dowling, and the departure of Mr. Justice Burton.

ORDERS OF THE DAY:—

1. Masters' and Servants' laws consolidation Bill; second reading.
2. Savings' Banks Loans to Melbourne Corporation Bill; second reading.
3. Sydney Police Surplus Revenue Bill; second reading.
4. Slaughtering of Cattle Act amendment Bill; second reading.
5. Publicans' Bill; to be considered in Committee.
6. Registrar's Bill; to be considered in Committee.
7. Melbourne Police Surplus Revenue Bill; third reading.

WEDNESDAY, OCTOBER 1.

NOTICE OF MOTION:—

1. THE COLONIAL TREASURER to move—when the Supplementary Estimate for 1845 shall be again under consideration—That the Report from the Select Committee on the Estimate for the Yarra Yarra Bridge, be taken into consideration.

ORDERS OF THE DAY:—

1. Oaths in Public Departments Abolition Bill; to be considered in Committee.
2. Punishment of Death in certain cases Abolition Bill; to be considered in Committee.
3. Tariff Bill; further consideration in Committee.
4. Supplementary Estimate for 1845; further consideration in Committee.
5. Estimates of Expenditure for the year 1846; further consideration in Committee.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

TUESDAY, 30 SEPTEMBER, 1845.

1. Council met pursuant to adjournment ; the Speaker took the Chair.
The following Messages from His Excellency the Governor received and read :—

(1.) Impounding Act amendment Bill.

Message from His Excellency the Governor, to the Legislative Council, proposing amendments in a Bill which has been presented to him for the Royal Assent, intituled, " An Act to amend an Act, intituled, an Act to repeal an Act of the Governor and Council of New South Wales, intituled, an Act to authorise the erection of Pounds, and for regulating the Impounding of Cattle, and to make further and other provisions in lieu thereof."

GENTLEMEN,

Agreeably to the provisions of the 30th clause of the 5th and 6th Victoria, c. 76, I have to propose the following amendments in an Act which has been passed by the Council, intituled, " *An Act to amend an Act, intituled, An Act to repeal an Act of the Governor and Council of New South Wales, intituled; an Act to authorise the erection of pounds, and for regulating the impounding of cattle, and to make further and other provisions in lieu thereof.*"

The amendments I have to propose are, that the two clauses be added to the Bill, of which copies are transmitted herewith.

GEORGE GIPPS.

Government House,

Sydney, 30th September, 1845.

Message, together with the proposed additional clauses, ordered to be printed, and taken into consideration on Thursday, October 2.

(2.) Steam Mail Packets.

Message from His Excellency the Governor, to the Legislative Council, replying to an Address from the Council, dated the 5th September, 1845, in which His Excellency was requested to transmit to the Secretary of State, and to recommend to the favorable consideration of Her Majesty's Government, a Petition to Her Majesty, praying for the extension to the Colony, of the benefit of the arrangement under which Mails are now conveyed by Steam to India and China.

GENTLEMEN,

By the Ship "Rossendale," which sailed for England on the 20th instant, I forwarded to the Principal Secretary of State for the Colonies, for presentation to Her Most Gracious Majesty, the Petition of the Legislative Council, praying that Her Majesty will be graciously pleased to extend to this Colony, the benefit of the arrangement under which Mails are now dispatched by Steam Conveyance to India and China ; and I have dutifully added my humble prayer to that of the Legislative Council.

GEORGE GIPPS.

Government House,

Sydney, 30th September, 1845.

Message ordered to be printed.

(3.) Police and School Expenditure, 1846.

Message from His Excellency the Governor, to the Legislative Council, replying to an Address from the Council, dated the 24th September, 1845, wherein a request was preferred to His Excellency, that the expense of maintaining the Police and Public Schools of the Colony, may be defrayed during the year 1846, in the same manner as the expenses are at present defrayed.

GENTLEMEN,

I shall not object to make provision for the Police and Public Schools of the Colony, during the year 1846, on the principle on which the expenses of these Establishments are now defrayed, if I be not, before the close of the present Session, prevented from giving my assent to such a measure, by the arrival of instructions from Her Majesty.

I have therefore to recommend, that sums for the maintenance of the Police, not exceeding those which stand on the Estimates now before you, may be voted without requiring any contributions from the District Councils; also, that sums may be appropriated towards the support of Schools, equal in amount to those voted for the service of the current year. Under existing circumstances, I regret I cannot recommend that the provision for Schools should be increased.

GEORGE GIPPS.

*Government House,
Sydney, 30th September, 1845.*

Message ordered to be printed, and taken into consideration on Thursday, October 2.

2. Immigration:—Dr. Nicholson, as Chairman, brought up the Report from the Select Committee appointed on the 22nd ultimo, to enquire into and report upon the best means of promoting Immigration.
Report, together with the Evidence taken before the Committee, ordered to be printed.
3. Scab and Catarrh in Sheep:—Dr. Nicholson, as Chairman, brought up the Report from the Select Committee, appointed on the 6th ultimo, to enquire into and report upon the necessity of amending the law relating to Scab and Catarrh in Sheep.
Report, together with the Evidence taken before the Committee, ordered to be printed.
4. Deputy Purveyor Croft:—The Colonial Secretary laid upon the Table the Return to the Address, respecting this Gentleman, adopted on motion of Dr. Bland on the 5th instant.
5. Audit Bill:—Moved by Mr. Lowe, pursuant to notice, That the Council do resolve itself into a Committee of the whole House, to resume the further consideration of the Audit Bill, which lapsed by the House being counted out on the 16th instant.
Question put and passed; the Council accordingly resolved itself into a Committee of the whole for the further consideration of the Audit Bill.
The Chairman having reported the Bill with amendments; Bill ordered to be engrossed, and read a third time on Friday, October 3.
6. Sydney Commercial Reading Rooms and Library:—In absence of Dr. Bland, Mr. Windeyer postponed the motion on this subject of which Dr. Bland had given notice for to-day, until Tuesday, October 7.
7. Deductions from allowances to Schoolmasters:—Mr. Cowper moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the amount deducted since the 1st January, 1844, from the Schoolmasters employed under the Regulations of 24th September, 1841, in consequence of the amount voted by this Council not being sufficient to meet the demands to which those Schoolmasters are entitled under the Regulations—distinguishing the amount deducted from each individual.
Question put and passed; Address to be presented by the Colonial Secretary and the Colonial Treasurer.
8. Preparation of Bills:—Mr. Cowper, moved, pursuant to notice, That the Committee on Standing Orders be directed to consider and report upon the best mode of providing professional assistance in the preparation of Bills which the Select Committees may recommend should be brought under the consideration of the Council.
Question put and passed.
9. City Magistrates:—Mr. Windeyer moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the names of Gentlemen in the Commission of the Peace for the City of Sydney, with the number of cases in which they have respectively acted as Magistrates at the Sydney Police Office, since the 1st January last.
Question put and passed; Address to be presented by the Speaker and the Colonial Secretary.
10. Extension of Electoral Representation:—Dr. Lang withdrew from the Paper the motions on this subject standing in his name on the notices for to-day.

11. Courts of Requests Summonses:—Mr. Windeyor moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of the number of summonses issued from each of the Courts of Requests for the County of Cumberland, since the passing of the 6th Victoria, No. 15—distinguishing those issued under the £30 jurisdiction from those issued under the £10 jurisdiction—the number adjudicated upon, with the like distinction—and the number of sitting days of the Commissioner at each place.
Question put and passed; Address to be presented by the Speaker and the Colonial Secretary.
12. Judicial Changes:—Mr. Windeyor moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the correspondence between the Judges and the Colonial Government, and the Colonial and Home Governments, relative to the Judicial changes consequent upon the death of Chief Justice Sir James Dowling, and the departure of Mr. Justice Burton.
Debate ensued.
Question put; Council divided.

Ayes, 10,

MR. LOWE,
MR. LAWSON,
MR. W. C. WENTWORTH,
DR. NICHOLSON,
DR. BLAND,
MR. WILD,
DR. LANG,
MR. WINDEYER,
MR. MURRAY,
MR. COWPER, (Teller.)

Noes, 10.

THE COMMANDER OF THE FORCES,
MR. BERRY,
MR. SUTTON,
THE COLLECTOR OF CUSTOMS,
MR. LAMB,
MR. HAMILTON,
MR. MACARTHUR,
THE COLONIAL SECRETARY,
THE AUDITOR GENERAL,
THE COLONIAL TREASURER, (Teller.)

The Speaker having voted for the Noes—motion lost.

13. Masters' and Servants' Laws consolidation Bill:—Moved by Mr. Murray, That this Bill be now read a second time.
Debate ensued.
Question put and passed; Bill read a second time.
Moved by Mr. Murray, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for consideration of this Bill:
Debate ensued.
Question put and passed; Council resolved itself into Committee accordingly.
The Chairman reported progress, and obtained leave to sit again on Friday, October 3.
14. Savings' Bank Loan to Melbourne Corporation Bill:—On motion of Mr. Robinson, referred to the Select Committee on the Savings' Bank Loan to Sydney Corporation Bill.
15. Sydney Police Surplus Revenue Bill:—Second reading postponed, on motion of Mr. Wentworth, until Friday, October 3.
16. Slaughtering of Cattle Act amendment Bill:—Second reading postponed, on motion of Mr. Murray, until Friday, October 3.
17. Publicans' Bill:—Consideration in Committee postponed, on motion of Mr. Wentworth, until Friday, October 3.
18. Registrar's Bill:—Consideration in Committee postponed, on motion of Mr. Robinson, in absence of Mr. Cowper, until Tuesday, October 7.
19. Melbourne Police Surplus Revenue Bill:—On motion of Mr. Robinson, read a third time and passed; to be presented to His Excellency the Governor for Assent, by the Speaker and the Colonial Secretary.
There not being twelve Members present, exclusive of the Speaker, the Speaker adjourned the Council at Eight o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, OCTOBER 1.

NOTICE OF MOTION:—

1. THE COLONIAL TREASURER to move—when the Supplementary Estimate for 1845 shall be again under consideration—That the Report from the Select Committee on the Estimate for the Yarra Yarra Bridge, be taken into consideration.

ORDERS OF THE DAY:—

1. Oaths in Public Departments Abolition Bill; to be considered in Committee.
2. Punishment of Death in certain cases Abolition Bill; to be considered in Committee.
3. Tariff Bill; further consideration in Committee.
4. Supplementary Estimate for 1845; further consideration in Committee.
5. Estimates of Expenditure for the year 1846; further consideration in Committee.

THURSDAY,

THURSDAY, OCTOBER 2.

ORDERS OF THE DAY:—

1. Consideration of Governor's Message on Impounding Act amendment Bill.
2. Consideration of Governor's Message on Police and School Expenditure for 1846.

FRIDAY, OCTOBER 3.

1. Audit Bill; third reading.
2. Masters' and Servants' laws consolidation Bill; further consideration in Committee.
3. Sydney Police Surplus Revenue Bill; second reading.
4. Slaughtering of Cattle Act amendment Bill; second reading.
5. Publicans' Bill; to be considered in Committee.

TUESDAY, OCTOBER 7.

NOTICES OF MOTION:—

1. DR. NICHOLSON to move, That this Council, having taken into consideration the Report from the Select Committee appointed to enquire into and report upon the best means for reviving Immigration, adopts the following Resolutions:—
 - (1.) That, it appears to this Council, that there is, throughout the Colony, at the present moment, a very inadequate supply of labour for pastoral and agricultural purposes, and that this deficiency is soon likely to be felt to a still greater extent; and that the effects, both immediate and prospective, of this deficiency, must be, to retard the general prosperity of the Colony, and, by an increase in the rate of wages, materially to affect the production of its staple export—Wool.
 - (2.) That, in the opinion of this Council, an Immigration of 12,500 persons annually, is indispensable to meet the wants of the Colony.
 - (3.) That, for any loan which Her Majesty's Government may think fit to sanction for purposes of Immigration, ample security exists in the Crown Land Revenue; that such Revenue would, if faithfully and economically applied, afford adequate means for paying the interest of such loan, and also provide a sinking fund for its gradual extinction.
 - (4.) That an Address be presented to His Excellency the Governor, praying that His Excellency may be pleased to transmit to the Right Honorable the Secretary of State, the Report of the Select Committee on Immigration, and the Resolutions of this Council founded thereon—with a request that Her Majesty's Government may be pleased to adopt such measures as may seem fit, for the speedy and effectual accomplishment of the recommendations therein contained.
2. DR. BLAND to move, That an Address be presented to His Excellency the Governor praying His Excellency to place upon the Estimates for 1846, the sum of £50, toward the support of the Sydney Commercial Reading Rooms and Library.

ORDER OF THE DAY:—

1. Registrar's Bill; to be considered in Committee.

ALEX. Mc LEAY,

Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 1 OCTOBER, 1845.

1. Council, met, pursuant to adjournment; the Speaker took the Chair.
William Augustus Miles, Esq. :—Dr. Bland presented a Petition from William Augustus Miles, Police Magistrate and Commissioner of Police, praying compensation for the reduction of his Salary from £500 to £300, under an Estimate formed by the City Council of the expense of the Sydney Police for the year 1844; Petition read and received.
2. Australian General Assurance Company Bill :—Mr. Lamb, as Chairman, brought up the Report from the Sub Committee, to whom was referred, on the 26th ultimo; the consideration of the Australian General Assurance Company Bill.
Report, together with the Evidence taken before the Committee, ordered to be printed.
3. Missions to Aborigines :—Dr. Nicholson presented a Petition from certain Inhabitants of the Town and District of Geelong, Port Phillip, praying the extension of the principle on which the Wesleyan Aboriginal Mission at Bunting Dale is founded; Petition read, received, and referred to the Select Committee on Aborigines.
4. Expense of Missions to the Aborigines :—The Colonial Secretary laid upon the Table, the Return to the Address, on this subject, adopted on motion of Mr. Windeyer, on the 23rd ultimo.
Return ordered to be printed, and referred to the Select Committee on Aborigines.
5. Charles Windeyer, Esq. :—Mr. Hamilton presented a Petition from Charles Windeyer, Senior Police Magistrate of the City of Sydney, praying compensation for the reduction of his Salary from £400 to £300, under an Estimate formed by the City Council of the expense of the Sydney Police for the year 1844; Petition read and received.
6. Oaths in Public Departments Abolition Bill :—On motion of the Attorney General, the Council resolved itself into a Committee of the whole, for consideration of this Bill.
The Chairman having reported the Bill with amendments; Bill ordered to be engrossed, and read a third time on Wednesday, October 8.
7. Punishment of Death in certain cases Abolition Bill :—On motion of the Attorney General, the Council resolved itself into a Committee of the whole, for consideration of this Bill.
The Chairman having reported the Bill with amendments; Bill ordered to be engrossed, and read a third time on Wednesday, October 8.
8. Tariff Bill :—Further consideration of this Bill in Committee postponed, on motion of the Colonial Secretary, until to-morrow.
9. Supplementary Estimate for 1845 :—On motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole, for the further consideration of the Supplementary Estimate of Expenditure for the year 1845.
The Chairman reported progress, and obtained leave to sit again to-morrow.
10. Estimates for 1846 :—On motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole, for the further consideration of the Estimates of Expenditure for the year 1846.
The Chairman reported progress, and obtained leave to sit again to-morrow.
Council adjourned at ten minutes before Seven o'clock, until to-morrow at Three o'clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, OCTOBER 2.

NOTICES OF MOTION:—

1. THE COLONIAL SECRETARY to move for leave to bring in a Bill to suspend, for a limited period, so much of an Act of the Governor and Council of New South Wales, "To declare the Town of Sydney to be a City, and to incorporate the inhabitants thereof," as relates to the estimating and levying a rate for the Police of the said City.
2. THE COLONIAL SECRETARY to move for leave to bring in a Bill to suspend for a limited period, so much of an Act of the Governor and Council of New South Wales, "To incorporate the inhabitants of the Town of Melbourne," as relates to the estimating and levying a rate for the Police of the said Town.

ORDERS OF THE DAY:—

1. Consideration of Governor's Message on Impounding Act amendment Bill.
2. Consideration of Governor's Message on Police and School Expenditure for 1846.
3. Tariff Bill; further consideration in Committee.
4. Supplementary Estimate for 1845; further consideration in Committee.
5. Estimates of Expenditure for the year 1846; further consideration in Committee.

FRIDAY, OCTOBER 3.

NOTICES OF MOTION:—

1. DR. BLAND to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to place on the Supplementary Estimate for 1845, the sum of £200, to indemnify A. W. Miles, Esq., Commissioner of Police, for the loss sustained by the reduction of his salary from £500 to £300, for the year 1844.
2. MR. ALLEN to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to place on the Supplementary Estimate for 1845, the sum of £190, to defray the expenses incurred by Henry Macdermot, Esq., in defending the proceedings taken by the Legislative Council against him and certain other persons, for an alleged breach of the privileges of this Council.
3. MR. HAMILTON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place on the Supplementary Estimate for 1845, the sum of £100, to be applied in liquidation of arrears of salary for the year 1844, due to Charles Windey, Esq., as Senior Police Magistrate of the City of Sydney.

ORDERS OF THE DAY:—

1. Audit Bill; third reading.
2. Masters' and Servants' laws consolidation Bill; further consideration in Committee.
3. Sydney Police Surplus Revenue Bill; second reading.
4. Slaughtering of Cattle Act amendment Bill; second reading.
5. Publicans' Bill; to be considered in Committee.

TUESDAY, OCTOBER 7.

NOTICES OF MOTION:—

1. DR. NICHOLSON to move, That this Council, having taken into consideration the Report from the Select Committee appointed to enquire into and report upon the best means for reviving Immigration, adopts the following Resolutions:—
 - (1.) That, it appears to this Council, that there is, throughout the Colony, at the present moment, a very inadequate supply of labour for pastoral and agricultural purposes, and that this deficiency is soon likely to be felt to a still greater extent; and that the effects, both immediate and prospective, of this deficiency, must be, to retard the general prosperity of the Colony, and, by an increase in the rate of wages, materially to affect the production of its staple export—Wool.
 - (2.) That, in the opinion of this Council, an Immigration of 12,500 persons annually, is indispensable to meet the wants of the Colony.
 - (3.) That, for any loan which Her Majesty's Government may think fit to sanction for purposes of Immigration, ample security exists in the Crown Land Revenue; that such Revenue would, if faithfully and economically applied, afford adequate means for paying the interest of such loan, and also provide a sinking fund for its gradual extinction.
 - (4.) That an Address be presented to His Excellency the Governor, praying that His Excellency may be pleased to transmit to the Right Honorable the Secretary of State, the Report of the Select Committee on Immigration, and the Resolutions of this Council founded thereon—with a request that Her Majesty's Government may be pleased to adopt such measures as may seem fit, for the speedy and effectual accomplishment of the recommendations therein contained.
2. DR. BLAND to move, That an Address be presented to His Excellency the Governor praying His Excellency to place upon the Estimates for 1846, the sum of £50, toward the support of the Sydney Commercial Reading Rooms and Library.

ORDER OF THE DAY:—

1. Registrar's Bill; to be considered in Committee.

WEDNESDAY, OCTOBER 8.

1. Oaths in Public Departments Abolition Bill; third reading.
2. Punishment of Death in certain cases Abolition Bill; third reading.

ALEX. M^c LEAY,

Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL;

THURSDAY, 2 OCTOBER, 1845.

1. There being present only Ten Members, exclusive of the Speaker, namely, Dr. Nicholson; Mr. Allen; Mr. Bowman; Mr. Lawson; Mr. Panton; Mr. Cowper; The Colonial Secretary; Mr. Lamb; Mr. Suttor; and Captain Dumaresq; The Speaker took the Chair, and adjourned the Council at twenty minutes before Four o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, OCTOBER 3.

NOTICES OF MOTION:—

1. DR. BLAND to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to place on the Supplementary Estimate for 1845, the sum of £200, to indemnify William Augustus Miles, Esq., Commissioner of Police, for the loss sustained by the reduction of his salary from £500 to £300, for the year 1844.
2. MR. ALLEN to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to place on the Supplementary Estimate for 1845, the sum of £190, to defray the expenses incurred by Henry Macdermott, Esq., in defending the proceedings taken by the Legislative Council against him and certain other persons, for an alleged breach of the privileges of this Council.
3. MR. HAMILTON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place on the Supplementary Estimate for 1845, the sum of £100, to be applied in liquidation of arrears of salary for the year 1844, due to Charles Windeyer, Esq., as Senior Police Magistrate of the City of Sydney.

ORDERS OF THE DAY:—

1. Audit Bill; third reading.
2. Masters' and Servants' laws consolidation Bill; further consideration in Committee.
3. Sydney Police Surplus Revenue Bill; second reading.
4. Slaughtering of Cattle Act amendment Bill; second reading.
5. Publicans' Bill; to be considered in Committee.

TUESDAY, OCTOBER 7.

NOTICES OF MOTION :—

1. DR. NICHOLSON to move, That this Council, having taken into consideration the Report from the Select Committee appointed to enquire into and report upon the best means for reviving Immigration, adopts the following Resolutions :—
 - (1.) That, it appears to this Council, that there is, throughout the Colony, at the present moment, a very inadequate supply of labour for pastoral and agricultural purposes, and that this deficiency is soon likely to be felt to a still greater extent; and that the effects, both immediate and prospective, of this deficiency, must be, to retard the general prosperity of the Colony, and, by an increase in the rate of wages, materially to affect the production of its staple export—Wool.
 - (2.) That, in the opinion of this Council, an Immigration of 12,500 persons annually, is indispensable to meet the wants of the Colony.
 - (3.) That, for any loan which Her Majesty's Government may think fit to sanction for purposes of Immigration, ample security exists in the Crown Land Revenue; that such Revenue would, if faithfully and economically applied, afford adequate means for paying the interest of such loan, and also provide a sinking fund for its gradual extinction.
 - (4.) That an Address be presented to His Excellency the Governor, praying that His Excellency may be pleased to transmit to the Right Honorable the Secretary of State, the Report of the Select Committee on Immigration, and the Resolutions of this Council founded thereon—with a request that Her Majesty's Government may be pleased to adopt such measures as may seem fit, for the speedy and effectual accomplishment of the recommendations therein contained.
2. DR. BLAND to move, That an Address be presented to His Excellency the Governor praying His Excellency to place upon the Estimates for 1846, the sum of £50, toward the support of the Sydney Commercial Reading Rooms and Library.

ORDER OF THE DAY :—

1. Registrar's Bill; to be considered in Committee.

WEDNESDAY, OCTOBER 8.

NOTICES OF MOTION :—

1. THE COLONIAL SECRETARY to move for leave to bring in a Bill to suspend, for a limited period, so much of an Act of the Governor and Council of New South Wales, "To declare the Town of Sydney to be a City, and to incorporate the inhabitants thereof," as relates to the estimating and levying a rate for the Police of the said City.
2. THE COLONIAL SECRETARY to move for leave to bring in a Bill to suspend for a limited period, so much of an Act of the Governor and Council of New South Wales, "To incorporate the inhabitants of the Town of Melbourne," as relates to the estimating and levying a rate for the Police of the said Town.

ORDERS OF THE DAY :—

1. Oaths in Public Departments Abolition Bill; third reading.
2. Punishment of Death in certain cases Abolition Bill; third reading.
3. Consideration of Governor's Message on Impounding Act amendment Bill.
4. Consideration of Governor's Message on Police and School Expenditure for 1846.
5. Tariff Bill; further consideration in Committee.
6. Supplementary Estimate for 1845; further consideration in Committee.
7. Estimates of Expenditure for the year 1846; further consideration in Committee.

ALEX. M^c LEAY,

Speaker.

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VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

FRIDAY, 3 OCTOBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Mr. Ross D. Mangles:—The Speaker read the following Letter from Mr. Ross D. Mangles:—

*House of Commons,
London, 2nd May, 1845.*

SIR,

I have the honor to acknowledge the receipt of your Letter of the 28th of August last, conveying to me the thanks of the Legislative Council of New South Wales, for what they are so good as to call my able advocacy of the interests of the Australian Colonies.

I request that you will assure the Legislative Council, that I am truly sensible of the high compliment which they have conferred upon me, by the very favorable notice which they have been pleased to take of my humble endeavours to obtain for the Australian Colonies a measure of equal justice. I trust that the time is not far distant, when all the Colonial Dependencies of the British Crown will be placed upon a footing of perfect equality in respect to commercial benefits resulting from the connection with the Mother Country. Any partiality shewn to one Colony involves injustice to all the others; and my fellow subjects in New South Wales may rely upon my zealous, however feeble, services, to obtain for them, in common with their Sister Colonies, a participation in the privilege that has been accorded to Canada.

I beg that you will accept my respectful thanks for the obliging manner in which you have communicated the thanks of the Legislative Council.

I have the honor to be,

Sir,

Your faithful Servant,

ROSS D. MANGLES.

THE HONORABLE ALEXANDER MCLEAY, Esq.,
&c., &c., &c.,
SYDNEY.

2. Deductions from allowances to Schoolmasters:—The Colonial Secretary laid upon the Table, the Return to the Address, on this subject, adopted, on the 30th ultimo, on motion of Mr. Cowper.
3. William Augustus Miles, Esq.:—Dr. Bland moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to place on the Supplementary Estimate for 1845, the sum of £200, to indemnify William Augustus Miles, Esq., Commissioner of Police, for the loss sustained by the reduction of his salary from £500 to £300, for the year 1844.
Debate ensued.
Question put; Council divided.

Ayes, 10.

MR. ALLEN,
THE AUDITOR GENERAL,
DR. LANG,
THE COLONIAL SECRETARY,
THE ATTORNEY GENERAL,
DR. NICHOLSON,
MR. BERRY,
DR. BLAND,
THE COLLECTOR OF CUSTOMS,
THE COLONIAL TREASURER, (Teller.)

Noes, 7.

MR. LAMB,
MR. LAWSON,
MR. BOWMAN,
MR. SUTTON,
CAPTAIN DUMARESQ,
MR. MACARTHUR,
MR. COWPER, (Teller.)

Address to be presented by the Speaker and the Colonial Secretary.

4. Henry Macdermott, Esq.; Breach of Privilege:—Mr. Allen moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to place on the Supplementary Estimate for 1845, the sum of £190, to defray the expenses incurred by Henry Macdermott, Esq., in defending the proceedings taken by the Legislative Council against him and certain other persons, for an alleged breach of the privileges of this Council.

