

Votes

New South Wales.

No. 1.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 24 OCTOBER, 1865.

1. Opening of the Session :—The House met at Twelve o'clock, at noon, pursuant to Proclamation of His Excellency the Governor, bearing date the 26th day of September, 1865, of which a copy was read by the Clerk, as follows :—

“ PROCLAMATION.

“ *By His Excellency the Right Honorable SIR JOHN YOUNG, Baronet, Knight
“ Commander of the Most Honorable Order of the Bath, Knight Grand Cross
“ of the Most Distinguished Order of St. Michael and St. George, Captain
“ General and Governor-in-Chief of the Colony of New South Wales, and
“ Vice-Admiral of the same.*

“ Whereas the Parliament of New South Wales now stands prorogued to
“ Tuesday, the third day of October next: Now I, SIR JOHN YOUNG, in pur-
“ suance of the power and authority in me vested, as Governor of the said Colony,
“ do hereby further prorogue the said Parliament to Tuesday, the twenty-fourth
“ day of October next ensuing; and I do hereby further announce and proclaim,
“ that the said Parliament shall assemble, for the despatch of business, on the
“ aforesaid twenty-fourth day of October next, at Twelve o'clock, at noon, in the
“ buildings known as the Council Chambers, situate in Macquarie-street, in the
“ City of Sydney; and the Members of the Legislative Council and Legislative
“ Assembly, respectively, are hereby required to give their attendance at the said
“ time and place accordingly.

“ Given under my Hand and Seal, at Government House, Sydney, this
“ twenty-sixth day of September, in the year of Our Lord one thousand
“ eight hundred and sixty-five, and in the twenty-ninth year of Her
“ Majesty's Reign.

“ (L.S.) JOHN YOUNG.

“ *By His Excellency's Command,*

“ CHARLES COWPER.

“ GOD SAVE THE QUEEN ! ”

2. New Writs issued to fill Vacancies. The Speaker reported as follows :—
(1.) That, in pursuance of the direction of the Electoral Act of 1858, he had issued Writs for the Election of Members to serve in this present Parliament, viz. :—
For the Gwydir,—in the room of Thomas Gordon Gibbons Dangar, Esquire, whose seat was declared void by the Committee of Elections and Qualifications during the last Session.
For West Sydney,—in the room of John Bayley Darvall, Esquire, and John Robertson, Esquire, resigned, respectively, during the recess.
For The Hawkesbury,—in the room of James Augustine Cunneen, Esquire, resigned during the recess.
For Wellington,—in the room of Saul Samuel, Esquire, resigned during the recess.
(2.) That certain of these Writs had been duly returned to him, with the respective certificates endorsed thereon of the election of the following gentlemen :—
Geoffrey Eagar, Esquire, and John Robertson, Esquire, to serve, respectively, as Members for West Sydney.
James Augustine Cunneen, Esquire, to serve as a Member for The Hawkesbury.

(3.)

(3.) That the Writ, abovementioned, for the Election of a Member to serve for the District of the Gwydir, was issued, returnable on 28th July last; that such Writ, certifying to the Election of Thomas Gordon Gibbons Dangar, Esquire, had been returned, but had not reached him until the 21st August, when it came to hand unaccompanied by letter or explanation; that he had acquainted the Government with the circumstances of the case, and that His Excellency the Governor had declared, by a Proclamation for that purpose, published in the *Government Gazette*, under the provisions of the Electoral Act of 1858, the election of "the said Thomas Gordon Gibbons Dangar, Esq.," to be valid, notwithstanding the said delay in the return of the Writ; and notwithstanding also, an additional irregularity, arising from delay in taking the Poll at certain Polling Places, in the said Proclamation specified.

3. Member sworn:—Geoffrey Eagar, Esquire, having taken the Oath and subscribed the Roll, took his Seat as a Member for the Electoral District of West Sydney.

4. Message from His Excellency the Governor:—The Usher of the Black Rod, being admitted, delivered a Message, "That it is the pleasure of the Governor that this Honorable House do attend His Excellency immediately in the Legislative Council Chamber."

The House went, and being returned, adjourned, on motion of Mr. Cowper, at twenty-five minutes after Twelve o'clock, until Three o'clock, This Day.

The House resumed, pursuant to adjournment.

5. The Clerk summoned (*Holt v. Dalgleish*). The Speaker informed the House that the Clerk had reported to him as follows:—

(1.) That during the recess he had been subpoenaed in the case above cited, on behalf of the Plaintiff, to produce before the Supreme Court, then sitting in King-street, Sydney, certain Documents in his custody.

(2.) That the House not being in Session, it was not possible for him to obtain its leave or order in the matter, as required by its 15th Standing Order. But that he had attended in obedience to the said subpoena (viz., on the 22nd August last) and respectfully declined, under the circumstances, to produce the said Documents. But that the Court had ordered him to produce them, under pain of an attachment; and that, under such coercion, he had produced them.

(3.) That the Documents so produced by the Clerk, comprised all the Papers then in his custody touching the matter in question, and ought to have been identical with those produced by him before the Central Police Office, on the 8th March, 1865, in the case *Dalgleish v. Holt* in pursuance of the leave of the House, entered in Votes and Proceedings of 7th March, but that from the mutilation and change of the envelopes as returned to him, it was not in his power to identify them; and that he explained this to the Court.

(4.) That certain Papers purporting to be those so produced by him before the Supreme Court, have been returned to him by the Secretary to the Law Officers and remain in his custody.

6. Member Sworn:—James Augustine Cunneen, Esquire, having taken the Oath and subscribed the Roll, took his Seat as a Member for the Electoral District of The Hawkesbury.

7. Vacant Seat:—Mr. Cowper moved, That the Seat of Peter Faucett, Esquire, hath become and is now vacant, by reason of his acceptance of the office of a Judge of the Supreme Court of New South Wales, since his Election and Return to serve in this House as Member for the Electoral District of Yass Plains.
Question put and passed.

8. Committee of Elections and Qualifications:—The Speaker, pursuant to the requirement of the Electoral Act of 1858, laid upon the Table his Warrant, appointing the Committee of Elections and Qualifications for the present Session, of which the following is a copy:—

" LEGISLATIVE ASSEMBLY.

" *By the Honorable the Speaker of the Legislative Assembly*
" *of New South Wales.*

" Pursuant to the power in that behalf vested in me, as Speaker of the Legislative Assembly of New South Wales, by the Electoral Act of 1858, I do hereby
" appoint

" William Macleay, Esquire,
" Thomas Garrett, Esquire,
" Marshall Burdekin, Esquire,
" James Hart, Esquire,
" William Richman Piddington, Esquire,
" John Caldwell, Esquire,
" Hugh Gordon, Esquire,

" being Members of the said Assembly, to be Members of the Committee of Elections and Qualifications in the said Act referred to, during the present Session of the Assembly aforesaid.

" Given under my Hand, at the Legislative Assembly Chamber,
" Macquarie-street, Sydney, this twenty-fourth day of Octo-
" ber, in the year of our Lord one thousand eight hundred
" and sixty-five.

" JOHN HAY,
" *Speaker.*"

9. Ordnance Land Act Amendment Bill :—Mr. Cowper having *presented* this Bill, Bill, intituled, "*A Bill for confirming the Transfer to the Secretary at War in England from the Principal Officers of Ordnance there of certain Lands in New South Wales and for amending the Ordnance Land Act of Council 1840,*" read a first time.
10. The Governor's Opening Speech :—The Speaker reported that the House had this day attended the Governor in the Legislative Council Chamber, when His Excellency was pleased to deliver an Opening Speech to both Houses of Parliament, of which, for greater accuracy, he had obtained a Copy, which he read to the House as follows :—

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

1. The duties of Parliament having already occupied you during five months of the present year, it is not without regret that I feel myself compelled to call you together so soon; especially as this is the season when your private affairs most require your attention.

2. Satisfactory results have attended the measures sanctioned by you during your last Session for improving the state of the Public Revenues. Though that portion of the fiscal scheme which obtained your assent has not produced sufficient to meet the requirements of Government; yet, when it is considered that its operation has extended over so short a period, and that the law has been found in some respects defective, the improved condition of the Public Finances is matter for congratulation.

3. By the recent appraisement of the Runs occupied by the Pastoral Tenants of the Crown, the annual income from the Public Waste Lands will be largely augmented, but the estimated amount of Revenue from that source will not be fully realized. So soon as complete Returns can be prepared, detailed information upon the subject will be laid before you.

4. During the recess arrangements have been made for holding Circuit Courts at Deniliquin, Wagga Wagga, and Armidale, and those distant parts of the Colony will now speedily have the advantage of the Administration of Justice by the Superior Courts.

5. Measures have been taken for relieving the more over-crowded of the Prisons, by removing a considerable number of the inmates to Port Macquarie, where, at a comparatively small expense, buildings hitherto unoccupied have been made available for this purpose. Steps have also been taken for carrying out a system of Classification. A Bill to regulate Prison discipline and to encourage the reformation of offenders, by establishing a plan of remission of Sentences, will be submitted for your consideration.

6. During several years past, large sums have been expended in improving the accommodation in our Lunatic Asylums, but nothing really effective can be done until the new buildings have been erected. Preliminary arrangements are being made for the erection of such buildings, and your concurrence will be requested in the selection of a suitable site for the purpose. It is much to be desired that a Private Establishment should be opened for the reception of patients of that class for whom it is difficult to make suitable arrangements in a Public Asylum. To facilitate the establishment of such an Institution, an amendment of the law will be necessary, and a Bill having reference to the subject will be submitted to you.

7. A Bill for regulating Reformatory and Industrial Schools has also been prepared for your consideration. This subject is one of daily increasing interest.

8. Several other Bills, having reference to questions of pressing importance, will be laid before you. Among them is one for amending the Municipalities Act of 1858, with a view to correct its numerous defects, and to promote the extension of these corporations throughout the Colony; and also a Bill for creating Road Trusts. Your attention will be invited to Bills for amending the Stamp Act, the District Courts Act, the Superannuation Act, and the Volunteer Act, and for dealing with other subjects requiring legislation.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

9. The Estimates of Expenditure for the year 1866, and a Supplementary Estimate for the current year will be laid before you without delay.

10. Notwithstanding the continued bad seasons from which the Colony has suffered during the last four years, and its comparatively depressed condition, the Revenue for the year will, it is believed, cover the Expenditure.

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

11. Owing to the competition caused by the large number of Colonial Debentures for sale in London, and the tightness of the Money Market, arising from the demands for money from Foreign Countries, the Debentures of this Colony have not of late realized such favourable prices as they formerly obtained. Authority has recently been given for placing them before the public in the same manner that other Colonies have, with better success, adopted for disposing of their securities; and it is anticipated that they will in consequence be more favourably viewed by Purchasers.

12. In the event of further taxation being required to provide sufficient revenue for making adequate provision to meet the Interest of our Public Debt, and for paying off Debentures as they fall due, a proposition for this purpose will be laid before you, and I trust that you will cordially assent to any reasonable measure having this object in view.

13. The construction of Railways is being proceeded with in the northern, western, and southern directions, as fast as funds can be provided for the purpose.

14. You will be invited to consider, at as early a period as the more urgent matters requiring your attention will permit, whether a plan for attracting from the Mother Country a larger and more continuous stream of the better classes of industrious Immigrants cannot be devised. The subject is one of the greatest importance to the Colony, each of whose varied interests must continue to languish without such aids. In connexion with it, your attention will be directed to the present upset price of the inferior and back lands, and the desirability of making the acquisition of such lands by purchase possible. It is a matter well worthy of your serious and thoughtful consideration whether the freehold occupation of all classes of land is not more advantageous in a public point of view, than any other more precarious tenure; whether by such means the permanent settlement of an industrious population may not be best promoted, the improvement of the land encouraged, its productiveness increased, and a more adequate return insured for its use and occupation. Large funds would thus be provided for meeting the cost of Immigration, and of those Public Works and Institutions which become necessary as population advances.

15. I pray that the Divine blessing may attend your counsels, and guide you to adopt such measures as may tend to advance the welfare and happiness of the community whose interests are committed to your care.

Mr. Tighe then moved, and Mr. Brown seconded the Motion,—

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

(2.) That such Committee consist of the following Members, viz.:—Mr. Alexander, Mr. Brown, Mr. Driver, Mr. Hart, Mr. Josephson, Mr. Neale, Mr. Oatley, Mr. Penell, Mr. Pickering, and the Mover.

Question put and passed.

And the Committee retired to prepare the Address.

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

“ To His Excellency the Right Honorable SIR JOHN YOUNG, *Baronet, Knight
“ Commander of the Most Honorable Order of the Bath, Knight Grand Cross
“ of the Most Distinguished Order of St. Michael and St. George, Captain
“ General and Governor-in-Chief of the Colony of New South Wales, and
“ Vice-Admiral of the same.*

“ MAY IT PLEASE YOUR EXCELLENCY,—

“ We, Her Majesty's loyal and dutiful Subjects, the Members of the Legislative Assembly of New South Wales, in Parliament assembled; desire to express
“ to Your Excellency our affection and loyalty to the person and Government of
“ our Most Gracious Sovereign; and to offer our respectful thanks for Your
“ Excellency's Speech.

“ 1. We are glad to be informed that, by the measures adopted during the last
“ Session of Parliament, the public finances have been placed in an improved condition; and that, by the recent appraisalment of the Runs occupied by the
“ Pastoral Tenants of the Crown, the annual income from the Public Lands will
“ be considerably augmented.

“ 2. It affords us much satisfaction to learn that arrangements have been
“ made for the establishment of Circuit Courts in some of the more distant parts
“ of the Colony, and that the advantages of the Administration of Justice by the
“ superior Courts will thus be extended.

“ 3. We are gratified to find that the particular attention of Government has
“ been directed to improving the condition of the Lunatic Asylums and Prisons, and
“ that it is proposed to legislate upon the important subject of Secondary Punishments, and to amend the law in reference to Lunatics. To these Bills, when
“ submitted, we shall cheerfully give our best attention.

“ 4. We agree with Your Excellency that the subject of Reformatory and
“ Industrial Schools is one of daily increasing interest, and we shall be
“ prepared to consider the Bill which it is proposed to lay before Parliament for
“ dealing with this question.

“ 5. We shall also be prepared to give our best consideration to the amendment
“ of the Municipalities Act of 1858, as well as to the Bill for amending the District
“ Courts Act, and the other Bills to which allusion is made in Your Excellency's
“ Address.

“ 6. The Estimates for the year 1866, and the Supplementary Estimate for
“ the current year, shall receive our serious attention.

“ 7.

" 7. We are happy to learn that, notwithstanding a succession of unfavourable seasons, there is ground for believing that the expenditure for the year will not exceed the revenue.

" 8. We trust that the steps taken for disposing of our Colonial securities will cause them to be more favourably viewed by purchasers, and to realize more satisfactory prices. Should further taxation be required to meet the exigencies of the Public Service, we shall be prepared to give our assent to such measures as may appear best adapted to that purpose.

" 9. It is gratifying to us to learn, that no unnecessary delay has been allowed to prevent the progress of Railway extension.

" 10. Our earnest consideration shall be given to the subject of devising a plan for attracting from the Mother Country a larger and more continuous stream of Immigrants; and also, to the question of the present upset price of the Crown Lands of inferior quality.

" 11. We join with Your Excellency in the expression of a desire that the Divine blessing may attend our counsels, and guide us to adopt such measures as may tend to advance the welfare and happiness of the community."

Mr. Tighe then moved, and Mr. Brown seconded the Motion,—That the Address, in reply to the Governor-in-Chief's Opening Speech, as read by the Clerk, be now adopted by this House.

Debate ensued.

Question put and passed.

11. Adjournment.—Mr. Cowper,—intimating that he had it in command from the Governor to state, that His Excellency would be pleased to receive the Address of the Assembly in reply to his Opening Speech, at half-past Three o'clock to-morrow,—moved, That this House do now adjourn until To-morrow, at three o'clock, for the purpose of proceeding to Government House, there, at half-past Three o'clock, to present to the Governor their Address, in reply to His Excellency's Opening Speech.

Question put and passed.

Whereupon the Speaker left the Chair, and the House stood adjourned, at twelve minutes before Seven o'clock, until To-morrow, at Three o'clock.

JOHN HAY,
Speaker.

WEDNESDAY, OCTOBER 25.

MEMO:—*The House meet at Three o'clock this day, and proceed to Government House, there, at half-past Three o'clock, to present to the Governor their Address in reply to His Excellency's Opening Speech.*

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, OCTOBER 25.

Questions:—

1. MR. MARTIN *to ask* THE COLONIAL SECRETARY,—
(1.) At whose instance, and for what reason, Grabben Gullen and Morumbateman were, on the 13th of October instant, cancelled as Polling Places for the Electoral District of Yass Plains?
(2.) Whether there is any objection to place on the Table of the House, copies of any communications which may have reached the Government recommending such cancellation?
2. MR. EAGAR *to ask* THE MINISTER ACTING FOR THE COLONIAL TREASURER,—Whether the Government have received advices by the last English Mail of the sale of Government Debentures; and if so, to what extent, and at what price?