Debate ensued.

Question put; Council divided:—

Ayes, 4.

THE COLONIAL TREASURER,
THE COLLECTOR OF CUSTOMS,
DR. LANG,
MR. ALLEN, (Teller.)

Noes, 14.

MR. LOWE,
DR. NICHOLSON,
MR. WINDEYER,
MR. W. C. WENTWORTH,
MR. BERRY,
MR. LAWSON,
MR. BOWMAN,
MR. SUTTON,
CAPTAIN DUMARESQUÉ,
MR. LAMB,
THE AUDITOR GENERAL,
DR. BLAND,
MR. MACARTHUR,
MR. COWPER, (Teller.)

5. Charles Windeyer, Esq.:—Dr. Nicholson, in absence of Mr. Hamilton, moved, pursuant to notice given by Mr. Hamilton, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place on the Supplementary Estimate for 1845, the sum of £100, to be applied in liquidation of arrears of salary for the year 1844, due to Charles Windeyer, Esq., as Senior Police Magistrate, of the City of Sydney.

Debate ensued.

Question put; Council divided.

Ayes, 12.

THE COLONIAL SECRETARY,
THE ATTORNEY GENERAL,
THE COLLECTOR OF CUSTOMS,
MR. BERRY,
MR. ROBINSON,
MR. MURRAY,
DR. BLAND,
DR. LANG,
MR. ALLEN,
THE AUDITOR GENERAL,
THE COLONIAL TREASURER,
DR. NICHOLSON, (Teller.)

Noes, 10.

MR. MACARTHUR,
MR. W. C. WENTWORTH,
MR. LOWE,
MR. LAWSON,
MR. BOWMAN,
MR. SUTTON,
CAPTAIN DUMARESQUÉ,
MR. LAMB,
MR. WILD,
MR. COWPER, (Teller.)

Address to be presented by the Colonial Secretary and the Colonial Treasurer

6. Audit Bill; on motion of Mr. Lowe, read a third time, and *passed*: to be presented to His Excellency the Governor for assent, by the Colonial Secretary and the Auditor General.
7. Masters' and Servants' Laws consolidation Bill:—On motion of Mr. Murray, the Council resolved itself into a Committee of the whole, for the further consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again on Tuesday, October 7.
8. Sydney Police surplus Revenue Bill:—Second reading postponed, on motion of Mr. Wentworth, until Friday, October 10.
9. Slaughtering of Cattle Act amendment Bill:—Second reading postponed, on motion of Mr. Murray, until Tuesday, October 7.
10. Publicans' Bill:—Consideration in Committee postponed, on motion of Mr. Wentworth, until Friday, October 10.
- Council adjourned at ten minutes before Nine o'Clock, until Tuesday next, October 7, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, OCTOBER 7.

NOTICES OF MOTION :—

1. DR. NICHOLSON to move, That this Council, having taken into consideration the Report from the Select Committee appointed to enquire into and report upon the best means for reviving Immigration, adopts the following Resolutions :—
 - (1.) That, it appears to this Council, that there is, throughout the Colony, at the present moment, a very inadequate supply of labour for pastoral and agricultural purposes, and that this deficiency is soon likely to be felt to a still greater extent; and that the effects, both immediate and prospective, of this deficiency, must be, to retard the general prosperity of the Colony, and; by an increase in the rate of wages, materially to affect the production of its staple export—Wool.
 - (2.) That, in the opinion of this Council, an Immigration of 12,500 persons annually, is indispensable to meet the wants of the Colony.
 - (3.) That, for any loan which Her Majesty's Government may think fit to sanction for purposes of Immigration, ample security exists in the Crown Land Revenue; that such Revenue would, if faithfully and economically applied; afford adequate means for paying the interest of such loan, and also provide a sinking fund for its gradual extinction.
 - (4.) That an Address be presented to His Excellency the Governor, praying that His Excellency may be pleased to transmit to the Right Honorable the Secretary of State, the Report of the Select Committee on Immigration, and the Resolutions of this Council founded thereon—with a request that Her Majesty's Government may be pleased to adopt such measures as may seem fit, for the speedy and effectual accomplishment of the recommendations therein contained.
2. DR. BLAND to move, That an Address be presented to His Excellency the Governor praying His Excellency to place upon the Estimates for 1846, the sum of £50, toward the support of the Sydney Commercial Reading Rooms and Library.
3. THE ATTORNEY GENERAL to move for leave to bring in a Bill to amend an Act, intitled, "An Act to define the qualifications of Medical Witnesses at Coroners Inquests, and inquires held before Justices of the Peace, in the Colony of New South Wales."

ORDERS OF THE DAY :—

1. Registrar's Bill; to be considered in Committee.
2. Masters' and Servants' laws consolidation Bill; further consideration in Committee.
3. Slaughtering of Cattle Act amendment Bill; second reading.

WEDNESDAY, OCTOBER 8.

NOTICES OF MOTION :—

1. THE COLONIAL SECRETARY to move for leave to bring in a Bill to suspend, for a limited period, so much of an Act of the Governor and Council of New South Wales, "To declare the Town of Sydney to be a City, and to incorporate the inhabitants thereof," as relates to the estimating and levying a rate for the Police of the said City.
2. THE COLONIAL SECRETARY to move for leave to bring in a Bill to suspend for a limited period, so much of an Act of the Governor and Council of New South Wales, "To incorporate the inhabitants of the Town of Melbourne," as relates to the estimating and levying a rate for the Police of the said Town.

ORDERS OF THE DAY :—

1. Oaths in Public Departments Abolition Bill; third reading.
2. Punishment of Death in certain cases Abolition Bill; third reading.
3. Consideration of Governor's Message on Impounding Act amendment Bill.
4. Consideration of Governor's Message on Police and School Expenditure for 1846.
5. Tariff Bill; further consideration in Committee.
6. Supplementary Estimate for 1845; further consideration in Committee.
7. Estimates of Expenditure for the year 1846; further consideration in Committee.

FRIDAY, OCTOBER 10:

1. Sydney Police Surplus Revenue Bill; second reading.
2. Publicans' Bill; to be considered in Committee.

ALEX. M^c LEAY,*Speaker.*

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 7 OCTOBER, 1845.

1. Council met pursuant to adjournment ; the Speaker took the Chair.
 New Member Sworn :—Patrick Grant, Esquire, having taken the Oath prescribed by the 25th section of the Act of Parliament, 5 & 6 Victoria, chap. 76, and delivered to the Clerk of the Council the Declaration of his qualification to serve in the Council, prescribed by the 3rd section of the Act of Parliament, 7, & 8 Victoria, chap. 74, took his Seat as Member for the Electoral District of the Northumberland Boroughs, in room of D'Arcy Wentworth, Esquire, resigned.
2. Medical Witnesses Act amendment Bill :—The Attorney General having, pursuant to notice, moved for and obtained leave to bring in "*A Bill to amend 'An Act to define 'the Qualifications of Medical Witnesses at Coroners' Inquests, and Inquiries held 'before Justices of the Peace in the Colony of New South Wales,'*" Bill read a first time ; ordered to be printed, and read a second time on Tuesday, October 14.
3. Immigration :—Dr. Nicholson moved, pursuant to notice, That this Council having taken into consideration the Report from the Select Committee appointed to enquire into and report upon the best means for reviving Immigration, adopts the following Resolutions :—
 - (1.) That, it appears to this Council that there is throughout the Colony, at the present moment, a very inadequate supply of labour for pastoral and agricultural purposes ; and that this deficiency is soon likely to be felt to a still greater extent ; and that the effects, both immediate and prospective, of this deficiency, must be, to retard the general prosperity of the Colony, and, by an increase in the rate of wages, materially to affect the production of its staple export.—wool.
 - (2.) That, in the opinion of this Council, an Immigration of 12,500 persons annually is indispensable, to meet the wants of the Colony.
 - (3.) That, for any loan which Her Majesty's Government may think fit to sanction for purposes of Immigration, ample security exists in the Crown Land Revenue ; that such Revenue would, if faithfully and economically applied, afford adequate means for paying the interest of such loan, and also provide a sinking fund for its gradual extinction.
 Debate ensued.
 Some misunderstanding having arisen as to whether the three foregoing Resolutions had been moved together, or only the first of them ; Dr. Nicholson again moved the three foregoing Resolutions together, whereupon the debate was resumed.
 Moved as an amendment by Mr. Lowe, That the third of the proposed Resolutions be expunged, and the following Resolution adopted in lieu thereof.
 (3.) That, while the Casual and Territorial Revenues of the Crown are withdrawn from the control of this Council, it is inexpedient to adopt any Resolution suggesting to the Government any mode of anticipating their expenditure.
 Debate continued.

Question

Question put on the amendment; Council divided.

<p>Ayes, 3, MR. LOWE, MR. LORD, MR. WINDEYER, (Teller.)</p>	<p>Noes, 13. THE COLONIAL SECRETARY, DR. NICHOLSON, MR. DARVALL, CAPTAIN DUMARESQ, THE AUDITOR GENERAL, MR. MACARTHUR, MR. BOWMAN, MR. LAWSON, DR. LANG, MR. ALLEN, MR. WILD, MR. ROBINSON, MR. COWPER, (Teller.)</p>
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Question put on the original motion; Council divided.

<p>Ayes, 13, THE COLONIAL SECRETARY, DR. NICHOLSON, MR. ROBINSON, MR. BOWMAN, MR. DARVALL, MR. LAWSON, CAPTAIN DUMARESQ, MR. WILD, MR. ALLEN, THE AUDITOR GENERAL, MR. MACARTHUR, DR. LANG, MR. COWPER, (Teller.)</p>	<p>Noes, 4. MR. LOWE, DR. BLAND, MR. LORD, MR. WINDEYER, (Teller.)</p>
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Moved by Dr. Nicholson, That an Address be presented to His Excellency the Governor, praying that His Excellency may be pleased to transmit to the Right Honorable the Secretary of State, the Report of the Select Committee on Immigration, and the Resolutions of this Council founded thereon, with a request, that Her Majesty's Government may be pleased to adopt such measures as may seem fit, for the speedy and effectual accomplishment of the recommendations therein contained. Debate ensued.

Moved as an amendment by Mr. Windeyer, That the words "and especially the recommendation, that a portion of the expense of Immigration be defrayed from the funds of the Mother Country," be added after the word "contained," at the end of the proposed Address.

Question on the amendment put and passed.

Question on the original motion as so amended, put and passed:

Address to be presented by the Speaker and the Colonial Secretary.

4. Postponements:—On motion of Mr. Cowper, the following Orders of the Day, postponed, until Friday, October 10.
- (1.) Registrar's Bill; to be considered in Committee.
 - (2.) Masters' and Servants' Laws consolidation Bill; further consideration in Committee.
 - (3.) Slaughtering of Cattle Act amendment Bill; second reading.
- Council adjourned at a quarter after Ten o'clock, until to-morrow at Three o'clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, OCTOBER 8.

NOTICES OF MOTION:—

1. THE COLONIAL SECRETARY to move for leave to bring in a Bill to suspend, for a limited period, so much of an Act of the Governor and Council of New South Wales, "To declare the Town of Sydney to be a City, and to incorporate the inhabitants thereof," as relates to the estimating and levying a rate for the Police of the said City.
2. THE COLONIAL SECRETARY to move for leave to bring in a Bill to suspend for a limited period, so much of an Act of the Governor and Council of New South Wales, "To incorporate the inhabitants of the Town of Melbourne," as relates to the estimating and levying a rate for the Police of the said Town.
3. MR. WINDEYER to move, That the declarations of qualification that have been made by Members on taking their seats, be printed, and that in future they be entered on the Votes.
4. MR. WINDEYER to move, That the lists of divisions in Committee, since the institution of this Council, be printed, and that in future, the divisions of the Council in Committee be reported to the House, on the Speaker resuming the Chair, and be entered on the Votes.

ORDERS

ORDERS OF THE DAY :—

1. Oaths in Public Departments Abolition Bill ; third reading.
2. Punishment of Death in certain cases Abolition Bill ; third reading.
3. Consideration of Governor's Message on Impounding Act amendment Bill.
4. Consideration of Governor's Message on Police and School Expenditure for 1846.
5. Tariff Bill ; further consideration in Committee.
6. Supplementary Estimate for 1845 ; further consideration in Committee.
7. Estimates of Expenditure for the year 1846 ; further consideration in Committee.

FRIDAY, OCTOBER 10.

NOTICES OF MOTION :—

1. MR. LAMB to move, That the Australian General Assurance Company Bill be now read a second time.
2. DR. BLAND to move, That an Address be presented to His Excellency the Governor praying His Excellency to place upon the Estimates for 1846; the sum of £50, toward the support of the Sydney Commercial Reading Rooms and Library.

ORDERS OF THE DAY :—

1. Sydney Police Surplus Revenue Bill ; second reading.
2. Publicans' Bill ; to be considered in Committee.
3. Registrar's Bill ; to be considered in Committee.
4. Masters' and Servants' laws consolidation Bill ; further consideration in Committee.
5. Slaughtering of Cattle Act amendment Bill ; second reading.

TUESDAY, OCTOBER 14.

1. Medical witnesses Act amendment Bill ; second reading.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

WEDNESDAY, 8 OCTOBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Assent to Bills:—The Speaker reported that His Excellency the Governor had assented to the following Bills:—
(1.) Lunatics' Act amendment Bill.
(2.) Building Act amendment Bill.
2. Bank of Australia Shares Bill:—The Colonial Secretary laid upon the Table two Despatches from His Excellency Governor Sir George Gipps to the Right Honorable the Secretary of State for the Colonies, dated 1st January, 1845; and a Despatch from the Right Honorable the Secretary of State in reply thereto, dated 17th May, 1845, notifying Her Majesty's disallowance of this Bill.
Despatches ordered to be printed.
3. Auctioneers' Licenses Bill:—Mr. Cowper, as Chairman, brought up the Report from the Select Committee appointed on the 26th August last, to consider the provisions of this Bill.
Report, together with the evidence taken before the Committee, ordered to be printed.
4. Section 70 of Sydney Corporation Act Suspension Bill:—The Colonial Secretary having, pursuant to notice, moved for and obtained leave to bring in "A Bill to suspend for a further limited period so much of an Act of the Governor and Council of New South Wales, as relates to the Town of Sydney to be a City; and to incorporate the Inhabitants thereof; as relates to the estimating and levying a rate for the Police of the said City," Bill read a first time; ordered to be printed; and read a second time to-morrow.
5. Section 70 of Melbourne Corporation Act Suspension Bill:—The Colonial Secretary having, pursuant to notice, moved for and obtained leave to bring in a "A Bill to suspend, for a further limited period, so much of an Act of the Governor and Council of New South Wales as relates to the Town of Melbourne; as relates to the estimating and levying a rate for the Police of the said Town," Bill read a first time; ordered to be printed, and read a second time to-morrow.
6. Postponement:—In absence of Mr. Windeyer, Mr. Lowe postponed the motions in Mr. Windeyer's name on the notices for to-day, until Friday, October 10.
7. Oaths in Public Departments Abolition Bill:—On motion of the Colonial Secretary, in absence of the Attorney General, read a third time and passed; to be presented to His Excellency the Governor for assent, by the Speaker and the Colonial Treasurer.
8. Punishment of Death in certain cases Abolition Bill:—On motion of the Colonial Secretary, in absence of the Attorney General, read a third time and passed: to be presented to His Excellency the Governor for assent, by the Speaker and the Colonial Treasurer.
9. Impounding Act Amendment Bill:—The Message received from His Excellency the Governor on the 30th ultimo having been read, on motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole to take into consideration the amendments therein proposed by His Excellency the Governor to be made on this Bill.
The Chairman having reported, that all the amendments proposed on this Bill by His Excellency the Governor, had been agreed to by the Committee, Bill ordered to be re-engrossed, with such amendments, and again presented to His Excellency the Governor for assent, by the Speaker and the Colonial Treasurer.
10. Police and School Expenditure for 1846:—On motion of the Colonial Secretary, the Message on this subject received from His Excellency the Governor on the 30th ultimo, ordered to be taken into consideration when the Council shall resolve itself into Committee on the Estimates of Expenditure for the year 1846.
11. Tariff Bill:—On motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole for further consideration of this Bill.
The Chairman having reported the Bill with sundry amendments, Bill ordered to be engrossed, and read a third time to-morrow.
12. Postponements:—On motion of the Colonial Treasurer, the following Orders of the Day postponed until to-morrow:—
(1.) Supplementary Estimates for 1845; further consideration in Committee.
(2.) Estimates of Expenditure for the year 1846; further consideration in Committee.
Council adjourned at ten minutes after Nine o'clock, until to-morrow at Three o'clock

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, OCTOBER 9.

ORDERS OF THE DAY:—

1. Section 70 of Sydney Corporation Act suspension Bill; second reading.
 2. Section 70 of Melbourne Corporation Act suspension Bill; second reading.
 3. Tariff Bill; third reading.
 4. Supplementary Estimate for 1845; further consideration in Committee.
 5. Estimates of Expenditure for the year 1846; further consideration in Committee.
- (In Committee on Estimates for 1846) consideration of Governor's Message on Police and School Expenditure for 1846..

FRIDAY, OCTOBER 10.

NOTICES OF MOTION:—

1. MR. LAMB to move, That the Australian General Assurance Company Bill be now read a second time.
2. DR. BLAND to move, That an Address be presented to His Excellency the Governor praying His Excellency to place upon the Estimates for 1846, the sum of £50, toward the support of the Sydney Commercial Reading Rooms and Library.
3. MR. WINDEYER to move, That the declarations of qualification that have been made by Members on taking their seats, be printed, and that in future they be entered on the Votes.
4. MR. WINDEYER to move, That the lists of divisions in Committee, since the institution of this Council, be printed, and that in future, the divisions of the Council in Committee be reported to the House, on the Speaker resuming the Chair, and be entered on the Votes.

ORDERS OF THE DAY:—

1. Sydney Police Surplus Revenue Bill; second reading.
2. Publicans' Bill; to be considered in Committee.
3. Registrar's Bill; to be considered in Committee.
4. Masters' and Servants' laws consolidation Bill; further consideration in Committee.
5. Slaughtering of Cattle Act amendment Bill; second reading.

TUESDAY, OCTOBER 14.

1. Medical witnesses Act amendment Bill; second reading.

FRIDAY, OCTOBER 17.

NOTICE OF MOTION:—

1. MR. COWPER to move, That the Auctioneers' Licenses Bill be now read a second time.

ALEX. M^c LEAY,

Speaker.

VOTES AND PROCEEDINGS

THE LEGISLATIVE COUNCIL.

THURSDAY, 9 OCTOBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Tariff Bill:—Mr. Allen presented a Petition from certain of the Inhabitants of Sydney, against the proposed reduction in the Duties upon Spirits, and the imposition of any additional tax on the staple commodities of life; Petition read and received.
2. Peter C. Murphy:—Captain Duinaresq presented a Petition from Peter C. Murphy, Watch House Keeper, at Port Macquarie, praying an increased rate of Pay; Petition read and received.
3. Iron Bark Bridge, Newcastle:—Mr. Wentworth presented a Petition from certain Inhabitants of the Town and District of Newcastle, praying the Council to request His Excellency the Governor to place upon the Estimates, such sum of money as they may deem fit, to be applied to repair Iron Bark Bridge, on the high road between Newcastle and Maitland; Petition read and received.
4. The following Messages from His Excellency the Governor received and read:—

(1.) Gunpowder.

Message from His Excellency the Governor, to the Legislative Council, on presenting to the Council a Bill to regulate, for a limited time, the exportation of Gunpowder and Warlike Stores.

GENTLEMEN,

In consequence of the present state of the neighbouring Colony of New Zealand, I am induced to lay before you a project of a law to regulate for a time, to be therein limited, the exportation of Gunpowder and Warlike Stores from the Colony of New South Wales:

GEORGE GIPPS.

*Government House,**Sydney, 9th October, 1845.*

Message ordered to be printed, and taken into consideration to-morrow.

(2.) Distillation.

Message from His Excellency the Governor, to the Legislative Council, on presenting to the Council a Bill to amend the Acts now in force respecting the distillation of spirits, and more effectually to prevent illicit distillation.

GENTLEMEN,

The laws relating to the Distillation of Spirits having been found insufficient for the protection of the Revenue, I herewith lay before you a Bill to amend these laws, and more effectually to prevent Illicit Distillation.

GEORGE GIPPS.

*Government House,**Sydney, 9th October, 1845.*

Message ordered to be printed, and taken into consideration on Wednesday, October 15.

5. St. Kilda; Port Phillip:—Dr. Nicholson, as Chairman, brought up the Report from the Select Committee, appointed on the 26th August last, to take into consideration the prayer of the St. Kilda Petition, presented on the 31st July last.
Report ordered to be printed.
6. Section 70 of Sydney Corporation Act Suspension Bill, having been read a second time, on motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole, for consideration thereof.
The Chairman having reported the Bill with an amendment; Bill ordered to be engrossed, and read a third time on Wednesday, October 15.
7. Section 70 of Melbourne Corporation Act Suspension Bill, having been read a second time, on motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole, for consideration thereof.
The Chairman having reported the Bill with an amendment; Bill ordered to be engrossed, and read a third time on Wednesday, October 15.
8. Tariff Bill:—Moved by the Colonial Secretary, That this Bill be now read a third time.
Debate ensued.
Question put and passed; and Bill read a third time accordingly.
Moved by the Colonial Secretary, That this Bill do now pass.
Question put and passed; Bill passed, and ordered to be presented to His Excellency the Governor for Assent, by the Speaker and the Collector of Customs.

9. Supplementary Estimate for 1845:—On motion of the Colonial Treasurer, the further consideration in Committee of the Supplementary Estimate for the year 1845, postponed until Wednesday, October 15.
10. Estimates of Expenditure for the year 1846:—On motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole for further consideration of the Estimates of Expenditure for the year 1846.
The Chairman reported progress and obtained leave to sit again on Wednesday, October 15.
Council adjourned at Nine o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, OCTOBER 10.

NOTICES OF MOTION:—

1. MR. LAMB to move, That the Australian General Assurance Company Bill be now read a second time.
2. DR. BLAND to move, That an Address be presented to His Excellency the Governor praying His Excellency to place upon the Estimates for 1846, the sum of £50, toward the support of the Sydney Commercial Reading Rooms and Library.
3. MR. WINDEYER to move, That the declarations of qualification that have been made by Members on taking their seats, be printed, and that in future they be entered on the Votes.
4. MR. WINDEYER to move, That the lists of divisions in Committee, since the institution of this Council, be printed, and that in future, the divisions of the Council in Committee be reported to the House, on the Speaker resuming the Chair, and be entered on the Votes.
5. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will cause to be laid upon the Table of this House, the following Returns:
 - (1.) A Return of the Ordinary Revenue from all sources, (with the exception of the Revenue arising from the sale of Waste Lands,) derived from the Province of Port Phillip, for the years 1843 and 1844, distinguishing the Heads of Revenue, and the amounts for each year.
 - (2.) A Return of the whole Expenditure actually incurred for the Government of the Province of Port Phillip, (exclusively of the expenses of Immigration,) for the years 1843 and 1844; distinguishing the heads of service, and the amounts in each year.
 - (3.) A Return of the Revenue arising from the sale of Crown Lands and Town Allotments in the District of Port Phillip, during the years 1843 and 1844, distinguishing the amounts for each year.
 - (4.) A Return of the Expenditure actually incurred for Immigration into Port Phillip, for the years 1843 and 1844, distinguishing the amounts for each year.
6. THE COLONIAL SECRETARY to move, the suspension of the 140th section of the Standing Orders of the Council, in order to the passing of the Gunpowder Exportation Bill through its several stages to-day.

ORDERS OF THE DAY:—

1. Sydney Police Surplus Revenue Bill; second reading.
2. Publicans' Bill; to be considered in Committee.
3. Registrar's Bill; to be considered in Committee.
4. Masters' and Servants' laws consolidation Bill; further consideration in Committee.
5. Slaughtering of Cattle Act amendment Bill; second reading.
6. Consideration of Governor's Message with Gunpowder Exportation Bill.

TUESDAY, OCTOBER 14.

NOTICES OF MOTION:—

1. MR. WENTWORTH to move, That an Address be presented to His Excellency the Governor, requesting His Excellency to apply the sum of £200, out of the sum of £3,000, voted by this Council for the supplementary service of the current year, for the repair of roads and bridges, beyond the County of Cumberland, to the repair of the bridges on the road between Newcastle and Maitland, referred to in the Petition presented on the 9th instant, from the inhabitants of Newcastle.
2. MR. COWPER to move for leave to bring in a Bill to amend the Act 3 William IV., No. 5, intituled, "*An Act for preventing the extension of the infectious disease commonly called 'the Scab in Sheep or Lambs in the Colony of New South Wales.'*"
3. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates, such a sum as to His Excellency shall seem fit, in compensation for certain reductions effected in the salaries of the Clerks of the Sydney Police Department, under the authority of the City Corporation.

ORDERS OF THE DAY:—

1. Medical witnesses Act amendment Bill; second reading.

WEDNESDAY,

WEDNESDAY, OCTOBER 15.

1. Consideration of Governor's Message with Distillation Bill.
 2. Section 70 of Sydney Corporation Act suspension Bill; third reading.
 3. Section 70 of Melbourne Corporation Act suspension Bill; third reading.
 4. Supplementary Estimate for 1845; further consideration in Committee.
 5. Estimates of Expenditure for the year 1846; further consideration in Committee.
- (In Committee on Estimates for 1846) consideration of Governor's Message on Police and School Expenditure for 1846.
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FRIDAY, OCTOBER 17.

NOTICE OF MOTION:—

1. MR. COWPER to move, That the Auctioneers' Licensing Bill be now read a second time.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL:

FRIDAY, 10 OCTOBER, 1845.

1. There being present only Eleven Members, exclusive of the Speaker, namely, Mr. Lamb; Mr. Cowper; Mr. Grant; The Colonial Secretary; Mr. Barry; Dr. Nicholson; Mr. Allen; Mr. Lowe; Mr. Lawson; The Auditor General; and Mr. Robinson; The Speaker took the Chair, and adjourned the Council at twenty-five minutes before Four o'Clock, until Tuesday next, October 14, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, OCTOBER 14.