NOTICES

NOTICES OF MOTION:—

1. MR. PIDDINGTON to move, That there be laid upon the Table of this House,—
A Return, shewing a statement of debtor and creditor cash balances in the various Banks in the Colony on the 23rd October, 1865, and in London to date of latest advices, distinguishing in columns,—
 - (1.) The Consolidated Revenue Account.
 - (2.) The Loan Fund.
 - (3.) Scab in Sheep Fund.
 - (4.) Church and School Fund.
 - (5.) Lodgments.
 - (6.) Suspense Fund, &c.
2. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return of all Debentures and Treasury Bills issued by the Government, specifying in columns—
 - (1.) The Services and authority.
 - (2.) The amount authorized to be raised.
 - (3.) The amount sold to the date of the latest advices.
 - (4.) The amount realized.
 - (5.) The due date of the several Issues.
 - (6.) The amount outstanding.
 - (7.) The Annual amount of Interest now payable upon the aggregate amount of Debentures and Treasury Bills already disposed of.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, the Report of any survey of the Hawkesbury River at Windsor, and the Estimates of the cost of the construction of an Iron or Wooden Bridge over the Hawkesbury at Windsor.
4. MR. COWPER to move, That, unless otherwise ordered, this House shall meet for Dispatch of Business at Three o'clock P.M. on Tuesday, Wednesday, Thursday, and Friday in each week.
5. MR. COWPER to move, That on Wednesday and Thursday in each week, unless otherwise ordered, Government Business shall take precedence of all other Business.
6. MR. COWPER to move, That on Tuesday and Friday in each week, unless otherwise ordered, Private Business shall take precedence of Government Business; and that on Fridays, Private Orders of the Day shall take precedence of Motions.
7. MR. COWPER to move, That it shall be a Sessional Order of this House for the present Session,—
 - (1.) That every Motion or Order of the Day for the third reading of a Bill, to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion or Order of the Day?"—no objection shall be taken, shall be deemed to be a "formal" Motion or Order of the Day.
 - (2.) That, before the Ordinary Business of each day shall be entered upon, the Speaker shall call over the various Notices of Motions, and Orders of the Day for third reading of Bills; and on any such Motion or Order being called, it shall be competent for the Member, otherwise entitled to move it, to have the above question put with reference thereto; and such "formal" Motions or Orders of the Day shall be disposed of in the relative order in which they stand on the Business Paper, taking precedence of all the other Motions and Orders of the Day.
 - (3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, or upon the further proceedings consequent on the reading of such Orders, but the House may proceed to division thereupon, without amendment or debate, as in the case of the motion for the first reading of a Bill.
 - (4.) That, in consequence of any such "formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.
8. MR. COWPER to move, That, unless otherwise ordered, the Resumption of the Committee of Supply shall stand an Order of the Day, as of course, on each day on which Government Business shall have precedence.
9. MR. COWPER to move, That, unless otherwise ordered, the Resumption of the Committee of Ways and Means shall stand an Order of the Day, as of course, on each day on which Government Business shall have precedence.
10. MR. COWPER to move, That the Order respecting the Transmission of Messages, agreed to by the two Houses during the Session of 1856-7, shall stand as a Sessional Order of this House for the present Session.
11. MR. COWPER to move, That the following Rules shall be observed as a Sessional Order of this House for the present Session:—
 - (1.) Members balloting for a Select Committee shall place the Balloting Papers after completion, in the hands of the Clerk of the House (or in his absence the Officer acting in his stead) giving time for him to note one paper (as hereinafter mentioned) before another is presented.
 - (2.) The Clerk shall have before him a complete printed list of the Members of the House, and on the presentation of any Balloting Paper, shall place his initials against the entry in such list of the name of the Member presenting such Balloting Paper, and the Clerk shall place such list so initialed on record, with the other proceedings of the Ballot.

12. MR. COWPER to move, That the Clerk of the House shall enter upon the Minutes of the Votes and Proceedings, the Questions, of which formal notice shall have been given, put to the Members representing the Government in this House, and the Answers returned to the same.
13. MR. COWPER to move, That the Chairman of a Select Committee on a Private Bill shall be entitled to vote on all questions in the same way as other Members of such Committee, and, in case of an equality of votes, exercise a second or casting vote.
14. MR. COWPER to move, That the Library Committee for the present Session shall consist of the following Members, viz. :—The Speaker, Mr. Cowper, Mr. Arnold, Mr. Cunneen, Mr. Osborne, Dr. Lang, Mr. Burdekin, Mr. Wilson, Mr. Wisdom, and Mr. Hart, with leave to sit during any adjournment.
15. MR. COWPER to move, That the Standing Orders Committee for the present Session shall consist of the following Members, viz. :—The Speaker, Mr. Cowper, Mr. Arnold, Mr. Hart, Mr. Macpherson, Mr. Burdekin, Mr. Piddington, Mr. Josephson, Mr. Smart, and Mr. Wisdom, with leave to sit during any adjournment, and authority and power to send for persons, papers, and records, and to examine witnesses in any matter or thing referred to, or pending before, the said Committee, and to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.
16. MR. COWPER to move, That a Refreshment Room Committee be appointed for the present Session, to consist of the following Members, viz. :—Mr. Burdekin, Mr. Macleay, Mr. Joseph, Mr. Egan, and Mr. Forlonge, with leave to sit during any adjournment, and authority to act in matters of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.
17. MR. COWPER to move, That Thomas Garrett, Esquire, be Chairman of Committees of the Whole House during the present Session.

THURSDAY, OCTOBER 26.

Questions :—

1. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—When the following Return, moved for and carried last Session, will be laid on the Table of this House :—
 - “ (1.) The number of prisoners, with their names and offences, liberated previous to the expiry of their sentences within the last twelve months ?
 - “ (2.) The number of applications, within the same period, that have been made to the Executive Government, praying for the release of prisoners, with the names and offences of said prisoners ?
 - “ (3.) The grounds upon which such applications were based ?
 - “ (4.) The trade, profession, or occupation, previous to conviction, of all prisoners so released during the last year ?
 - “ (5.) The number of applications of this description refused by the Government during the same period ?
 - “ (6.) The names of the prisoners, and their offences, whose applications were thus refused, also the trade or profession followed by those prisoners previous to conviction ?
 - “ (7.) In every case of any prisoner being liberated before the expiry of sentence, was such liberation recommended by the Judge who tried the case ?”
2. MR. BUCHANAN to ask THE COLONIAL SECRETARY :—
 - (1.) Is it true that Solomon Cohen, convicted of perjury and sentenced to two years' imprisonment, has been released from prison ?
 - (2.) How long has Solomon Cohen been in Gaol ?
 - (3.) What were the reasons which led to his release ?
 - (4.) Was the Judge who tried the case in favour of Solomon Cohen's liberation ?
 - (5.) Is it the intention of the Government to release the Rev. Thomas Boyd Watt, convicted of perjury and sentenced to five years' imprisonment, three years of which he has already suffered ?
 - (6.) Is it true that the prisoner Gannon, found guilty of personation at an election and sentenced to pay a fine of £50, but imprisoned on non-payment of said fine, has been released ?
 - (7.) If so, what were the reasons which led to said release ?
 - (8.) Was the £50 fine inflicted upon Gannon paid before he was liberated ?
 - (9.) Is it the intention of the Government to liberate Edward White, found guilty of personation at an election and sentenced to two years' hard labour in Gaol, six months of which he has already suffered ?

TUESDAY,

TUESDAY, OCTOBER 31.

NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of all letters and communications to the Executive Government in reference to the liberation of the prisoners Levey and Shoveller, and all answers to said communications.
 - (2.) All minutes of the Executive, bearing on this subject.
 - (3.) Copies of the opinions of the Judge or Judges who were consulted as to the release of those prisoners, and every communication from the Judge or Judges to the Executive on the subject.
2. MR. BUCHANAN to move, for leave to introduce a Bill to further restrict the admission of Patients to Lunatic Asylums.
3. MR. DRIVER to move for leave to introduce a Bill for the preservation of Imported Game, and during the breeding season of Native Game.
4. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House,—Copies of the Depositions taken before the City Coroner at the inquest held upon the body of Bridget Burke, on the 10th day of September last, with all Correspondence between the Colonial Secretary and the Coroner thereon.

TUESDAY, NOVEMBER 7.

NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That, in the opinion of this House, the Despatch of the late Duke of Newcastle, which commands that the Clergy of the Church of England shall take precedence of all other Clergy on public occasions, is an invasion of the principle of religious equality, and should not be tolerated in this Country.
2. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this City, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Darling River, with the view of determining upon the most desirable route for a main trunk line of railway between Sydney and either of those rivers.

New South Wales.

No. 2.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 25 OCTOBER, 1865.

- 1. The House met pursuant to adjournment; the Speaker took the Chair. Address in Reply to the Governor-in-Chief's Opening Speech:—On motion of Mr. Cowper, (at twenty-five minutes after Three o'clock), the Assembly proceeded to Government House, there to present to the Governor-in-Chief their Address in reply to His Excellency's Opening Speech;— And, being returned, the Speaker reported that the Assembly had been to Government House, and there presented to the Governor-in-Chief their Address in reply to His Excellency's Opening Speech, and that His Excellency had been pleased to make the following answer:—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

I beg to thank you for your loyal address, and rely on your willingness to devote your earnest attention to the measures necessary for the advancement of the public welfare.

JOHN YOUNG.

Government House,
Sydney, 25th October, 1865.

- 2. Questions on Notice Paper for to-day:—
 - (1.) Cancellation of certain Polling Places, Electorate of Yass Plains:—Mr. Martin asked the Colonial Secretary, pursuant to Notice No. 1,—
 - (1.) At whose instance, and for what reason, Grabben Gullen and Morumbateman were, on the 13th of October instant, cancelled as Polling Places for the Electoral District of Yass Plains?
 - (2.) Whether there is any objection to place on the Table of the House, copies of any communications which may have reached the Government recommending such cancellation?
 Mr. Cowper answered,—The Polling Places at Grabben Gullen and Morumbateman were cancelled at the recommendation of the Returning Officer, by letter, addressed to me, dated 9th October instant. I shall be happy to lay a copy of that letter on the Table of the House.
 - (2.) Government Debentures Sold:—Mr. Eagar asked the Minister acting for the Colonial Treasurer, pursuant to Notice No. 2,—Whether the Government have received advices by the last English Mail of the sale of Government Debentures; and if so, to what extent, and at what price?
 Mr. Smart answered,—Advices were received by the last Mail of the sale of Government Debentures, to the extent of £25,000, at £90.
- 3. Papers:—
 - (1.) Mr. Cowper laid upon the Table the undermentioned Papers:—
 - (1.) Letter from Returning Officer, Yass, to Honorable Colonial Secretary, dated October 9, 1865 (in reference to answer to Question (1) on Notice Paper for to-day).
 - (2.) Despatch from Secretary of State for the Colonies, dated 19 May, 1865, transmitting Naval Defence Colonial Act, and other Enclosures.
 - (3.) Further Despatch from Secretary of State for the Colonies, dated 26 May, 1865, respecting Expense of Military Defence.
 - (4.) Ninth Annual Report from Registrar General (being for 1864).
 - (5.) Abstracts of the Public Accounts of the Colony of New South Wales, for the year 1864.
 Ordered to be printed.

- (2.) Mr. Smart laid upon the Table the undermentioned Papers:—
- (1.) Colonial Treasury Accounts (Report of Board of Audit, dated 23 October, 1865.)
 - (2.) Return to Order, in reference to "Great Northern Railway," made by this House, on motion of Mr. White, on 24 March, 1865.
 - (3.) Return to Order, in reference to "Road and Railway Returns," made by this House, on motion of Mr. Forlonge, on 21 March, 1865.
- Ordered to be printed.
4. Treasury Balances:—Mr. Piddington moved, pursuant to Notice, That there be laid upon the Table of this House,—A Return, shewing a statement of debtor and creditor cash balances in the various Banks in the Colony on the 23rd October, 1865, and in London to date of latest advices, distinguishing in columns,—
- (1.) The Consolidated Revenue Account.
 - (2.) The Loan Fund.
 - (3.) Scab in Sheep Fund.
 - (4.) Church and School Fund.
 - (5.) Lodgments.
 - (6.) Suspense Fund, &c.
- Debate ensued.
Question put and passed.
5. Debentures and Treasury Bills issued:—Mr. Piddington moved, pursuant to Notice, That there be laid upon the Table of this House,—A Return of all Debentures and Treasury Bills issued by the Government, specifying in columns,—
- (1.) The Services and authority.
 - (2.) The amount authorized to be raised.
 - (3.) The amount sold to the date of the latest advices.
 - (4.) The amount realized.
 - (5.) The due date of the several Issues.
 - (6.) The amount outstanding.
 - (7.) The Annual amount of Interest now payable upon the aggregate amount of Debentures and Treasury Bills already disposed of.
- Question put and passed.
6. Motion for Adjournment:—Mr. Eagar moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
7. Survey of, and Bridge over, River Hawkesbury, at Windsor:—Mr. Piddington moved, pursuant to Notice, That there be laid upon the Table of this House, the Report of any survey of the Hawkesbury River at Windsor, and the Estimates of the cost of the construction of an Iron or Wooden Bridge over the Hawkesbury at Windsor.
Question put and passed.
8. Business Days (*Sessional Order*):—Mr. Cowper moved, pursuant to Notice, That, unless otherwise ordered, this House shall meet for Dispatch of Business at Three o'clock, p.m., on Tuesday, Wednesday, Thursday, and Friday in each week.
Question put and passed.
9. Days for precedence of Government Business (*Sessional Order*):—Mr. Cowper moved, pursuant to Notice, That on Wednesday and Thursday in each week, unless otherwise ordered, Government Business shall take precedence of all other Business.
Question put and passed.
10. Days for precedence of Private Business, and relative precedence of Private Orders (*Sessional Order*):—Mr. Cowper moved, pursuant to Notice, That on Tuesday and Friday in each week, unless otherwise ordered, Private Business shall take precedence of Government Business; and that on Fridays, Private Orders of the Day shall take precedence of Motions.
Question put and passed.
11. Formal Motions and Orders of the Day (*Sessional Order*):—Mr. Cowper moved, pursuant to Notice, That it shall be a *Sessional Order* of this House for the present Session,—
- (1.) That every Motion or Order of the Day for the third reading of a Bill, to which, on the Question being put from the Chair—"Whether there is any objection to its being a 'formal' Motion or Order of the Day?"—no objection shall be taken, shall be deemed to be a "formal" Motion or Order of the Day.
 - (2.) That, before the Ordinary Business of each day shall be entered upon, the Speaker shall call over the various Notices of Motions, and Orders of the Day for third reading of Bills; and on any such Motion or Order being called, it shall be competent for the Member, otherwise entitled to move it, to have the above question put with reference thereto; and such "formal" Motions or Orders of the Day shall be disposed of in the relative order in which they stand on the Business Paper, taking precedence of all the other Motions and Orders of the Day.
 - (3.) That no debate shall be allowed upon any of such "formal" Motions or Orders of the Day, or upon the further proceedings consequent on the reading of such Orders, but the House may proceed to division thereupon, without amendment or debate, as in the case of the motion for the first reading of a Bill.
 - (4.) That, in consequence of any such "formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motion.
- Question put and passed.

12. Resumption of Committee of Supply (*Sessional Order*):—Mr. Cowper moved, pursuant to Notice, That, unless otherwise ordered, the Resumption of the Committee of Supply shall stand an Order of the Day, as of course, on each day on which Government Business shall have precedence.
Question put and passed.
13. Resumption of Committee of Ways and Means (*Sessional Order*):—Mr. Cowper moved, pursuant to Notice, That, unless otherwise ordered, the Resumption of the Committee of Ways and Means shall stand an Order of the Day, as of course, on each day on which Government Business shall have precedence.
Question put and passed.
14. Transmission of Messages between the two Houses (*Sessional Order*):—Mr. Cowper moved, pursuant to Notice, That the Order respecting the Transmission of Messages, agreed to by the two Houses during the Session of 1856-7, shall stand as a Sessional Order of this House for the present Session.
Question put and passed.
15. Balloting for Select Committees (*Sessional Order*):—Mr. Cowper moved, pursuant to Notice, That the following Rules shall be observed as a Sessional Order of this House for the present Session:—
(1.) Members balloting for a Select Committee shall place the Balloting Papers after completion, in the hands of the Clerk of the House (or in his absence the Officer acting in his stead), giving time for him to note one paper (as hereinafter mentioned) before another is presented.
(2.) The Clerk shall have before him a complete printed list of the Members of the House, and on the presentation of any Balloting Paper, shall place his initials against the entry in such list of the name of the Member presenting such Balloting Paper, and the Clerk shall place such list so initialed on record, with the other proceedings of the Ballot.
Question put and passed.
16. Entry of Questions and Answers on Votes (*Sessional Order*):—Mr. Cowper moved, pursuant to Notice, That the Clerk of the House shall enter upon the Minutes of the Votes and Proceedings, the Questions, of which formal notice shall have been given, put to the Members representing the Government in this House, and the Answers returned to the same.
Question put and passed.
17. Vote of Chairman of Select Committees on Private Bill (*Sessional Order*):—Mr. Cowper moved, pursuant to Notice, That the Chairman of a Select Committee on a Private Bill shall be entitled to vote on all questions in the same way as other Members of such Committee, and, in case of an equality of votes, exercise a second or casting vote.
Question put and passed.
18. Library Committee (*Sessional Order*):—Mr. Cowper moved, pursuant to Notice, That the Library Committee for the present Session shall consist of the following Members, viz.:—The Speaker, Mr. Cowper, Mr. Arnold, Mr. Cunneen, Mr. Osborne, Dr. Lang, Mr. Burdekin, Mr. Wilson, Mr. Wisdom, and Mr. Hart, with leave to sit during any adjournment.
Question put and passed.
19. Standing Orders Committee (*Sessional Order*):—Mr. Cowper moved, pursuant to Notice, That the Standing Orders Committee for the present Session shall consist of the following Members, viz.:—The Speaker, Mr. Cowper, Mr. Arnold, Mr. Hart, Mr. Macpherson, Mr. Burdekin, Mr. Piddington, Mr. Josephson, Mr. Smart, and Mr. Wisdom, with leave to sit during any adjournment, and authority and power to send for persons, papers, and records, and to examine witnesses in any matter or thing referred to, or pending before, the said Committee, and to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.
Question put and passed.
20. Refreshment Room Committee (*Sessional Order*):—Mr. Cowper moved, pursuant to Notice, That a Refreshment Room Committee be appointed for the present Session, to consist of the following Members, viz.:—Mr. Burdekin, Mr. Macleay, Mr. Joseph, Mr. Egan, and Mr. Forlonge, with leave to sit during any adjournment, and authority to act in matters of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.
Question put and passed.
21. Chairman of Committees of the Whole House:—Mr. Cowper moved, pursuant to Notice, That Thomas Garrett, Esquire, be Chairman of Committees of the Whole House during the present Session.
Question put and passed.
Whereupon Mr. Garrett made his acknowledgments to the House.

The House adjourned, at twelve minutes after Five o'clock, until To-morrow at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, OCTOBER 26.

Questions :—

1. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—When the following Return, moved for and carried last Session, will be laid on the Table of this House,—
 - “ (1.) The number of prisoners, with their names and offences, liberated previous to the expiry of their sentences within the last twelve months ?
 - “ (2.) The number of applications, within the same period, that have been made to the Executive Government, praying for the release of prisoners, with the names and offences of said prisoners ?
 - “ (3.) The grounds upon which such applications were based ?
 - “ (4.) The trade, profession, or occupation, previous to conviction, of all prisoners so released during the last year ?
 - “ (5.) The number of applications of this description refused by the Government during the same period ?
 - “ (6.) The names of the prisoners, and their offences, whose applications were thus refused, also the trade or profession followed by those prisoners previous to conviction ?
 - “ (7.) In every case of any prisoner being liberated before the expiry of sentence, was such liberation recommended by the Judge who tried the case ?”
2. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY :—
 - (1.) Is it true that Solomon Cohen, convicted of perjury and sentenced to two years imprisonment, has been released from prison ?
 - (2.) How long has Solomon Cohen been in gaol ?
 - (3.) What were the reasons which led to his release ?
 - (4.) Was the Judge who tried the case in favour of Solomon Cohen's liberation ?
 - (5.) Is it the intention of the Government to release the Rev. Thomas Boyd Watt, convicted of perjury and sentenced to five years imprisonment, three years of which he has already suffered ?
 - (6.) Is it true that the prisoner Gannon, found guilty of personation at an election, and sentenced to pay a fine of £50, but imprisoned on non-payment of said fine, has been released ?
 - (7.) If so, what were the reasons which led to said release ?
 - (8.) Was the £50 fine inflicted upon Gannon paid before he was liberated ?
 - (9.) Is it the intention of the Government to liberate Edward White, found guilty of personation at an election, and sentenced to two years hard labour in gaol, six months of which he has already suffered ?
3. MR. EAGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether any test has been applied to ascertain the tenacity of the Railway Iron, imported from England, for the construction of the permanent way ; if so, at what time or times, and under whose authority ?
4. MR. MACPHERSON *to ask* THE MINISTER ACTING FOR THE COLONIAL TREASURER,—
 - (1.) What amount of Church and School Land Funds have been invested in Government Debentures ?
 - (2.) On what date or dates were they so invested ; and at what rates, that is, above or below par ?
 - (3.) What was the market value of Government Debentures at the time or times of such investments ?

OTHER BUSINESS—NOTICES OF MOTION.

1. MR. EAGAR *to move*, That there be laid upon the Table of this House, a Copy of the Treasury Minute dated 2nd February last, and of the several documents mentioned therein,—setting forth a general view of the financial position and engagements of the Colony during the year 1865.
2. MR. EAGAR *to move*, That there be laid upon the Table of this House, a detailed statement shewing :—
 - (1.) The weekly progressive balance of the General Account of the Government in the Bank of New South Wales, commencing with the balance on the 2nd day of January last past, and specifying in the case of each weekly balance, the amount included therein under the heads of “Loans' Fund,” “Scab in Sheep Fund,” “Church and School Fund,” and “Lodgments.”
 - (2.) The weekly progressive balance of the Suspense Fund Account in the Bank of New South Wales.
 - (3.) The weekly progressive balance of the Superannuation Fund Account in the Bank of New South Wales.

FRIDAY,

FRIDAY, OCTOBER 27.

Questions:—

1. MR. PICKERING to ask THE SECRETARY FOR LANDS,—If he will lay upon the Table of this House an *Amended* Return to an Order, made by the Assembly, on the 28th April, 1865, on the motion of Mr. Donnelly, for statistics respecting the Gold Fields; the Return laid before the House, in obedience to such Order, containing extraordinary inaccuracies in respect to the number of Miners' Rights, Business Licenses, and Leases of Auriferous Tracts, issued by the Commissioners on the Gold Fields North?
2. MR. PICKERING to ask THE SECRETARY FOR LANDS,—
 - (1.) Whether he is aware that the Rocky River Gold Field has been "thrown in" to the Saumarez Run (in the occupation of Mr. Thomas) for pastoral purposes by the Appraisers, and whether such procedure is approved, and will be confirmed by the Government?
 - (2.) What were the original dimensions of the Saumarez Run?
 - (3.) Did it embrace the area of country known as the Rocky River Gold Field at the time that Field was proclaimed?
3. MR. STIMPSON to ask THE COLONIAL SECRETARY,—Whether the report that appeared in the *Bathurst Times* on the 7th instant was correct in stating that Henry Arkell Smith was to be appointed Police Magistrate of Carcoar, in place of L. V. Dulhunty, to be removed to Wellington?
4. MR. STIMPSON to ask THE SECRETARY FOR LANDS,—Whether he is aware that the Gold Diggers are sinking holes on the Main Line of Road between Carcoar and Bathurst; and whether the Government will take any steps to put a stop to it in future?

TUESDAY, OCTOBER 31.

Question:—

1. MR. TIGHE to ask THE COLONIAL SECRETARY,—Whether the Government have received any representations from the Police Magistrate, or otherwise, residing at Newcastle, to the effect that public inconvenience frequently arises in the transaction of Police Office business in that City, in consequence of the number of Magistrates residing there being insufficient, and is it the intention of the Government to appoint additional Magistrates at Newcastle?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of all letters and communications to the Executive Government in reference to the liberation of the prisoners Levey and Shoveller, and all answers to said communications.
 - (2.) All minutes of the Executive, bearing on this subject.
 - (3.) Copies of the opinions of the Judge or Judges who were consulted as to the release of those prisoners, and every communication from the Judge or Judges to the Executive on the subject.
2. MR. BUCHANAN to move for leave to introduce a Bill to further restrict the admission of patients to Lunatic Asylums.
3. MR. DRIVER to move for leave to introduce a Bill for the preservation of Imported Game, and during the breeding season of Native Game.
4. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House,—Copies of the Depositions taken before the City Coroner at the inquest held upon the body of Bridget Bourke, on the 10th day of September last, with all correspondence between the Colonial Secretary and the Coroner thereon.
5. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of taking into consideration the Report of the Select Committee of this House, appointed on the 19th day of May last, "to consider and report upon the Petition of Mrs. E. M. Callaghan," and which said Report was laid upon the Table on the 15th June last.
4. MR. TUNKS to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, and to visit orchards, to inquire into, and to report to this House upon, the disease in Fruit Trees.
 - (2.) That such Committee consist of the following Members, viz.:—Mr. Macleay, Mr. Byrnes, Mr. Farnell, Mr. Piddington, Mr. Macpherson, Mr. Neale, Mr. Graham, Mr. Sutherland, and the Mover.

TUESDAY,

TUESDAY, NOVEMBER 7.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. BUCHANAN to move, That, in the opinion of this House, the Despatch of the late Duke of Newcastle, which commands that the Clergy of the Church of England shall take precedence of all other Clergy on public occasions, is an invasion of the principle of religious equality, and should not be tolerated in this Country.
2. Mr. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develope, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Darling River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and either of those rivers.

[Price, 6d.]

New South Wales.

No. 3.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 26 OCTOBER, 1865.

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

Questions on Notice Paper for to-day :—

- (1.) Prisoners liberated and not liberated previous to expiration of Sentence :—

(1.) Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 1,—
When the following Return, moved for and carried last Session, will be laid on the Table of this House :—

“ (1.) The number of prisoners, with their names and offences, liberated previous to the expiry of their sentences within the last twelve months ?

“ (2.) The number of applications, within the same period, that have been made to the Executive Government, praying for the release of prisoners, with the names and offences of said prisoners ?

“ (3.) The grounds upon which such applications were based ?

“ (4.) The trade, profession, or occupation, previous to conviction, of all prisoners so released during the last year ?

“ (5.) The number of applications of this description refused by the Government during the same period ?

“ (6.) The names of the prisoners, and their offences, whose applications were thus refused, also the trade or profession followed by those prisoners previous to conviction ?

“ (7.) In every case of any prisoner being liberated before the expiry of sentence, was such liberation recommended by the Judge who tried the case ?”

Mr. Cowper answered,—I hope to be able to lay the return upon the Table of the House on Tuesday next.

- (2.) Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 2.—

(1.) Is it true that Solomon Cohen, convicted of perjury and sentenced to two years' imprisonment, has been released from prison ?

(2.) How long has Solomon Cohen been in gaol ?

(3.) What were the reasons which led to his release ?

(4.) Was the Judge who tried the case in favour of Solomon Cohen's liberation ?

(5.) Is it the intention of the Government to release the Rev. Thomas Boyd Watt, convicted of perjury and sentenced to five years' imprisonment, three years of which he has already suffered ?

(6.) Is it true that the prisoner Gannon, found guilty of personation at an election and sentenced to pay a fine of £50, but imprisoned on non-payment of said fine, has been released ?

(7.) If so, what were the reasons which led to said release ?

(8.) Was the £50 fine inflicted upon Gannon paid before he was liberated ?

(9.) Is it the intention of the Government to liberate Edward White, found guilty of personation at an election and sentenced to two years' hard labour in gaol, six months of which he has already suffered ?

Mr. Cowper answered,—

(1.) Yes.

(2.) Solomon Cohen served one-half his sentence.

(3 & 4.) The Judge who tried the case, the late Mr. Justice Milford, before his death, expressed himself in favour of some remission, and the late Mr. Justice Wise, who subsequently reported upon the case, concurred with him in that opinion.

(5.)

- (5.) I am unable to say beforehand what may be His Excellency's decision in any particular case in regard to remission of sentence.
- (6.) Yes.
- (7.) He was imprisoned for contempt, and the Judge who imprisoned him reported that he considered the contempt would be sufficiently punished by six months imprisonment, and at the end of that period he was accordingly released.
- (8.) No.
- (9.) To this question I may give a similar reply to that given to No. 5.
- (2.) Tenacity of Railway Iron :—Mr. Eagar asked the Secretary for Public Works, pursuant to Notice No. 3,—Whether any test has been applied to ascertain the tenacity of the Railway Iron, imported from England, for the construction of the permanent way; if so, at what time or times, and under whose authority?
Mr. Smart answered,—A test was applied by Mr. Scott in August, 1864, under the authority of Mr. Secretary Holroyd.
- (3.) Church and School Land Funds :—Mr. Macpherson asked the Minister acting for the Colonial Treasurer, pursuant to Notice No. 4,—
- (1.) What amount of Church and School Land Funds have been invested in Government Debentures?
(2.) On what date or dates were they so invested; and at what rates, that is, above or below par?
(3.) What was the market value of Government Debentures at the time or times of such investments?
Mr. Smart answered,—
- (1.) £11,904.
(2.) 12th October instant, at 4 per cent. discount.
(3.) About 96 per cent. No sales had taken place for some time before.
2. The Clerk Summoned. (*Holt v. Scott*).
The Speaker having informed the House that the Clerk had been summoned (in conjunction with certain other witnesses) to attend at the Court House, in King-street, Sydney, on Monday, the 30th October instant, at 10 o'clock, A.M., on behalf of the Defendant, in an action of Trespass, then and there to be tried between Thomas Holt, *Plaintiff*, and David Charles Frederick Scott, *Defendant*, and to produce all Documents in his possession respecting the matters in question in the said cause—and having reminded the House that the Clerk could not comply with this Summons without the leave of the House,—
Put a question,—That the Clerk have leave to comply with the said Summons as far as the Documents in his possession enable him to do so, either personally, or by one of the Officers of his Department,—which question passed in the affirmative.
3. Papers :—
- (1.) Mr. Cowper laid upon the Table, Rules of the Supreme Court, dated respectively 27th and 28th June, 1865.
Ordered to be printed.
- (2.) Mr. Arnold laid upon the Table the undermentioned Papers :—
- (1.) Additional Regulations, dated 13th October, 1865, for carrying into effect the Crown Lands Alienation Act of 1861.
(2.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the Act 25 Victoria, No. 1.
(3.) Proclamation, dated 14th October, 1865, declaring certain Districts, and portions of Districts, to be of the Second Class Settled Districts.
Ordered to be printed.
4. Hyam Phillips :—Mr. Forlonge presented a Petition from Hyam Phillips, a resident Storekeeper in the Town of Orange, representing that he has incurred considerable expense and loss in the cultivation of Tobacco, and the establishment of a Cigar Manufactory in the said Town, and is desirous of extending his business, but being unable to afford the purchase of suitable land, he must forego his purpose for the present;—and praying the best and most favorable consideration of the House.
Petition received.
5. Nathaniel Lipscombe Kentish :—Mr. Buchanan presented a Petition from Nathaniel Lipscombe Kentish, gentleman, relative to his dismissal from the Civil Service of the Crown.
Petition received.
6. Financial Papers for the year 1865 :—Mr. Eagar moved, pursuant to Notice, That there be laid upon the Table of this House, a Copy of the Treasury Minute dated 2nd February last, and of the several documents mentioned therein,—setting forth a general view of the financial position and engagements of the Colony during the year 1865.
Debate ensued.
Question put and passed.
7. Government Weekly Balances in Bank of New South Wales :—Mr. Eagar moved, pursuant to Notice, That there be laid upon the Table of this House, a detailed statement shewing :—
- (1.) The weekly progressive balance of the General Account of the Government in the Bank of New South Wales, commencing with the balance on the 2nd day of January last past, and specifying in the case of each weekly balance, the amount included therein under the heads of "Loans' Fund," "Scab in Sheep Fund," "Church and School Fund," and "Lodgments."

(2.)

(2.) The weekly progressive balance of the Suspense Fund Account in the Bank of New South Wales.

(3.) The weekly progressive balance of the Superannuation Fund Account in the Bank of New South Wales.

Debate ensued.

Question put and passed.

8. The Clerk Summoned. (*Holt v. Scott*) :—

The Speaker having informed the House that the Clerk had been summoned to attend at the Court House, in King-street, Sydney, on Monday, the 30th October instant, at 10 o'clock A.M., on behalf of the Plaintiff, in a certain cause then and there to be tried, between Thomas Holt, *Plaintiff*, and David Charles Frederick Scott, *Defendant*, and to produce the "Original documents, notes of evidence, and proceedings had and taken before the Select Committee of the Legislative Assembly of New South Wales appointed to inquire into, and report upon, the management of the Central Police Office of the said Colony, ordered by the said Assembly to be printed on the twelfth day of December, 1862"—and having reminded the House that the Clerk could not comply with this Summons without the leave of the House,—

Put a question,—That the Clerk have leave to comply with the said Summons, either personally or by one of the Officers of his Department,—which question passed in the affirmative.

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

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, OCTOBER 27.

Questions :—

1. MR. PICKERING *to ask* THE SECRETARY FOR LANDS,—If he will lay upon the Table of this House an *Amended* Return to an Order, made by the Assembly, on the 28th April, 1865, on the motion of Mr. Donnelly, for statistics respecting the Gold Fields; the Return laid before the House, in obedience to such Order, containing extraordinary inaccuracies in respect to the number of Miners' Rights, Business Licenses, and Leases of Auriferous Tracts, issued by the Commissioners on the Gold Fields North?
2. MR. PICKERING *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Whether he is aware that the Rocky River Gold Field has been "thrown in" to the Saumarez Run (in the occupation of Mr. Thomas) for pastoral purposes by the Appraisers, and whether such procedure is approved, and will be confirmed by the Government?
 - (2.) What were the original dimensions of the Saumarez Run?
 - (3.) Did it embrace the area of country known as the Rocky River Gold Field at the time that Field was proclaimed?
3. MR. STIMPSON *to ask* THE COLONIAL SECRETARY,—Whether the report that appeared in the *Bathurst Times*, on the 7th instant, was correct in stating that Henry Arkell Smith was to be appointed Police Magistrate of Carcoar, in place of L. V. Dulhunty, to be removed to Wellington?
4. MR. STIMPSON *to ask* THE SECRETARY FOR LANDS,—Whether he is aware that the gold diggers are sinking holes on the Main Line of Road between Carcoar and Bathurst; and whether the Government will take any steps to put a stop to it in future?
5. MR. EAGAR *to ask* THE MINISTER ACTING FOR THE COLONIAL TREASURER,—Whether a Legacy or Succession Duty of Ten per cent. is charged by the Government upon the property of a deceased husband, passing to his widow?
6. MR. EAGAR *to ask* THE MINISTER ACTING FOR THE COLONIAL TREASURER,—In what way, and under what arrangements, are the Border Customs Duties now collected?
7. MR. EAGAR *to ask* THE MINISTER ACTING FOR THE COLONIAL TREASURER,—What steps have been taken to provide for the payment of Debentures for the sum of £300,000, falling due on the 1st January, 1866?
8. MR. EAGAR *to ask* THE MINISTER ACTING FOR THE COLONIAL TREASURER,—
 - (1.) Is there any arrangement existing with the Bank of New South Wales for the conduct of the Government Banking Business, or any portion thereof, in London?
 - (2.)

- (2.) Is there any arrangement existing with the Oriental Bank Corporation for the conduct of the Government Banking Business, or any portion thereof, in London?
9. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—Is it the intention of the Government to carry out the sentence passed upon Gannon, found guilty of personation at an Election, by insisting on payment of the fine?
10. MR. RODD *to ask* THE SECRETARY FOR LANDS,—
- (1.) Whether Mr. Commissioner Griffin was at any date suspended from his office?
 - (2.) If so, for what reason?
 - (3.) The amount of salary last paid to Mr. Griffin?
 - (4.) The date of payment of such salary?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. FORLONGE to move, That the Petition of Hyam Phillips, presented by him on 26th October, be printed.
2. MR. BUCHANAN to move, That the Petition of Nathaniel Lipscombe Kentish, presented by him on the 26th October, be printed.

TUESDAY, OCTOBER 31.