NOTICES OF MOTION:—

1. MR. WENTWORTH to move, That an Address be presented to His Excellency the Governor, requesting His Excellency to apply the sum of £200, out of the sum of £3,000, voted by this Council for the supplementary service of the current year, for the repair of roads and bridges, beyond the County of Cumberland, to the repair of the bridges on the road between Newcastle and Maitland, referred to in the Petition presented on the 9th instant, from the inhabitants of Newcastle.
2. MR. COWPER to move for leave to bring in a Bill to amend the Act 3 William IV., No. 5, intitled, "*An Act for preventing the extension of the infectious disease commonly called 'the Scab in Sheep or Lambs in the Colony of New South Wales.'*"
3. DR. LANG to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates, such a sum as to His Excellency shall seem fit, in compensation for certain reductions effected in the salaries of the Clerks of the Sydney Police Department, under the authority of the City Corporation.
4. MR. LAMB to move, That the Australian General Assurance Company Bill be now read a second time.
5. DR. BLAND to move, That an Address be presented to His Excellency the Governor praying His Excellency to place upon the Estimates for 1846, the sum of £50, toward the support of the Sydney Commercial Reading Rooms and Library.
6. MR. WINDEYER to move, That the declarations of qualification that have been made by Members on taking their seats, be printed, and that in future they be entered on the Votes.
7. MR. WINDEYER to move, That the lists of divisions in Committee, since the institution of this Council, be printed, and that in future, the divisions of the Council in Committee be reported to the House, on the Speaker resuming the Chair, and be entered on the Votes.
8. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will cause to be laid upon the Table of this House, the following Returns:
 - (1.) A Return of the Ordinary Revenue from all sources, (with the exception of the Revenue arising from the sale of Waste Lands,) derived from the Province of Port Phillip, for the years 1843 and 1844, distinguishing the Heads of Revenue, and the amounts for each year.
 - (2.) A Return of the whole Expenditure actually incurred for the Government of the Province of Port Phillip, (exclusively of the expenses of Immigration,) for the years 1843 and 1844; distinguishing the heads of service, and the amounts in each year.
 - (3.) A Return of the Revenue arising from the sale of Crown Lands and Town Allotments in the District of Port Phillip, during the years 1843 and 1844, distinguishing the amounts for each year.
 - (4.) A Return of the Expenditure actually incurred for Immigration into Port Phillip, for the years 1843 and 1844, distinguishing the amounts for each year.
9. THE COLONIAL SECRETARY to move, the suspension of the 140th section of the Standing Orders of the Council, in order to the passing of the Gunpowder Exportation Bill through its several stages to-day.

ORDERS

ORDERS OF THE DAY:—

- 1. Medical Witnesses Act amendment Bill; second reading.
- 2. Sydney Police Surplus Revenue Bill; second reading.
- 3. Publicans' Bill; to be considered in Committee.
- 4. Registrar's Bill; to be considered in Committee.
- 5. Masters' and Servants' laws consolidation Bill; further consideration in Committee.
- 6. Slaughtering of Cattle Act amendment Bill; second reading.
- 7. Consideration of Governor's Message with Gunpowder Exportation Bill.

WEDNESDAY, OCTOBER 15.

1. Consideration of Governor's Message with Distillation Bill.
 2. Section 70 of Sydney Corporation Act suspension Bill; third reading.
 3. Section 70 of Melbourne Corporation Act suspension Bill; third reading.
 4. Supplementary Estimate for 1845; further consideration in Committee.
 5. Estimates of Expenditure for the year 1846; further consideration in Committee.
- (In Committee on Estimates for 1846) consideration of Governor's Message on Police and School Expenditure for 1846.

FRIDAY, OCTOBER 17.

NOTICE OF MOTION:—

1. MR. COWPER to move, That the Auctioneers' Licensing Bill be now read a second time.

ALEX. McLEAY,

Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 14 OCTOBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Appropriations under Roads' and Courts' Requests' Acts:—Mr. Wentworth, as Chairman, brought up the Report from the Select Committee, appointed on the 5th ultimo, to enquire into and report upon the Appropriations of monies raised under the Act, 2 William IV., No. 12, and the Act 6 Victoria, No. 15.
Report ordered to be printed.
2. Lien on Wool Act:—Mr. Wentworth, as Chairman, brought up the Report from the Select Committee, appointed on the 7th August last, to enquire into the working of the Act "to give a preferable lien on Wool from season to season, and to make mortgages of sheep, cattle, and horses valid, without delivery to the mortgagee," and to report whether it is expedient that this Act be repealed, or be continued part of the permanent legislation of this Colony.
Report, together with the Evidence taken before the Committee, ordered to be printed.
3. Census Bill:—The Colonial Secretary, as Chairman, brought up the Report from the Select Committee, to whom, on the 28th August last, the Census Bill was referred, with instructions to examine its provisions, and to report to the House, such amendments as they may deem desirable.
Report, together with the Evidence taken before the Committee, and the Appendix thereto, ordered to be printed.
4. Iron Bark Bridge; Newcastle:—Mr. Wentworth moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting His Excellency to apply the sum of £200, out of the sum of £3,000, voted by this Council for the supplementary service of the current year, for the repair of roads and bridges, beyond the County of Cumberland, to the repair of the Bridges on the road between Newcastle and Maitland, referred to in the Petition presented on the 9th instant, from the inhabitants of Newcastle.

Debate ensued.

Question put; Council divided:—

Ayes, 7.

DR. BLAND,
MR. GRANT,
MR. LORD,
DR. LANG,
MR. ROBINSON,
MR. W. C. WENTWORTH,
DR. NICHOLSON, (Teller.)

Noes, 12.

MR. LOWE,
MR. DARVALL,
MR. COWPER,
MR. LAWSON,
MR. BOWMAN,
THE COLONIAL SECRETARY,
MR. LAMB,
MR. BERRY,
THE ATTORNEY GENERAL,
THE COLLECTOR OF CUSTOMS,
THE AUDITOR GENERAL,
THE COLONIAL TREASURER, (Teller.)

5. Scabbed Sheep travelling prevention Bill:—Mr. Cowper, having, pursuant to notice, moved for and obtained leave to bring in "A Bill to prevent the travelling of sheep infected with scab, on public roads and thoroughfares, and for other purposes;" Bill read a first time; ordered to be printed, and read a second time on Friday, October 17.
6. Sydney Police Office Clerks:—Moved by Dr. Lang, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates, such a sum as to His Excellency shall seem fit, in compensation for certain reductions effected in the salaries of the Clerks of the Sydney Police Department, under the authority of the City Corporation.

Debate ensued.
Question put; Council divided:—

Ayes, 8.

MR. GRANT,
THE COLLECTOR OF CUSTOMS,
THE AUDITOR GENERAL,
DR. LANG,
DR. NICHOLSON,
MR. W. C. WENTWORTH,
DR. BLAND,
MR. ROBINSON, (Teller.)

Noes, 7.

MR. LOWE,
MR. LAMB,
MR. LAWSON,
MR. BOWMAN,
MR. WILD,
MR. DARVALL,
MR. COWPER, (Teller.)

Address to be presented by the Speaker and the Auditor General.

7. Australian General Assurance Company Bill:—Moved, by Mr. Lamb, pursuant to notice, That the Australian General Assurance Company Bill be now read a second time.

Question put and passed; Bill read a second time.

Moved, by Mr. Lamb, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for consideration of this Bill.

Question put and passed; Council resolved itself into Committee accordingly.

The Chairman reported the Bill with amendments; Bill ordered to be engrossed, and read a third time on Friday, October 17.

8. Sydney Commercial Reading Rooms and Library:—Dr. Nicholson, in absence of Dr. Bland, moved, pursuant to notice given by Dr. Bland, That an Address be presented to His Excellency the Governor, praying His Excellency to place upon the Estimates for 1846, the sum of £50, toward the support of the Sydney Commercial Reading Rooms and Library.

Debate ensued.

Question put; Council divided:—

Ayes, 5.

DR. LANG,
MR. GRANT,
MR. ROBINSON,
MR. W. C. WENTWORTH,
DR. NICHOLSON, (Teller.)

Noes, 12.

THE COLLECTOR OF CUSTOMS,
THE COLONIAL SECRETARY,
MR. LOWE,
MR. LAWSON,
MR. WINDEYER,
MR. LAMB,
MR. BRADLEY,
MR. WILD,
MR. LORD,
THE AUDITOR GENERAL,
MR. DARVALL,
THE COLONIAL TREASURER, (Teller.)

9. George Underwood Alley:—Mr. Windeyer presented a Petition from George Underwood Alley, of Dapto, Illawarra, County of Camden, praying the repeal of the clause in the Berrima Jury Act, which exempts Illawarra from the provisions of that Act; Petition read and received.
10. Declarations of Qualification:—Mr. Windeyer moved, pursuant to notice, That the Declarations of Qualification that have been made by Members, be printed, and that in future they be entered on the Votes and Proceedings.
Debate ensued.
Question put and passed; ordered accordingly.
11. Divisions in Committee:—Mr. Windeyer moved, pursuant to notice, That the Lists of Divisions in Committee, since the Institution of this Council, be printed; and that in future the Divisions of the Council in Committee, be separately printed, and distributed at the commencement of each week.
Question put and passed; ordered accordingly.
12. Revenue and Expenditure, Port Phillip:—Dr. Nicholson moved, pursuant to notice, That an Address, be presented to His Excellency the Governor, requesting that His Excellency will cause to be laid upon the Table of this House, a Return of the Revenue from all sources, derived from the District of Port Phillip, and of the appropriation of the same for each year, from 1st January, 1843, to 31st December, 1844; distinguishing the General and Crown Revenues, and the expenditure chargeable on each respectively.
Question put and passed; Address to be presented by the Speaker and the Colonial Secretary.
13. Gunpowder Exportation Bill:—The Governor's Message received with this Bill on the 9th instant, having been read, on motion of the Colonial Secretary.
Moved by the Colonial Secretary, pursuant to notice, That all the Standing Orders of this Council, affecting the passing of public Bills, be suspended, in order to the passing of the Gunpowder Exportation Bill through all its stages to-day.
Question put and passed.
Moved by the Colonial Secretary, That the Bill transmitted with the Message from His Excellency the Governor read by the Clerk, intituled "*A Bill to regulate for a limited time the exportation of Gunpowder and Warlike Stores from the Colony of New South Wales,*" be now read a first time.
Question put and passed; Bill read a first time accordingly.
Moved by the Colonial Secretary, That the Bill be now read a second time.
Question put and passed; Bill read a second time accordingly.
Moved by the Colonial Secretary, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole, for consideration of this Bill.
Question put and passed; Council resolved itself into Committee accordingly.
The Chairman having reported the Bill with amendments—Bill ordered to be engrossed and read a third time to-morrow.
14. Medical Witnesses Act amendment Bill; in absence of the Attorney General, read a second time, on motion of Dr. Nicholson; to be considered in Committee to-morrow.
15. Sydney Police Surplus Revenue Bill; having been read a second time, on motion of Mr. Wentworth, the Council resolved itself into a Committee of the whole, for consideration thereof.
The Chairman having reported the Bill with amendments; Bill ordered to be engrossed, and read a third time on Friday, October 17.

16. Publicans Bill; consideration in Committee postponed, on motion of Mr. Wentworth, until Friday, October 17.
17. Registrar's Bill; consideration in Committee postponed, on motion of Mr. Cowper, until Friday, October 17.
18. Masters and Servants Laws consolidation Bill:—On motion of Mr. Cowper, in absence of Mr. Murray, the Council resolved itself into a Committee of the whole, for further consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again on Friday, October 17.
There not being twelve Members present, exclusive of the Speaker, the Speaker adjourned the Council at twenty minutes after Eight o'clock, until to-morrow, at three o'clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, OCTOBER 15.

ORDERS OF THE DAY:—

1. Consideration of Governor's Message with Distillation Bill.
2. Section 70 of Sydney Corporation Act suspension Bill; third reading.
3. Section 70 of Melbourne Corporation Act suspension Bill; third reading.
4. Supplementary Estimate for 1845; further consideration in Committee.
5. Estimates of Expenditure for the year 1846; further consideration in Committee.
(In Committee on Estimates for 1846) consideration of Governor's Message on Police and School Expenditure for 1846.
6. Gunpowder Exportation Bill; third reading.
7. Medical Witnesses Act amendment Bill; to be considered in Committee.

FRIDAY, OCTOBER 17.

NOTICES OF MOTION:—

1. MR. COWPER to move, That the Auctioneers' Licensing Bill be now read a second time.
2. MR. WENTWORTH to move for leave to bring in a Bill to repeal so much of all local Ordinances now in existence, as assumes, to invest the appropriation of the Ordinary Revenue elsewhere than in the Legislative Council.
3. MR. WENTWORTH to move for leave to bring in a Bill, to repeal an Act, intituled, "An Act to give a preferable lien on wool from season to season, and to make mortgages of sheep, cattle, and horses valid, without delivery to the mortgagee," and to substitute other provisions in lieu thereof.
4. MR. WENTWORTH to move for leave to bring in a Bill to give to valid mortgages of sheep, cattle, and horses, priority according to the date of the registration thereof, and for other purposes therein mentioned.

ORDERS OF THE DAY:—

1. Scabbed Sheep travelling prevention Bill; second reading.
2. Australian General Assurance Company Bill; third reading.
3. Sydney Police Surplus Revenue Bill; third reading.
4. Publicans' Bill; to be considered in Committee.
5. Registrar's Bill; to be considered in Committee.
6. Masters' and Servants' laws consolidation Bill; further consideration in Committee.
7. Slaughtering of Cattle Act amendment Bill; second reading.

WEDNESDAY, OCTOBER 22.

NOTICE OF MOTION:—

1. THE COLONIAL SECRETARY to move, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for consideration of the Bill for taking the Census of the Inhabitants of the Colony for the year 1846.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

WEDNESDAY, 15 OCTOBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Distillation Acts amendment Bill:—The Governor's Message received with this Bill on the 9th instant having been read; on motion of the Colonial Secretary, "A Bill to amend the Acts now in force respecting the Distillation of Spirits, and more effectually to prevent Illicit Distillation," read a first time; ordered to be printed, and read a second time to-morrow.
2. Section 70, of Sydney Corporation Act Suspension Bill:—On motion of the Colonial Secretary, read a third time, and *passed*; to be presented to His Excellency the Governor for Assent, by the Speaker and the Colonial Treasurer.
3. Section 70, of Melbourne Corporation Act Suspension Bill:—On motion of the Colonial Secretary, read a third time, and *passed*; to be presented to His Excellency the Governor for Assent, by the Speaker, the Colonial Treasurer, and the Auditor General.
4. Supplementary Estimate for 1845:—On motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole, for further consideration of the Supplementary Estimate for the year 1845.
The Chairman reported progress, and obtained leave to sit again to-morrow.
5. Estimates of Expenditure for the year 1846:—On motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole, for further consideration of the Estimates of Expenditure for the year 1846.
The Chairman reported progress, and obtained leave to sit again to-morrow.
6. Gunpowder Exportation Bill:—On motion of the Colonial Secretary, read a third time, and *passed*; to be presented to His Excellency the Governor for Assent, by the Speaker, the Colonial Treasurer, and the Auditor General.
7. Medical Witnesses' Act amendment Bill:—On motion of the Attorney General, the Council resolved itself into a Committee of the whole for consideration of this Bill.
The Chairman having reported the Bill with amendments, Bill ordered to be engrossed, and read a third time to-morrow.
Council adjourned at Eight o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, OCTOBER 16.

ORDERS OF THE DAY:—

1. Distillation Acts amendment Bill; second reading.
2. Supplementary Estimate for 1845; further consideration in Committee.
3. Estimates of Expenditure for the year 1846; further consideration in Committee.
4. Medical Witnesses Act amendment Bill; third reading.

FRIDAY, OCTOBER 17.

NOTICES OF MOTION:—

1. MR. COWPER to move, That the Auctioneers' Licensing Bill be now read a second time.
2. MR. WENTWORTH to move for leave to bring in a Bill to repeal so much of all local Ordinances now in existence, as assumes to invest the appropriation of the Ordinary Revenue elsewhere than in the Legislative Council.
3. MR. WENTWORTH to move for leave to bring in a Bill, to repeal an Act, intituled, "An Act to give a preferable lien on wool from season to season, and to make mortgages of sheep, cattle, and horses valid, without delivery to the mortgagees," and to substitute other provisions in lieu thereof.
4. MR. WENTWORTH to move for leave to bring in a Bill to give to valid mortgages of sheep, cattle, and horses, priority according to the date of the registration thereof, and for other purposes therein mentioned.

5. MR. COWPER to move, That an Address be presented to His Excellency the Governor, praying that a Bridge of a suitable and substantial character may be erected, without delay, across the Nepean River, either in the locality where the Penrith Punt is now placed, or in any other position in its immediate vicinity, which, upon examination and survey by the proper Officers of Government, may be considered more eligible; and expressing the willingness of this Council to provide the necessary funds, either from the Revenue of the Colony, or by a loan to be raised from the funds of the Savings' Bank, if that course be considered the most expedient.
6. MR. LORD to move for leave to bring in a Bill to punish summarily the stealing of dead timber.

ORDERS OF THE DAY:—

1. Scabbed Sheep travelling prevention Bill; second reading.
2. Australian General Assurance Company Bill; third reading.
3. Sydney Police Surplus Revenue Bill; third reading.
4. Publicans' Bill; to be considered in Committee.
5. Registrar's Bill; to be considered in Committee.
6. Masters' and Servants' laws consolidation Bill; further consideration in Committee.
7. Slaughtering of Cattle Act amendment Bill; second reading.

WEDNESDAY, OCTOBER 22.

NOTICE OF MOTION:—

1. THE COLONIAL SECRETARY to move, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for consideration of the Bill for taking the Census of the Inhabitants of the Colony for the year 1846.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 16 OCTOBER, 1845.

- Council met pursuant to adjournment; the Speaker took the Chair.
Light Houses, Bass's Straits:—Mr. Robinson, as Chairman, brought up the Report from the Select Committee, appointed on the 9th ultimo, to enquire and report as to the best positions for Light Houses, or Beacons in Bass's Straits, or on the Coasts adjacent.
Report, together with the Appendix thereto, and the Evidence taken before the Committee, ordered to be printed.
- Schoolmasters, Church of England:—Mr. Cowper presented a Petition from the Australian Diocesan Committee of the Societies for the promotion of Christian Knowledge, and for the propagation of the Gospel in foreign parts, praying redress for the reductions which have been made in the allowances to Schoolmasters in connexion with the Church of England; Petition read and received.
- City Magistrates:—The Colonial Secretary laid upon the Table, the Return to the Address, on this subject, adopted on the 30th ultimo, on motion of Mr. Windeyer.
- Question of Privilege:—Mr. Cowper moved, under the 38 Section of the Standing Orders of the Council, without previous notice, That a Select Committee be appointed to enquire into the sufficiency of the qualification of Patrick Grant, Esquire, and the time at which such qualification was acquired.
Debate ensued.
Question put; Council divided:—

Ayes, 9,	Noes, 8.
MR. W. C. WENTWORTH, DR. NICHOLSON, MR. COWPER, MR. LORD, MR. LAWSON, MR. BRADLEY, MR. BOWMAN, MR. LOWE, MR. WINDEYER, (Teller.)	THE COLONIAL SECRETARY, MR. BERRY, THE COMMANDER OF THE FORCES, MR. ROBINSON, THE COLLECTOR OF CUSTOMS, THE AUDITOR GENERAL, MR. LAMB, THE COLONIAL TREASURER, (Teller.)

Moved by Mr. Cowper, That the Committee consist of Six Members, and that such Committee be instructed to report on Tuesday next.
Question put and passed, and the following Committee appointed:—

MR. COWPER, MR. LORD, MR. W. C. WENTWORTH,	MR. BRADLEY, MR. WINDEYER, MR. LOWE.
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- Supreme Court Taxation:—The time within which the Committee to whom this subject was referred were instructed to report, extended to 1st November ensuing, on motion of Mr. Cowper.
- Assent to Bills:—The Speaker reported that His Excellency the Governor had assented to the following Bills:—
(1.) Gunpowder Exportation Bill.
(2.) Impounding Act amendment Bill.
- Distillation Acts amendment Bill; having been read a second time, on motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole, for consideration thereof.
The Chairman reported progress, and obtained leave to sit again on Wednesday, October 22.
- Postponements:—On motion of the Colonial Treasurer, the following Orders of the Day postponed, until Wednesday, October 22:—
(1.) Supplementary Estimate for 1845; further consideration in Committee.
(2.) Estimates of Expenditure for the year 1846; further consideration in Committee.
- Medical Witnesses Act amendment Bill:—On motion of the Attorney General, read a third time, and passed; to be presented to His Excellency the Governor for Assent, by the Speaker, the Colonial Secretary, and the Colonial Treasurer.
Council adjourned at twenty-five minutes before Nine o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, OCTOBER 17.

NOTICES OF MOTION:—

1. MR. COWPER to move, That the Auctioneers' Licensing Bill be now read a second time.
2. MR. WENTWORTH to move for leave to bring in a Bill to repeal so much of all local Ordinances now in existence, as assumes to invest the appropriation of the Ordinary Revenue elsewhere than in the Legislative Council.
3. MR. WENTWORTH to move for leave to bring in a Bill, to repeal an Act, intituled, "An Act to give a preferable lien on wool from season to season, and to make mortgages of sheep, cattle, and horses valid, without delivery to the mortgagees," and to substitute other provisions in lieu thereof.
4. MR. WENTWORTH to move for leave to bring in a Bill to give to valid mortgages of sheep, cattle, and horses, priority according to the date of the registration thereof, and for other purposes therein mentioned.
5. MR. COWPER to move, That an Address be presented to His Excellency the Governor, praying that a Bridge of a suitable and substantial character may be erected, without delay, across the Nepean River, either in the locality where the Penrith Punt is now placed, or in any other position in its immediate vicinity, which, upon examination and survey by the proper Officers of Government, may be considered more eligible; and expressing the willingness of this Council to provide the necessary funds, either from the Revenue of the Colony, or by a loan to be raised from the funds of the Savings' Bank, if that course be considered the most expedient.
6. MR. LORD to move for leave to bring in a Bill to punish summarily the stealing of dead timber.
7. MR. COWPER to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for the year 1846, the sum of £ , to meet the allowances due to Schoolmasters under the Regulations of 24th September, 1841, and upon the Supplementary Estimate whatever sum may be required to pay the allowances of such Schoolmasters during the current year.

ORDERS OF THE DAY:—

1. Scabbed Sheep travelling prevention Bill; second reading.
2. Australian General Assurance Company Bill; third reading.
3. Sydney Police Surplus Revenue Bill; third reading.
4. Publicans' Bill; to be considered in Committee.
5. Registrar's Bill; to be considered in Committee.
6. Masters' and Servants' laws consolidation Bill; further consideration in Committee.
7. Slaughtering of Cattle Act amendment Bill; second reading.

TUESDAY, OCTOBER 21.

NOTICES OF MOTION:—

1. MR. GRANT to move, That this House do take into consideration the precarious state of the Wooden Bridge over Wallis's Creek, situated between East and West Maitland, on the stability of which depends the permanance of any regular communication between Newcastle, and the very important tract of country which stretches from Maitland to Liverpool Plains and New England.
2. MR. GRANT to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to place on the Estimates, a sum sufficient for commencing a more substantial structure than the present Wooden Bridge over Wallis's Creek, with the least possible delay.

WEDNESDAY, OCTOBER 22.

1. THE COLONIAL SECRETARY to move, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for consideration of the Bill for taking the Census of the Inhabitants of the Colony for the year 1846.

ORDERS OF THE DAY:—

1. Distillation Acts amendment Bill; further consideration in Committee.
2. Supplementary Estimate for 1845; further consideration in Committee.
3. Estimates of Expenditure for the year 1846; further consideration in Committee.

FRIDAY, OCTOBER 24.

NOTICES OF MOTION:—

1. MR. ROBINSON to move, That the Report of the Select Committee on Light Houses, be taken into consideration,
2. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency may be pleased to place upon the Estimates for 1846, the sum of £20,000, towards the erection of, and purchase of the requisite machinery for Light Houses at Cape Otway, King's Island, Kent's Group, and Cape Howe.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

FRIDAY, 17 OCTOBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Standish Lawrence Harris:—Mr. Wentworth presented a Petition from Standish Lawrence Harris, of Sydney, praying relief in the matter of his disputed claim for services rendered to the Government, as Colonial Architect, in the years 1822, 1823, 1824, and 1825; Petition read and received.
2. Auctioneers Licensing Bill:—Mr. Cowper postponed bringing forward his motion on this subject, until the next sitting day of the Council.
3. Ordinary Revenue Appropriation Bill:—Mr. Wentworth having, pursuant to notice, moved for and obtained leave to bring in "A Bill to repeal so much of all local Ordinances now in existence as assumes to vest the appropriation of the Ordinary Revenue elsewhere than in the Legislative Council;" Bill read a first time, ordered to be printed, and read a second time on Tuesday next.
4. Lien on Wool Act repeal Bill:—Mr. Wentworth having, pursuant to notice, moved for and obtained leave to bring in "A Bill to repeal an Act, intituled 'An Act to give a preferable lien on wool from season to season, and to make mortgages of sheep, cattle, and horses valid, without delivery to the mortgagee; and to substitute other provisions in lieu thereof;'" Bill read a first time, ordered to be printed, and read a second time on Tuesday next.
5. Cattle Mortgages Registration Bill:—Mr. Wentworth having, pursuant to notice, moved for and obtained leave to bring in, "A Bill to give to valid mortgages of Sheep, Cattle, and Horses priority according to the date of the Registration thereof, and for other purposes therein mentioned," Bill read a first time; ordered to be printed, and read a second time on Tuesday next.
6. Nepean River Bridge:—Mr. Cowper postponed bringing forward his motion on this subject, until the Savings' Banks Loans Committee have reported.
7. Dead Wood Bill:—Mr. Lord having, pursuant to notice, moved for and obtained leave to bring in, "A Bill to punish summarily, the stealing of dead wood;" Bill read a first time, ordered to be printed, and read a second time on Tuesday next.
8. Schoolmasters' Allowances:—Mr. Cowper moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for the year 1846, the sum of £1,100, to meet the allowances due to Schoolmasters, under the Regulations of 24th September, 1841, and upon the Supplementary Estimate, whatever sum may be required to pay the allowances of such Schoolmasters during the current year.

Debate ensued.

Question put:—Council divided:—

Ayes, 5.