Questions:—

1. MR. TIGHE *to ask* THE COLONIAL SECRETARY,—Whether the Government have received any representations from the Police Magistrate, or otherwise, residing at Newcastle, to the effect that public inconvenience frequently arises in the transaction of Police Office business in that city, in consequence of the number of Magistrates residing there being insufficient; and is it the intention of the Government to appoint additional Magistrates at Newcastle?
2. MR. WALKER *to ask* THE SECRETARY FOR LANDS,—Is it the intention of the Government to bring in any Bill during the present Session, for the purpose of altering or modifying the Crown Lands Acts of 1861, as indicated in the 14th clause of the Governor's Speech, at the opening of the present Session of Parliament, on the 24th October?
3. MR. GRAHAM *to ask* THE SECRETARY FOR PUBLIC WORKS,—If it is the intention of the Government to extend the Line of Telegraph from Cooma to Bombala, and thence to Eden, the distance being about 100 miles?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of all letters and communications to the Executive Government in reference to the liberation of the prisoners Levey and Shoveller, and all answers to said communications.
 - (2.) All minutes of the Executive, bearing on this subject.
 - (3.) Copies of the opinions of the Judge or Judges who were consulted as to the release of those prisoners, and every communication from the Judge or Judges to the Executive on the subject.
2. MR. BUCHANAN to move, for leave to introduce a Bill to further restrict the admission of Patients to Lunatic Asylums.
3. MR. DRIVER to move for leave to introduce a Bill for the preservation of Imported Game, and during the breeding season of Native Game.
4. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House,—Copies of the Depositions taken before the City Coroner at the inquest held upon the body of Bridget Burke, on the 10th day of September last, with all Correspondence between the Colonial Secretary and the Coroner thereon.
5. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of taking into consideration the Report of the Select Committee of this House, appointed on the 19th day of May last, "to consider and report upon the Petition of Mrs. E. M. Callaghan," and which said Report was laid upon the Table on the 15th June last.
6. MR. TUNKS to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, and to visit orchards, to inquire into, and to report to this House upon, the disease in Fruit Trees.
 - (2.) That such Committee consist of the following Members, viz.:—Mr. Macleay, Mr. Byrnes, Mr. Farnell, Mr. Piddington, Mr. Macpherson, Mr. Neale, Mr. Graham, Mr. Sutherland, and the Mover.
7. MR. EAGAR to move, That there be laid upon the Table of this House, copies of any Correspondence or Documents that embody the particular mode of disposing of Government Debentures in London, alluded to in the 11th section of His Excellency the Governor's Speech on opening the present Session of Parliament.

WEDNESDAY,

WEDNESDAY, NOVEMBER 1.

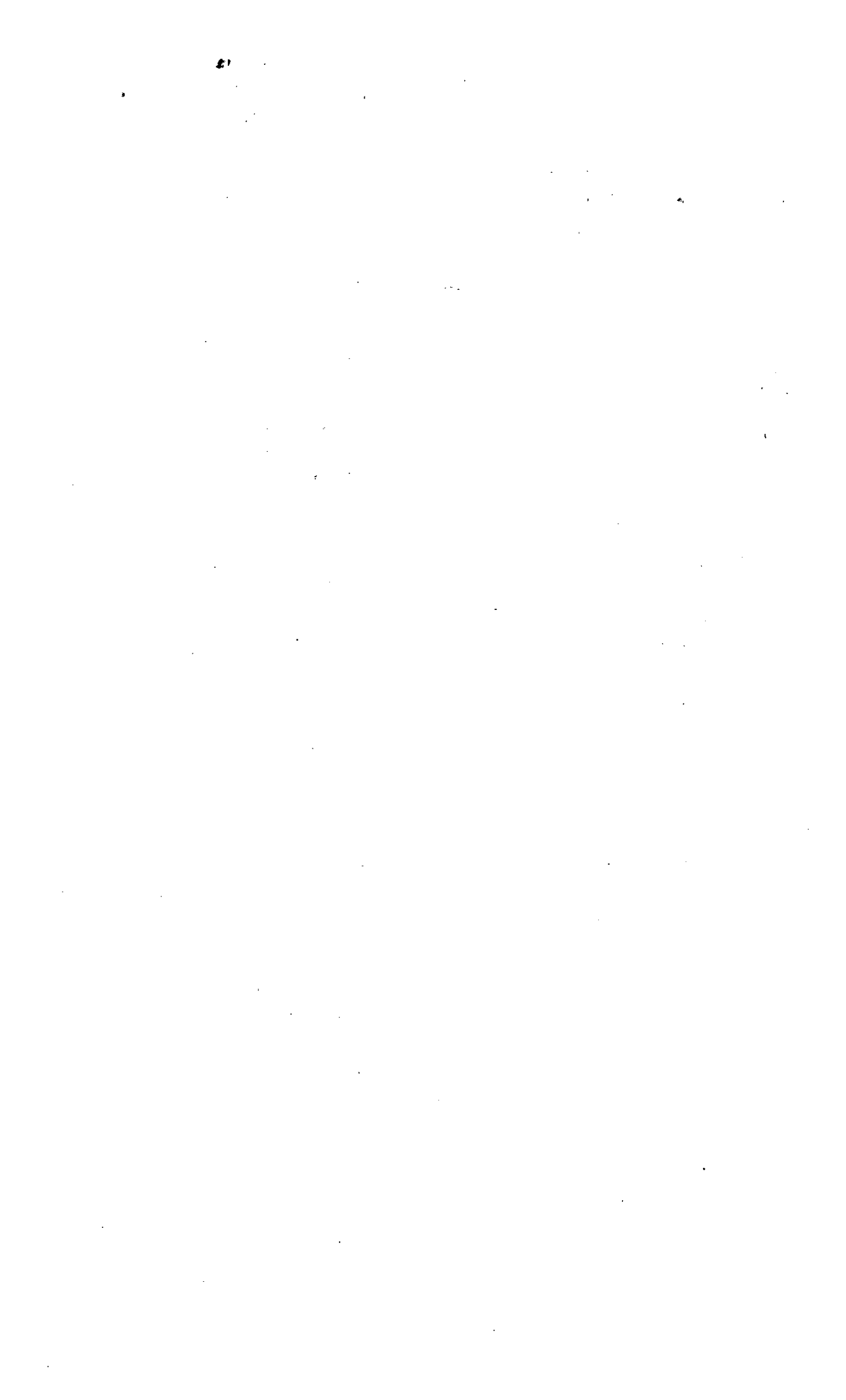
GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Law relating to Municipalities.
2. MR. COWPER to move for leave to bring in a Bill for the better regulation of Prison Discipline.
3. MR. COWPER to move for leave to bring in a Bill to promote and regulate Reformatory and Industrial Schools.
4. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
5. MR. COWPER to move for leave to bring in a Bill to amend the law relating to the Volunteer Force.

TUESDAY, NOVEMBER 7.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That, in the opinion of this House, the Despatch of the late Duke of Newcastle, which commands that the Clergy of the Church of England shall take precedence of all other Clergy on public occasions, is an invasion of the principle of religious equality, and should not be tolerated in this Country.
2. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Darling River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and either of those Rivers.
3. MR. PARKES to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the present state of the Colony, and the course and tendency of the administration of affairs since the year 1855.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Piddington, Mr. Smart, Mr. Martin, Mr. Caldwell, Mr. Forster, Mr. Tighe, Mr. Sutherland, Mr. Macleay, and the Mover.



New South Wales.

No. 4.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 27 OCTOBER, 1865.

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

Questions on Notice Paper for to-day:—

(1.) Gold Fields Statistics:—Mr. Pickering asked the Secretary for Lands, pursuant to Notice No. 1,—If he will lay upon the Table of this House an *Amended Return* to an Order, made by the Assembly, on the 28th April, 1865, on the motion of Mr. Donnelly, for statistics respecting the Gold Fields; the Return laid before the House, in obedience to such Order, containing extraordinary inaccuracies in respect to the number of Miners' Rights, Business Licenses, and Leases of Auriferous Tracts, issued by the Commissioners on the Gold Fields North?
Mr. Arnold answered,—I propose to lay upon the Table of the House the Amended Return asked for by the Honorable Member, so soon as the forms of the House will permit me to do so.

(2.) Rocky River Gold Field:—Mr. Pickering asked the Secretary for Lands, pursuant to Notice No. 2,—

(1.) Whether he is aware that the Rocky River Gold Field has been "thrown in" to the Saumarez Run (in the occupation of Mr. Thomas) for pastoral purposes by the Appraisers, and whether such procedure is approved, and will be confirmed by the Government?

(2.) What were the original dimensions of the Saumarez Run?

(3.) Did it embrace the area of country known as the Rocky River Gold Field at the time that Field was proclaimed?

Mr. Arnold answered,—In order to afford the Honorable Gentleman a reply to his questions, I have obtained from the proper officer, the Chief Commissioner, the following answers:—

(1.) The Rocky River Gold Field has not been thrown in to the Saumarez Run by the Appraiser. Lands are not withdrawn from lease by being proclaimed a Gold Field unless specially reserved, and the appraisement in this case has been made exclusively of the reserves, as recently defined by proclamation.

(2.) The area of the run was 200,000 acres.

(3.) Yes.

(3.) Mr. Henry Arkell Smith—Police Magistracy at Carcoar:—Mr. Stimpson asked the Colonial Secretary, pursuant to Notice No. 3,—Whether the report that appeared in the *Bathurst Times*, on the 7th instant, was correct in stating that Henry Arkell Smith was to be appointed Police Magistrate of Carcoar, in place of L. V. Dulhunty, to be removed to Wellington?

Mr. Cowper answered,—Mr. Dulhunty will not be removed to Wellington, nor will Mr. Smith be appointed in his room.

(4.) Sinking for Gold on Main Road between Carcoar and Bathurst:—Mr. Stimpson asked the Secretary for Lands, pursuant to Notice No. 4,—Whether he is aware that the gold diggers are sinking holes on the Main Line of Road between Carcoar and Bathurst; and whether the Government will take any steps to put a stop to it in future?

Mr.

Mr. Arnold answered,—In order to procure a reply to the Honorable Gentleman, I telegraphed to Mr. Chief Commissioner Douglass, from whom I received the following answer:—"Some holes have been sunk by diggers who have left the ground on the Old Road long unused on account of a deep gully intersecting it; "but none on the new and shorter Road now in use."

- (5.) Legacy Duty as affecting Widows:—Mr. Eagar asked the Minister acting for the Colonial Treasurer, pursuant to Notice No. 5,—Whether a Legacy or Succession Duty of ten per cent. is charged by the Government upon the property of a deceased husband, passing to his Widow?

Mr. Smart answered,—Duty at the rate of ten per cent. is chargeable by a defect in the Act, on Legacies and Successions devolving to Widows, but in no case has it been enforced by the Government—the matter being left in abeyance in anticipation of Parliament consenting to an amended Stamp Act.

- (6.) Border Customs Duties:—Mr. Eagar asked the Minister acting for the Colonial Treasurer, pursuant to Notice No. 6,—In what way, and under what arrangements, are the Border Customs Duties now collected?

Mr. Smart answered,—The Duties are collected according to the existing Tariff Acts, under the authority of the Act 27 Victoria, No. 15, construed with the Act 9 Victoria, No. 15, and by means of officers stationed respectively at Moama, Albury, Corowa, Euston, Swan Hill, and Wentworth, and by the South Australian Government.

- (7.) Debentures falling due:—Mr. Eagar asked the Minister acting for the Colonial Treasurer, pursuant to Notice No. 7,—What steps have been taken to provide for the payment of Debentures for the sum of £300,000, falling due on the 1st January, 1866?

Mr. Smart answered,—The Debentures issued under the provisions of the Act, 29 Vict., No. 8, were transmitted to England, for sale, by the Mail which left the Colony on the 22nd September last, together with a credit from the Oriental Bank to pay the £300,000 falling due on the 1st January, 1866.

- (8.) Government Banking Agency in London:—Mr. Eagar asked the Minister acting for the Colonial Treasurer, pursuant to Notice No. 8,—

(1.) Is there any arrangement existing with the Bank of New South Wales for the conduct of the Government Banking Business, or any portion thereof, in London?

(2.) Is there any arrangement existing with the Oriental Bank Corporation for the conduct of the Government Banking Business, or any portion thereof, in London?

Mr. Smart answered,—

(1.) Not any.

(2.) Yes.

- (9.) Sentence on Gannon for Personation:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 9,—Is it the intention of the Government to carry out the sentence passed upon Gannon, found guilty of personation at an election, by insisting on payment of the fine?

Mr. Cowper answered,—His Excellency has already pardoned Gannon.

- (10.) Mr. Commissioner Griffin:—Mr. Rodd asked the Secretary for Lands, pursuant to Notice No. 10,—

(1.) Whether Mr. Commissioner Griffin was at any date suspended from his office?

(2.) If so, for what reason?

(3.) The amount of salary last paid to Mr. Griffin?

(4.) The date of payment of such salary?

Mr. Arnold answered,—

(1.) Yes.

(2.) Because he failed to adjust his accounts, and for general disregard of letters addressed to him on matters of account.

(3.) On personal reference to the Treasury it is stated that the amount of salary last paid to Mr. Griffin was £618 6s. 8d.

(4.) This payment was made on 6th September, 1865.

2. Papers:—

(1.) Mr. Arnold laid upon the Table *Amended and Further* Return to Order, made by the Legislative Assembly, on motion of Mr. Donnelly on 28th April, 1865, in reference to "Gold Fields' Statistics."

(2.) Report from Captain Mayne, Agent for the Colony of New South Wales in London, dated 24th April, 1865, upon alleged overcharge in the purchase of Railway Iron in England.

Ordered to be printed.

3. Standard Weight of the Bushel of Maize:—Mr. Cunneen presented a Petition from the Farmers and Settlers on the M'Donald River, Lower Hawkesbury, praying for the establishment of a Standard Weight for the Bushel of Maize.

Petition received.

4. George Wade:—Mr. Farnell presented a Petition from George Wade, late Constable, stationed at Parramatta, complaining of his dismissal from office under the circumstances set forth in his Petition, and praying relief.

Petition received.

5. Hyam Phillips ("Formal" Motion):—Mr. Forlonge moved, pursuant to Notice, That the Petition of Hyam Phillips, presented by him on 26th October, be printed.

Question put and passed.

Ordered to be printed.

6. Nathaniel Lipscombe Kentish (*"Formal" Motion*):—Mr. Buchanan moved, pursuant to Notice, That the Petition of Nathaniel Lipscombe Kentish, presented by him on the 26th October, be printed.
Question put and passed.
Ordered to be printed.
The House adjourned, on motion of Mr. Cowper, at thirteen minutes before Four o'clock, until Tuesday next, at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, OCTOBER 31.

Questions:—

1. MR. FIGHE *to ask* THE COLONIAL SECRETARY,—Whether the Government have received any representations from the Police Magistrate, or others, residing at Newcastle, to the effect that public inconvenience frequently arises in the transaction of Police Office business in that city, in consequence of the number of Magistrates residing there being insufficient, and is it the intention of the Government to appoint additional Magistrates at Newcastle?
2. MR. WALKER *to ask* THE SECRETARY FOR LANDS,—Is it the intention of the Government to bring in any Bill, during the present Session, for the purpose of altering or modifying the Crown Lands Act of 1861, as indicated in the 14th clause of the Governor's Speech at the opening of the present Session of Parliament on the 24th October?
3. MR. GRAHAM *to ask* THE SECRETARY FOR PUBLIC WORKS,—If it is the intention of the Government to extend the Line of Telegraph from Cooma to Bombala, and thence to Eden, the distance being about 100 miles?
4. MR. EAGAR *to ask* THE COLONIAL SECRETARY,—Whether the Government intend, during the present Session, to take the needful steps, by Legislation or otherwise, for the adjustment of the City Sewerage Debt?
5. MR. EAGAR *to ask* THE MINISTER ACTING FOR THE COLONIAL TREASURER,—
(1.) What amount has been paid by the Government, to the Contractors or their Agents, for the performance of the temporary Mail Service between Deniliquin and Moama during the early part of last year?
(2.) What is the date of such payment?
6. MR. DONNELLY *to ask* THE SECRETARY FOR LANDS,—If it is the intention of the Government to introduce, during the present Session of Parliament, any measure to amend the laws relating to the Gold Fields?
7. MR. LAYCOCK *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) How much of the amount voted for the construction of the Southern Breakwater at the Clarence River Heads remains unexpended?
(2.) Is it the intention of the Government to call for Tenders forthwith for the completion of such Breakwater?
(3.) What course does the Government intend to pursue with regard to the construction of the Northern Breakwater at the Clarence River Heads?
8. MR. LAYCOCK *to ask* THE SECRETARY FOR LANDS,—
(1.) Whether a Common has been surveyed and set aside for the use of the people of Ulmarra, Clarence River?
(2.) The area thereof?
(3.) Whether the Government will set aside such Common in perpetuity for the exclusive use of the people of Ulmarra?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
(1.) Copies of all letters and communications to the Executive Government in reference to the liberation of the prisoners Levey and Shoveller, and all answers to said communications.
(2.) All minutes of the Executive, bearing on this subject.
(3.) Copies of the opinions of the Judge or Judges who were consulted as to the release of those prisoners, and every communication from the Judge or Judges to the Executive on the subject.
2. MR. BUCHANAN *to move* for leave to introduce a Bill to further restrict the admission of patients to Lunatic Asylums.
3. MR. DRIVER *to move* for leave to introduce a Bill for the preservation of Imported Game, and during the breeding season of Native Game.

4. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House,—Copies of the Depositions taken before the City Coroner at the inquest held upon the body of Bridget Bourke, on the 10th day of September last, with all correspondence between the Colonial Secretary and the Coroner thereon.
5. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of taking into consideration the Report of the Select Committee of this House, appointed on the 19th day of May last, “to consider and report upon the Petition of Mrs. E. M. Callaghan,” and which said Report was laid upon the Table on the 15th June last.
6. MR. TUNKS to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, and to visit orchards, to inquire into, and to report to this House upon, the disease in Fruit Trees.
 - (2.) That such Committee consist of the following Members, viz. :—Mr. Macleay, Mr. Byrnes, Mr. Farnell, Mr. Piddington, Mr. Macpherson, Mr. Neale, Mr. Graham, Mr. Sutherland, and the Mover.
7. MR. EAGAR to move, That there be laid upon the Table of this House, copies of any Correspondence or Documents that embody the particular mode of disposing of Government Debentures in London, alluded to in the 11th section of His Excellency the Governor's Speech on opening the present Session of Parliament.
8. MR. EAGAR to move, That there be laid upon the Table of this House, copies of all correspondence and documents constituting the agreement between the Government and the Oriental Bank Corporation, for a conduct of the Government Banking Business in London.
9. MR. CUNNEEN to move, That the Petition presented by him on the 27th October, from the Farmers and Settlers on the M'Donald River, Lower Hawkesbury, praying that the Standard Weight of a Bushel of Maize may be declared by law, be printed.
10. MR. FARNELL to move, That the Petition of George Wade, presented by him on the 27th October, be printed.
11. MR. FARNELL to move, That it be referred to the Standing Orders Committee to consider and report whether the Standing Orders should be suspended, in so far as to allow of the Bill to transfer the Parramatta Market to the Municipal Council of Parramatta being proceeded with without the payment of twenty-five pounds.