DR. NICHOLSON,
MR. LAMB,
DR. BLAND,
MR. LAWSON,
MR. COWPER, (Teller.)

Noes, 8.

THE COLONIAL SECRETARY,
MR. BERRY,
MR. LOWE,
MR. W. C. WENTWORTH,
MR. DARVALL,
THE COLLECTOR OF CUSTOMS,
DR. LANG,
MR. ROBINSON, (Teller.)

9. Scabbed Sheep travelling prevention Bill, having been read a second time, on motion of Mr. Cowper, the Council resolved itself into a Committee of the whole for consideration thereof.
The Chairman reported progress, and obtained leave to sit again on Tuesday next.
10. Australian General Assurance Company Bill, on motion of Mr. Lamb, read a third time, and passed; to be presented to His Excellency the Governor for assent, by the Speaker, the Colonial Secretary, and the Auditor General.
11. Sydney Police Surplus Revenue Bill, on motion of Mr. Wentworth, read a third time, and passed; to be presented to His Excellency the Governor for assent, by the Speaker, the Colonial Secretary, and the Auditor General.
12. Publicans' Bill:—On the Order of the Day for the consideration of this Bill in Committee being called, precedence given to the Registrar's Bill, on motion of Mr. Wentworth.

13. Registrar's Bill:—On motion of Mr. Cowper, the Council resolved itself into a Committee of the whole, for consideration of this Bill.
The Chairman having reported the Bill with amendments; Bill ordered to be engrossed, and read a third time on Tuesday next.
14. Publicans' Bill, discharged from the Paper, by leave of the House.
15. Masters' and Servants' laws consolidation Bill; further consideration in Committee postponed, on motion of Mr. Cowper, in absence of Mr. Murray, until Tuesday next.
16. Slaughtering of Cattle Act amendment Bill; second reading postponed, on motion of Mr. Cowper, in absence of Mr. Murray, until Tuesday next.
Council adjourned at a quarter after Eight o'Clock, until Tuesday next at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, OCTOBER 21.

NOTICES OF MOTION:—

1. MR. GRANT to move, That this House do take into consideration the precarious state of the Wooden Bridge over Wallis's Creek, situated between East and West Maitland, on the stability of which depends the permanence of any regular communication between Newcastle, and the very important tract of country which stretches from Maitland to Liverpool Plains and New England.
2. MR. GRANT to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to place on the Estimates, a sum sufficient for commencing a more substantial structure than the present Wooden Bridge over Wallis's Creek; with the least possible delay.
3. DR. BLAND to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency may be pleased to take into his consideration, the memorial of Deputy Purveyor Croft, and to place on the Estimates, such sum as a recompense for the valuable services rendered by that Officer to this Colony, as to His Excellency may seem fit.
4. MR. COWPER to move, That the Auctioneers' Licensing Bill be now read a second time.
5. MR. LOWE to move, That it be an instruction to the Committee appointed to prepare Addresses to Her Majesty, and both Houses of Parliament, in reference to the defalcation of the late Registrar of the Supreme Court, to take such evidence, connected with the administration of that Officer, as may be necessary to enable them to prepare such Addresses.

ORDERS OF THE DAY:—

1. Ordinary Revenue Appropriation Bill; second reading.
2. Lien on Wool Act repeal Bill; second reading.
3. Cattle mortgages Registration Bill; second reading.
4. Dead Wood Bill; second reading.
5. Scabbed Sheep travelling prevention Bill; further consideration in Committee.
6. Registrar's Bill; third reading.
7. Masters' and Servants' laws consolidation Bill; further consideration in Committee.
8. Slaughtering of Cattle Act amendment Bill; second reading.

WEDNESDAY, OCTOBER 22.

NOTICE OF MOTION:—

1. THE COLONIAL SECRETARY to move, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for consideration of the Bill for taking the Census of the Inhabitants of the Colony for the year 1846.

ORDERS OF THE DAY:—

1. Distillation Acts amendment Bill; further consideration in Committee.
2. Supplementary Estimate for 1845; further consideration in Committee.
3. Estimates of Expenditure for the year 1846; further consideration in Committee.

FRIDAY, OCTOBER 24.

NOTICES OF MOTION:—

1. MR. ROBINSON to move, That the Report of the Select Committee on Light Houses, be taken into consideration,
2. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency may be pleased to place upon the Estimates for 1846, the sum of £9,000, towards the erection of, and purchase of the requisite machinery for Light Houses at Cape Otway, King's Island, Kent's Group, and Cape Howe.

CONTINGENT NOTICE OF MOTION.

1. MR. COWPER to move—when the Savings Banks Loans Committee have reported,—That an Address be presented to His Excellency the Governor, praying that a Bridge of a suitable and substantial character may be erected, without delay, across the Nepean River; either in the locality where the Penrith Point is now placed, or in any other position in its immediate vicinity; which, upon examination and survey by the proper Officers of Government, may be considered more eligible; and expressing the willingness of this Council to provide the necessary funds, either from the Revenue of the Colony; or by a loan to be raised from the funds of the Savings Bank, if that course be considered the most expedient.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

TUESDAY, 21 OCTOBER, 1845.

1. Council met pursuant to adjournment ; the Speaker took the Chair.
Question of Privilege ; Qualification of Patrick Grant, Esquire :—Mr. Cowper, as Chairman, brought up the Report from the Select Committee, appointed on the 16th instant, to enquire into the sufficiency of the qualification of Patrick Grant, Esquire, and the time at which such qualification was acquired.
Report, together with the Evidence taken before the Committee, ordered to be printed.
2. Distillation Acts amendment Bill :—Mr. Windeyer presented a Petition from Robert and Edwin Tooth, of the City of Sydney, Brewers, praying to be heard by Counsel at the Bar of the House, against the 64th section of this Bill ; Petition read and received.
3. Russell's Nepean Bridge Bill :—Mr. Cowper presented a Petition from certain Landholders, Residents, and others interested in the prosperity of the Township of Penrith, and Emu Plains, against the passing of Russell's Nepean Bridge Bill ; and praying the erection of a Bridge across that part of the River where the Government Punt now plies ; Petition read and received, and referred to the Select Committee on Russell's Nepean Bridge Bill.
4. Hebrew Congregation —Mr. Wentworth presented a Petition from the Hebrew Congregation of the City of Sydney, in Vestry assembled, praying the Council to request His Excellency the Governor to place on the Estimates a sum of money for liquidation of the debt incurred for building the synagogue ; and also an annual sum for the support of a Jewish Minister of Religion ; Petition read and received.
5. David Dunlop :—Dr. Nicholson presented a Petition from David Dunlop, stating that he had received notice of the contemplated discontinuance of his office as Police Magistrate of the Wollombi and Macdonald River District from the end of the current year, and praying the Council to take such steps as to them may seem necessary in the case ; Petition read and received.
6. Aborigines Protectorate :—The Colonial Secretary laid upon the Table the Return to the Address on this subject, adopted on the 23rd ultimo, on motion of Mr. Windeyer ; Return referred to the Select Committee on Aborigines.
7. Wallis's Creek Bridge :—Mr. Grant moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to place on the Estimates, a sum sufficient for commencing a more substantial structure than the present Wooden Bridge over Wallis's Creek, with the least possible delay.
Debate ensued.
Motion by leave withdrawn.
8. Deputy Purveyor Croft :—Dr. Bland moved, pursuant to notice, , That an Address be presented to His Excellency the Governor, requesting that His Excellency may be pleased to take into his consideration, the memorial of Deputy Purveyor Croft, and to place on the Estimates, such sum as a recompense for the valuable services rendered by that Officer to this Colony, as to His Excellency may seem fit.
Debate ensued.
Question put and negatived.
9. Auctioneers Licensing Bill :—Mr. Cowper postponed bringing forward his motion for the second reading of this Bill, until Friday next.
10. Defalcation of the late Registrar of the Supreme Court :—Dr. Nicholson, in absence of Mr. Lowe, postponed the motion on this subject, standing in Mr. Lowe's name on the notices for to-day, until Friday next.
11. Ordinary Revenue appropriation Bill ; second reading postponed, on motion of Mr. Wentworth, until Friday next.
12. Lien on Wool Act repeal Bill ; having been read a second time, on motion of Mr. Wentworth, the Council resolved itself into a Committee of the whole, for consideration thereof.
The Chairman having reported the Bill with amendments ; Bill ordered to be engrossed, and read a third time on Friday next.
13. Cattle Mortgages Bill ; having been read a second time, on motion of Mr. Wentworth, the Council resolved itself into a Committee of the whole, for consideration thereof.
The Chairman having reported the Bill with amendments ; Bill ordered to be engrossed, and read a third time on Friday next.
14. Dead Wood Bill, having been read a second time, on motion of Mr. Lord, the Council resolved itself into a Committee of the whole, for consideration thereof.
The Chairman having reported the Bill with amendments ; Bill ordered to be engrossed, and read a third time on Friday next.

15. Scabbed Sheep travelling prevention Bill :—On motion of Mr. Cowper, the Council resolved itself into a Committee of the whole, for further consideration of this Bill. The Chairman having reported the Bill with amendments; Bill ordered to be engrossed, and read a third time on Friday next.
16. Registrar's Bill :—Moved by Mr. Cowper, That this Bill be now read a third time. Debate ensued.
Question put; Council divided.

Ayes, 15

THE COLONIAL TREASURER,
MR. ROBINSON,
MR. W. C. WENTWORTH,
MR. DARVALL,
MR. LAMB,
MR. LOWE,
DR. NICHOLSON,
MR. WILD,
DR. LANG,
DR. BLAND,
MR. LORD,
MR. LAWSON,
MR. WINDEYER,
MR. GRANT,
MR. COWPER, (Teller.)

Noes, 3.

THE AUDITOR GENERAL,
THE ATTORNEY GENERAL,
MR. BERRY, (Teller.)

- Bill read a third time, and *passed*; to be presented to His Excellency the Governor for assent, by the Speaker, the Colonial Treasurer, and the Attorney General.
17. Masters and Servants laws consolidation Bill :—On motion of Mr. Cowper, in absence of Mr. Murray, the Council resolved itself into a Committee of the whole, for further consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again on Friday next.
18. Slaughtering of Cattle Act amendment Bill; second reading postponed, on motion of Mr. Cowper, in absence of Mr. Murray, until Friday next.
Council adjourned at half-past Seven o'clock, until to-morrow, at Three o'clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, OCTOBER 22.

NOTICES OF MOTION :—

1. THE COLONIAL SECRETARY to move, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for consideration of the Bill for taking the Census of the Inhabitants of the Colony for the year 1846.
2. MR. COWPER to move, That an Address be presented to His Excellency the Governor, transmitting a copy of the Report of the Select Committee, appointed on the 16th instant, to enquire into the sufficiency of the qualification of Patrick Grant, Esq., and the time at which such qualification was acquired—together with the evidence taken before the Committee; and that His Excellency the Governor be requested to take such steps as in the opinion of His Excellency are required by law, in reference to the election of Mr. Grant as Member for the Northumberland Boroughs.
3. MR. WINDEYER to move, That the Return of the sittings of Magistrates in the City of Sydney be printed.
4. MR. WENTWORTH to move, That the Petition from the Jewish congregation of the City of Sydney, be printed.
5. DR. NICHOLSON to move, That the Petition presented by him from Mr. Dunlop yesterday, be printed.
6. THE COLONIAL SECRETARY to move for leave to bring in a Bill to exempt from duty, for a limited time, metallic ores imported into New South Wales.
7. THE COLONIAL SECRETARY to move for leave to bring in a Bill to provide for the summary jurisdiction of cases under an Act, intituled, "*An Act for preventing the extension of the disease commonly called the influenza or catarrh in sheep and lambs, in the Colony of New South Wales,*" and to indemnify certain Justices of the said Colony.

ORDERS OF THE DAY :—

1. Distillation Acts amendment Bill; further consideration in Committee.
2. Supplementary Estimate for 1845; further consideration in Committee.
3. Estimates of Expenditure for the year 1846; further consideration in Committee.

FRIDAY,

FRIDAY, OCTOBER 24.

NOTICES OF MOTION:—

1. MR. ROBINSON to move, That the Report of the Select Committee on Light Houses, be taken into consideration,
2. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency may be pleased to place upon the Estimates for 1846, the sum of £9,000, towards the erection of, and purchase of the requisite machinery for Light Houses at Cape Otway, King's Island, Kent's Group, and Cape Howe.
3. MR. WENTWORTH to move, That an Address be presented to His Excellency the Governor, requesting His Excellency to allot from Schedule C. £1,000 for liquidating the debt now due for building the Synagogue, and towards the erection of a suitable dwelling house for a Jewish Minister of Religion; and a further sum of £150, as a stipend for such Minister.
4. MR. COWPER to move, That the Auctioneers' Licensing Bill be now read a second time.
5. MR. LOWE to move, That it be an instruction to the Committee appointed to prepare Addresses to Her Majesty, and both Houses of Parliament, in reference to the defalcation of the late Registrar of the Supreme Court, to take such evidence, connected with the administration of that Officer, as may be necessary to enable them to prepare such Addresses.

ORDERS OF THE DAY:—

1. Ordinary Revenue Appropriation Bill; second reading.
2. Lien on Wool Act repeal Bill; third reading.
3. Cattle mortgages Registration Bill; third reading.
4. Dead Wood Bill; third reading.
5. Scabbed Sheep travelling prevention Bill; third reading.
6. Masters' and Servants' laws consolidation Bill; further consideration in Committee.
7. Slaughtering of Cattle Act amendment Bill; second reading.

CONTINGENT NOTICE OF MOTION.

1. MR. COWPER to move—when the Savings Banks Loans Committee have reported,— That an Address be presented to His Excellency the Governor, praying that a Bridge of a suitable and substantial character may be erected, without delay, across the Nepean River, either in the locality where the Penrith Punt is now placed, or in any other position in its immediate vicinity, which, upon examination and survey by the proper Officers of Government, may be considered more eligible; and expressing the willingness of this Council to provide the necessary funds, either from the Revenue of the Colony, or by a loan to be raised from the funds of the Savings Bank, if that course be considered the most expedient.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

WEDNESDAY, 22 OCTOBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
The following Messages from His Excellency the Governor received and read:—

(1.) Ports and Harbours Act amendment Bill.

Message from His Excellency the Governor, to the Legislative Council, proposing amendments in an Act, which has been passed by the Council, and presented to him for the Royal Assent, intituled, "An Act to amend an Act, intituled, 'An Act for the better preservation of the Ports, Harbours, Havens, Roadsteads, Channels, " "Navigable Creeks and Rivers, in New South Wales, and the better regulation of " "Shipping in the same.'"

GENTLEMEN,

The amendments which I have to propose are, that the following additions be made to the Schedule:—

	s.	d.
For the entry of any such vessel, if above 100 tons	7	6
For the clearance of any such vessel, if above 100 tons	7	6
For the entry of any such vessel, if a Steamer	5	0
For the clearance of any such vessel, if a Steamer ...	5	0

GEORGE GIPPS,
GOVERNOR.

*Government House,
Sydney, 22nd October, 1845.*

Ordered to be printed, and taken into consideration to-morrow.

(2.) Tariff Bill.

Message from His Excellency the Governor, to the Legislative Council, proposing amendments in an Act, which has been passed by the Council, and presented to His Excellency for the Royal Assent, intituled, "An Act to reduce for a limited time, " the duties on Spirits imported into, or distilled in, the Colony of New South " Wales."

GENTLEMEN,

Agreeably to the provisions of the 30th clause of the Constitutional Act of the Colony, (5th and 6th Vict., c. 76.) I have to propose for your consideration the following amendments in a Bill which has been presented to me for the Royal Assent, intituled, "An Act to reduce for a limited time the duties on spirits imported into, or " distilled in the Colony of New South Wales."

The amendments I have to propose are:—

1.—That in the first clause of the Bill, all the words be omitted after the words "in place thereof," and that in lieu of the words struck out, the following be inserted:—

"Duties shall, during the continuance of this Act, be charged and paid on all " spirits, whether imported into, or distilled in the Colony, equal in each and every " case to one-half of the duty now chargeable by law on the same spirits."

2.—That in the last line of the Bill, after the word "thousand," be inserted the words "eight hundred."

In proposing these amendments to the Council, I think it right to observe, that by the Bill as it now stands, differential duties are established, which alone would render necessary the reservation of the Bill for the signification thereon of Her Majesty's pleasure.

GEORGE GIPPS.

*Government House, Sydney,
22nd October, 1845.*

Ordered to be printed, and taken into consideration to-morrow.

(3.) Proposed additional Appropriations for 1846.

Message from His Excellency the Governor, to the Legislative Council, proposing some additions to the Estimates for the year 1846, now before the Council.

GENTLEMEN,

Herewith I submit to your consideration, some further proposals for the appropriation of public money, to the service of the year 1846:

At this late period of the Session, I am induced to bring forward the proposal to appropriate the sum of £1,000 towards building a Lunatic Asylum at Melbourne, solely by the urgency with which the want of a Lunatic Asylum has been pressed upon me by the Local Authorities; and though I propose to the Council the appropriation of this money, I am by no means certain that it will be desirable, or even possible, to commence the proposed Asylum in the course of the ensuing year—no plan of the building having yet been submitted to me for my approval.

Government House,

Sydney, 22nd October, 1845.

GEORGE GIPPS.
GOVERNOR.

Ordered to be printed, and taken into consideration to-morrow.

(4.) Proposed additional appropriations, for 1845.

Message from His Excellency the Governor to the Legislative Council, proposing some additions to the Supplementary Estimate for the year 1845, now before the Legislative Council.

GENTLEMEN,

I have to submit to your consideration, the following additions to the Supplementary Estimates for 1845, now before the Council:—

	£	s.	d.
Additional Turnkeys, Parramatta Gaol.....	29	18	0
Additional Turnkeys, Bathurst Gaol.....	201	16	6
Department of the Colonial Storekeeper	40	0	0
Compensation for reductions made in the year 1843, in the Salaries of the following Officers of the Sydney Police.—			
Mr Windeyer, Senior Police Magistrate	100	0	0
Mr. Miles, Superintendent of Police	200	0	0
Clerks in the Police Office	630	0	0
	£1,201	14	6

The three last items are introduced, in compliance with the wishes of the Council; but it nevertheless seems to me, that the Council should be put fully in possession of the circumstances, under which it is proposed to give compensation to the parties seeking it. I also feel it right to place on record my opinion, that if compensation to these Gentlemen be due at all, it is due, at least in respect to the year 1844, from the City Council of Sydney, rather than from the Legislature of the Colony.

Mr. Charles Windeyer was appointed a Police Magistrate of Sydney in July, 1835, at £350 a year, being at the time of his appointment resident in the Colony; his salary was subsequently raised to £400, and his appointment was approved by the Secretary of State.

Mr. Windeyer has, during a period of more than ten years, performed the duties of his office, to the satisfaction, I believe, both of the Government and the Public; but I am not aware of anything in his case, to guarantee him against loss of office, or reduction of emolument, more than there may be in the case of any other Police Magistrate; whose appointment to office received the sanction of the Secretary of State.

Mr. Miles was appointed Superintendent of Police by the Secretary of State in 1840, and was induced to leave England by the expectation of a salary of £100 a year. I therefore consider the Executive Government pledged to do all in its power to protect Mr. Miles in the enjoyment of a salary of £400 a year. His salary was, after his arrival in New South Wales, increased to £500; but for reasons which will be gathered from a Despatch from Lord John Russell, from which an extract is herewith, I scarcely think the Executive Government pledged in an equal degree, to the additional £100 a year, given to him after his arrival.

I will take this opportunity of recording my own opinion, that a proper salary for the Superintendent of the Sydney Police, would be £400 a year, with an allowance of forage for two horses.

I am not aware of anything in the tenure of their offices by the Clerks of the Sydney Police, to guarantee them against reduction in their emoluments; but supposing that they receive no emolument beyond their salaries; (and I am not aware that they receive any,) I cannot but regard as an unexpected hardship on them, the reductions to which they were subjected by the City Council of Sydney in 1844.

Nevertheless, the same question occurs in their case, as in the cases of the Police Magistrate and Superintendent of Police, namely, whether their claims for compensation for the year 1844; should be addressed to the City Council; or to the General Legislature.

In bringing however these questions before the Legislative Council, I leave, Gentlemen, the decision of them in your hands.

Government House, Sydney,

22nd October, 1845.

GEORGE GIPPS.

Ordered to be printed, and taken into consideration to-morrow.

2. **Distillation Acts amendment Bill** :—
- (1.) Mr. Lowe presented a Petition from Henry Fisher, of the Glenmore Distillery, licensed Distiller, praying to be heard by Counsel at the Bar of the House against the provisions of this Bill; Petition read and received.
- (2.) Mr. Windeyer presented a Petition, from certain Merchants, Distillers, Brewers, and others in trade in Sydney, praying the Council to take practical evidence on this Bill; Petition read and received.
- (3.) Dr. Lang presented a Petition from Thomas Cadell, the younger, of Windsor, in the Colony of New South Wales, Brewer, against this Bill, and praying protection from aspersion and restriction to the business of brewing within the Colony; Petition read and received.
- (4.) Mr. Wild presented a Petition from certain Distillers and others interested, praying to be heard by themselves or by Counsel, at the Bar of the House, against the provisions of this Bill; Petition read and received.
3. **General Cemetery Bill** :—Mr. Cowper, as Chairman, brought up the Report from the Select Committee, to whom this Bill was referred on the 13th-14th August last. Report, together with the evidence taken before the Committee, ordered to be printed.
4. **Standing Orders Committee** :—The Colonial Secretary brought up the Report from this Committee, on the several matters from time to time referred to them during the present Session. Report ordered to be printed.
5. **Census Bill** : The Colonial Secretary postponed bringing forward his motion for the consideration of this Bill in Committee until to-morrow.
6. **Question of Privilege; Qualification of Patrick Grant, Esq.** : Mr. Cowper postponed bringing forward his motion on this subject until to-morrow—when it was ordered to take precedence of all other business.
7. **City Magistrates** : Mr. Windeyer moved, pursuant to notice, That the Return of the Sittings of Magistrates in the City of Sydney be printed. Question put and passed; Return ordered to be printed.
8. **Jewish Congregation** :—Mr. Wentworth moved, pursuant to notice, That the Petition presented by him yesterday, from the Jewish Congregation of the City of Sydney, be printed. Question put and passed; Petition ordered to be printed.
9. **David Dunlop** :—Dr. Nicholson moved, pursuant to notice, That the Petition presented by him, from Mr. Dunlop, yesterday, be printed. Question put and passed; Petition ordered to be printed.
10. **Metallic Ores Bill** :—The Colonial Secretary having, pursuant to notice, moved for, and obtained leave to bring in "A Bill to exempt from duty, for a limited time, Metallic Ores, imported into New South Wales;" Bill read a first time, ordered to be printed, and read a second time to-morrow.
11. **James Curtis** :—Mr. Lowe presented a Petition from James Curtis, of Hunter-street, Undertaker, setting forth certain losses he sustained by the defalcation of the late Registrar of the Supreme Court, and praying relief in the matter; Petition read and received, and referred to the Select Committee appointed to prepare the Address to Her Majesty on the defalcations of the late Registrar of the Supreme Court.
12. **Catarrh in Sheep Act amendment Bill** :—The Colonial Secretary having, pursuant to notice, moved for and obtained leave to bring in "A Bill to provide for the summary jurisdiction of cases under an Act, intituled, 'An Act for preventing the extension of the disease commonly called the influenza or catarrh in sheep and lambs, in the Colony of New South Wales, and to indemnify certain Justices of the said Colony;" Bill read a first time, ordered to be printed, and read a second time to-morrow.
13. **Distillation Acts amendment Bill** :—On motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole for consideration of this Bill. The Chairman reported that the Committee had resolved to take evidence on this Bill, and obtained leave to sit again to-morrow for that purpose.
14. **Supplementary Estimate for 1845** :—Further consideration in Committee postponed on motion of the Colonial Treasurer, until to-morrow.
15. **Estimates of Expenditure for the year 1846** :—On motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole, for further consideration of the Estimates of Expenditure for the year 1846. The Chairman reported progress, and obtained leave to sit again to-morrow. Council adjourned at twenty-five minutes after Eight o'clock, until to-morrow, at Three o'clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, OCTOBER 23.

NOTICES OF MOTION :—

1. **MR. COWPER** to move, That an Address be presented to His Excellency the Governor, transmitting a copy of the Report of the Select Committee, appointed on the 16th instant, to enquire into the sufficiency of the qualification of Patrick Grant, Esq., and the time at which such qualification was acquired—together with the evidence taken before the Committee; and that His Excellency the Governor be requested to take such steps as in the opinion of His Excellency are required by law, in reference to the election of Mr. Grant as Member for the Northumberland Boroughs.

2. **THE COLONIAL SECRETARY** to move, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for consideration of the Bill for taking the Census of the Inhabitants of the Colony for the year 1846.

ORDERS OF THE DAY:—

1. Consideration of Governor's Message, with Ports and Harbours Act amendment Bill.
2. Consideration of Governor's Message with Tariff Bill.
3. Consideration of Governor's Message on proposed Additional Appropriations for 1846.
4. Consideration of Governor's Message on proposed Additional Appropriations for 1845.
5. Metallic Ores Bill; second reading.
6. Catarrh in Sheep Act amendment Bill; second reading.
7. Distillation Acts amendment Bill; further consideration in Committee.
8. Supplementary Estimate for 1845; further consideration in Committee.
9. Estimates of Expenditure for the year 1846; further consideration in Committee.

FRIDAY, OCTOBER 24.

NOTICES OF MOTION:—

1. **MR. ROBINSON** to move, That the Report of the Select Committee on Light Houses, be taken into consideration,
2. **MR. ROBINSON** to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency may be pleased to place upon the Estimates for 1846, the sum of £9,000, towards the erection of, and purchase of the requisite machinery for Light Houses at Cape Otway, King's Island, Kent's Group, and Cape Howe.
3. **MR. WENTWORTH** to move, That an Address be presented to His Excellency the Governor, requesting His Excellency to allot from Schedule C. £1,000 for liquidating the debt now due for building the Synagogue, and towards the erection of a suitable dwelling house for a Jewish Minister of Religion; and a further sum of £150, as a stipend for such Minister.
4. **MR. COWPER** to move, That the Auctioneers' Licensing Bill be now read a second time.
5. **MR. LOWE** to move, That it be an instruction to the Committee appointed to prepare Addresses to Her Majesty, and both Houses of Parliament, in reference to the defalcation of the late Registrar of the Supreme Court, to take such evidence, connected with the administration of that Officer, as may be necessary to enable them to prepare such Addresses.
6. **MR. COWPER** to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates of Expenditure for the year 1846, a sum not exceeding the amount of two years salary for the Registrar General, to be paid to William Cartar, Esq., in compensation for the abolition of his office.

ORDERS OF THE DAY:—

1. Ordinary Revenue Appropriation Bill; second reading.
2. Lien on Wool Act repeal Bill; third reading.
3. Cattle mortgages Registration Bill; third reading.
4. Dead Wood Bill; third reading.
5. Scabbed Sheep travelling prevention Bill; third reading.
6. Masters' and Servants' laws consolidation Bill; further consideration in Committee.
7. Slaughtering of Cattle Act amendment Bill; second reading.

CONTINGENT NOTICE OF MOTION.

1. **MR. COWPER** to move—when the Savings' Banks Loans Committee have reported,— That an Address be presented to His Excellency the Governor, praying that a Bridge of a suitable and substantial character may be erected, without delay, across the Nepean River, either in the locality where the Penrith Punt is now placed, or in any other position in its immediate vicinity, which, upon examination and survey by the proper Officers of Government, may be considered more eligible; and expressing the willingness of this Council to provide the necessary funds, either from the Revenue of the Colony, or by a loan to be raised from the funds of the Savings' Bank, if that course be considered the most expedient.

ALEX. M^o LEAY,
Speaker.

VOTES AND PROCEEDINGS

THE LEGISLATIVE COUNCIL.

THURSDAY, 23 OCTOBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Savings Banks Loans Bills:—The Colonial Secretary, as Chairman, brought up the Report from the Select Committee, appointed on the 24th September last, to whom were referred the Savings Banks Loans to the Sydney and Melbourne Corporations Bills. Report, together with the Appendix thereto, and the Evidence taken before the Committee, ordered to be printed.

2. Question of Privilege; Qualification of Patrick Grant, Esquire:—Mr. Cowper moved, pursuant to notice, That an Address be presented to His Excellency the Governor, transmitting a copy of the Report of the Select Committee, appointed on the 16th instant, "to enquire into the sufficiency of the qualification of Patrick Grant, Esq., and the time at which such qualification was acquired,"—together with the evidence taken before the Committee; and that His Excellency the Governor be requested to take such steps as in the opinion of His Excellency are required by law, in reference to the election of Mr. Grant as Member for the Northumberland Boroughs. Debate ensued.

Moved by Mr. Robinson, That this Question be now put.

Debate continued.

Question put; "Shall this Question be now put?"

Council divided.

Ayes, 11.

Noes, 9.

MR. WINDEYER,
MR. LOWE,
MR. COWPER,
MR. PANTON,
MR. W. C. WENTWORTH,
MR. LAWSON,
MR. LORD,
DR. BLAND,
DR. LANG,
MR. WILD,
DR. NICHOLSON, (Teller.)

THE COLONIAL TREASURER,
THE COLLECTOR OF CUSTOMS,
THE ATTORNEY GENERAL,
MR. BERRY,
MR. LAMB,
THE AUDITOR GENERAL,
MR. ALLEN,
THE COLONIAL SECRETARY,
MR. ROBINSON, (Teller.)

Question on the original motion put and passed.

Moved by Mr. Cowper, That this Address be presented to His Excellency the Governor, by a Deputation consisting of the Speaker, the Attorney General, and the mover and seconder.

Moved as an amendment by the Attorney General, That Mr. Windeyer be nominated a member of the deputation instead of the Attorney General.

Question on the amendment put and passed; Address to be presented by the Speaker, Mr. Windeyer, and the mover and seconder.

3. Census Bill:—Moved by the Colonial Secretary, pursuant to notice, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole, for consideration of the Bill for taking the Census of the inhabitants of the Colony, for the year 1846.

Question put and passed; the Council resolved itself into Committee accordingly.

The Chairman having reported the Bill with amendments; Bill ordered to be engrossed, and read a third time on Wednesday next.

4. Ports and Harbours Act amendment Bill:—The Message received from His Excellency the Governor, on the 22nd instant, proposing amendments on this Bill, having been read, on motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole, for consideration of the proposed amendments.

The Chairman reported; that the Committee had agreed to two and disagreed to two of the amendments proposed by His Excellency the Governor.

Moved

Moved by the Colonial Secretary, That the House do adopt the amendments so agreed to.

Question put and passed.

Moved by the Colonial Secretary, That the Bill be re-engrossed, with the amendments so agreed to, and again presented to His Excellency the Governor, for Her Majesty's Assent, with the following Message:—

Message from the Legislative Council to His Excellency the Governor, in answer to certain amendments proposed by His Excellency in a Bill presented to His Excellency for Her Majesty's Assent, intituled, "An Act to amend an Act, intituled, 'An Act for the better preservation of the Ports, Harbours, Havens, Roadsteads, Channels, Navigable Creeks and Rivers in New South Wales, and the better regulation of Shipping in the same.'"

"Agreeably to the provisions of the 30th clause of the Act for the Government of New South Wales, 5th and 6th Victoria, cap. 76, the Legislative Council have taken into consideration certain amendments proposed to the Council to be made in the said Bill, by His Excellency the Governor, in his Message of the 22nd instant, and having agreed to two and disagreed to two of the said amendments, beg to present the said Bill to His Excellency for Her Majesty's Assent, with the two first only of the said amendments so agreed to.

Question put and passed; to be presented by the Speaker, the Colonial Treasurer, and the Auditor General.

5. **Tariff Bill:**—The Message received from His Excellency the Governor on the 22nd instant, proposing amendments on this Bill, having been read, on motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole for consideration of the proposed amendments.

The Chairman reported that the Committee had disagreed to the first and agreed to the second of the amendments proposed by His Excellency the Governor.

Moved, by the Colonial Secretary, That the House do adopt the amendment so agreed to.

Question put and passed.

Moved, by the Colonial Secretary, That the Bill be re-engrossed with the amendment so agreed to, and again presented to His Excellency the Governor for Her Majesty's Assent, with the following Message:—

Message from the Legislative Council to His Excellency the Governor, in answer to certain amendments, proposed by His Excellency in a Bill presented to His Excellency for Her Majesty's Assent, intituled, "An Act to reduce for a limited time, the duties on Spirits imported into, or distilled in, the Colony of New South Wales."

"Agreeably to the provisions of the 30th clause of the Act for the Government of New South Wales, 5th and 6th Vict., cap. 76, the Legislative Council have taken into consideration certain amendments proposed to the Council to be made in the said Bill, by His Excellency the Governor, in His Message of the 22nd instant, and having disagreed to one and agreed to one of the said amendments, beg to present the said Bill to His Excellency for Her Majesty's Assent, with the second only of the said amendments so agreed to."

Question put and passed; to be presented by the Speaker, the Colonial Treasurer, and the Auditor General.

6. **Postponements:**—On motion of the Colonial Secretary, the remaining orders of the day postponed, until Wednesday next.
Council adjourned at ten minutes before Ten o'clock, until to-morrow, at Three o'clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, OCTOBER 24.

NOTICES OF MOTION:—

1. **MR. ROBINSON** to move, That the Report of the Select Committee on Light Houses, be taken into consideration,
2. **MR. ROBINSON** to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency may be pleased to place upon the Estimates for 1846, the sum of £9,000, towards the erection of, and purchase of the requisite machinery for Light Houses at Cape Otway, King's Island, Kent's Group, and Cape Howe.
3. **MR. WENTWORTH** to move, That an Address be presented to His Excellency the Governor, requesting His Excellency to allot from Schedule C. £1,000 for liquidating the debt now due for building the Synagogue, and towards the erection of a suitable dwelling house for a Jewish Minister of Religion; and a further sum of £150, as a stipend for such Minister.
4. **MR. COWPER** to move, That the Auctioneers' Licensing Bill be now read a second time.
5. **MR. LOWE** to move, That it be an instruction to the Committee appointed to prepare Addresses to Her Majesty, and both Houses of Parliament, in reference to the defalcation of the late Registrar of the Supreme Court, to take such evidence, connected with the administration of that Officer, as may be necessary to enable them to prepare such Addresses.
6. **MR. COWPER** to move, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates of Expenditure for the year 1846, a sum not exceeding the amount of two years salary for the Registrar General, to be paid to William Carter, Esq., in compensation for the abolition of his office.

ORDERS

ORDERS OF THE DAY:—

1. Ordinary Revenue Appropriation Bill; second reading.
2. Lien on Wool Act repeal Bill; third reading.
3. Cattle mortgages Registration Bill; third reading.
4. Dead Wood Bill; third reading.
5. Scabbed Sheep travelling prevention Bill; third reading.
6. Masters' and Servants' laws consolidation Bill; further consideration in Committee.
7. Slaughtering of Cattle Act amendment Bill; second reading.

WEDNESDAY, OCTOBER 29.

1. Census Bill; third reading.
2. Consideration of Governor's Message on proposed Additional Appropriations for 1846.
3. Consideration of Governor's Message on proposed Additional Appropriations for 1845.
4. Metallic Ores Bill; second reading.
5. Catarrh in Sheep Act amendment Bill; second reading.
6. Distillation Acts amendment Bill; further consideration in Committee.
7. Supplementary Estimate for 1845; further consideration in Committee.
8. Estimates of Expenditure for the year 1846; further consideration in Committee.

CONTINGENT NOTICE OF MOTION.

1. MR. COWPER to move—when the Savings' Banks Loans Committee have reported,—
That an Address be presented to His Excellency the Governor, praying that a Bridge of a suitable and substantial character may be erected, without delay, across the Nepean River, either in the locality where the Penrith Punt is now placed, or in any other position in its immediate vicinity, which, upon examination and survey by the proper Officers of Government, may be considered more eligible; and expressing the willingness of this Council to provide the necessary funds, either from the Revenue of the Colony, or by a loan to be raised from the funds of the Savings' Bank, if that course be considered the most expedient.

ALEX. M^c LEAY,
Speaker.

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VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

FRIDAY, 24 OCTOBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Leave of Absence granted to Mr. Macarthur, for a fortnight, on motion of the Colonial Secretary.
2. Light Houses in Bass's Straits:—Mr. Robinson moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that His Excellency may be pleased to place upon the Estimates for 1846, the sum of £9,000, towards the erection of, and purchase of the requisite machinery for Light Houses at Cape Otway, King's Island, Kent's Group, and Cape Howe.
Debate ensued.
Address amended, on motion of Mr. Windeyer, by the addition of the following words after the word "Howe" at the end thereof:—"but that before proceeding in the erection of the several Light Houses recommended by the Committee of this House, His Excellency will be pleased to make the necessary arrangements with the Government of Van Diemen's Land, for obtaining a supply of Convict labor to carry on the works."
Address further amended, on motion of the Colonial Secretary, by the introduction of the words "accompanied by a Copy of the Report from the Select Committee on Light Houses" after the word "Address."
Question on the Address as so amended put and passed; to be presented by the Colonial Secretary and the Colonial Treasurer.
3. Hebrew Congregation:—Moved by Mr. Wentworth, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting His Excellency to allot from Schedule C. £1,000 for liquidating the debt now due for building the Synagogue, and towards the erection of a suitable dwelling house for a Jewish Minister of Religion; and a further sum of £150, as a stipend for such Minister.
Debate ensued.
Moved, as an amendment, by the Attorney General, That the words "to allot from Schedule C" be expunged, and the words "may be pleased to place upon the Estimates for the year 1846" introduced in their place.
Debate continued.
Question put on the amendment; Council divided:—

Ayes, 4.

THE COLLECTOR OF CUSTOMS,
MR. ROBINSON,
MR. LAMB,
THE ATTORNEY GENERAL, (Teller.)

Noes, 11.

THE COLONIAL SECRETARY,
MR. LOWE,
MR. LORD,
MR. LAWSON,
MR. WENTWORTH,
THE COLONIAL TREASURER,
MR. COWPER,
MR. WINDEYER,
DR. LANG,
MR. WILD,
DR. NICHOLSON, (Teller.)

Question

Question put on the original motion; Council divided.

Ayes, 8.

MR. WINDEYER,
MR. LOWE,
MR. W. C. WENTWORTH,
MR. WILD,
MR. LORD,
MR. LAWSON,
DR. LANG,
DR. NICHOLSON, (Teller.)

Noes, 5.

THE COLONIAL SECRETARY,
THE ATTORNEY GENERAL,
MR. COWPER,
THE AUDITOR GENERAL,
THE COLONIAL TREASURER, (Teller.)

Address to be presented by the Speaker, the Attorney General, and the mover and seconder.

4. Auctioneers' Licensing Bill;—Moved by Mr. Cowper, pursuant to notice, That the Auctioneers' Licensing Bill be now read a second time.

Debate ensued.

Moved by the Attorney General, That this question be now put.

Debate continued.

Question put; "Shall this question be now put?"

Council divided:—

Ayes, 7.

MR. LOWE,
THE AUDITOR GENERAL,
MR. LAMB,
MR. COWPER,
DR. NICHOLSON,
MR. LORD,
MR. ROBINSON, (Teller.)

Noes, 8.

THE COLONIAL SECRETARY,
THE COLLECTOR OF CUSTOMS,
DR. LANG,
THE ATTORNEY GENERAL,
MR. WINDEYER,
MR. W. C. WENTWORTH,
MR. LAWSON,
THE COLONIAL TREASURER, (Teller.)

5. Defalcation of the late Registrar of the Supreme Court:—Mr. Lowe moved, pursuant to notice, That it be an instruction to the Committee appointed to prepare Addresses to Her Majesty and both Houses of Parliament, in reference to the defalcation of the late Registrar of the Supreme Court, to take such evidence connected with the administration of that Officer, as may be necessary to enable them to prepare such Addresses.
Debate ensued.
Question put and passed.
6. Registrar General's Salary:—Mr. Cowper moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates of Expenditure for the year 1846, a sum not exceeding the amount of two years salary for the Registrar General, to be paid to William Carter, Esq., in compensation to that Officer in the event of the abolition of his office.
Question put and passed.
Address to be presented by the Speaker, the Colonial Treasurer and the Attorney General.
7. Ordinary Revenue Appropriation Bill:—Second reading postponed, on motion of Mr. Wentworth, until Tuesday next.
8. Lien on Wool Act repeal Bill:—On motion of Mr. Wentworth, read a third time and passed.
9. Cattle Mortgages Registration Bill:—On motion of Mr. Wentworth, read a third time and passed.
Moved by Mr. Wentworth, That the two Bills which have just passed, be presented to His Excellency the Governor for assent, by the Speaker, the Colonial Secretary, and the Auditor General.
Question put and passed.
10. Dead Wood Bill:—Moved by Mr. Lord, That this Bill be now read a third time.
Debate ensued.
Question put and passed; Bill read a third time and passed; to be presented to His Excellency the Governor for Assent, by the Speaker, the Attorney General, and the Auditor General.
11. Scabbed Sheep travelling prevention Bill:—On motion of Mr. Cowper, read a third time and passed; to be presented to His Excellency the Governor for Assent, by the Speaker, the Attorney General, and the Auditor General.
12. Postponements:—On motion of Mr. Cowper, the remaining Orders of the Day postponed until Tuesday next.
Council adjourned at Eight o'Clock, until Tuesday next at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, OCTOBER 28.

NOTICE OF MOTION :—

1. DR. NICHOLSON to move, That an Address be presented to His Excellency the Governor transmitting a copy of the Report of the Select Committee appointed to report upon the Savings' Banks Bill, with a request that His Excellency may be pleased to take such steps as may be necessary towards carrying out the recommendations of that Committee.

ORDERS OF THE DAY :—

1. Ordinary Revenue Appropriation Bill ; second reading.
 2. Masters' and Servants' laws consolidation Bill ; further consideration in Committee.
 3. Slaughtering of Cattle Act amendment Bill ; second reading.
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WEDNESDAY, OCTOBER 29.

NOTICE OF MOTION :—

1. THE COLONIAL SECRETARY to move for leave to bring in a Bill for applying certain sums arising from the Revenue receivable in New South Wales, to the service thereof, for the year 1846, and for further appropriating the said Revenue.

ORDERS OF THE DAY :—

1. Census Bill ; third reading.
 2. Consideration of Governor's Message on proposed Additional Appropriations for 1846.
 3. Consideration of Governor's Message on proposed Additional Appropriations for 1845.
 4. Metallic Ores Bill ; second reading.
 5. Catarrh in Sheep Act amendment Bill ; second reading.
 6. Distillation Acts amendment Bill ; further consideration in Committee.
 7. Supplementary Estimate for 1845 ; further consideration in Committee.
 8. Estimates of Expenditure for the year 1846 ; further consideration in Committee.
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CONTINGENT NOTICE OF MOTION.

1. MR. COWPER to move—when the Savings' Banks Loans Committee have reported,— That an Address be presented to His Excellency the Governor, praying that a Bridge of a suitable and substantial character may be erected, without delay, across the Nepean River, either in the locality where the Penrith Pant is now placed, or in any other position in its immediate vicinity, which, upon examination and survey by the proper Officers of Government, may be considered more eligible; and expressing the willingness of this Council to provide the necessary funds, either from the Revenue of the Colony, or by a loan to be raised from the funds of the Savings' Bank, if that course be considered the most expedient.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

TUESDAY, 28 OCTOBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
The following Messages from His Excellency the Governor received and read.

(1.) Question of Privilege; Qualification of Patrick Grant, Esq.

Message from His Excellency the Governor, to the Legislative Council, replying to an Address from the Council, wherewith was transmitted a Copy of a Report of a Select Committee, appointed on the 16th instant, to enquire into the sufficiency of the Qualification of Patrick Grant, Esq., and the time at which that qualification was acquired,—in which Address also the Governor was requested to take such steps as might appear to His Excellency to be necessary, in respect to the election of Mr. Grant to serve in the Legislative Council for the Northumberland Boroughs.

GENTLEMEN,

Under all the circumstances brought to my knowledge by the Address of the Council, it appears to me that the course of proceeding which I can most properly adopt, is, to refer to the decision of the Council, under the 18th clause of the Constitutional Act of the Colony, 5th and 6th Victoria, c. 76, the following question, namely:—

Whether the seat in the Legislative Council of New South Wales, be still vacant, which was vacated by the resignation of D'Arcy Wentworth, Esq., which resignation was notified for general information in the *Government Gazette* of the 19th August, 1845, and on the occasion of which vacancy, a Writ for the holding of a new election, was addressed on the 18th August, 1845, to Edward Denny Day, Esq., the Returning Officer of the Electoral District of the Northumberland Boroughs.

This question therefore, I hereby refer to the decision of the Council.

*Government House,
Sydney, 28th October, 1845.*

GEORGE GIPPS,
GOVERNOR.

Ordered to be printed, and taken into consideration to-morrow.

(2.) Tariff Bill.

Message from His Excellency the Governor, to the Legislative Council, proposing a further amendment in an Act, which has been passed by the Council, and presented to His Excellency for the Royal Assent, intituled, "An Act to reduce for a limited time the duties on spirits imported into, or distilled in the Colony of New South Wales."

GENTLEMEN,

The Council not having adopted the principal amendment, which in my Message of the 22nd instant, I proposed in the Bill, intituled, "An Act to reduce for a limited time, the duties on spirits imported into, or distilled in, the Colony of New South Wales," I feel it incumbent upon me now to bring forward for your consideration an amendment to the following effect:—

That in the first clause of the Bill, all the words be omitted after the words "that is to say," and that in lieu of the words struck out, the following be inserted:—

"If the duty now payable be at the rate of twelve shillings per imperial gallon of the strength of hydrometer proof, a duty shall be chargeable at the rate of six shillings for every such gallon; and if the duty now payable be at the rate of nine shillings for every such gallon, a duty shall be chargeable at the rate of three shillings and sixpence for every such gallon; and so in proportion respectively for all such spirits of greater or less strength."

GEORGE GIPPS,
GOVERNOR.

*Government House, Sydney,
28th October, 1845.*

Ordered to be printed, and taken into consideration to-morrow, taking precedence next after the consideration of the preceding Message.

2. **Assent to Bills:**—The Speaker reported that His Excellency the Governor had assented to the following Bills:—
- (1.) Australian General Assurance Company Bill.
 - (2.) Coal Bill.
 - (3.) Oaths in Public Departments abolition Bill.
 - (4.) Scabbed Sheep travelling prevention Bill.
 - (5.) Punishment of Death in certain cases abolition Bill.
 - (6.) Medical Witnesses Act amendment Bill.
 - (7.) Ports and Harbours Act amendment Bill.
 - (8.) Dead Wood Bill.
3. **Courts of Requests Summonses:**—The Colonial Secretary laid upon the Table the Return to the Address on this subject, adopted on the 30th ultimo, on motion of Mr. Windeyer.
Ordered to be printed and referred to the Select Committee on the Country Courts of Requests Act.
4. **Convicts' Wives and Families:**—The Colonial Secretary laid upon the Table, the Return to the Address on this subject, adopted on the 19th ultimo, on motion of Dr. Lang; Ordered to be printed.
5. **Savings' Banks' Loans to Corporations Bills:**—Dr. Nicholson moved, pursuant to notice, That an Address be presented to His Excellency the Governor transmitting a copy of the Report of the Select Committee appointed to report upon the Savings' Banks Bills, with a request that His Excellency may be pleased to take such steps as may be necessary towards carrying out the recommendations of that Committee.
Question put and passed; Address to be presented by the Speaker, the Colonial Secretary, and the Colonial Treasurer.
6. **Ordinary Revenue Appropriation Bill:**—Moved by Mr. Wentworth, That this Bill be now read a second time.
Debate ensued.
There not being Twelve Members present, exclusive of the Speaker, the Speaker adjourned the Council at a quarter before Seven o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, OCTOBER 29.

NOTICE OF MOTION:—

1. THE COLONIAL SECRETARY to move for leave to bring in a Bill for applying certain sums arising from the Revenue receivable in New South Wales, to the service thereof, for the year 1846, and for further appropriating the said Revenue.

ORDERS OF THE DAY:—

1. Consideration of the Governor's Message on Question of Privilege.
2. Consideration of the Governor's Message on the Tariff Bill.
3. Census Bill; third reading.
4. Consideration of Governor's Message on proposed Additional Appropriations for 1846.
5. Consideration of Governor's Message on proposed Additional Appropriations for 1845.
6. Metallic Ores Bill; second reading.
7. Catarrh in Sheep Act amendment Bill; second reading.
8. Distillation Acts amendment Bill; further consideration in Committee.
9. Supplementary Estimate for 1845; further consideration in Committee.
10. Estimates of Expenditure for the year 1846; further consideration in Committee.

FRIDAY, OCTOBER 31.

NOTICE OF MOTION:—

1. Mr. COWPER to move, That an Address be presented to His Excellency the Governor, transmitting a copy of the Report of the Select Committee upon the General Cemetery Bill, with the evidence taken by that Committee, and requesting that His Excellency will be pleased to adopt measures for carrying into effect the recommendations of the Committee.

ORDERS OF THE DAY:—

1. Masters' and Servants' laws consolidation Bill; further consideration in Committee.
2. Slaughtering of Cattle Act amendment Bill; second reading.

CONTINGENT NOTICE OF MOTION.

1. Mr. COWPER to move—when the Savings' Banks Loans Committee have reported,—That an Address be presented to His Excellency the Governor, praying that a Bridge of a suitable and substantial character may be erected, without delay, across the Nepean River, either in the locality where the Penrith Punt is now placed, or in any other position in its immediate vicinity, which, upon examination and survey by the proper Officers of Government, may be considered more eligible; and expressing the willingness of this Council to provide the necessary funds, either from the Revenue of the Colony, or by a loan to be raised from the funds of the Savings' Bank, if that course be considered the most expedient.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

WEDNESDAY, 29 OCTOBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Leave of Absence granted to Mr. Lawson, for six weeks, and to Captain Dumaresq, for a month.
2. Supreme Court Taxation:—Mr. Cowper, as Chairman, brought up the Progress Report from the Select Committee, appointed on the 29th August last, to enquire into the extent and exercise of the powers of Legislation and Taxation possessed by the Judges of the Supreme Court.
Progress Report, together with the Evidence taken before the Committee, ordered to be printed.
3. Russell's Nepean Bridge Bill:—Mr. Wentworth, as Chairman, brought up the Report from the Sub-Committee, to whom, on the 9th September last, this Bill was referred. Report, together with the Evidence taken before the Committee, ordered to be printed.
4. Nepean River Bridge:—Mr. Cowper fixed Friday next for bringing forward the motion on this subject, which stands in his name on the Paper as a Contingent Motion.
5. Admiralty Court Fees:—The Colonial Secretary laid upon the Table, the Return to the Address on this subject, adopted on the 19th September last, on motion of Mr. Cowper; ordered to be printed.
6. Appropriation Bill:—The Colonial Secretary moved, pursuant to notice, that he have leave to bring in "*A Bill for applying certain sums arising from the Revenue receivable in New South Wales, to the service thereof, for the year one thousand eight hundred and forty-six, and for further appropriating the said Revenue.*"
Question put and passed.
7. Question of Privilege:—Qualification of Patrick Grant, Esq.:—The Message on this subject received from His Excellency the Governor yesterday, having been read, on motion of the Colonial Secretary the Council resolved itself into a Committee of the whole, for consideration thereof.
The Chairman reported the following Resolution:—
"That the seat which was vacated by the resignation of D'Arcy Wentworth, Esq., whose resignation was notified for general information in the *Government Gazette* of the 19th August, 1845, and on the occasion of which vacancy, a Writ for the holding of a new Election, was addressed on the 18th August, 1845, to Edward Denny Day, Esq., the Returning Officer of the Electoral District of the Northumberland Boroughs, is still vacant."
Moved by Mr. Cowper, That the Council do adopt this Resolution.
Question put and passed.
Resolution to be communicated to His Excellency the Governor in the usual manner by Message.
8. Tariff Bill:—The Message received from His Excellency the Governor, yesterday, proposing an amendment on this Bill, having been read, on motion of the Colonial Secretary the Council resolved itself into a Committee of the whole, for consideration of the proposed amendment.
The Chairman reported that the Committee had agreed to the amendment proposed by His Excellency the Governor.
Moved, by the Colonial Secretary, That the House do adopt the amendment so agreed to.
Question put and passed.
Moved, by the Colonial Secretary, That the Bill be re-engrossed, with the amendment so agreed to, and again presented to His Excellency the Governor for Her Majesty's Assent, with the following Message:—
Message from the Legislative Council to His Excellency the Governor, in answer to an amendment proposed by His Excellency in a Bill presented to His Excellency for Her Majesty's Assent, intituled, "An Act to reduce for a limited time, the duties on Spirits imported into, or distilled in, the Colony of New South Wales."
"Agreeably to the provisions of the 30th clause of the Act for the Government of New South Wales, 5th and 6th Vict., cap 76, the Legislative Council have taken into consideration an amendment proposed to the Council to be made in the said Bill, by His Excellency the Governor, in his Message of the 28th instant, and having agreed to the said amendment, beg to present the said Bill to His Excellency for Her Majesty's Assent, with the said amendment so agreed to."
Question put and passed; to be presented by the Speaker, the Colonial Treasurer, and the Auditor General.