WEDNESDAY, NOVEMBER 1.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to amend the law relating to Municipalities.
2. MR. COWPER to move for leave to bring in a Bill for the better regulation of Prison Discipline.
3. MR. COWPER to move for leave to bring in a Bill to promote and regulate Reformatory and Industrial Schools.
4. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
5. MR. COWPER to move for leave to bring in a Bill to amend the law relating to the Volunteer Force.

TUESDAY, NOVEMBER 7.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That, in the opinion of this House, the Despatch of the late Duke of Newcastle, which commands that the Clergy of the Church of England shall take precedence of all other Clergy on public occasions, is an invasion of the principle of religious equality, and should not be tolerated in this Country.
2. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Darling River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and either of those rivers.
3. MR. PARKES to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the present state of the Colony, and the course and tendency of the administration of affairs since the year 1855.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Piddington, Mr. Smart, Mr. Martin, Mr. Caldwell, Mr. Forster, Mr. Tighe, Mr. Sutherland, Mr. Macleay, and the Mover.
4. MR. JOSEPHSON to move,—
 - (1.) That this House, having taken into consideration the Report of the Select Committee on the case of Dr. F. Beer, is of opinion that Dr. Beer was improperly convicted of the offence therein mentioned.
 - (2.) That the foregoing Resolution be communicated by Address to His Excellency the Governor.

New South Wales.

No. 5.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 31 OCTOBER, 1865.

1. The House met pursuant to adjournment; the Speaker took the Chair.
2. Deputy Speaker's Commission to Administer the Oath:—The Speaker reported that he had received a Commission under the Seal of the Colony, dated 26th October, 1865, and signed by His Excellency the Governor, Sir John Young, empowering Thomas Garrett, Esquire, Chairman of Committees of the Legislative Assembly, in the absence of the Speaker, to administer to Members the Oath or Affirmation of Allegiance, required by Law,—of which the following is a copy:—

“ *By His Excellency the Right Honorable SIR JOHN YOUNG, Baronet, Knight
 “ Commander of the Most Honorable Order of the Bath, Knight Grand Cross
 “ of the Most Distinguished Order of St. Michael and St. George, Captain
 “ General and Governor-in-Chief of the Colony of New South Wales, and Vice-
 “ Admiral of the same,*

“ To all to whom these presents shall come,

“ *Greeting :*

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

“ Given under my Hand and the Seal of the Colony, at Government House,
 “ Sydney, this twenty-sixth day of October, in the year of our Lord
 “ one thousand eight hundred and sixty-five, and in the twenty-ninth
 “ year of the Reign of Her Majesty Queen Victoria.

“ JOHN YOUNG.

“ *By His Excellency's Command,*
 “ CHARLES COWPER.”
3. Committee of Elections and Qualifications:—
 - (1.) *Maturity of Warrant reported:*—The Speaker reported that his Warrant appointing the Committee of Elections and Qualifications for the present Session, laid upon the Table on Tuesday, 24th October, 1865, not having been disapproved by the Assembly in the course of the three next sitting days on which the Assembly met for dispatch of business, had now taken effect as an appointment of such Committee, and intimated that it was therefore open to Members of the Committee to be sworn at the Table by the Clerk, in accordance with the 70th section of the Electoral Act of 1858.
 - (2.) *Members of Committee Sworn:*—Whereupon the whole of the Members of the said Committee came to the Table, and were severally sworn by the Clerk as such Members.

4. Questions on Notice Paper for to-day:—

- (1.) Police Office Business, Newcastle:—Mr. Tighe asked the Colonial Secretary, pursuant to Notice No. 1,—Whether the Government have received any representations from the Police Magistrate, or others, residing at Newcastle, to the effect that public inconvenience frequently arises in the transaction of Police Office business in that city, in consequence of the number of Magistrates residing there, being insufficient; and is it the intention of the Government to appoint additional Magistrates at Newcastle?

Mr. Cowper answered,—I have received a petition from certain persons in favour of the appointment of a particular gentleman to the Bench at Newcastle, and also an intimation from the Police Magistrate that such an appointment would be desirable. I did not understand, however, that this representation had so much reference to any inconvenience in the transaction of the Police Office business in that City, as to the obtainment of the services of a particular gentleman. There are now five Magistrates in the City of Newcastle, besides the Police Magistrate. The subject shall, however, have my attention at an early day.

- (2.) Crown Lands Act of 1861:—Mr. Walker asked the Secretary for Lands, pursuant to Notice No. 2,—Is it the intention of the Government to bring in any Bill during the present Session, for the purpose of altering or modifying the Crown Lands Act of 1861, as indicated in the 14th clause of the Governor's Speech at the opening of the present Session of Parliament, on the 24th October?

Mr. Arnold answered,—The language of my Honorable friend's question contains something more than the ordinary demand for information. It suggests an inference to be drawn from a paragraph in His Excellency's speech which I think the text does not justify. I will remind the Honorable Member that it is not inconsistent with the practice either of the Imperial, or of the Colonial Parliament, to initiate changes in the law, especially where those changes involve matters of great public interest, by other modes of proceeding than the introduction of a Bill, and sometimes to preface those changes by inquiry in Committee or otherwise. Having said so much with regard to the inference my Honorable friend seems erroneously to have drawn, I may say in answer to his question, that it can hardly be expected, after the lapse of only a few days, especially as the attention of the Government has been distracted by other matters calling for immediate consideration, that I should be able to state more definitely than I have already stated, what the intentions of the Government are with regard to the mode or time of proceeding. The House has been informed by the Speech of His Excellency of all that I can inform them upon now. The Government will select the time most convenient for the introduction of this subject, and will adopt the mode of procedure which may seem best calculated to secure for this very important subject the serious and thoughtful consideration of Parliament.

- (3.) Electric Telegraph from Cooma to Bombala and Eden:—Mr. Graham asked the Secretary for Public Works, pursuant to Notice No. 3,—If it is the intention of the Government to extend the Line of Telegraph from Cooma to Bombala, and thence to Eden, the distance being about 100 miles?

Mr. Smart answered,—It is not the intention of the Government to extend the Line of Telegraph from Cooma to Bombala and thence to Eden, unless the usual guarantee is given by the inhabitants of the districts.

- (4.) City Sewerage Debt:—Mr. Eagar asked the Colonial Secretary, pursuant to Notice No. 4,—Whether the Government intend, during the present Session, to take the needful steps, by Legislation or otherwise, for the adjustment of the City Sewerage Debt?

Mr. Cowper answered,—I am not prepared to say that the Government has any intention to submit to Parliament any Legislative measure having reference to the City Sewerage Debt.

- (5.) Mail Service, Deniliquin and Moama:—Mr. Eagar asked the Minister acting for the Colonial Treasurer, pursuant to Notice No. 5,—

(1.) What amount has been paid by the Government, to the Contractors or their Agents, for the performance of the temporary Mail Service between Deniliquin and Moama during the early part of last year?

(2.) What is the date of such payment?

Mr. Cunneen answered,—

(1.) £1,250.

(2.) 3rd March, 1865.

- (6.) Laws relating to the Gold Fields:—Mr. Donnelly asked the Secretary for Lands, pursuant to Notice No. 6,—If it is the intention of the Government to introduce, during the present Session of Parliament, any measure to amend the laws relating to the Gold Fields?

Mr. Arnold answered,—Upon this point the Government have not at present arrived at any determination.

- (7.) Breakwaters, Clarence River Heads:—Mr. Laycock asked the Secretary for Public Works, pursuant to Notice No. 7,—

(1.) How much of the amount voted for the construction of the Southern Breakwater at the Clarence River Heads remains unexpended?

(2.) Is it the intention of the Government to call for Tenders forthwith for the completion of such Breakwater?

(3.) What course does the Government intend to pursue with regard to the construction of the Northern Breakwater at the Clarence River Heads?

Mr.

Mr. Smart answered,—

(1.) £4,874 17s. 7d.

(2.) It is not the intention of the Government at present to proceed with the construction of the Southern Breakwater.

(3.) It is not the intention of the Government to proceed with the work at present.

(8.) Common at Ulmarra, Clarence River:—Mr. Laycock asked the Secretary for Lands, pursuant to Notice No. 8,—

(1.) Whether a Common has been surveyed and set aside for the use of the people of Ulmarra, Clarence River?

(2.) The area thereof?

(3.) Whether the Government will set aside such Common in perpetuity for the exclusive use of the people of Ulmarra?

Mr. Arnold answered,—

(1.) A temporary Reserve, which, under clause 87 of the regulations under the Crown Lands Occupation Act, may be used as a commonage in the manner therein specified, has been made at the place named.

(2.) The area of this land is upwards of 3,000 acres.

(3.) This land is described as of a character suitable for agriculture, and required for the purposes of sale and settlement, and is not adjacent to any town or village. No decision by the Government has been arrived at on the question as to the mode in which it will ultimately deal with the land thus temporarily reserved.

5. Motions on the Notice Paper for to-day Withdrawn:—

(1.) Mr. Buchanan withdrew the Motion, No. 1.

(2.) Mr. Josephson, on behalf of Mr. Driver, withdrew the Motions, Nos. 3 and 4.

(3.) Mr. Hart withdrew the Motion, No. 5.

(4.) Mr. Eagar withdrew the Motions, Nos. 7 and 8.

(5.) Mr. Farnell withdrew the Motion, No. 11.

6. Lunatics Further Protection Bill (*"Formal" Motion*):—Mr. Buchanan moved, pursuant to Notice, for leave to introduce a Bill to further restrict the admission of Patients to Lunatic Asylums.

Question put and passed.

7. Disease in Fruit Trees (*"Formal" Motion*):—Mr. Tunks moved, pursuant to Notice,—
(1.) That a Select Committee be appointed, with power to send for persons and papers, and to visit orchards, to inquire into, and to report to this House upon, the Disease in Fruit Trees.

(2.) That such Committee consist of the following Members, viz.:—Mr. Macleay, Mr. Byrnes, Mr. Farnell, Mr. Piddington, Mr. Macpherson, Mr. Neale, Mr. Graham, Mr. Sutherland, and the Mover.

Question put and passed.

8. Standard Weight of the Bushel of Maize (*"Formal" Motion*):—Mr. Cunneen moved, pursuant to Notice, That the Petition presented by him on the 27th October, from the Farmers and Settlers on the McDonald River, Lower Hawkesbury, praying that the Standard Weight of a Bushel of Maize may be declared by law, be printed.

Question put and passed.

Ordered to be printed.

9. George Wade (*"Formal" Motion*):—Mr. Farnell moved, pursuant to Notice, That the Petition of George Wade, presented by him on the 27th October, be printed.

Question put and passed.

Ordered to be printed.

10. Lunatics Further Protection Bill:—Mr. Buchanan having presented this Bill, Bill, intitled, "*A Bill further to restrict Admission to Lunatic Asylums,*"—read a first time.

Ordered to be printed, and read a second time on Friday fortnight.

11. Standard Weight of the Bushel of Maize:—Mr. Laycock presented a Petition from the Farmers and others residing in the District of the Clarence River, praying for the establishment of a Standard Weight for the Bushel of Maize.

Petition received.

12. Adjournment—Intended Retirement of the Speaker:—Mr. Cowper having moved, That this House do now adjourn,—

The Speaker (The Honorable John Hay, Esquire,) addressed the House as follows:—

Before putting the question, I desire to say a few words, the object of which the House is, I believe, not unprepared for. This is, I regret to say, the last occasion on which I may hope to preside over its deliberations.

It is now somewhat more than three years since I first took my seat in this Chair. I was then doubtful of my capacity to fill it with satisfaction to myself or to the House. Its indulgence has led me to believe that I have been more successful than I expected to be. Your choice confirmed that of a preceding Assembly, and I had fondly hoped that our connection, so favourably regarded on both sides, would be a long one. I have for some time, however, felt a change which has warned me that this may not be. My health, any failure in which I did not anticipate at the time of my first election, has become too precarious for the performance, with certainty, of the onerous duties of the Speakership. On my last election I pledged myself to lay down my office so soon as, from any cause, I should feel unable to fill it efficiently. I have now to redeem that pledge.

Before

Before doing so, I have been anxious to meet the House again, that I might personally tender my thanks to the whole Assembly, and to every Member of it, as I now from my heart do, for the great honour which their choice conferred upon me, and still more, for the extreme consideration and kindness which I have experienced at their hands. Whatever sentiments some may have previously entertained, I do not think there is one Member of the last or of the present House who now cherishes for me other than those of friendship, and I should be ungrateful if I did not reciprocate the feeling.

I wish also to place on record my acknowledgment of the zealous assistance which I have always received from the gentleman who fills, in so satisfactory a manner, the important position of Clerk of the House, and of the cheerful and efficient performance of their duty by its other clerks and officers, by whom generally I may be allowed to say that the Assembly is very well served.

I have only to add that my earnest wish and prayer is, that, in spite of every difficulty and discouragement, Representative Institutions, the noblest inheritance of our British race, may be successful in securing for Australia all the blessings of good Government.

My written resignation will be placed in the hands of the Clerk before the meeting of the House to-morrow. It will be your first duty then to choose my successor. I hope that he may receive as much of your generous support as I have done.

Question then put and passed.

Whereupon the Speaker left the Chair, and the House stood adjourned, at Four o'clock, until To-morrow at Three o'clock.

JOHN HAY,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, NOVEMBER 1.

Questions:—

1. MR. WALKER *to ask* THE COLONIAL SECRETARY,—Does the Sheriff receive Salary as Sheriff, and also as Inspector of Prisons; if not, upon what terms does he perform both duties?
2. MR. EAGAR *to ask* THE MINISTER ACTING FOR THE COLONIAL TREASURER,—Whether the late Post-master General, Major W. H. Christie, has paid, or been called upon by the Government to pay, any portion of the sum of £1,250, being the cost of the temporary Mail Service between Deniliquin and Moama during the early part of last year?
3. MR. FORLONGE *to ask* THE COLONIAL SECRETARY,—What steps the Government intend to take in reference to the Proclamation of the 14th August last, dividing the Municipality of Orange into three Wards?
4. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—
 - (1.) Is it the intention of the Government to introduce during the present Session, any alteration or amendment of the Marriage Act, 19 Vic., No. 30, with a view to prevent the solemnization of marriages at unseasonable hours or improper places, or without due publication, or between minors, or persons in a state of intoxication?
 - (2.) Have any complaints reached the Government of any such abuses of the Act in question having taken place?
5. MR. FORSTER *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Have the sums, or any portion of the sums, voted last Session, for repairs or construction of any of the lines of road enumerated below been expended or appropriated, namely:—
 - (1.) From Kempsey to Rolland's Plains;
 - (2.) " " " Frederickton;
 - (3.) " " " Macleay Heads;
 - (4.) " " " Armidale;
 - (5.) Port Macquarie " Camden Haven;
 - (6.) " " " Armidale?
 - (2.) If so, how much, and on which of the said lines?
 - (3.) Under what circumstances in any such case, has the expenditure been reserved, or the appropriation cancelled?

6. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—Is it the intention of the Government to make provision for the appointment of a Chaplain or Chaplains to Port Macquarie Gaol?
7. MR. FORSTER *to ask* THE SECRETARY FOR PUBLIC WORKS,—What course do the Government intend pursuing with reference to the re-construction of the Kempsey Wharf, near the site of the present Ferry?
8. MR. FORSTER *to ask* THE COLONIAL TREASURER,—
 - (1.) Has any application been made to the Government for two buoys at the Macleay Heads?
 - (2.) Has such application been, or will it be, granted; and if not, for what reason?
9. MR. FORSTER *to ask* THE POSTMASTER GENERAL,—Is it the intention of the Government to remove the Post Office at Kempsey, Macleay River, from its present position to that portion of the township known as West Kempsey?

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Law relating to Municipalities.
2. MR. COWPER to move for leave to bring in a Bill for the better regulation of Prison Discipline.
3. MR. COWPER to move for leave to bring in a Bill to promote and regulate Reformatory and Industrial Schools.
4. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
5. MR. COWPER to move for leave to bring in a Bill to amend the law relating to the Volunteer Force.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. EAGAR to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, copies of Executive Minutes, opinions of the Crown Law Officers, and all other papers, having reference to the performance of the temporary Mail Service between Deniliquin and Moama during the early part of last year, and to the payment of £1,250 to the Contractors or their Agents in satisfaction of such Service.
2. MR. EAGAR to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, copies of Executive Minutes, opinions of the Crown Law Officers, and all other papers connected with the Superannuation of Messrs. R. A. Hunt, S. Greenhill, Charles Wilkinson, M. D. Ferguson, Nicholas Nelson, W. C. Mayne, and W. H. Christie, under the Act 27 Vict., No. 11.
3. MR. EAGAR to move, That there be laid upon the Table of this House, copies of any Correspondence or Documents that embody the particular mode of disposing of Government Debentures in London, alluded to in the 11th section of His Excellency the Governor's Speech on opening the present Session of Parliament.
4. MR. EAGAR to move, That there be laid upon the Table of this House, copies of all correspondence and documents constituting the agreement between the Government and the Oriental Bank Corporation, for the conduct of the Government Banking Business in London.
5. MR. LAXCOCK to move, That the Petition presented by him on the 31st October, from the Farmers and others on the Clarence River, praying that the standard weight of the Imperial Bushel of Maize may be fixed by law, be printed.

THURSDAY, NOVEMBER 2.

Questions:—

1. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—
 - (1.) Did the late Secretary for Lands approve of the intention of the Government to introduce another Land Bill for the purpose of offering superior attractions to immigrants?
 - (2.) Did he approve of the 14th clause of His Excellency's Speech?
 - (3.) Was his resignation as Minister for Lands in any way attributable to the new Land Policy of the Government as indicated in the Governor's Speech?
2. MR. LUCAS *to ask* THE COLONIAL SECRETARY,—
 - (1.) Whether Silvester O'Sullivan, J.P., of Cudgeligo, Lachlan, was the Defendant in the action *Evans v. O'Sullivan*, tried at Bathurst on the 17th October last, and fully reported in both the local newspapers?
 - (2.) If so, does the Honorable the Colonial Secretary consider that it would be a disgrace to the Magistracy to allow the name of a person who could be guilty of the offences of which the Defendant in the above action was convicted to remain in the Commission of the Peace?