9. Census Bill :—On motion of the Colonial Secretary, read a third time and *passed*; to be presented to His Excellency the Governor for Assent, by the Speaker, the Colonial Treasurer, and the Auditor General.
10. Additional Appropriations for 1846 :—The Message received from His Excellency the Governor on the 22nd instant, proposing additions to the Estimates for 1846, having been read, on motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole for consideration thereof.
The Chairman reported progress, and obtained leave to sit again to-morrow.
11. Additional Appropriations for 1845 :—The Message received from His Excellency the Governor on the 22nd instant, proposing additions to the Supplementary Estimate for 1845, having been read, on motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole for consideration thereof.
The Chairman reported progress, and obtained leave to sit again to-morrow.
12. Postponements :—On motion of the Colonial Secretary the remaining Orders of the Day postponed until to-morrow.
Council adjourned at twenty minutes before Ten o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, OCTOBER 30.

NOTICE OF MOTION :—

1. THE COLONIAL SECRETARY to move, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for consideration of the Savings' Bank Loan to Sydney Corporation Bill.
2. MR. ROBINSON to move, That the Savings' Bank Loan to Melbourne Corporation Bill be now read a second time.

ORDERS OF THE DAY :—

1. Further consideration of Governor's Message on proposed Additional Appropriations for 1846.
2. Further consideration of Governor's Message on proposed Additional Appropriations for 1845.
3. Metallic Ores Bill; second reading.
4. Catarrh in Sheep Act amendment Bill; second reading.
5. Distillation Acts amendment Bill; further consideration in Committee.
6. Supplementary Estimate for 1845; further consideration in Committee.
7. Estimates of Expenditure for the year 1846; further consideration in Committee.

FRIDAY, OCTOBER 31.

NOTICES OF MOTION :—

1. MR. COWPER to move, That an Address be presented to His Excellency the Governor, transmitting a copy of the Report of the Select Committee upon the General Cemetery Bill, with the evidence taken by that Committee, and requesting that His Excellency will be pleased to adopt measures for carrying into effect the recommendations of the Committee.
2. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency may be pleased to direct, that plans and surveys be made, with a view to the construction of a dry dock, capable of docking Men of War, at Cockatoo Island, and that such plans and surveys, when completed, may be laid before the Legislative Council.
3. MR. COWPER to move, That an Address be presented to His Excellency the Governor, praying that a Bridge of a suitable and substantial character may be erected, without delay, across the Nepean River, either in the locality where the Penrith Punt is now placed, or in any other position in its immediate vicinity, which, upon examination and survey by the proper Officers of Government, may be considered more eligible; and expressing the willingness of this Council to provide the necessary funds, either from the Revenue of the Colony, or by a loan to be raised from the funds of the Savings' Bank, if that course be considered the most expedient.
4. MR. COWPER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Depasturing Licenses in the several Districts of the Commissioners of Crown Lands beyond the boundaries of Location; distinguishing the names of the occupiers, and the amount paid for such Licenses by each individual during the year commencing 1st July, 1845, and ending on the 30th June, 1846.

ORDERS OF THE DAY :—

1. Masters' and Servants' laws consolidation Bill; further consideration in Committee.
2. Slaughtering of Cattle Act amendment Bill; second reading.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

THURSDAY, 30 OCTOBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Savings' Bank Loan to Sydney Corporation Bill:—The Colonial Secretary postponed, until Wednesday next, his motion for the Committal of this Bill.
2. Savings' Bank Loan to Melbourne Corporation Bill:—Mr. Robinson postponed his motion, for the second reading of this Bill, until Wednesday next.
3. Additional Appropriations for 1846:—On motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole, for further consideration of the Additional Appropriations for the year 1846, proposed by the Message received from His Excellency the Governor, on the 22nd instant.
The Chairman reported that the Committee had gone through the whole of the proposed Additional Appropriations for the year 1846, and brought up the following Resolutions:—
 - (1.) Resolved, that a sum not exceeding £100, be appropriated for a Lock-up at Carcoar.
 - (2.) Resolved, that a sum not exceeding £250, be appropriated to defray the expense of the Botanic Garden, Melbourne.
 - (3.) Resolved, that a sum not exceeding £30, be appropriated for provisions to be left at Booby Island, in Torres' Straits, for the relief of shipwrecked persons.
 - (4.) Resolved, that a sum not exceeding £22 10s., be appropriated to defray the expense of lighting three Lamps on the Circular Quay, Sydney.
 - (5.) Resolved, that a sum not exceeding £118 12s. 6d., be appropriated to defray the expense of additional Turnkeys, Parramatta Gaol.
 - (6.) Resolved, that a sum not exceeding £1000, be appropriated towards building a Lunatic Asylum in the Port Phillip District, it being understood that the whole expense shall not exceed £3000.
 - (7.) Resolved, that a sum not exceeding £50, be appropriated for the compilation of Meteorological Returns.
 Moved by the Colonial Secretary, That this Council do adopt these several Resolutions:—
Question put and passed.
4. Additional Appropriations for 1845:—On motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole, for further consideration of the additional appropriations for the year 1845, proposed by the Message received from His Excellency the Governor, on the 22nd instant.
The Chairman reported, that the Committee had gone through the whole of the proposed additional appropriations for the year 1845, and brought up the following Resolutions:—
 - (1.) Resolved, that a sum not exceeding £29 18s., be appropriated to defray the expense of additional Turnkeys, Parramatta Gaol.
 - (2.) Resolved, that a sum not exceeding £201 16s. 6d., be appropriated to defray the expense of additional Turnkeys, Bathurst Gaol.
 - (3.) Resolved, that a sum not exceeding £40, be appropriated for the Department of the Colonial Storekeeper.
 - (4.) Resolved, that a sum not exceeding £100, be appropriated in compensation for reduction made in 1843, in the Salary of Mr. Windeyer, senior Police Magistrate.
 - (5.) Resolved, that a sum not exceeding £200, be appropriated in compensation for reduction made in the year 1843, in the salary of Mr. Miles, Superintendent of Police.
 - (6.) Resolved, that a sum not exceeding £630, be appropriated in compensation for reductions made in the year 1843, in the salaries of Clerks in the Police Office.
 Moved, by the Colonial Secretary, That this Council do adopt these several Resolutions.
Question put and passed.
5. Metallic Ores Bill, having been read a second time, on motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole for consideration thereof.
The Chairman having reported the Bill, without any amendment, Bill ordered to be engrossed, and read a third time on Wednesday next.
6. Catarrh in Sheep Act amendment Bill, having been read a second time, on motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole for consideration thereof.
The Chairman having reported the Bill, with an amendment, Bill ordered to be engrossed, and read a third time on Wednesday next.

7. Distillation Acts amendment Bill :—Moved, by the Colonial Secretary, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for further consideration of this Bill.
 Debate ensued.
 Question put and passed; Council resolved itself into Committee accordingly.
 The Chairman reported progress, with the recommendation of the Committee that Counsel be heard at the Bar of the House.
 Moved, by Mr. Robinson, That counsel be heard at the Bar of the House, to-morrow, in accordance with the recommendation of the Committee.
 Question put and passed.
8. Supplementary Estimate for 1845 :—On motion of the Colonial Treasurer the Council resolved itself into a Committee of the whole, for further consideration of the Supplementary Estimate for 1845.
 The Chairman reported that the Committee had gone through the various items in this Estimate, and brought up the following Resolutions :—
- (1.) Resolved, that a further sum not exceeding £55, be appropriated towards the expense of Commission to Post Masters, and of Incidental Expenses of the Post Office at Port Phillip, for the year 1845.
 - (2.) Resolved, that a sum not exceeding £48 15s., be appropriated to defray the Salary of an Additional Extra Clerk in the Police Office, Sydney, from the 20th day of June to the 31st day of December, 1845, at 5s. per diem.
 - (3.) Resolved, that a sum not exceeding £42 9s. 9d., be appropriated to meet the expense of erecting three Lamps on the Circular Quay, Sydney, and of Lighting the same with Gas.
 - (4.) Resolved, that a sum not exceeding £3000, be appropriated for the Repairs of Roads and dilapidated Bridges in Districts beyond the County of Cumberland, for the year 1845.
 - (5.) Resolved, that a sum not exceeding £1,000, be appropriated for Repairs to the Road from Sydney to Port Phillip, for the year 1845.
 - (6.) Resolved, that a further sum not exceeding £1,000, be appropriated toward the construction of a Bridge over the Yarra Yarra, for the year 1845.
 - (7.) Resolved, that a further sum not exceeding £280, be appropriated towards the construction of a Jetty at Portland, for the year 1845.
 - (8.) Resolved, that a sum not exceeding £200, be appropriated to meet the expense of repairs to the Queen's Wharf, Melbourne, for the year 1845.
 - (9.) Resolved, that a sum not exceeding £150, be appropriated towards securing the South Bank of the Yarra Yarra, for the year 1845.
 - (10.) Resolved, that a further sum not exceeding £124, be appropriated towards building the Police Office, Melbourne, for the year 1845.
 - (11.) Resolved, that a sum not exceeding £2,000, be appropriated to cover the expense of an Overland Expedition to Port Essington, for the year 1845.
 - (12.) Resolved, that a sum not exceeding £265 3s. 6d., be appropriated in aid of the Sydney Dispensary, an equal amount having been raised by private subscriptions in the year 1844.
 - (13.) Resolved, that a sum not exceeding £500, be appropriated for the formation of a Public Garden, at Melbourne, for the year 1845.
 - (14.) Resolved, that a sum not exceeding £280, be appropriated to meet the expense of preparing the Electoral Lists for the year 1845.
 - (15.) Resolved, that a sum not exceeding £186 9s., be appropriated for the Conveyance of Letters to and from Melbourne by the Steamer "Sea Horse," in the years 1842 and 1843, and by the Steamer "Shamrock" from 14th July, 1843, to 30th June, 1845.
 - (16.) Resolved, that a sum not exceeding £300, be appropriated to defray the expense of the hire of the Schooner "Frolic," sent to the assistance of shipwrecked seamen belonging to the "Coringa Packet," for the year 1845.
 - (17.) Resolved, that a sum not exceeding £19 8s., be appropriated to defray the expense of Binding 300 Copies of Callaghan's Acts of Council, for the year 1845.
 - (18.) Resolved, that a sum not exceeding £121 1s. 3d., be appropriated to cover the excess in the expenditure for Schools of every Denomination at Port Phillip, in the year 1844.
 - (19.) Resolved, that a further sum not exceeding £300, be appropriated to meet the expense of Rewards for the suppression of Illicit Distillation, in the year 1845.
 - (20.) Resolved, that a sum not exceeding £1,575, be appropriated to sanction the expenditure not authorised by this Council, but incurred by the Government, for rewards towards the suppression of Illicit Distillation, in the year 1844, on the understanding that the like sum of £1,575, arising from the duties of Distillation in the year 1844, and expended as aforesaid, is to be carried to the receipts of the year 1845.
 - (21.) Resolved, that a sum not exceeding £400, be appropriated to meet the expense of removing the Treadmill from Carters' Barracks, to the New Gaol at Darlinghurst.
- Moved by the Colonial Secretary, That this Council do adopt these several Resolutions :—
 Question put and passed.
9. Country Courts of Requests Bill :—Mr. Windeyer, as Chairman, brought up the Report from the Select Committee, re-appointed on the 5th August last, to consider and report upon this Bill : ordered to be printed.
10. Estimates of Expenditure for the year 1846 ; on motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole, for further consideration of the Estimates of Expenditure, for the year 1846.
 The Chairman reported the following Resolutions, and obtained leave to sit again on Wednesday next :—
- (1.) Resolved, that a sum not exceeding £620 18s. 9d., be appropriated to defray the Salaries

- Salaries and Allowances of the Establishment of His Excellency the Governor, for the year 1846.
- (2.) Resolved, that a sum not exceeding £3,542 5s., be appropriated to defray the expense of the Legislative Council Establishment, for the year 1846.
 - (3.) Resolved, that a sum not exceeding £14,568 7s., be appropriated to defray the expense of the Post Office Establishment in the Sydney District, for the year 1846.
 - (4.) Resolved, that a sum not exceeding £4,590 10s., be appropriated to defray the expense of the Post Office Establishment in the Port Phillip District, for the year 1846.
 - (5.) Resolved, that a sum not exceeding £2,016 10s. 6d., be appropriated to defray the Salaries and Allowances to Inspectors of Colonial Distilleries, and the expense of rewards for informations leading to the suppression of Illicit Distillation, for the year 1846.
 - (6.) Resolved, that a sum not exceeding £804 7s. 11d., be appropriated to defray the expense of the Colonial Storekeeper's Establishment, for the year 1846.
 - (7.) Resolved, that a sum not exceeding £1,467 18s. 9d., be appropriated to defray the expense of the Port Master's Establishment, Sydney, for the year 1846.
 - (8.) Resolved, that a sum not exceeding £258, be appropriated to defray the expense of the Telegraph Stations, Sydney, for the year 1846.
 - (9.) Resolved, that a sum not exceeding £490 16s. 3d., be appropriated to defray the expense of the Light House, at the South Head of Port Jackson, for the year 1846.
 - (10.) Resolved, that a sum not exceeding £552 17s. 6d., be appropriated to defray the expense of the Floating Light, near the entrance to Port Jackson, for the year 1846.
 - (11.) Resolved, that a sum not exceeding £290, be appropriated to defray the expense of the Harbour Master's Establishment, at Newcastle, for the year 1846.
 - (12.) Resolved, that a sum not exceeding £196 9s. 7d., be appropriated to defray the expense of the Harbour Master's Establishment, at Port Macquarie, for the year 1846.
 - (13.) Resolved, that a sum not exceeding £282 2s. 6d., be appropriated to defray the expense of the Harbour Master's Establishment, at Moreton Bay, for the year 1846.
 - (14.) Resolved, that a sum not exceeding £1,583 2s. 6d., be appropriated to defray the expense of the Establishment of the Harbour Master, at Port Phillip, for the year 1846.
 - (15.) Resolved, that a sum not exceeding £500 1s. 3d., be appropriated to defray the expense of Light Houses, at Port Phillip, for the year 1846.
 - (16.) Resolved, that a sum not exceeding £136 10s. 10d., be appropriated to defray the expense of Telegraph Stations, at Port Phillip, for the year 1846.
 - (17.) Resolved, that a sum not exceeding £100, be appropriated to defray the Salary of the Colonial Agent General, for the year 1846.
 - (18.) Resolved, that a sum not exceeding £1,583 17s. 6d., be appropriated to defray the Salaries of Coroners and the expense of Inquests, in the Sydney District, for the year 1846.
 - (19.) Resolved, that a sum not exceeding £230, be appropriated to defray the Salaries of Coroners and the expense of Inquests, in the Port Phillip District, for the year 1846.
 - (20.) Resolved, that a sum not exceeding £7,410 7s. 1d., be appropriated to defray the expense of the Sydney Police, for the year 1846.
 - (21.) Resolved, that a sum not exceeding £164 5s., be appropriated to defray the Salary and Allowance of the Superintendent of Ironed Gangs, Sydney, for the year 1846.
 - (22.) Resolved that a sum not exceeding £1280 9s. 4d., be appropriated to defray the expense of the Melbourne Police, for the year 1846.
 - (23.) Resolved that a sum not exceeding £867 17s. 10d., be appropriated to defray the expense of the Water Police, Sydney and Port Phillip, for the year 1846.
 - (24.) Resolved that a sum not exceeding 25,934 8s. 9d., be appropriated to defray the expense of Police in the Rural Districts, for the year 1846.
 - (25.) Resolved, that a sum not exceeding £14,385 4s. 7d., be appropriated to defray the expense of the Mounted Police, for the year 1846.
 - (26.) Resolved, that a sum not exceeding 11,799 0s. 5d., be appropriated to defray the expense of the Border Police, for the first half of the year 1846.
 - (27.) Resolved, that a sum not exceeding £1,076 18s. 9d., be appropriated to defray the expense of the Native Police, for the first half of the year 1846.
 - (28.) Resolved, that a sum not exceeding £3,424 19s. 4d., be appropriated to defray the expense of the Sydney Gaol, for the year 1846.
 - (29.) Resolved, that a sum not exceeding £1,087 9s. 7d., be appropriated to defray the expense of the Parramatta Gaol, for the year 1846.
 - (30.) Resolved, that a sum not exceeding £690, be appropriated to defray the expense of the Bathurst Gaol, for the year 1846.
 - (31.) Resolved, that a sum not exceeding £1,152 18s. 9d., be appropriated to defray the expense of the Newcastle Gaol, for the year 1846.
 - (32.) Resolved, that a sum not exceeding £972 7s. 6d., be appropriated to defray the expense of the Berrima Gaol, for the year 1846.
 - (33.) Resolved, that a sum not exceeding £1,428 11s. 3d., be appropriated to defray the expense of the Port Phillip Gaol, for the year 1846.
 - (34.) Resolved, that a sum not exceeding £325, be appropriated to defray the Salaries of the Health Officer, and of the Clerk to the Medical Board, Port Jackson, for the year 1846.
 - (35.) Resolved, that a sum not exceeding £1,827 6s. 9d., be appropriated to defray the expense of the Lunatic Asylum at Tarban Creek, for the year 1846.
 - (36.) Resolved, that a sum not exceeding £2,000, be appropriated to defray the expense of the support of free Paupers in Convict Hospitals, for the year 1846.
 - (37.) Resolved, that a sum not exceeding £386 17s. 6d., be appropriated to defray the expense of the Medical Establishment at Port Phillip, for the year 1846.
 - (38.) Resolved, that a sum not exceeding £2,000, be appropriated to defray the expense of the Protestant Male Orphan School, near Liverpool, for the year 1846.
 - (39.) Resolved, that a sum not exceeding £1,000, be appropriated to defray the expense of the Protestant Female Orphan School, Parramatta, for the year 1846.

- (40.) Resolved, that a sum not exceeding £1,200, be appropriated to defray the expense of the Roman Catholic Orphan School, Parramatta, for the year 1846.
- (41.) Resolved, that a sum not exceeding £7,400, be appropriated for defraying the expense of the several denominational Schools of the Colony, for the year 1846.
- (42.) Resolved, that a sum not exceeding £1,407 18s. 9d., be appropriated to defray the expense of the Colonial Architect's Establishment, for the year 1846.
- (43.) Resolved, that a further sum not exceeding £2,000, be appropriated towards forming the Circular Quay in Sydney Cove, for the year 1846.
- (44.) Resolved, that a further sum not exceeding £1,000, be appropriated towards completing the Breakwater at Newcastle, for the year 1846.
- (45.) Resolved, that a sum not exceeding £1,000 be appropriated towards completing the Road over the Blue Mountains, for the year 1846.
- (46.) Resolved, that a sum not exceeding £1,000, be appropriated to defray the expense of the employment of the Dredging Machine, for the year 1846.
- (47.) Resolved, that a further sum not exceeding £1,000, be appropriated towards completing the New Gaol, at Darlinghurst, for the year 1846.
- (48.) Resolved, that a further sum not exceeding £1,000, be appropriated towards completing the New Gaol, at Maitland, for the year 1846.
- (49.) Resolved, that a sum not exceeding £500, be appropriated for completing the Cells in the New Gaol, at Bathurst, for the year 1846.
- (50.) Resolved, that a further sum not exceeding £600, be appropriated for completing the Enclosing Wall and Entrance Lodge, with extra Iron Gates, at the New Gaol, Goulburn, for the year 1846.
- (51.) Resolved, that a sum not exceeding £450, be appropriated for erecting a Watch House, at Goulburn, for the year 1846.
- (52.) Resolved, that a sum not exceeding £150, be appropriated for providing Iron Gates and Railing to the Police Office, at Parramatta, for the year 1846.
- (53.) Resolved, that a sum not exceeding £3,000, be appropriated towards erecting a Public Museum, at Sydney, for the year 1846.
- (54.) Resolved, that a sum not exceeding £2,000, be appropriated towards erecting a Building for the Colonial Treasury, for the year 1846.
- (55.) Resolved, that a sum not exceeding £450, be appropriated for erecting a Guard House, at the New Government House, Sydney, for the year 1846.
- (56.) Resolved, that a sum not exceeding £250, be appropriated for providing Iron Entrance Gates to the New Government House, Sydney, for the year 1846.
- (57.) Resolved, that a sum not exceeding £600, be appropriated for repairing the General Post Office, Sydney, for the year 1846.
- (58.) Resolved, that a sum not exceeding £100, be appropriated for repairing Gates and Fences, at the Botanical Gardens, Sydney, for the year 1846.
- (59.) Resolved, that a sum not exceeding £350, be appropriated for making additional Sleeping Rooms on the Female side of the Lunatic Asylum at Tarban Creek, and for securing the Airing Grounds, for the year 1846.
- (60.) Resolved, that a sum not exceeding £2,500, be appropriated for casual repairs, additions, and alterations, to Colonial Public Buildings, for the year 1846.
- (61.) Resolved, that a sum not exceeding £436 2s. 6d., be appropriated to defray the expense of the Establishment of the Clerk of Public Works at Port Phillip, for the year 1846.
- (62.) Resolved that a sum not exceeding £298 2s. 6d., be appropriated to defray the Salary and Allowances of the Superintendent of Bridges at Port Phillip, for the year 1846.
- (63.) Resolved, that a sum not exceeding £3,000, be appropriated towards building a Bridge over the River Yarra Yarra, at Port Phillip, for the year 1846.
- (64.) Resolved, that a sum not exceeding £400, be appropriated to extend the Jetty at Corio, for the year 1846.
- (65.) Resolved, that a sum not exceeding £500, be appropriated for repairing and extending the Queen's Wharf at Melbourne, Port Phillip, for the year 1846.
- (66.) Resolved, that a sum not exceeding £500, be appropriated for extending the Pier at Portland, Port Phillip, for the year 1846.
- (67.) Resolved, that a sum not exceeding £500, be appropriated to complete the sides of the Fresh Water Dam, at Melbourne, Port Phillip, for the year 1846.
- (68.) Resolved, that a sum not exceeding £150, be appropriated to repair and extend the Main Road over the Marsh to the Beach, Port Phillip, for the year 1846.
- (69.) Resolved, that a sum not exceeding £2,000, be appropriated to make Approaches from the line of Flinder's-street to the Queen's Wharf, at Melbourne, Port Phillip, for the year 1846.
- (70.) Resolved, that a sum not exceeding £300, be appropriated for repairs to Public Works, Port Phillip, for the year 1846.
- (71.) Resolved, that a sum not exceeding £2,000, be appropriated towards the erection of a Powder Magazine at Melbourne, Port Phillip, for the year 1846.
- (72.) Resolved, that a sum not exceeding £300, be appropriated for repairs to Public Buildings, Port Phillip, for the year 1846.
- (73.) Resolved, that a sum not exceeding £560, be appropriated to defray the expense of the Botanical Gardens, Sydney, for the year 1846.
- (74.) Resolved, that a sum not exceeding £795, be appropriated to defray the expense of the Government Printing Office, for the year 1846.
- (75.) Resolved, that a sum not exceeding £600, be appropriated to defray the expense of Paper for Printing for the Public Service generally, for the year 1846.
- (76.) Resolved, that a sum not exceeding £100, be appropriated to defray the expense of Newspapers for Record and for the Secretary of State, for the year 1846.
- (77.)

(77.) Resolved, that a sum not exceeding £500, be appropriated to defray the expense of Furniture for Public Offices, for the year 1846.

(78.) Resolved, that a sum not exceeding £140, be appropriated to defray the expense of lighting the Public Lamps, Sydney, for the year 1846.

(79.) Resolved, that a sum not exceeding £200, be appropriated towards the support of the Australian Museum, for the year 1846.

(80.) Resolved, that a sum not exceeding £200, be appropriated towards the support of the Sydney School of Arts, for the year 1846.

(81.) Resolved, that a sum not exceeding £150, be appropriated in aid of the Mechanics' Institution at Melbourne, Port Phillip, for the year 1846.

(82.) Resolved, that a sum not exceeding £1000, be appropriated in aid of the Private Hospitals at Windsor, Maitland, Bathurst, Goulburn, and Melbourne, on condition of an equal amount being raised by private contributions, for the year 1846.

(83.) Resolved, that a sum not exceeding £1,800, be appropriated to meet the expense of taking the Census for the year 1846.

(84.) Resolved, that a sum not exceeding £280, be appropriated to meet the expense of preparing the Electoral Lists, for the year 1846.

(85.) Resolved, that a further sum not exceeding £12,000, be appropriated for erecting the New Military Barracks, Sydney, for the year 1846.

(86.) Resolved, that a sum not exceeding £2,000, be appropriated to meet unforeseen expenses in cases of emergency, and to be hereafter accounted for, for the year 1846.

Moved, by the Colonial Secretary, That this Council do adopt these several Resolutions. Question put and passed.

Council adjourned at half-past Nine o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, OCTOBER 31.