FRIDAY,

FRIDAY, NOVEMBER 3.

Question :—

1. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—
 - (1.) What steps have the Government taken towards carrying into effect the resolution passed by the House last Session, for the establishment of a Steam Postal Service by way of Panama?
 - (2.) Have the Government received from the Government of Queensland, any recent communication inviting the co-operation of this Colony in the establishment of Steam Communication with Great Britain by way of Torres' Straits?
 - (3.) What are the intentions of the Government with reference to the latter proposal?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. FORSTER to move for leave to introduce a Bill to enforce claims against the Government.
2. MR. FORSTER to move for leave to introduce a Bill to remove restrictions upon distillation by manufacturers of sugar, wine, and malt liquor.

TUESDAY, NOVEMBER 7.

Question :—

1. MR. FORSTER *to ask* THE SECRETARY FOR LANDS,—Have the Government taken, or do they intend taking, any steps for marking the boundary line between the Counties of Macquarie and Hawes, from the confluence of the Rivers Manning and Barnard, to Mount Sea View on the River Hastings, and thereby determine a part of the boundary line of the Settled and Intermediate Districts of the Electoral District of the Hastings, and the Police District of the Manning?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That, in the opinion of this House, the Despatch of the late Duke of Newcastle, which commands that the Clergy of the Church of England shall take precedence of all other Clergy on public occasions, is an invasion of the principle of religious equality, and should not be tolerated in this Country.
2. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Darling River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and either of those Rivers.
3. MR. PARKES to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the present state of the Colony, and the course and tendency of the administration of affairs since the year 1855.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Piddington, Mr. Smart, Mr. Martin, Mr. Caldwell, Mr. Forster, Mr. Tighe, Mr. Sutherland, Mr. Macleay, and the Mover.
4. MR. JOSEPHSON to move,—
 - (1.) That this House, having taken into consideration the Report of the Select Committee on the case of Dr. F. Beer, is of opinion that Dr. Beer was improperly convicted of the offence therein mentioned.
 - (2.) That the foregoing Resolution be communicated by Address to His Excellency the Governor.
5. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of the Depositions taken in the case of Mr. Lowden, Justice of the Peace, charged with an indecent assault, and tried before the Carcoar Bench.
6. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of the Depositions taken in the case of Mr. O'Sullivan, Justice of the Peace, charged with an indecent assault, and tried before the Bench at Dubbo.
7. MR. DRIVER to move for leave to introduce a Bill for the preservation of Imported Game, and during the breeding season of Native Game.
8. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of the Depositions taken before the City Coroner at the inquest held upon the body of Bridget Bourke, on the 10th day of September last, with all Correspondence between the Colonial Secretary and the Coroner thereon.
9. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of all letters and communications to the Executive Government in reference to the liberation of the prisoners Levey and Shoveller, and all answers to said communications.
 - (2.)

- (2.) All minutes of the Executive, bearing on this subject.
(3.) Copies of the opinions of the Judge or Judges who were consulted as to the release of those prisoners, and every communication from the Judge or Judges to the Executive on the subject.

WEDNESDAY, NOVEMBER 8.

Question :—

1. MR. FORSTER *to ask* THE COLONIAL TREASURER,—Is it the intention of the Government to introduce, during the present Session, any measure for the direct taxation of income or property?

FRIDAY, NOVEMBER 17.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Lunatics Further Protection Bill ; second reading.

[Price, 6d.]



New South Wales.

No. 6.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 1 NOVEMBER, 1865.

1. The House met pursuant to adjournment.

Vacancy of the Speakership:—The Clerk announced that he had received, last evening, from Mr. Speaker, a letter, which he then read to the House, as follows:—

Speaker's Room, Legislative Assembly,
" 31st October, 1865.

" SIR,

" I have to request that you will tender to the House my resignation of
" the Office of Speaker.

" I remain,

" Your most obedient servant,

" JOHN HAY."

" Charles Tompson, Esquire,

" Clerk of the Legislative Assembly."

2. Election of Speaker:—Mr. Cowper, addressing the Clerk, (who, standing up, pointed to him, and then sat down) moved, and Dr. Lang seconded the Motion,—“That William Munnings Arnold, Esquire, do take the Chair of this House, as Speaker.” Mr. Macpherson, addressing the Clerk, (who, standing up, pointed to him, and then sat down) moved, and Mr. Eagar seconded the Motion,—“That Joshua Frey Josephson, Esquire, do take the Chair of this House, as Speaker.” Mr. Arnold and Mr. Josephson having severally addressed the House,— Question proposed by the Clerk—“That William Munnings Arnold, Esquire, do take the Chair of this House, as Speaker.”

Debate ensued.

Interruption.

Member Sworn:—John Robertson, Esquire, having taken the Oath before the Deputy Speaker (Thomas Garrett, Esquire) and subscribed the Roll, took his Seat as a Member for the Electoral District of West Sydney.

Debate on Election of Speaker resumed.

Question put by the Clerk,—“That William Munnings Arnold, Esquire, do take the Chair of this House, as Speaker.”

The House divided.

Ayes, 34.

Mr. Cowper,	Mr. De Salis,
Mr. Smart,	Mr. Garrett,
Mr. Cunneen,	Mr. Graham,
Mr. Hart,	Mr. Buchanan,
Mr. Burdekin,	Mr. Hurley,
Mr. Brown,	Mr. Farnell,
Mr. Caldwell,	Mr. Kemp,
Mr. Alexander,	Mr. Tighe,
Mr. Lee,	Mr. Pickering,
Mr. Morrice,	Mr. Neale,
Mr. Stimpson,	Dr. Lang,
Mr. Cummings,	Mr. Lucas,
Mr. Campbell,	Mr. Robertson,
Mr. Parkes,	Mr. Joseph,
Mr. Osborne,	
Mr. White,	<i>Tellers.</i>
Mr. Forster,	Mr. Laycock,
Mr. Forlonge,	Mr. Donnelly.

Noes, 3.

Mr. Egan,
Tellers,
Mr. Macpherson,
Mr. Eagar.

And

And the Clerk having thereupon declared the Question to have passed in the Affirmative,—

Mr. Cowper and Dr. Lang conducted Mr. Arnold to the Chair, where, standing on the upper step, he made his acknowledgments to the House, and then sat down in the Chair.

Mr. Cowper, having congratulated the Speaker, acquainted the House that he had previously ascertained from the Governor that His Excellency would receive their Speaker at Government House To-morrow at half-past Three o'clock.

Whereupon, the House adjourned, on motion of Mr. Cowper, at twenty-five minutes before Seven o'clock, until To-morrow at Three o'clock, for the purpose of proceeding to Government House, there, at half-past Three o'clock, to present their Speaker to His Excellency the Governor.

W. M. ARNOLD,
Speaker.

THURSDAY, NOVEMBER 2.

MEMO:—*The House meet at Three o'clock for the purpose of proceeding to Government House, there, at half-past Three o'clock, to present their Speaker to His Excellency the Governor.*

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, NOVEMBER 2.

Questions:—

1. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—
 - (1.) Did the late Secretary for Lands approve of the intention of the Government to introduce another Land Bill for the purpose of offering superior attractions to immigrants?
 - (2.) Did he approve of the 14th clause of His Excellency's Speech?
 - (3.) Was his resignation as Minister for Lands in any way attributable to the new Land Policy of the Government as indicated in the Governor's Speech?
2. MR. LUCAS *to ask* THE COLONIAL SECRETARY,—
 - (1.) Whether Silvester O'Sullivan, J.P., of Cudgeligo, Lachlan, was the Defendant in the action *Evans v. O'Sullivan*, tried at Bathurst on the 17th October last, and fully reported in both the local newspapers?
 - (2.) If so, does the Honorable the Colonial Secretary consider that it would be a disgrace to the Magistracy to allow the name of a person who could be guilty of the offences of which the Defendant in the above action was convicted, to remain in the Commission of the Peace?
3. MR. WALKER *to ask* THE COLONIAL SECRETARY,—Does the Sheriff receive Salary as Sheriff, and also as Inspector of Prisons; if not, upon what terms does he perform both duties?
4. MR. BAGAR *to ask* THE MINISTER ACTING FOR THE COLONIAL TREASURER,—Whether the late Postmaster General, Major W. H. Christie, has paid, or been called upon by the Government to pay, any portion of the sum of £1,250, being the cost of the temporary Mail Service between Deniliquin and Moama during the early part of last year?
5. MR. FORLONGE *to ask* THE COLONIAL SECRETARY,—What steps the Government intend to take in reference to the Proclamation of the 14th August last, dividing the Municipality of Orange into three Wards?
6. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—
 - (1.) Is it the intention of the Government to introduce during the present Session, any alteration or amendment of the Marriage Act, 19 Vic., No. 30, with a view to prevent the solemnization of Marriages at unseasonable hours or improper places, or without due publication, or between minors, or persons in a state of intoxication?
 - (2.) Have any complaints reached the Government of any such abuses of the Act in question having taken place?

7. MR. FORSTER *to ask* THE SECRETARY FOR LANDS,—
 (1.) Have the sums, or any portion of the sums, voted last Session, for repairs or construction of any of the lines of road enumerated below, been expended or appropriated, namely :—
 (1.) From Kempsey to Rolland's Plains ;
 (2.) " " Frederickton ;
 (3.) " " Macleay Heads ;
 (4.) " " Armidale ;
 (5.) Port Macquarie " Camden Haven ;
 (6.) " " Armidale ?
 (2.) If so, how much, and on which of the said lines ?
 (3.) Under what circumstances in any such case, has the expenditure been reserved, or the appropriation cancelled ?
8. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—Is it the intention of the Government to make provision for the appointment of a Chaplain or Chaplains to Port Macquarie Gaol ?
9. MR. FORSTER *to ask* THE SECRETARY FOR PUBLIC WORKS,—What course do the Government intend pursuing with reference to the reconstruction of the Kempsey Wharf, near the site of the present Ferry ?
10. MR. FORSTER *to ask* THE COLONIAL TREASURER,—
 (1.) Has any application been made to the Government for two buoys at the Macleay Heads ?
 (2.) Has such application been, or will it be, granted ; and if not, for what reason ?
11. MR. FORSTER *to ask* THE POSTMASTER GENERAL,—Is it the intention of the Government to remove the Post Office at Kempsey, Macleay River, from its present position to that portion of the township known as West Kempsey ?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to amend the law relating to Municipalities.
2. MR. COWPER to move for leave to bring in a Bill for the better regulation of Prison Discipline.
3. MR. COWPER to move for leave to bring in a Bill to promote and regulate Reformatory and Industrial Schools.
4. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
5. MR. COWPER to move for leave to bring in a Bill to amend the law relating to the Volunteer Force.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. EAGAR to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, copies of Executive Minutes, opinions of the Crown Law Officers, and all other papers, having reference to the performance of the temporary Mail Service between Deniliquin and Moama during the early part of last year, and to the payment of £1,250 to the Contractors or their Agents in satisfaction of such Service.
2. MR. EAGAR to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, copies of Executive Minutes, opinions of the Crown Law Officers, and all other papers connected with the Superannuation of Messrs. R. A. Hunt, S. Greenhill, Charles Wilkinson, M. D. Ferguson, Nicholas Nelson, W. C. Mayne, and W. H. Christie, under the Act 27 Vict., No. 11.
3. MR. EAGAR to move, That there be laid upon the Table of this House, copies of any Correspondence or Documents that embody the particular mode of disposing of Government Debentures in London, alluded to in the 11th section of His Excellency the Governor's Speech on opening the present Session of Parliament.
4. MR. EAGAR to move, That there be laid upon the Table of this House, copies of all correspondence and documents constituting the agreement between the Government and the Oriental Bank Corporation, for the conduct of the Government Banking Business in London.
5. MR. LAYCOCK to move, That the Petition presented by him on the 31st^o October, from the farmers and others on the Clarence River, praying that the standard weight of the imperial bushel of maize may be fixed by law, be printed.

FRIDAY, NOVEMBER 3.

Question :—

1. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—
 (1.) What steps have the Government taken towards carrying into effect the resolution passed by the House last Session, for the establishment of a Steam Postal Service by way of Panama ?
 (2.) Have the Government received from the Government of Queensland, any recent communication inviting the co-operation of this Colony in the establishment of Steam Communication with Great Britain by way of Torres' Straits ?
 (3.) What are the intentions of the Government with reference to the latter proposal ?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. FORSTER to move for leave to introduce a Bill to enforce claims against the Government.
2. MR. FORSTER to move for leave to introduce a Bill to remove restrictions upon distillation by manufacturers of sugar, wine, and malt liquor.

TUESDAY,

TUESDAY, NOVEMBER 7.

Question :—

1. MR. FORSTER *to ask* THE SECRETARY FOR LANDS,—Have the Government taken, or do they intend taking, any steps for marking the boundary line between the Counties of Macquarie and Hawes, from the confluence of the Rivers Manning and Barnard, to Mount Sea View on the River Hastings, and thereby determine a part of the boundary line of the Settled and Intermediate Districts of the Electoral District of the Hastings, and the Police District of the Manning?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN *to move*, That, in the opinion of this House, the Despatch of the late Duke of Newcastle, which commands that the Clergy of the Church of England shall take precedence of all other Clergy on public occasions, is an invasion of the principle of religious equality, and should not be tolerated in this Country.
2. MR. LUCAS *to move*, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Darling River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and either of those rivers.
3. MR. PARKES *to move*,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the present state of the Colony, and the course and tendency of the administration of affairs since the year 1855.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Piddington, Mr. Smart, Mr. Martin, Mr. Caldwell, Mr. Forster, Mr. Tighe, Mr. Sutherland, Mr. Macleay, and the Mover.
4. MR. JOSEPHSON *to move*,—
 - (1.) That this House, having taken into consideration the Report of the Select Committee on the case of Dr. F. Beer, is of opinion that Dr. Beer was improperly convicted of the offence therein mentioned.
 - (2.) That the foregoing Resolution be communicated by Address to His Excellency the Governor.
5. MR. BUCHANAN *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of the Depositions taken in the case of Mr. Lowden, Justice of the Peace, charged with an indecent assault, and tried before the Carcoar Bench.
6. MR. BUCHANAN *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of the Depositions taken in the case of Mr. O'Sullivan, Justice of the Peace, charged with an indecent assault, and tried before the Bench at Dubbo.
7. MR. DRIVER *to move* for leave to introduce a Bill for the preservation of Imported Game, and during the breeding season of Native Game.
8. MR. DRIVER *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of the Depositions taken before the City Coroner at the inquest held upon the body of Bridget Bourke, on the 10th day of September last, with all correspondence between the Colonial Secretary and the Coroner thereon.
9. MR. BUCHANAN *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of all letters and communications to the Executive Government in reference to the liberation of the prisoners Levey and Shoveller, and all answers to said communications.
 - (2.) All minutes of the Executive, bearing on this subject.
 - (3.) Copies of the opinions of the Judge or Judges who were consulted as to the release of those prisoners, and every communication from the Judge or Judges to the Executive on the subject.

WEDNESDAY, NOVEMBER 8.

Question :—

1. MR. FORSTER *to ask* THE COLONIAL TREASURER,—Is it the intention of the Government to introduce, during the present Session, any measure for the direct taxation of income or property?

FRIDAY, NOVEMBER 17.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Lunatics Further Protection Bill; second reading.

New South Wales.

No. 7.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 2 NOVEMBER, 1865.

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

Presentation of Speaker:—On motion of Mr. Cowper, the House proceeded to Government House, to present their Speaker to His Excellency the Governor;—And, the House being returned, the Speaker reported, That the Assembly had been to Government House, and that he had there acquainted the Governor that, in accordance with a dutiful and loyal custom he had to inform His Excellency that, on the meeting of the House, yesterday, it was informed by the proper Officer of the Resignation of the late Speaker; that the House thereupon, in the exercise of its undoubted right and privilege, had proceeded to elect from among its members his successor; and that the choice of the House having fallen upon himself, he had the honor to present himself to His Excellency as Speaker,—Upon which His Excellency had been pleased to offer him very warm congratulations.

2. Questions on Notice Paper for to-day:—

(1.) Land Bill and Land Policy:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 1,—

(1.) Did the late Secretary for Lands approve of the intention of the Government to introduce another Land Bill for the purpose of offering superior attractions to immigrants?

(2.) Did he approve of the 14th clause of His Excellency's Speech?

(3.) Was his resignation as Minister for Lands in any way attributable to the new Land Policy of the Government as indicated in the Governor's Speech?

Mr. Cowper answered,—I beg to answer the Honorable Member's questions by saying that Mr. Robertson was not a Minister when His Excellency's Opening Speech was considered in the Cabinet. His resignation had no connection whatever with anything contained in that document, which enunciates no new Land Policy, but only revives what was contained in the Crown Lands Alienation Act of 1861 when first submitted by Mr. Robertson to Parliament.

(2.) *Evans v. O'Sullivan* (Administration of Justice):—Mr. Lucas asked the Colonial Secretary, pursuant to Notice No. 2,—

(1.) Whether Silvester O'Sullivan, J.P., of Cudgeligo, Lachlan, was the Defendant in the action *Evans v. O'Sullivan*, tried at Bathurst on the 17th October last, and fully reported in both the local newspapers?

(2.) If so, does the Honorable the Colonial Secretary consider that it would be a disgrace to the Magistracy to allow the name of a person who could be guilty of the offences of which the Defendant in the above action was convicted to remain in the Commission of the Peace?

Mr. Cowper answered,—I regret exceedingly that the Honorable Member should so publicly have associated with such disgraceful proceedings the name of a gentleman who, I am informed, was in no way connected with them. Upon hearing notice of this question, I immediately telegraphed to Mr. Marsh, the Police Magistrate at Wellington, who was stated to have been the Magistrate to whom the woman concerned related the matter, and I yesterday afternoon received the following telegram:—"The defendant in the slander case, Daniel O'Sullivan," not Silvester O'Sullivan, "is not a Magistrate."