NOTICES OF MOTION :—

1. MR. COWPER to move, That an Address be presented to His Excellency the Governor, transmitting a copy of the Report of the Select Committee upon the General Cemetery Bill, with the evidence taken by that Committee, and requesting that His Excellency will be pleased to adopt measures for carrying into effect the recommendations of the Committee.
2. MR. ROBINSON to move, That an Address be presented to His Excellency the Governor, praying that His Excellency may be pleased to direct, that plans and surveys be made, with a view to the construction of a dry dock, capable of docking Men of War, at Cockatoo Island, and that such plans and surveys, when completed, may be laid before the Legislative Council.
3. MR. COWPER to move, That an Address be presented to His Excellency the Governor, praying that a Bridge of a suitable and substantial character may be erected, without delay, across the Nepean River, either in the locality where the Penrith Funt is now placed, or in any other position in its immediate vicinity, which, upon examination and survey by the proper Officers of Government, may be considered more eligible; and expressing the willingness of this Council to provide the necessary funds, either from the Revenue of the Colony, or by a loan to be raised from the funds of the Savings' Bank, if that course be considered the most expedient.
4. MR. COWPER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Depasturing Licenses in the several Districts of the Commissioners of Crown Lands beyond the boundaries of Location; distinguishing the names of the occupiers, and the amount paid for such Licenses by each individual during the year commencing 1st July, 1845, and ending on the 30th June, 1846.

ORDERS OF THE DAY :—

1. Masters' and Servants' laws consolidation Bill; further consideration in Committee.
2. Slaughtering of Cattle Act amendment Bill; second reading.
3. Distillation Acts amendment Bill; Counsel to be heard at the Bar of the House.

TUESDAY, NOVEMBER 4.

NOTICE OF MOTION :—

1. MR. WENTWORTH to move, That an Address be presented to His Excellency the Governor, requesting His Excellency to place upon the Estimates, the sum of £7,817. 18s. 3d., to be refunded to the Corporation of the City of Sydney, being the amount levied by the Mayor, Aldermen, and Councillors of the City, under the 70th section of the 6th Victoria, No. 3, and expended by them under the provisions of that Act, towards the support of the City Police, under the stipulation contained in the Petition to this Council, of the said Mayor, Aldermen, and Councillors, that this amount be applied to improvements in the City.

WEDNESDAY,

WEDNESDAY, NOVEMBER 5.

NOTICES OF MOTION:—

1. THE COLONIAL SECRETARY to move, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for consideration of the Savings' Bank Loan to Sydney Corporation Bill.
2. MR. ROBINSON to move, That the Savings' Bank Loan to Melbourne Corporation Bill be now read a second time.

ORDERS OF THE DAY:—

1. Metallic Ores Bill; third reading.
2. Catarrh in Sheep Act amendment Bill; third reading.
3. Estimates of Expenditure for the year 1846; further consideration in Committee.

ALEX. M^o LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

FRIDAY, 31 OCTOBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair. Appropriation Bill, introduced on the 29th instant, on motion of the Colonial Secretary read a first time; ordered to be printed, and read a second time on Wednesday next.
2. Bank Liabilities and Assets:—The Colonial Secretary laid upon the Table, pursuant to the requirement of the Act of Council, 4 Victoria, No. 13, the Abstract of the Average Liabilities and Assets of the several Banks, for the Quarter ended 30th September, 1845; ordered to be printed.
3. Revenue and Expenditure, Port Phillip:—The Colonial Secretary laid upon the Table, the Return to the Address on this subject, adopted on the 14th instant, on motion of Dr. Nicholson; ordered to be printed.
4. Joint Stock Company Bill:—The Colonial Secretary laid upon the Table, by command of His Excellency the Governor, "*A Bill for facilitating the winding up of Joint Stock Companies unable to meet their pecuniary engagements*;" ordered to be printed for circulation in the recess.
5. General Cemetery Bill:—Mr. Cowper moved, pursuant to notice, That an Address be presented to His Excellency the Governor, transmitting a copy of the Report of the Select Committee upon the General Cemetery Bill, with the evidence taken by that Committee, and requesting that His Excellency will be pleased to adopt measures for carrying into effect the recommendations of the Committee.
Debate ensued.
Question put and passed; Address to be presented by the Speaker, Mr. Cowper, and Mr. Lamb.
6. Charles Morgan Lewis:—The Colonial Secretary informed the House, that he was authorized to say, that His Excellency the Governor had placed the sum of £300 at the disposal of Captain Lewis, in compliance with the Address presented to His Excellency on the 2nd September last, on motion of Mr. Cowper.
7. Dry Dock; Cockatoo Island:—Mr. Robinson moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency may be pleased to direct that plans and surveys be made, with a view to the construction of a Dry Dock, capable of docking Men of War, at Cockatoo Island, and that such plans and surveys, when completed, may be laid before the Legislative Council.
Debate ensued.
Moved as an amendment by Mr. Windeyer, That all the words following the word "praying" be expunged, and the following words introduced in their stead:—
"him to represent to Her Majesty's Government the advantages that would accrue to the Empire at large as well as to the Colony, by the construction of a Dry Dock, capable of docking Men of War at Sydney, and to request that they will give directions to have such a Dock constructed by convict labor."
Debate continued,
Question put on amendment; Council divided.

Ayes, 10.

MR. BERRY,
MR. COWPER,
MR. WINDEYER,
MR. LOWE,
MR. WENTWORTH,
DR. LANG,
MR. WILD,
MR. LORD,
MR. BOWMAN,
DR. NICHOLSON, (Teller.)

Noes, 9.

MR. LAMB,
THE ATTORNEY GENERAL,
THE COLLECTOR OF CUSTOMS,
THE AUDITOR GENERAL.
DR. BLAND,
THE COLONIAL SECRETARY,
THE COLONIAL TREASURER,
THE COMMANDER OF THE FORCES
MR. ROBINSON, (Teller.)

- Question on the original motion, as so amended, put and passed; Address to be presented by the Speaker, the Colonial Secretary, and Mr. Robinson.
8. Postponements:—Mr. Cowper postponed the remaining motions in his name on the Notices for to-day, until Tuesday next.
 9. Masters' and Servants' laws consolidation Bill; further consideration in Committee postponed, on motion of Mr. Cowper, until Tuesday next.
 10. Slaughtering of Cattle Act amendment Bill:—Mr. Cowper by leave withdrew this Bill from the paper.

11. **Distillation Acts amendment Bill**:—On the order for Counsel being heard at the Bar of the House being called:—
 Moved, by Mr. Lowe, That Counsel be now heard at the Bar of the House on behalf of Mr. Fisher, of the Glenmore Distillery.
 Question put and passed;—Counsel introduced and heard accordingly.
 Counsel also heard on behalf of the Messrs. Tooth, of the Kent Brewery.
 Moved, by the Colonial Secretary, That the Speaker do now leave the chair, and the Council resolve itself into a Committee of the whole, for further consideration of this Bill.
 Moved, as an amendment, by Dr. Bland, That Mr. Robert Cooper be now heard in person at the Bar of the House, in accordance with the prayer of the petition presented by Mr. Wild, on the 22nd instant.
 Debate ensued.
 It being determined that, as there had been no previous notice, the amendment was not in order—Question on the original motion put and passed; the Council resolved itself into Committee accordingly.
 The Chairman reported progress and obtained leave to sit again to-morrow,
12. **Aborigines**:—Mr. Windeyer, as Chairman brought up the Report from the Select Committee, appointed on the 19th August last, to consider the condition of the Aborigines, and the best means of promoting their welfare.
 Report, together with the Evidence taken before the Committee, ordered to be printed.
 Council adjourned at Ten o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

SATURDAY, NOVEMBER 1.

ORDER OF THE DAY:—

1. **Distillation Acts amendment Bill**; further consideration in Committee.

TUESDAY, NOVEMBER 4.

NOTICES OF MOTION:—

1. **MR. WENTWORTH** to move, That an Address be presented to His Excellency the Governor, requesting His Excellency to place upon the Estimates, the sum of £7,817 18s. 3d., to be refunded to the Corporation of the City of Sydney, being the amount levied by the Mayor, Aldermen, and Councillors of the City, under the 70th section of the 6th Victoria, No. 3, and expended by them under the provisions of that Act, towards the support of the City Police, under the stipulation contained in the Petition to this Council, of the said Mayor, Aldermen, and Councillors, that this amount be applied to improvements in the City.
2. **DR. LANG** to move, That an Address be presented to His Excellency the Governor, requesting that a sum be placed upon the Estimates for 1846, for the Salary of a Police Magistrate for the district of Wollombi and the M'Donald River for that year.
3. **MR. COWPER** to move, That an Address be presented to His Excellency the Governor, expressing the opinion of this Council, that a Bridge of a suitable and substantial character should be erected, at as early a period as may be convenient, across the Nepean River, either in the locality where the Penrith Punt is now placed, or in any other position in its immediate vicinity, which, upon examination and survey by the proper Officers of Government, may be considered more eligible; and intimating the willingness of this Council to provide the necessary funds, either from the Revenue of the Colony, or by a loan to be raised from the funds of the Savings' Bank, if that course be considered the most expedient.
4. **MR. COWPER** to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Depasturing Licenses in the several Districts of the Commissioners of Crown Lands beyond the boundaries of Location; distinguishing the names of the occupiers, and the amount paid for such Licenses by each individual during the year commencing 1st July, 1845, and ending on the 30th June, 1846.

ORDER OF THE DAY:—

1. **Masters' and Servants' laws consolidation Bill**; further consideration in Committee.

WEDNESDAY, NOVEMBER 5.

NOTICES OF MOTION:—

1. **THE COLONIAL SECRETARY** to move, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for consideration of the Savings' Bank Loan to Sydney Corporation Bill.
2. **MR. ROBINSON** to move, That the Savings' Bank Loan to Melbourne Corporation Bill be now read a second time.

ORDERS OF THE DAY:—

1. **Metallic Ores Bill**; third reading.
2. **Catarrh in Sheep Act amendment Bill**; third reading.
3. **Estimates of Expenditure for the year 1846**; further consideration in Committee.
4. **Appropriation Bill**; second reading.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

SATURDAY, 1 NOVEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair. Distillation Acts amendment Bill:—On motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole, for consideration of this Bill. The Chairman having reported the Bill with sundry amendments, Bill ordered to be engrossed, and read a third time on Wednesday next. There not being Twelve Members present, exclusive of the Speaker, the Speaker adjourned the Council at a quarter before Six o'Clock, until Tuesday next, at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, NOVEMBER 4.

NOTICES OF MOTION:—

1. MR. WENTWORTH to move, That an Address be presented to His Excellency the Governor, requesting His Excellency to place upon the Estimates, the sum of £7,817 18s. 3d., to be refunded to the Corporation of the City of Sydney, being the amount levied by the Mayor, Aldermen, and Councillors of the City, under the 70th section of the 6th Victoria, No. 3, and expended by them under the provisions of that Act, towards the support of the City Police, under the stipulation contained in the Petition to this Council, of the said Mayor, Aldermen, and Councillors, that this amount be applied to improvements in the City.
2. DR. LANG to move, That an Address be presented to His Excellency the Governor, requesting that a sum be placed upon the Estimates for 1846, for the Salary of a Police Magistrate for the district of Wollombi and the M'Donald River for that year.
3. MR. COWPER to move, That an Address be presented to His Excellency the Governor, expressing the opinion of this Council, that a Bridge of a suitable and substantial character should be erected, at as early a period as may be convenient, across the Nepean River, either in the locality where the Penrith Punt is now placed, or in any other position in its immediate vicinity, which, upon examination and survey by the proper Officers of Government, may be considered more eligible; and intimating the willingness of this Council to provide the necessary funds, either from the Revenue of the Colony, or by a loan to be raised from the funds of the Savings' Bank, if that course be considered the most expedient.
4. MR. COWPER to move, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Depasturing Licenses in the several Districts of the Commissioners of Crown Lands beyond the boundaries of Location; distinguishing the names of the occupiers, and the amount paid for such Licenses by each individual during the year commencing 1st July, 1845, and ending on the 30th June, 1846.

ORDER OF THE DAY:—

1. Masters' and Servants' laws consolidation Bill; further consideration in Committee.

WEDNESDAY, NOVEMBER 5.

NOTICES OF MOTION:—

1. THE COLONIAL SECRETARY to move, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for consideration of the Savings' Bank Loan to Sydney Corporation Bill.
2. MR. ROBINSON to move, That the Savings' Bank Loan to Melbourne Corporation Bill be now read a second time.

ORDERS OF THE DAY:—

1. Metallic Ores Bill; third reading.
2. Catarrh in Sheep Act amendment Bill; third reading.
3. Estimates of Expenditure for the year 1846; further consideration in Committee.
4. Appropriation Bill; second reading.
5. Distillation Acts amendment Bill; third reading.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

TUESDAY, 4 NOVEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
The following Messages from His Excellency the Governor received and read:—

(1.) Light Houses; Bass's Straits.

Message from His Excellency the Governor, to the Legislative Council, replying to an Address from the Council, dated the 24th October, 1845, wherein His Excellency was requested to place upon the Estimates for 1846, the sum of £9,000, towards the erection and completion of Light Houses in Bass's Straits, and to make the necessary arrangements with the Government of Van Diemen's Land, for obtaining a supply of Convict labour to carry on the work.

GENTLEMEN,

I will place on the Estimates for 1846, the sum of £9,000, and take such other preliminary measures as may be in my power, in order to prepare for the erection of Light Houses in Bass's Straits; and I will also put myself in communication with the Lieutenant Governor of Van Diemen's Land on this important subject.

I feel it right however to observe, that it was, on a late occasion, pointed out by the Secretary of State, to the Governor of a neighbouring Colony, that the erection of Light Houses is a matter in which the commerce of the Empire, and indeed that of all nations, is concerned, and that consequently the position of them ought not to be definitively fixed, without the concurrence of Her Majesty's Government.

GEORGE GIPPS,
GOVERNOR.

*Government House,
Sydney, 4th November, 1845.*

Ordered to be printed, and taken into consideration to-morrow, in Committee on the Estimates for 1846.

(2.) Hebrew Congregation.

Message from His Excellency the Governor, to the Legislative Council, replying to an Address from the Council, wherein His Excellency was requested to allot from Schedule C, of the 5th and 6th Vict., c. 76, £1000, for liquidating the debt now due for building the Synagogue, and towards the erection of a suitable Dwelling House for the Minister of the Congregation of Jews in the Colony; also, a further sum of £150, as a stipend for such Minister.

GENTLEMEN,

I regret I do not feel that I have authority to pay any money towards the erection of a Jewish Synagogue, or towards the maintenance of a Minister of the Jewish Religion, out of the sum which by Schedule C, of the 5th and 6th Vict., c. 76, is secured to Her Majesty for the purposes of Public Worship.

GEORGE GIPPS,
GOVERNOR.

*Government House,
Sydney, 4th November, 1845.*

Ordered to be printed.

2. Defalcation of the late Registrar of the Supreme Court:—Mr. Lowe, as Chairman, brought up the Report from the Select Committee, appointed on the 9th September last, to frame Addresses to Her Majesty and both Houses of Parliament on this subject. Ordered to be printed, and taken into consideration to-morrow.

3. **City Police Funds**:—Mr. Wentworth moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting His Excellency to place upon the Estimates, the sum of £7,817 18s. 3d., to be refunded to the Corporation of the City of Sydney, being the amount levied by the Mayor, Aldermen, and Councillors of the City, under the 70th section of the 6th Victoria, No. 3, and expended by them under the provisions of that Act, towards the support of the City Police, under the stipulation contained in the Petition to this Council, of the said Mayor, Aldermen, and Councillors, that this amount be applied to improvements in the City.

Debats ensued.

Question put; Council divided.

Ayes, 4.

DR. BLAND,
DR. LANG,
MR. ALLEN,
MR. WENTWORTH, (Teller.)

Noes, 10.

THE COLONIAL SECRETARY,
MR. COWPER,
MR. LOWE,
DR. NICHOLSON,
MR. ROBINSON,
THE ATTORNEY GENERAL,
MR. LAMB,
THE AUDITOR GENERAL,
THE COMMANDER OF THE FORCES
THE COLONIAL TREASURER, (Teller.)

4. **Police Magistracy; Wollombian and Macdonald River**:—Dr. Lang moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that a sum be placed upon the Estimates for 1846, for the Salary of a Police Magistrate for the district of Wollombi and the M'Donald River, for that year.

Debate ensued.

Question put; Council divided.

Ayes, 6.

DR. LANG,
MR. ROBINSON,
THE AUDITOR GENERAL,
THE ATTORNEY GENERAL,
THE COMMANDER OF THE FORCES,
DR. NICHOLSON, (Teller.)

Noes, 7.

MR. LAMB,
MR. W. C. WENTWORTH,
MR. COWPER,
MR. LOWE,
MR. ALLEN,
MR. DARVALL,
THE COLONIAL TREASURER, (Teller.)

5. **Nepean River Bridge**:—Mr. Cowper moved, pursuant to notice, That an Address be presented to His Excellency the Governor, expressing the opinion of this Council, that a Bridge of a suitable and substantial character should be erected, at as early a period as may be convenient, across the Nepean River, either in the locality where the Penrith Punt is now placed, or in any other position in its immediate vicinity, which, upon examination and survey by the proper Officers of Government, may be considered more eligible; and intimating the willingness of this Council to provide the necessary funds, either from the Revenue of the Colony, or by a loan to be raised from the funds of the Savings' Bank, if that course be considered the most expedient.

Debate ensued.

Motion by leave withdrawn.

6. **Issue of Depasturing Licenses**:—Mr. Cowper moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Depasturing Licenses in the several Districts of the Commissioners of Crown Lands beyond the boundaries of Location; distinguishing the names of the occupiers, and the amount paid for such Licenses by each individual during the year commencing 1st July, 1845, and ending on the 30th June, 1846.

Debate ensued.

Question put and passed; Address to be presented by the Colonial Secretary and the Colonial Treasurer.

7. **Masters' and Servants' Laws consolidation Bill**:—On motion of Mr. Cowper, the Council resolved itself into a Committee of the whole, for the further consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again to-morrow.

There not being twelve Members present, exclusive of the Speaker, the Speaker adjourned the Council at twenty-five minutes after Six o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, NOVEMBER 5.

NOTICES OF MOTION:—

- 1. THE COLONIAL SECRETARY to move, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for consideration of the Savings' Bank Loan to Sydney Corporation Bill.
- 2. MR. ROBINSON to move, That the Savings' Bank Loan to Melbourne Corporation Bill be now read a second time.
- 3. MR. WENTWORTH to move, on presenting a Petition to that effect, That Messrs. Cooper and Abercrombie be heard at the Bar of the House against the Distillation Acts Amendment Bill.

ORDERS OF THE DAY:—

- 1. Metallic Ores Bill ; third reading.
- 2. Catarrh in Sheep Act amendment Bill ; third reading.
- 3. Estimates of Expenditure for the year 1846 ; further consideration in Committee. (In Committee on Estimates for 1846); Consideration of Governor's Message on Light Houses.
- 4. Appropriation Bill ; second reading.
- 5. Distillation Acts amendment Bill ; third reading.
- 6. Consideration of Report from Committee on Defalcation of the late Registrar of the Supreme Court.
- 7. Masters' and Servants' Laws consolidation Bill ; further consideration in Committee.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

WEDNESDAY, 5 NOVEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
The following Messages from His Excellency the Governor received and read:—
(1.) Supplementary Expense of Legislative Council Establishment for 1845.
Message from His Excellency the Governor, to the Legislative Council, proposing a further appropriation of public money for the service of the year 1845.

GENTLEMEN,

I have to propose, that the further sum of two hundred and ten pounds, be appropriated to meet the expenses of the Legislative Council during the current year.
Government House, GEORGE GIPPS,
Sydney, 5th November, 1845, *Governor.*

Ordered to be printed, and taken into consideration to-morrow.

- (2.) Lien on Wool Act repeal Bill.

Message from His Excellency the Governor, to the Legislative Council, proposing amendments in a Bill, which has been passed by the Council, and presented to His Excellency for the Royal Assent, intituled, "An Act to repeal an Act, intituled, 'An Act to give a preferable lien on Wool from season to season, and to make mortgages of sheep, cattle, and horses, valid, without delivery to the mortgages; and to substitute other provisions in lieu thereof.'"

GENTLEMEN,

Agreeably to the provisions of the 30th clause of the Act for the Government of New South Wales, 5th and 6th Vict., c. 76, I have to propose for your consideration, the following amendments in the above-mentioned Bill:—

First—That in the Preamble to the Bill, after the word "repealed," the following words be struck out: "from the twenty-second day of July, in the year of our Lord one thousand eight hundred and forty-six."

Second—That in the enacting part of the 1st clause of the Bill, after the word "that," the following words be inserted: "so soon as this Act shall take effect."

Third—That in the same clause of the Bill, before the word "repealed," the following words be inserted: "and hereby is."

Fourth—That after the word "repealed," in the same clause, the following words be struck out: "from and after the said twenty-second day of July, in the year of our Lord one thousand eight hundred and forty-six;" and that in lieu of those words, the following be inserted: "except as to any matter or thing previously done, or commenced to be done under the provisions thereof, which shall be as valid and effectual in law, as if this Act had not been passed."

Fifth—That the following Clause be added at the end of the Bill, and form Clause 9; "And be it enacted, That this Act shall continue in force, until the thirty-first day of December, in the year one thousand eight hundred and forty-eight, and no longer."

Sixth—That in the title of the Bill after the word "substitute," the following words be inserted "for a limited time."

Government House,
Sydney, 5 November, 1845.

GEORGE GIPPS,
GOVERNOR.

Ordered to be printed, and taken into consideration to-morrow.

(3.)

(3.) Cattle Mortgages Registration Bill.

Message from His Excellency the Governor, to the Legislative Council, proposing amendments in a Bill which has been passed by the Council, and presented to His Excellency for the Royal Assent, intituled "An Act to give to valid mortgages of sheep, cattle, and horses, priority, according to the date of the registration thereof, and for other purposes therein mentioned."

GENTLEMEN,

Agreeably to the provisions of the 30th clause of the Act for the Government of New South Wales, 5th and 6th Vic., c. 76, I have to propose for your consideration, the following amendments in the Bill, intituled, "*An Act to give to valid mortgages of sheep, cattle, and horses priority, according to the date of the registration thereof, and for other purposes therein mentioned.*"

First.—That the fifth clause of the Bill be struck out, and in lieu of it that a clause to the following effect be inserted:—

"And whereas an Act was passed in the seventh year of Her Majesty's reign, intituled "*An Act to give a preferable lien on wool from season to season, and to make mortgages of sheep, cattle, and horses valid without delivery to the mortgagee,*" and whereas the said Act may be annulled and disallowed by Her Majesty, and it is expedient to remove doubt as to the validity of engagements legally made under that Act, before the disallowance of the same can be known in the Colony: Be it enacted, That all mortgages of sheep, horses, or cattle, and all liens on wool legally made under the said Act, before the disallowance of the same shall be notified in the Colony, shall, during the continuance of this Act, be valid and effectual in the law to all intents and purposes, notwithstanding the disallowance of that Act."

Second.—That a clause to the following effect be added to the Bill, and form clause No. 7:—

"And be it enacted, That this Act shall commence and take effect from and after the passing thereof, and shall thenceforth be and continue in force for two years."

Third.—That in the Title of the Bill, after the word "priority," the following words be inserted, "for a limited period."

*Government House,
Sydney, 5th November, 1845.*

GEORGE GIPPS,
GOVERNOR.

Ordered to be printed, and taken into consideration to-morrow.

2. Distillation Acts amendment Bill:—Mr. Wentworth presented a Petition from Robert Cooper, Senior, and Charles Abercrombie, praying to be heard, by themselves, at the Bar of the House, against this Bill passing into Law; Petition read and received:—whereupon Mr. Wentworth moved, pursuant to notice, That Messrs. Cooper and Abercrombie be heard, by themselves, at the Bar of the House against the Distillation Acts Amendment Bill.

Debate ensued.

Question put; Council divided.

Ayes, 8.

MR. LOWE,
THE AUDITOR GENERAL.
MR. BERRY,
MR. W. C. WENTWORTH,
DR. BLAND,
DR. LANG,
MR. WILD,
DR. NICHOLSON, (Teller.)

Noes, 10.

THE COLONIAL SECRETARY,
THE ATTORNEY GENERAL,
MR. WINDEYER,
MR. ALLEN,
MR. ROBINSON,
MR. LORD,
MR. LAMB,
THE COLLECTOR OF CUSTOMS,
THE COMMANDER OF THE FORCES
THE COLONIAL TREASURER, (Teller.)

3. Savings' Banks Loans to Corporations Bill:—The Colonial Secretary moved, pursuant to notice, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole, for consideration of the Savings' Bank loan to Sydney Corporation Bill.

Question put and passed; the Council resolved itself into Committee accordingly.

The Chairman having reported the Bill with amendments; Bill ordered to be engrossed and read a third time to-morrow.

4. Savings' Bank loan to Melbourne Corporation Bill:—Mr. Robinson by leave withdrew this Bill from the Paper, the object of it having been attained by the introduction of a clause into the foregoing Bill.

5. Metallic Coins Bill; on motion of the Colonial Secretary, read a third time, and passed.

6. Catarrh in Sheep Act amendment Bill; on motion of the Colonial Secretary, read a third time, and passed.

Both Bills ordered to be presented to His Excellency the Governor for assent, by the Speaker, the Colonial Treasurer, and the Auditor General.

7. Estimates of Expenditure for the year 1846 :—On motion of the Colonial Treasurer the Council resolved itself into a Committee of the whole, for further consideration of the Estimates of Expenditure for the year 1846.
The Chairman reported the following Resolution, and obtained leave to sit again to-morrow.
Resolved, that a sum not exceeding £9000, be appropriated towards defraying the expense of the erection of Light Houses in Bass's Strait.
Moved by the Colonial Secretary, That this Council do adopt this Resolution.
Question put and passed.
8. Appropriation Bill :—Having been read a second time, on motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole, for consideration thereof.
The Chairman having reported the Bill with amendments; Bill ordered to be engrossed, and read a third time to-morrow.
9. Distillation Acts amendment Bill :—Third reading postponed, on motion of the Colonial Secretary, until to-morrow.
10. Defalcation of the late Registrar of the Supreme Court :—Consideration of the Report from the Select Committee on this subject postponed, on motion of Mr. Lowe, until to-morrow.
11. Masters' and Servants' Laws consolidation Bill :—On motion of Mr. Wentworth, the Council resolved itself into a Committee of the whole, for further consideration of this Bill.
The Chairman having reported the Bill with sundry amendments; Bill ordered to be engrossed, and read a third time on Friday next.
Council adjourned at ten minutes before Six o'Clock, until to-morrow at three o'Clock

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, NOVEMBER 6.