(3.) Salary of Sheriff and Inspector of Prisons:—Mr. Walker asked the Colonial Secretary, pursuant to Notice No. 3,—Does the Sheriff receive Salary as Sheriff, and also as Inspector of Prisons; if not, upon what terms does he perform both duties?

Mr.

Mr. Cowper answered,—The terms upon which Mr. Maclean performs the duties are these:—As Sheriff he is paid the full salary of £650 provided for that officer; as Acting Inspector, in compensation for the additional duty imposed upon him, and until an Act has been passed defining the powers and duties of Inspector of Prisons, an allowance at the rate of £150 is paid out of the salary voted for that office.

Mr. Eagar withdrew the Question standing in his name, No. 4.

- (4.) Municipality of Orange:—Mr. Forlonge asked the Colonial Secretary, pursuant to Notice No. 5,—What steps the Government intend to take in reference to the Proclamation of the 14th August last, dividing the Municipality of Orange into three Wards?

Mr. Cowper answered,—The Municipality of Orange having been divided into Wards at the request of the Corporation itself, it would seem to be the proper course for the Municipality to determine, with the aid of its legal adviser, what further steps are necessary. The Government is willing to comply with any application which may appear reasonable, and is not considered illegal, to facilitate the efficient working of the Municipality, but is not prepared to take further steps unless at the request of the Council.

- (5.) Marriage Act, 19 Vict., No. 30:—Mr. Forster asked the Colonial Secretary, pursuant to Notice No. 6,—

(1.) Is it the intention of the Government to introduce during the present Session, any alteration or amendment of the Marriage Act, 19 Vic., No. 30, with a view to prevent the solemnization of marriages at unseasonable hours or improper places, or without due publication, or between minors, or persons in a state of intoxication?

(2.) Have any complaints reached the Government of any such abuses of the Act in question having taken place?

Mr. Cowper answered:—It is not the present intention of the Government to introduce any such measure, and I may state further, that one of the main features in the present Marriage Act is that it abstains from interfering in any respect with the ecclesiastical polity of any body of religionists; and any deviation from this principle would, it is believed, create dissatisfaction. The Presbyterians especially would consider that to put them under restrictions not imposed upon them in Scotland would be a vexatious interference with the practise of their Church. No complaints that I am aware of have been made to the Government, though suggestions have incidentally been thrown out that some evils might be prevented by limiting the hours within which marriages should be celebrated. The matter seems to be one which can be dealt with by the ruling authorities of the respective religious communions.

- (6.) Sums Voted for certain Roads:—Mr. Forster asked the Secretary for Lands, pursuant to Notice No. 7,—

(1.) Have the sums, or any portion of the sums, voted last Session, for repairs or construction of any of the lines of road enumerated below been expended or appropriated, namely:—

- (1.) From Kempsey to Rolland's Plains;
- (2.) " " " " Frederickton;
- (3.) " " " " Macleay Heads;
- (4.) " " " " Armidale;
- (5.) Port Macquarie " " Camden Haven;
- (6.) " " " " Armidale?

(2.) If so, how much, and on which of the said lines?

(3.) Under what circumstances in any such case, has the expenditure been reserved, or the appropriation cancelled?

Mr. Cowper answered:—In consequence of the state of the Revenue, the expenditure upon roads has been made, at the request of the Treasurer, as the money could be provided by him. Payments have only been made in cases of great urgency, as Nos. 2, 3 and 5. In other cases, moneys have been issued only to complete the contracts of last year.

- (7.) Chaplaincy, Port Macquarie Gaol:—Mr. Forster asked the Colonial Secretary, pursuant to Notice No. 8,—Is it the intention of the Government to make provision for the appointment of a Chaplain or Chaplains to Port Macquarie Gaol?

Mr. Cowper answered:—The establishment of a Gaol at Port Macquarie is so recent a circumstance, that nothing definite has been arranged. An application has been made by a Clergyman upon this subject, which is now under consideration. Should the services of Clergymen be given to the prisoners in Port Macquarie Gaol, a small allowance as compensation will be proposed to Parliament.

- (8.) Kempsey Wharf:—Mr. Forster asked the Secretary for Public Works, pursuant to Notice No. 9,—What course do the Government intend pursuing with reference to the re-construction of the Kempsey Wharf, near the site of the present Ferry? *Mr. Smart* answered,—There are not sufficient funds at the disposal of the Government for the re-construction of the Kempsey Wharf; and it is not their intention to place any amount on the Estimates for this purpose this year.

Mr. Forster withdrew the Question standing in his name, No. 10.

- (9.) Post Office, Kempsey:—Mr. Forster asked the Postmaster General, pursuant to Notice No. 11,—Is it the intention of the Government to remove the Post Office at Kempsey, Macleay River, from its present position to that portion of the township known as West Kempsey?

Mr. Cunneen answered,—The removal of the Post Office at Kempsey, Macleay River, to the portion of the Township known as West Kempsey, was refused by the late Government. The matter has not been brought under the consideration of the present Government; if it should be, it will be reconsidered. 3.

3. Motion for Adjournment:—Mr. Eagar moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
4. Paper:—Mr. Cowper laid upon the Table, Return to Address, in reference to "Prisoners Liberated and not Liberated previous to expiration of Sentence," adopted by the Legislative Assembly, on motion of Mr. Buchanan, on 20th June, 1865.
Ordered to be printed.
5. Municipalities Law Amendment Bill ("Formal" Motion):—Mr. Cowper moved, pursuant to Notice, for leave to bring in a Bill to amend the law relating to Municipalities.
Question put and passed.
6. Prison Discipline Bill ("Formal" Motion):—Mr. Cowper moved, pursuant to Notice, for leave to bring in a Bill for the better regulation of Prison Discipline.
Question put and passed.
7. Motions Withdrawn:—
(1.) Mr. Cowper withdrew the Motions standing in his name, Nos. 3, 4, and 5, on the Notice Paper of Government Business for to-day.
(2.) Mr. Eagar withdrew the Motion standing in his name, No. 1 on the Notice Paper of Other Business for to-day.
8. Standard Weight of the Bushel of Maize ("Formal" Motion):—Mr. Laycock moved, pursuant to Notice, That the Petition presented by him on the 31st October, from the Farmers and others on the Clarence River, praying that the standard weight of the Imperial Bushel of Maize may be fixed by law, be printed.
Question put and passed.
Ordered to be printed.
9. Superannuations granted under the Act 27 Vict., No. 11:—Mr. Eagar, *with the concurrence of the House*, moved, pursuant to amended Notice, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, copies of Executive Minutes, opinions of the Crown Law Officers, and all other papers connected with the Superannuation of Messrs. R. A. Hunt, S. Greenhill, Charles Wilkinson, M. D. Ferguson, J. Crook, J. H. Crummer, J. Kingsmill, J. G. Lennon, Nicholas Nelson, W. C. Mayne, and W. H. Christie, under the Act 27 Vict., No. 11.
Debate ensued.
Question put and passed.
10. Motion Withdrawn:—Mr. Eagar withdrew the Motion standing in his name, No. 3 on the Notice Paper of Other Business for to-day.
11. Agreement respecting Government Banking Business in London:—Mr. Eagar moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Correspondence and Documents constituting the agreement between the Government and the Oriental Bank Corporation, for the conduct of the Government Banking Business in London.
Question put and passed.
12. Speaker's Commission to Administer the Oath:—The Speaker reported that His Excellency the Governor had been pleased to issue a Commission, under the Seal of the Territory, empowering him to Administer the Oath or Affirmation of Allegiance to such Members as may hereafter present themselves to be sworn,—which Commission was read at length by the Clerk, as follows:—
"By His Excellency the Right Honorable SIR JOHN YOUNG, *Baronet, Knight Commander of the Most Honorable Order of the Bath, Knight Grand Cross of the Most Distinguished Order of St. Michael and St. George, Captain General and Governor-in-Chief of the Colony of New South Wales, and Vice-Admiral of the same.*
"To all to whom these presents shall come,
"Greeting:
"In pursuance of the authority in me vested in that behalf, I, Sir John Young, as Governor of the Colony of New South Wales, do hereby authorise the Honorable William Munnings Arnold, Esquire, Speaker of the Legislative Assembly of the said Colony, to administer from time to time, as occasion may require, to any Member or Members of the said Assembly, the Oath or Affirmation of Allegiance to Her Majesty the Queen, required by law to be taken or made and subscribed by every such Member before he shall be permitted to sit or vote in the said Legislative Assembly.
"Given under my Hand and the Seal of the Colony, at Government House, Sydney, this second day of November, in the year of our Lord one thousand eight hundred and sixty-five, and in the twenty-ninth year of the Reign of Her Majesty Queen Victoria.
"JOHN YOUNG.
"By His Excellency's Command,
"CHARLES COWPER."

The House adjourned at seven minutes after Six o'clock, until To-morrow, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, NOVEMBER 3.

Questions :—

1. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—
(1.) What steps have the Government taken towards carrying into effect the resolution passed by the House last Session, for the establishment of a Steam Postal Service by way of Panama?
(2.) Have the Government received from the Government of Queensland, any recent communication inviting the co-operation of this Colony in the establishment of Steam Communication with Great Britain by way of Torres' Straits?
(3.) What are the intentions of the Government with reference to the latter proposal?
2. MR. EAGAR *to ask* THE MINISTER ACTING FOR THE COLONIAL TREASURER,—Whether the late Postmaster General, Major W. H. Christie, has paid, or been called upon by the Government to pay, any portion of the sum of £1,250, being the cost of the temporary Mail Service between Deniliquin and Moama during the early part of last year?
3. MR. FORSTER *to ask* THE COLONIAL TREASURER,—
(1.) Has any application been made to the Government for two buoys at the Macleay Heads?
(2.) Has such application been, or will it be, granted; and if not, for what reason?
4. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—
(1.) At how many places, and the names of those places, is it the duty of the Police Magistrate of Wollombi to attend and hold Courts?
(2.) Is the Colonial Secretary aware that the Police Magistrate of Wollombi attends regularly at all the places where he is required to attend?
5. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—Was Mr. Crothers, at present Returning Officer for the Wollombi, ever dismissed the Public Service; if so, what was the cause of his dismissal?
6. MR. LEE *to ask* THE MINISTER REPRESENTING THE LANDS DEPARTMENT,—When the Papers and Correspondence, ordered by this House in April last, in reference to the Wallulla Run, Liverpool Plains, will be laid upon the Table?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. FORSTER *to move* for leave to introduce a Bill to enforce claims against the Government.
2. MR. FORSTER *to move* for leave to introduce a Bill to remove restrictions upon distillation by manufacturers of sugar, wine, and malt liquor.
3. MR. PARKES *to move*, That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, transmitting to His Excellency a Copy of the Petition of Hugh Dixson, presented to this House on 18th May, with a recommendation in support of the prayer of the Petitioner.
4. MR. TUNKS *to move* for leave to introduce a Bill to incorporate the Parramatta River Steam Company.
5. MR. PIDDINGTON *to move*, That the Thanks of this House be conveyed to John Hay, Esquire, for the efficient and skilful manner in which he has discharged the duties of Speaker during the period that he occupied the Chair of the House; that he be assured that his jealous maintenance of the Privileges of this House, his conscientious attention to the arduous duties of his high office during several exhausting Sessions, and his uniform impartiality and urbanity in the Chair, justly entitle him to our esteem and gratitude.
6. MR. BUCHANAN *to move*,—
(1.) That the salaries of all future Governors of this Colony be reduced to £5,000 a year, and that the salaries of the Ministers of the Crown be in future equalized, and fixed at £1,000 a year.
(2.) That the above resolution be conveyed by Address to His Excellency the Governor.

TUESDAY, NOVEMBER 7.

Questions :—

1. MR. FORSTER *to ask* THE SECRETARY FOR LANDS,—Have the Government taken, or do they intend taking, any steps for marking the boundary line between the Counties of Macquarie and Hawes, from the confluence of the Rivers Manning and Barnard, to Mount Sea View on the River Hastings, and thereby determining a part of the boundary line of the Settled and Intermediate Districts of the Electoral District of the Hastings, and the Police District of the Manning?
2. MR. PICKERING *to ask* THE POSTMASTER GENERAL,—If it is intended to comply with the prayer of a Memorial, forwarded to the Government some months ago, asking for the establishment of a Post Office at Timbarra River?

3. MR. PARKES *to ask* THE COLONIAL SECRETARY,—Whether it is the intention of the Government to introduce, during the present Session, any measure for the re-construction of the Legislative Council, on the basis of Election by the People?
4. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—Is it the intention of the Government to introduce, during the present Session, any measure for the promotion or regulation of Public Instruction?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That, in the opinion of this House, the Despatch of the late Duke of Newcastle, which commands that the Clergy of the Church of England shall take precedence of all other Clergy on public occasions, is an invasion of the principle of religious equality, and should not be tolerated in this Country.
2. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Darling River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and either of those Rivers.
3. MR. PARKES to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the present state of the Colony, and the course and tendency of the administration of affairs since the year 1855.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Piddington, Mr. Smart, Mr. Martin, Mr. Caldwell, Mr. Forster, Mr. Tighe, Mr. Sutherland, Mr. Macleay, and the Mover.
4. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of the Depositions taken in the case of Mr. Lowden, Justice of the Peace, charged with an indecent assault, and tried before the Carcoar Bench.
5. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of the Depositions taken in the case of Mr. O'Sullivan, Justice of the Peace, charged with an indecent assault, and tried before the Bench at Dubbo.
6. MR. DRIVER to move for leave to introduce a Bill for the preservation of Imported Game, and during the breeding season of Native Game.
7. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of the Depositions taken before the City Coroner at the inquest held upon the body of Bridget Bourke, on the 10th day of September last, with all Correspondence between the Colonial Secretary and the Coroner thereon.
8. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of all letters and communications to the Executive Government in reference to the liberation of the prisoners Levey and Shoveller, and all answers to said communications.
 - (2.) All minutes of the Executive, bearing on this subject.
 - (3.) Copies of the opinions of the Judge or Judges who were consulted as to the release of those prisoners, and every communication from the Judge or Judges to the Executive on the subject.
9. MR. FORSTER to move, That there be laid upon the Table of this House, a Return of the various items of Expenditure for which provision was made in the Appropriation Act of last Session, of which the whole or any part remained unexpended at the beginning of the present Session, shewing in each case the service for which the money was voted; whether any part, and how much, had been expended, and the reasons for such non-expenditure.
10. MR. FORSTER to move, That there be laid upon the Table of this House, a Return of the several lines of Road, for the repair or construction of which provision was made in the Schedule laid before the House and referred to in the Estimates of last Session, and on which the whole or any part of the money so provided had not been expended at the commencement of the present Session, shewing in each case whether any part, and how much, had been expended, and the reasons for such non-expenditure.
11. MR. FORSTER to move, That there be laid upon the Table of this House, a Return of the expense of bringing into operation the Stamp Act of last Session, from its commencement to the date of return, shewing the number and amount of salaries of the officials employed in its administration; the fees or other remuneration paid to members of the legal profession on account thereof; and in particular the cost of any case, action, or legal proceeding to which the Government became a party, or were rendered liable by reason of any defect in the said Act, or by bringing the same into operation.

WEDNESDAY, NOVEMBER 8.

Questions :—

1. MR. FORSTER to ask THE COLONIAL TREASURER,—Is it the intention of the Government to introduce, during the present Session, any measure for the direct taxation of income or property?
2. MR. LAYCOCK to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) How much of the money voted for the Southern Breakwater, Clarence River, has really been expended on that work?
 - (2.) In what way has such money been expended?
 - (3.) Under what circumstances do the Government decline to expend the balance in hand, £4,114 14s.?
3. MR. LAYCOCK to ask THE COLONIAL SECRETARY,—
 - (1.) Whether the Government intend to institute a searching enquiry into the catastrophe that lately occurred on board the "Agnes Irving" steamship, by the bursting of the port boiler of that vessel on the Clarence River, by which four individuals lost their lives?
 - (2.) In the event of an inquiry being instituted, and resulting in finding any party or parties grossly culpable, will the Government institute criminal proceedings against all parties concerned?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to promote and regulate Reformatory and Industrial Schools.
2. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
3. MR. COWPER to move for leave to bring in a Bill to amend the law relating to the Volunteer Force.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. EAGAR to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, copies of Executive Minutes, opinions of the Crown Law Officers, and all other papers, having reference to the performance of the temporary Mail Service between Deniliquin and Moama during the early part of last year, and to the payment of £1,250 to the Contractors or their Agents in satisfaction of such Service.
2. MR. EAGAR to move, That there be laid upon the Table of this House, copies of any Correspondence or Documents that embody the particular mode of disposing of Government Debentures in London, alluded to in the 11th section of His Excellency the Governor's Speech on opening the present Session of Parliament.

FRIDAY, NOVEMBER 10.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. PARKES to move, That the Report of the Select Committee in the matter of Mr. Austin Forrest Wilshire, brought up on the 8th June last, be now adopted, and communicated by Address to His Excellency the Governor.

TUESDAY, NOVEMBER 14.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move for leave to introduce a Bill to limit the granting of New Trials in Civil Cases.
2. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of taking into consideration the Report of the Select Committee of this House appointed on the 19th May last, "to consider "and report upon the Petition of Mrs. E. M. Callaghan," and which said Report was laid upon the Table on the 15th June last.

FRIDAY, NOVEMBER 17.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Lunatics Further Protection Bill ; second reading.
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New South Wales.

No. 8.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 3 NOVEMBER, 1865.

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

Questions on Notice Paper for to-day:—

- (1.) Steam Postal Service *via* Panama:—Mr. Forster asked the Colonial Secretary, pursuant to Notice No. 1,—

(1.) What steps have the Government taken towards carrying into effect the Resolution passed by the House last Session, for the establishment of a Steam Postal Service by way of Panama?

(2.) Have the Government received from the Government of Queensland, any recent communication inviting the co-operation of this Colony in the establishment of Steam Communication with Great Britain by way of Torres' Straits?

(3.) What are the intentions of the Government with reference to the latter proposal?