ORDERS OF THE DAY :—

1. Consideration of Governor's Message on Supplementary Expense of the Legislative Council Establishment for 1845.
2. Consideration of Governor's Message on Lien on Wool Act repeal Bill.
3. Consideration of Governor's Message on Cattle Mortgages Registration Bill.
4. Savings' Banks' Loans to Sydney and Melbourne Corporations' Bill; third reading.
5. Estimates of Expenditure for the year 1846; further consideration in Committee.
6. Appropriation Bill; third reading.
7. Distillation Acts amendment Bill; third reading.
8. Consideration of Report from Committee on Defalcation of the late Registrar of the Supreme Court.

FRIDAY, NOVEMBER 7.

1. Masters' and Servants' Laws consolidation Bill; third reading.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

THURSDAY, 6 NOVEMBER, 1845.

1. Council met pursuant to adjournment; the Speaker took the Chair.
Registrar's Bill:—The following Message from His Excellency the Governor received and read:—

Message from His Excellency the Governor, to the Legislative Council, proposing amendments in a Bill which has been passed by the Council, and presented to His Excellency for the Royal Assent, intituled, "An Act to abolish the Office of Registrar General of New South Wales, and to transfer the duties of such Registrar General to the Registrar of the Supreme Court of New South Wales; and to provide for the salary and expenses of the said Registrar General for the year one thousand eight hundred and forty-five."

GENTLEMEN,

Agreeably to the provisions of the 30th clause of the Act for the Government of New South Wales, 5th and 6th Victoria, c. 76, I have to propose for your consideration, the following amendments in the above-mentioned Bill:—

First.—That to the first clause of the Bill be added the following proviso; "Provided always, that the duties of the office hereby transferred to the said Registrar, may be performed in a building separate and distinct from that in which the ordinary business of the said Supreme Court is now transacted."

Second.—That in the second clause of the Bill, in the thirty-first line as printed, the word "then" be substituted for the word "there."

Third.—That the fourth clause of the Bill be struck out, and in lieu of it, that the following clauses be inserted.

"IV. And whereas by the said recited Act it is enacted, that if the said Registrar General, or any deputy Registrar, or any Clerk or person employed in the said Registrar's office, shall wilfully or negligently omit to number, register, or enter, or to have numbered, registered, or entered, in the manner in the said Act directed, any deed, memorial, or certificate, delivered into the said office, he, the said Registrar General, shall for every such offence, forfeit, and be liable to pay to Her Majesty, Her Heirs and Successors, the penalty of one hundred pounds; and if the said Registrar General, or deputy Registrar, or any Clerk or person whatsoever, shall destroy, embezzle, or secrete, forge, counterfeit, raze, deface, or alter, any deed or memorial, or any part thereof, or any endorsement made thereon, or any entry or registry thereof, in any book in the said office, with intent to defraud or injure any person or persons, such Registrar, Clerk, or person so offending, shall be deemed guilty of felony, and being duly convicted thereof, shall be transported for life; and whereas it is expedient to alter and amend the provisions hereinbefore specified in the said recited Act: Be it therefore enacted, that the said recited provisions be, and the same are hereby repealed: Provided always, that nothing in this Act contained shall extend or be deemed, taken, or construed to extend to exonerate or indemnify any person or persons charged with, and who shall have taken upon himself or themselves the execution of this Act, from the consequences of any negligence or malfeasance of any duty whatsoever, imposed upon him or them, or any or either of them, in respect of or in virtue of this Act, whether by civil action or criminal prosecution, either for felony or misdemeanor, anything in this Act contained to the contrary thereof in anywise notwithstanding."

"V. And whereas the Registrar of the Supreme Court is also Prothonotary of the same, and is charged with many duties, the performance of which must of necessity greatly interfere with the performance of the duties transferred to him by this Act, and it is expedient and necessary to make provision for the registration of deeds and other instruments, at times when the Registrar of the Supreme Court must be engaged in the business of that Court: Be it therefore enacted, That it shall and may be lawful for the said Registrar of the Supreme Court, with the approval of the the Chief Justice of the said Colony, to appoint some fit and proper person to act in his stead, and to sign all such memorials or other instruments, documents, or papers, as require his signature, and to take and receive all acknowledgments and confessions, as well of married women as of others, and to do and perform all other acts and deeds appertaining to and necessary for the due performance of the said recited Act, and this Act."

Fourth.—

Fourth.—That the fifth clause of the Bill, become the sixth clause, and that after it, the two following clauses be inserted:—

“ VII. Provided always and be it enacted, That the expenses incident to the performance by the said Registrar of the Supreme Court, of the duties now appertaining to the office of Registrar General, shall be charged on the fees receivable and to be taken under and by virtue of the said recited Act, and that in such expenses there shall be included the salaries of such Clerks as may be necessary for the due performance of the said duties: Provided however, that the salary of the Chief or senior Clerk, shall not in any year exceed the sum of two hundred and fifty pounds, nor the salary of any other Clerk, exceed the sum of one hundred and fifty pounds.”

“ VIII. And whereas it is expedient and just to make compensation to the present Registrar General for the loss of his office: Be it enacted, That out of the produce of taxes, rates, duties, and imposts levied in the said Colony, there shall be issued and applied any sum or sums not exceeding one thousand pounds, to provide compensation accordingly to the said Registrar General, whenever it shall be proved to the satisfaction of the said Governor, that the inventories are completed which by this Act are required to be made, and that in all other respects the office for the registration of deeds has been properly delivered over to the Registrar of the Supreme Court.”

Fifth.—That the sixth clause of the Bill become the ninth, and that in the second line of the clause, as printed, after the word “sum,” be inserted the words, “or sums.”

Sixth.—That in the fifth line of the same Clause, as printed, after the word “shall,” the following words be inserted, “except as aforesaid.”

Seventh.—That in the last line of the same Clause, the word “so” be struck out, before the word “collected,” and the words “as aforesaid,” after the word “collected,” be also struck out.

Eighth.—That at the end of the same Clause, be added the words “or Registrar of the Supreme Court.”

Ninth.—That the seventh Clause of the Bill become the tenth.

Tenth.—That the last Clause of the Bill be struck out.

GEORGE GIPPS,
GOVERNOR.

Government House,

Sydney, 6th November, 1845.

Ordered to be printed, and taken into consideration to-morrow.

2. Supplementary Expense of the Legislative Council Establishment for 1845:—The Message received from His Excellency the Governor on this subject, on the 5th instant, having been read, on motion of the Colonial Secretary, the Council resolved itself into a Committee of the whole, for consideration thereof.

The Chairman reported the following Resolution:—

Resolved, That a sum not exceeding the sum of £210, be appropriated to defray the Supplementary Expense of the Legislative Council Establishment for the year 1845.

Moved by the Colonial Treasurer, That this Council do agree to this Resolution.

Question put and passed.

3. *Lien on Wool Act* repeal Bill:—The Governor's Message of the 5th instant, proposing amendments in this Bill, having been read, on motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole, for consideration thereof.

The Chairman reported that the Committee had agreed to the whole of the amendments proposed by His Excellency the Governor.

Moved by the Colonial Treasurer, that the House do adopt the amendments so agreed to.

Question put and passed.

Moved, by the Colonial Treasurer, That the Bill be re-engrossed, with the amendments so agreed to, and again presented to His Excellency the Governor for Her Majesty's assent, with the following Message:—

Message from the Legislative Council to His Excellency the Governor, in answer to certain amendments proposed by His Excellency in a Bill presented to His Excellency for Her Majesty's Assent, intitled, “An Act to repeal an Act, intitled, ‘An Act to give a preferable lien on Wool from season to season, and to make mortgages of sheep, cattle and horses, valid, without delivery to the mortgagee; and to substitute other provisions in lieu thereof.’”

“Agreeably to the provisions of the 30th clause of the Act for the Government of New South Wales, 5th and 6th Victoria, cap. 76, the Legislative Council have taken into consideration certain amendments proposed to the Council to be made in the said Bill, by His Excellency the Governor, in his Message of the 5th instant, and, having agreed to the whole of the said amendments, beg to present the said Bill to His Excellency for Her Majesty's Assent, with the whole of the said amendments so agreed to.”

Question put and passed.

4. **Cattle Mortgages Registration Bill:**—The Governor's Message of the 5th instant, proposing amendments in this Bill, having been read, on motion of the Colonial Treasurer, the Council resolved itself into a Committee of the whole, for consideration thereof. The Chairman reported, That the Committee had disagreed to the first, and agreed to the second and third of the amendments proposed by His Excellency the Governor. Moved by the Colonial Treasurer, That the House do adopt the amendments so agreed to.

Question put and passed.

Moved by the Colonial Treasurer, That the Bill be re-engrossed with the amendments so agreed to, and again presented to His Excellency the Governor for Her Majesty's Assent, with the following Message:—

Message from the Legislative Council, to His Excellency the Governor, in answer to certain amendments proposed by His Excellency in a Bill presented to His Excellency for Her Majesty's Assent, intituled, "An Act to give to valid Mortgages of Sheep, Cattle, and Horses, priority according to the date of the Registration thereof; and for other purposes therein mentioned."

"Agreeably to the provisions of the 30th clause of the Act for the Government of New South Wales, 5th and 6th Victoria, c. 76; the Legislative Council have taken into consideration, certain amendments proposed to the Council to be made in the said Bill, by His Excellency the Governor, in His Message of the 5th instant, and, having disagreed to one and agreed to two of the said amendments, beg to present the said Bill to His Excellency for Her Majesty's Assent, with the second and third only of the said amendments so agreed to."

Question put and passed.

- 5. **Savings' Banks' Loans to Sydney and Melbourne Corporations Bill:**—On motion of the Colonial Treasurer read a third time, and *passed*; to be presented to His Excellency the Governor for Assent, by the Speaker, the Attorney General, and the Auditor General.
- 6. **Estimates of Expenditure for the year 1846:**—Order for further consideration in Committee discharged from the Paper, on motion of the Colonial Treasurer.
- 7. **Appropriation Bill:**—On motion of the Colonial Treasurer read a third time, and *passed*; to be presented to His Excellency the Governor for Assent, by the Speaker, the Attorney General, and the Auditor General.
- 8. **Distillation Acts Amendment Bill:**—On motion of the Colonial Treasurer, read a third time, and *passed*; to be presented to His Excellency the Governor for Assent, by the Speaker, the Attorney General, and the Auditor General.
- 9. **Defalcation of the late Registrar of the Supreme Court:**—Moved; by Mr. Lowe, That the following Address to Her Majesty, agreed to; by the Select Committee appointed on the 9th September last to prepare the same, be adopted by this Council.

"**MOST GRACIOUS SOVEREIGN,**

"We, Your Majesty's most dutiful and loyal subjects, the Legislative Council of New South Wales, in Council assembled, beg to inform Your Majesty, that John Edye Manning, Esq., was, in 1828, appointed Registrar of the Supreme Court; and as the holder of such appointment, was empowered by their Honors the Judges to collect the effects of persons dying intestate."

"That Mr. Manning, in the year 1811, executed a deed of assignment of all his property for the benefit of his creditors, and that in 1823, upon his return from an eight years' residence on the continent, he took the benefit of the Act for the relief of Insolvent Debtors."

"That in December, 1841, Mr. Manning was discovered to have applied to his own use, £9,996 16s. 4d., the property of intestate persons, collected by him."

"That in March, 1842, Mr. Manning was declared insolvent, and that his estate has since paid two dividends, one of 6d., and the other of 1½d., in the pound."

"That during the whole period, from 1828 to 1841, Mr. Manning was in the habit of keeping but one account at his banker's, for moneys received and paid by him in his public and private capacity; that he had neither day book, ledger, nor cash book; and that the book of accounts left by him on his suspension is so loose, inaccurate, and unsatisfactory, as not to deserve the name of an account at all."

"That in 1838, the Judges made Rules, requiring Mr. Manning to pass his accounts before a Judge, and pay the balance found due into the Savings' Bank."

"That Mr. Manning remonstrated against these rules, 'as threatening to take from him a source of legitimate income, on the faith of which he immigrated to the Colony;' and intimated 'that, unless he was permitted to retain and make use of the money himself, he would use no exertions to obtain it.'"

"That on the audit of Mr. Manning's proceedings, held under the abovementioned rules, in September, 1838, the Judges discovered that this officer had been in the habit of receiving money of intestate persons without keeping any regular or intelligible account of it; and that at this audit, Mr. Manning reported himself to be in the possession of £1,959 17s. 0½d., whereas the Court, after argument and exceptions allowed, ordered him to pay over £3,085 18s. 2d., thus increasing the amount of his liability by nearly £1,100."

"That

“ That notwithstanding these circumstances, sufficient; it would seem, to raise a violent suspicion, Mr. Manning was allowed to remain in possession of his office, and thus, not only to appropriate to his own use the personal property of intestate persons, but also their real estate, to a much larger amount, from the facility of obtaining powers of attorney, which his highly confidential situation under Government afforded.”

“ That it appears, from the facts above stated, that Mr. Manning was a person disqualified by his previous career for situations of trust, but that, nevertheless, in his case, the most flagrant violation of duty was allowed to pass uncensured; and that it is only just, that those who sent this officer to this Colony under such circumstances, should make good to the widows and orphans of intestate persons, whom he has in too many instances reduced to poverty, the wrongs which his high official situation has enabled him to commit.”

“ We therefore humbly pray, that your Majesty will take the premises into your favorable consideration, and take such steps for relieving the sufferers by Mr. Manning’s defalcation, as to your Majesty shall seem meet.”

Debate ensued.

There not being twelve Members present, exclusive of the Speaker, the Speaker adjourned the Council at Five o’Clock, until to-morrow at Three o’Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, NOVEMBER 7.

ORDERS OF THE DAY:—

1. Masters’ and Servants’ Laws consolidation Bill; third reading.
2. Consideration of Governor’s Message with Registrar’s Bill.

ALEX. M^o LEAY,

Speaker.

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No. 58.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

FRIDAY, 7 NOVEMBER, 1845.

There being present only eleven Members, exclusive of the Speaker, namely: the Colonial Treasurer; Mr. Lamb; the Auditor General; the Collector of Customs; the Colonial Secretary; Mr. Allen; Mr. Berry; Mr. Wentworth; the Attorney General; Dr. Nicholson; and Dr. Lang; the Speaker took the Chair and adjourned the Council, at ten minutes before Four o'Clock, until Tuesday next at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, NOVEMBER 11.

ORDERS OF THE DAY:—

1. Masters' and Servants' Laws consolidation Bill; third reading.
2. Consideration of Governor's Message with Registrar's Bill.

ALEX. M^c LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL.

TUESDAY, 11 NOVEMBER, 1845.

- 1. Council met pursuant to adjournment; The Speaker took the Chair.
Assent to Bills:—The Speaker reported that His Excellency the Governor had Assented to the following Bills:—
 - (1.) Customs' Bill.
 - (2.) Melbourne Police Surplus Revenue Bill.
 - (3.) Sydney Police Surplus Revenue Bill.
 - (4.) Section 70 of Sydney Corporation Act suspension Bill.
 - (5.) Section 70 of Melbourne Corporation Act suspension Bill.
 - (6.) Tariff Bill.
 - (7.) Census Bill.
 - (8.) Catarrh in Sheep Act amendment Bill.
 - (9.) Metallic Ores Bill.
 - (10.) Appropriation Bill.
 - (11.) Savings' Banks' Loans to Corporations Bill.
- 2. Assent reserved:—The Speaker reported that His Excellency the Governor had reserved the following Bills for the signification of Her Majesty's pleasure thereon.
 - (1.) Audit Bill.
 - (2.) Lien on Wool Act repeal Bill.
- 3. Broulee Bench:—Mr. Lowe presented a Petition from certain landholders and settlers of the District of Broulee, County of St. Vincent, praying the Council to recommend the withdrawal of the Commission of the Peace to Mr. Flanagan; Petition read and received.
- 4. Suspension of Standing Orders:—Moved by the Colonial Treasurer, That the 101st section of the Standing Orders (requiring previous notice to be given of all motions) be suspended, in order to enable the Council immediately to correct an error in their Message of the 6th instant, in reply to the Message from His Excellency the Governor of the 5th instant, proposing certain amendments to be made in the Cattle Mortgages Registration Bill.
Debate ensued.
Motion, by leave, withdrawn.
- 5. David Maziero:—The Colonial Secretary laid upon the Table the Return to the Address respecting Mr. Maziero, adopted on the 12th September last, on motion of Mr. Wentworth.
Ordered to be printed.
- 6. Masters' and Servants' Laws consolidation Bill, on motion of Mr. Wentworth, read a third time and passed; to be presented to His Excellency the Governor for assent, by the Speaker, the Attorney General, and the Auditor General.
- 7. Registrar's Bill:—The Message of His Excellency the Governor, of the 6th instant, proposing certain amendments in this Bill, read, on motion of the Colonial Secretary. Moved by the Colonial Secretary, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for consideration thereof.
Debate ensued.
Moved as an amendment by Mr. Lowe, That a Message be presented to the Governor stating that the Council has considered his Message on the Registry Bill, and disagrees to the amendments therein.
Debate continued.
Question put on the amendment; Council divided:—

<p>Ayes, 7.</p> <p>MR. LOWE, MR. W. C. WENTWORTH, DR. NICHOLSON, DR. BLAND, DR. LANG, MR. ROBINSON, MR. WINDEYER, (Teller.)</p>	<p>Noes, 8.</p> <p>THE COLONIAL SECRETARY. MR. BERRY, THE COMMANDER OF THE FORCES, THE ATTORNEY GENERAL, MR. DARVALL, MR. ALLEN, THE AUDITOR GENERAL. THE COLONIAL TREASURER, (Teller.)</p>
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Question

Question put on original motion; Council divided:—

Ayes, 8.

THE COLONIAL SECRETARY,
THE COMMANDER OF THE FORCES,
THE ATTORNEY GENERAL,
MR. BERRY,
MR. ALLEN,
MR. DARVALL,
THE AUDITOR GENERAL,
THE COLONIAL TREASURER, (Teller.)

Noes, 7.

DR. NICHOLSON,
MR. LOWE,
MR. W. C. WESTWORTH,
MR. ROBINSON,
DR. LANG,
DR. BLAND,
MR. WINDYER, (Teller.)

The Council resolved itself into Committee accordingly.

There not being twelve members present, exclusive of the Speaker, the Speaker took the Chair, and adjourned the Council, at a quarter before Seven o'Clock, until to-morrow at Three o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, NOVEMBER 12.

NOTICE OF MOTION:—

1. THE COLONIAL TREASURER to move, That the Message of His Excellency the Governor on the Cattle Mortgages Registration Bill be re-considered.

ALEX. M^o LEAY,
Speaker.

VOTES AND PROCEEDINGS
OF
THE LEGISLATIVE COUNCIL;

WEDNESDAY, 12 NOVEMBER, 1845.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Assent to Bills:—The Speaker reported that His Excellency the Governor had assented to the following Bills:—
 (1.) Distillation Acts amendment Bill.
 (2.) Masters' and Servants' Laws consolidation Bill.
2. Cattle Mortgages Registration Bill:—The Colonial Treasurer moved, pursuant to notice, That the Message of this Council of the 6th instant, in reply to the Message of His Excellency the Governor of the 5th instant, proposing certain amendments in the Cattle Mortgages Registration Bill, be re-called, with the view to correct a clerical error therein.
 Question put and passed.
 Moved by the Colonial Treasurer, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole, for further consideration of the Governor's Message of the 5th instant.
 Question put and passed; The Council resolved itself into Committee accordingly.
 The Chairman reported that the Committee had agreed to the whole of the amendments proposed by His Excellency the Governor.
 Moved by the Colonial Treasurer, That the House do adopt the amendments so agreed to.
 Question put and passed.
 Moved by the Colonial Treasurer, That the Bill be re-engrossed, with the amendments so agreed to, and again presented to His Excellency the Governor for Her Majesty's Assent, with the following Message:—
Message from the Legislative Council, to His Excellency the Governor, in answer to a Message from His Excellency, proposing certain amendments in a Bill presented to His Excellency for Her Majesty's Assent, intituled, "An Act to give to valid Mortgages of Sheep, Cattle, and Horses, priority according to the date of the Registration thereof, and for other purposes therein mentioned."
 "Agreeably to the provisions of the 30th clause of the Act for the Government of New South Wales, 5th and 6th Victoria, cap. 76, the Legislative Council have taken into consideration the amendments proposed to the Council by His Excellency the Governor, in his Message of the 5th instant, to be made in the said Bill; and, having agreed to the said amendments, the Council beg to present the said Bill to His Excellency for Her Majesty's Assent, with the said amendments so agreed to."
 Question put and passed.
 Council adjourned at twenty minutes before Four o'Clock, until to-morrow at One o'Clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, NOVEMBER 13.

NOTICE OF MOTION:—

1. THE ATTORNEY GENERAL to move, That all correspondence between the Honorable Francis Scott and the Correspondence Committee, since the date of the last order for printing such Correspondence, be printed.

ALEX. Mc LEAY,
Speaker.

VOTES AND PROCEEDINGS

OF

THE LEGISLATIVE COUNCIL.

THURSDAY, 13 NOVEMBER, 1845.

1. Council met pursuant to adjournment; The Speaker took the Chair.
Assent to Bill:—The Speaker reported that His Excellency the Governor had assented to the following Bill:—
(1.) Cattle Mortgages Registration Bill.
2. Correspondence with Parliamentary Agent:—Moved by the Attorney General, pursuant to notice, That all correspondence between the Honorable Francis Scott and the Correspondence Committee, since the date of the last order for printing such Correspondence, be printed.
Question put and passed: ordered to be printed accordingly.
3. Australian Corn and Flour Export to Great Britain:—The Colonial Secretary laid upon the Table, by command of His Excellency the Governor, a Despatch from the Right Honorable the Secretary of State to His Excellency Governor Sir George Gipps, dated the 12th June, 1845, stating in reply to the Council's Petition on this subject, adopted by the House on the 27th August, 1844, that Her Majesty would be guided by the wisdom of Parliament on questions such as this.
Ordered to be printed.
4. Geelong; Free Port:—The Colonial Secretary laid upon the Table, by command of His Excellency the Governor, a Despatch from His Excellency the Governor to the Right Honorable the Secretary of State, dated the 27th November, 1844, transmitting an Address from the Legislative Council to Her Majesty the Queen, adopted on the 25th September, 1844, praying that the Port of Geelong may be made either a Warehousing Port, or a Port of Entry and Clearance—together with a Despatch from the Right Honorable the Secretary of State, dated the 12th June, 1845, stating in reply thereto, that he has been unable to advise Her Majesty to accede to the prayer of the Address.
Ordered to be printed.
5. Business of the Session:—The Speaker reported:—
(1.) That of thirty-eight Public Bills initiated during the Session, twenty-eight had been assented to; two had been reserved for the signification of Her Majesty's pleasure thereon; three had been withdrawn; two had lapsed by counting out the House; one had been disposed of by the previous Question; one had been ordered, on motion for committal, to be committed that day six months; and one had lapsed in Select Committee.
(2.) That of two Private Bills initiated by Petition, one had been assented to, and the other had been rejected in Select Committee.
6. Prorogation:—His Excellency the Governor having arrived at the Chamber, was conducted by the Speaker to an elevated seat provided for him near the Speaker's Chair, and read the following Speech:—

MR. SPEAKER AND GENTLEMEN,

I am happy that the state of public business enables me now to release you from any further attendance in this Council.

I have had much pleasure, during the course of the Session which I am now about to close, in being able to co-operate cordially with the Council in the passing of some measures, from which results may be expected of much importance to the Colony.

It has been in an especial degree a matter of satisfaction to me, that by the improvement in the Revenue I have been able, to concur with you in reducing the duties on the importation or manufacture of spirituous liquors, without imposing on the public any additional tax.

The reduction of these duties to less than one-half of their previous amount, will, I hope, be found sufficient to render unprofitable the fraudulent practices of lawless men, without affecting the Revenue to an extent which will in any way impair the efficiency of Government, though, should the loss of Revenue consequent on the change, prove greater than is anticipated, it may be necessary to reduce in some degree, during the ensuing year, the expenditure on public works, which has been estimated for and authorised.

I have forwarded to Her Majesty's Government the Address which you lately presented to me on the subject of Immigration; and I have had much pleasure in supporting the recommendation of the Council, that Immigration may be resumed. I have felt it right, however,

however, to advise that in entering into new engagements we should proceed with caution, especially in regard to the number of persons to be introduced into the Colony.

The measures which you have adopted in respect to the Savings' Banks, are, I think, founded on just principles, and will, I trust, extend the legitimate operation of these valuable Institutions.

I thank you, Gentlemen, for the Supplies which you have granted for the support of Her Majesty's Government. In the application of them, I shall continue to exercise the strictest economy.

I have, Gentlemen, at the suggestion of the Council, undertaken an Exploratory Expedition in the direction of Port Essington, which will increase our knowledge of the interior of the Colony, and may lead to other important results.

I am happy in being able to declare to you my deliberate opinion, that the Colony may now fairly be said to have overcome the difficulties against which it has been so long struggling, and that the continuance of good seasons is now only wanting to ensure to the People of New South Wales, success in all their enterprises, at least in all that are undertaken and carried through with ordinary prudence.

The effect on individuals of past disasters, may not indeed be altogether effaced; but I am satisfied, that at no time during the period of nearly eight years for which I have held the chief administration of this Government, have the general affairs of the Colony been in a more healthy state than they are at the present moment; I greatly doubt indeed, whether, at any time in its past history, the prospects of New South Wales were more favorable than they now are. The time too, Gentlemen, is arrived, when, with no dread of impending reverses, I can allude to the extraordinary progress which, in spite of difficulties, dangers, and many embarrassments, has been made by the Settlers in all the recently occupied parts of our Territory.

Lastly, Gentlemen, I may assert with confidence, and with some degree, I trust, of honest exultation, that in no part of the wide dominions of the British Crown; at no period within England's History, was a Colony planted, and brought to maturity, without expence of any sort to the Parent State, surpassing in energy, wealth, and character, that which has silently grown up in the course of the last ten years, within your Southern Boundary, the Settlement of Port Phillip.

I now declare this Council to be Prorogued to Tuesday, the sixth day of January next ensuing.

GEORGE GIPPS.

Sydney, 13th November, 1845.

His Excellency then retired, being conducted to the Door by the Speaker, and the Council stood prorogued accordingly, until Tuesday, the sixth day of January next ensuing.

ALEX. Mc LEAY,

Speaker.