Mr. Cowper answered,—

(1.) I beg to inform the House in reply to the Questions of the Honorable Member, that the only step taken with reference to the Resolution passed by the House last Session for the establishment of Steam Postal Communication by way of Panama, has been the making a communication to the Government of New Zealand, to this effect,—“Referring to your letter to me of the 15th May last, in respect to the co-operation of this Government with that of New Zealand in carrying out a contract for Steam Postal Communication by way of Panama, I have the honor to enquire whether any further steps have been taken in the matter. Parliament is called together for the despatch of business on the 24th proximo, when the subject will probably be brought under discussion, and during the Session a Bill will have to be submitted for giving effect to the Resolution passed by the Assembly, on the 20th April; should you be desirous of offering any suggestion for the consideration of this Government in connexion with the proposed Legislative enactment, I shall be glad to be favored with it at your earliest convenience.”—That letter is dated 30th September last, and was addressed to the Colonial Secretary of New Zealand, Wellington, and to it I have not as yet received any reply.

(2.) I do not find that the Government have received any recent communication from the Government of Queensland, but a letter dated the 14th March last, was received by me from the Colonial Secretary, Brisbane, dealing with this question, and concluding with this paragraph:—“I shall do myself the honor of again addressing you on this subject whenever I may be able to communicate further information; and, in the meantime, I beg leave to express a hope that your Government may be disposed to consider the Mail route, *via* Torres Straits, worthy of at least an equal amount of consideration with those other proposals which are now under discussion.”

(3.) I was under the impression that I had communicated to the Colonial Secretary of Queensland, generally, the desire of this Government to co-operate with the Government of Queensland in this matter, but if I did, it must have been in a semi-official or private manner. This Government has not been informed of the particulars of any arrangement, but I may state that it is favorable to co-operation with the Government of Queensland for the carrying out of the project.

Mr. Eagar withdrew the Question standing in his name, No. 2.

(2.)

(2.) Buoys at Macleay Heads:—Mr. Forster asked the Government, pursuant to Notice No. 3,—

(1.) Has any application been made to the Government for two Buoys at the Macleay Heads?

(2.) Has such application been, or will it be, granted; and if not, for what reason?

Mr. Smart answered,—

(1.) Application was made in September last.

(2.) The application was not granted, because it was considered that the inexpensive buoys already in use answered every purpose, and because it was expected that expensive iron buoys would be more liable to be swept away by the current than those used at present.

(3.) Police Magistrate, Wollombi:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 4,—

(1.) At how many places, and the names of those places, is it the duty of the Police Magistrate of Wollombi, to attend and hold Courts?

(2.) Is the Colonial Secretary aware that the Police Magistrate of Wollombi attends regularly at all the places where he is required to attend?

Mr. Cowper answered,—

(1.) The Police Magistrate at Wollombi is ordered to attend and hold Courts at the following places:—Wollombi, where he resides, St. Alban's, and Elalong.

(2.) I have had one or two complaints that the Police Magistrate has not attended regularly at St. Alban's; but having called his attention to the circumstance, he stated that there was very little business to be attended to there, and during some part of the time when his absence was complained of, he had leave on account of ill health. This may have occasioned some irregularity, but no serious complaint has been made to me of inconvenience from his not having attended there.

(4.) Mr. Crothers, Returning Officer, Wollombi:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 5,—Was Mr. Crothers, at present Returning Officer for the Wollombi, ever dismissed the Public Service; if so, what was the cause of his dismissal?

Mr. Cowper answered,—Perhaps I may be allowed to say that there is some inconvenience arising from questions affecting the character of persons being put in this House. In this particular case it appears, as far as I can find from reference to papers of old date, that Mr. Crothers was appointed Crown Lands Commissioner by the Government of the day, and subsequently a representation was made to Government that he had, many years before, been convicted of keeping a public-house without a license. The matter was inquired into, and his appointment of Crown Lands Commissioner was cancelled. He was, several years afterwards, appointed Returning Officer, and the appointment was objected to. I referred the matter to the Police Magistrate of the District, who spoke of him in the highest terms, and reported that he was a gentleman of good repute, and was elected Churchwarden in the District. Mr. Crothers has been continued in his position, and it does seem hard that, at the end of more than twenty years, a question of this kind should be put in this House, which cannot be answered without reviving what, from the lapse of time, ought to be forgotten.

(5.) Wallalla Run, Liverpool Plains:—Mr. Lee asked the Minister representing the Lands Department, pursuant to Notice No. 6,—When the Papers and Correspondence, ordered by this House in April last, in reference to the Wallalla Run, Liverpool Plains, will be laid upon the Table?

Mr. Cowper answered,—This Return will be laid upon the Table next week.

2. Mr. Hugh Dixon (*"Formal" Motion*):—Mr. Parkes moved, pursuant to Notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, transmitting to His Excellency a Copy of the Petition of Hugh Dixon, presented to this House on 18th May, with a recommendation in support of the prayer of the Petitioner.
Question put and passed.

3. Motion Withdrawn:—Mr. Tunks withdrew the Motion standing in his name, No. 4 on the Notice Paper for to-day.

4. Municipalities Law Amendment Bill:—Mr. Cowper having presented this Bill, Bill, intituled "*A Bill to amend the Law relating to Municipalities*," read a first time.

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

5. Parramatta River Steam Company's Bill:—Mr. Tunks presented a Petition from certain members of the Provisional Committee of the Parramatta River Steam Company, praying for leave to introduce a Bill to incorporate the said Company,—And Mr. Tunks having produced the *Government Gazette*, and the *Empire* newspaper, containing notices, for four consecutive weeks in the months of September and October last, of the intention to apply for such Bill,—
Petition received.

6. Motions Withdrawn:—Mr. Forster withdrew the Motions standing in his name, Nos. 1 and 2 on the Notice Paper for to-day.

7. Vote of Thanks to the late Speaker, John Hay, Esquire :—Mr. Piddington moved, pursuant to Notice, and Dr. Lang seconded the motion, That the Thanks of this House be conveyed to John Hay, Esquire, for the efficient and skilful manner in which he has discharged the duties of Speaker during the period that he occupied the Chair of the House; that he be assured that his jealous maintenance of the privileges of this House, his conscientious attention to the arduous duties of his high office during several exhausting Sessions, and his uniform impartiality and urbanity in the Chair, justly entitle him to our esteem and gratitude. Question put and passed, *nemine contradicente*.
8. George Perry :—Mr. Donnelly presented a Petition from George Perry, of Parramatta, late Warder in Her Majesty's Gaol, Yass, complaining of his dismissal from office, and praying for investigation of his case.
Petition received.
9. Salaries of Future Governors, and of Ministers of the Crown :—Mr. Buchanan, *with the concurrence of the House*, moved pursuant to *amended* Notice,—
(1.) That the salaries of all future Governors of this Colony should be reduced to £5,000 a year, and that the salaries of the Ministers of the Crown should be in future equalized and fixed at £1,500 a year.
(2.) That the above Resolution be conveyed by Address to His Excellency the Governor.
Notice being taken that there was not a Quorum present, the Speaker counted the House; and there being only Eighteen Members present, exclusive of the Speaker, namely,—Mr. Buchanan, Mr. Cowper, Mr. Cummings, Mr. De Salis, Mr. Donnelly, Mr. Driver, Mr. Eagar, Mr. Forster, Mr. Garrett, Mr. Graham, Mr. Josephson, Dr. Lang, Mr. Lee, Mr. Osborne, Mr. Parkes, Mr. Pickering, Mr. Smart, and Mr. Stimpson,—the Speaker adjourned the House, at seventeen minutes before Five o'clock, until Tuesday next, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, NOVEMBER 7.

Questions :—

1. MR. FORSTER *to ask* THE SECRETARY FOR LANDS,—Have the Government taken, or do they intend taking, any steps for marking the boundary line between the Counties of Macquarie and Hawes, from the confluence of the Rivers Manning and Barnard, to Mount Sea View on the River Hastings, and thereby determining a part of the boundary line of the Settled and Intermediate Districts of the Electoral District of the Hastings, and the Police District of the Manning?
2. MR. PICKERING *to ask* THE POSTMASTER GENERAL,—If it is intended to comply with the prayer of a Memorial, forwarded to the Government some months ago asking for the establishment of a Post Office at Timbarra River?
3. MR. PARKES *to ask* THE COLONIAL SECRETARY,—Whether it is the intention of the Government to introduce, during the present Session, any measure for the re-construction of the Legislative Council, on the basis of Election by the People?
4. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—Is it the intention of the Government to introduce, during the present Session, any measure for the promotion or regulation of Public Instruction?
5. MR. MACLEAY *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) When the contract was entered into for the Bridge over the Murrumbidgee at Gundagai?
(2.) What time was fixed for the completion of the Contract?
(3.) Has any delay occurred in the execution of the work; and if so, from what cause?
6. MR. MACLEAY *to ask* THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to place any sum on the Estimates for the ensuing year for clearing and otherwise improving the navigation of the Murrumbidgee?
7. MR. EAGAR *to ask* THE MINISTER ACTING FOR THE COLONIAL TREASURER,—Whether the late Postmaster General, Major W. H. Christie, has paid, or been called upon by the Government to pay, any portion of the sum of £1,250, being the cost of the temporary Mail Service between Deniliquin and Moama during the early part of last year?

OTHER

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That, in the opinion of this House, the Despatch of the late Duke of Newcastle, which commands that the Clergy of the Church of England shall take precedence of all other Clergy on public occasions, is an invasion of the principle of religious equality, and should not be tolerated in this Country.
2. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Darling River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and either of those rivers.
3. MR. PARKES to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the present state of the Colony, and the course and tendency of the administration of affairs since the year 1855.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Piddington, Mr. Smart, Mr. Martin, Mr. Caldwell, Mr. Forster, Mr. Tighe, Mr. Sutherland, Mr. Macleay, and the Mover.
4. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of the Depositions taken in the case of Mr. Lowden, Justice of the Peace, charged with an indecent assault, and tried before the Carcoar Bench.
5. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of the Depositions taken in the case of Mr. O'Sullivan, Justice of the Peace, charged with an indecent assault, and tried before the Bench at Dubbo.
6. MR. DRIVER to move for leave to introduce a Bill for the preservation of Imported Game, and during the breeding season of Native Game.
7. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of the Depositions taken before the City Coroner at the inquest held upon the body of Bridget Bourke, on the 10th day of September last, with all correspondence between the Colonial Secretary and the Coroner thereon.
8. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 - (1.) Copies of all letters and communications to the Executive Government in reference to the liberation of the prisoners Levey and Shoveller, and all answers to said communications.
 - (2.) All minutes of the Executive, bearing on this subject.
 - (3.) Copies of the opinions of the Judge or Judges who were consulted as to the release of those prisoners, and every communication from the Judge or Judges to the Executive on the subject.
9. MR. FORSTER to move, That there be laid upon the Table of this House, a Return of the various items of expenditure for which provision was made in the Appropriation Act of last Session, of which the whole or any part remained unexpended at the beginning of the present Session, shewing in each case the service for which the money was voted, whether any part, and how much, had been expended, and the reasons for such non-expenditure.
10. MR. FORSTER to move, That there be laid upon the Table of this House, a Return of the several lines of road, for the repair or construction of which provision was made in the Schedule laid before the House and referred to in the Estimates of last Session, and on which the whole or any part of the money so provided had not been expended at the commencement of the present Session, shewing in each case whether any part, and how much, had been expended, and the reasons for such non-expenditure.
11. MR. FORSTER to move, That there be laid upon the Table of this House, a Return of the expense of bringing into operation the Stamp Act of last Session, from its commencement to the date of return, shewing the number and amount of salaries of the officials employed in its administration; the fees or other remuneration paid to members of the legal profession on account thereof; and in particular the cost of any case, action, or legal proceeding to which the Government became a party, or were rendered liable by reason of any defect in the said Act, or by bringing the same into operation.
12. MR. TUNKS to move for leave to introduce a Bill to incorporate the Proprietors of a certain Company called "The Parramatta River Steam Company," and for other purposes therein mentioned.

ORDER OF THE DAY:—

1. Mr. Hugh Dixon; Consideration in Committee of an Address to the Governor, transmitting to His Excellency a Copy of the Petition of Hugh Dixon, presented to this House on 18th May, with a recommendation in support of the prayer of the Petitioner.

WEDNESDAY,

WEDNESDAY, NOVEMBER 8.

Questions :—

1. MR. FORSTER *to ask* THE COLONIAL TREASURER,—Is it the intention of the Government to introduce, during the present Session, any measure for the direct taxation of income or property?
2. MR. LAYCOCK *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) How much of the money voted for the Southern Breakwater, Clarence River, has really been expended on that work?
 - (2.) In what way has such money been expended?
 - (3.) Under what circumstances do the Government decline to expend the balance in hand, £4,114 14s?
3. MR. LAYCOCK *to ask* THE COLONIAL SECRETARY,—
 - (1.) Whether the Government intend to institute a searching enquiry into the catastrophe that lately occurred on board the "Agnes Irving" steamship, by the bursting of the port boiler of that vessel on the Clarence River, by which four individuals lost their lives?
 - (2.) In the event of an enquiry being instituted, and resulting in finding any party or parties grossly culpable, will the Government institute criminal proceedings against all parties concerned?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to promote and regulate Reformatory and Industrial Schools.
2. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
3. MR. COWPER to move for leave to bring in a Bill to amend the law relating to the Volunteer Force.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. EAGAR to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, copies of Executive Minutes, opinions of the Crown Law Officers, and all other papers, having reference to the performance of the temporary Mail Service between Deniliquin and Moama during the early part of last year, and to the payment of £1,250 to the Contractors or their Agents in satisfaction of such Service.
2. MR. EAGAR to move, That there be laid upon the Table of this House, copies of any Correspondence or Documents that embody the particular mode of disposing of Government Debentures in London, alluded to in the 11th section of His Excellency the Governor's Speech on opening the present Session of Parliament.

THURSDAY, NOVEMBER 9.

Questions :—

1. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) When is it likely the Western Railway will be opened for traffic as far as Blackheath or Shepherd's Toll Bar?
 - (2.) When will the Southern Railway be open for traffic as far as Goulburn?
 - (3.) What will be the probable cost of constructing the Great Western Railway from Shepherd's Toll Bar to Bathurst?
2. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What amount of money was voted last Session for repairs (during the present year) to that portion of the Great Western Road between the Nepean River and Mount Lambie?
 - (2.) How much money has been expended on the above fifty-five miles of road during the present year?
 - (3.) What amount of money is likely to be expended on the above fifty-five miles of road from this date to the 1st of January next?

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Municipalities Law Amendment Bill; second reading.

FRIDAY, NOVEMBER 10.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. PARKES to move, That the Report of the Select Committee in the matter of Mr. Austin Forrest Wilshire, brought up on the 8th June last, be now adopted, and communicated by Address to His Excellency the Governor.

TUESDAY,

TUESDAY, NOVEMBER 14.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move for leave to introduce a Bill to limit the granting of new trials in Civil Cases.
2. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of taking into consideration the Report of the Select Committee of this House, appointed on the 19th day of May last, "to consider and report upon the Petition of Mrs. E. M. Callaghan," and which said Report was laid upon the Table on the 15th June last.

FRIDAY, NOVEMBER 17.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Lunatics Further Protection Bill; second reading.

NOTICE OF MOTION:—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the following Resolutions:—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is expedient that a Commission of Inquiry should be appointed for the purpose of visiting the various Gold Fields and other necessary places; to send for persons and papers; to take evidence; and to perform such other acts as may be required in order to obtain the requisite data upon which to base suitable Legislation for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions, and praying that he will cause to be placed upon the Supplementary Estimates for 1865, a sum of money not exceeding £1,000 (one thousand pounds) for the purpose of defraying the necessary outlay of the foregoing Commission of Inquiry.

New South Wales.

No. 9.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 7 NOVEMBER, 1865.

1. The House met pursuant to adjournment; the Speaker took the Chair.
Return of Writ:—The Speaker reported that the Writ issued by the late Speaker during the recess, for the Election of a Member to serve for the Electoral District of Wellington, in room of Saul Samuel, Esquire, resigned, had been duly returned, with a Certificate endorsed thereon of the Election of Saul Samuel, Esquire, to serve as such Member.
2. Member Sworn:—Saul Samuel, Esquire, having taken the Oath and subscribed the Roll, took his Seat as Member for the Electoral District of Wellington.
3. Questions on Notice Paper for to-day:—
 - (1.) Boundary Line between Counties of Macquarie and Hawes:—Mr. Forster asked the Government, pursuant to Notice No. 1,—Have the Government taken, or do they intend taking, any steps for marking the boundary line between the Counties of Macquarie and Hawes, from the confluence of the Rivers Manning and Barnard, to Mount Sea View on the River Hastings, and thereby determining a part of the boundary line of the Settled and Intermediate Districts of the Electoral District of the Hastings, and the Police District of the Manning?
Mr. Cowper answered,—Instructions were issued in 1863 for marking the boundary line between the Counties of Hawes and Macquarie, but these instructions were not carried out by reason of the great expense involved, the country being impracticable, and the boundary not a natural feature, but an arbitrary line. It was proposed to adopt a natural feature instead, but this involves Legislation, the line being the boundary between the Settled and Intermediate Districts. The Government has not yet determined whether they will initiate such Legislation, or incur the expense of marking the line.
 - (2.) Post Office, Timbarra River:—Mr. Pickering asked the Postmaster General, pursuant to Notice No. 2,—If it is intended to comply with the prayer of a Memorial, forwarded to the Government some months ago, asking for the establishment of a Post Office at Timbarra River?
Mr. Cunneen answered,—At Timbarra River (as at other localities where the population is not great) it has been decided to establish a Post Office for the reception and security of letters, papers, &c., if the inhabitants will run the mail to and from the Table Land Post Office at their own cost.
 - (3.) Re-construction of Legislative Council on Electoral basis:—Mr. Parkes asked the Colonial Secretary, pursuant to Notice No. 3,—Whether it is the intention of the Government to introduce, during the present Session, any measure for the re-construction of the Legislative Council, on the basis of Election by the People?
Mr. Cowper answered,—Such a measure has been a long time prepared, and the Government will be ready to submit it to the House when the state of the public business renders it desirable.
 - (4.) Public Instruction:—Mr. Forster asked the Colonial Secretary, pursuant to Notice No. 4,—Is it the intention of the Government to introduce, during the present Session, any measure for the promotion or regulation of Public Instruction?

Mr.

Mr. Cowper answered,—I may be permitted to make, in reply to this question, an answer similar to that I gave to the last; but I would also add that I have ready for the House the same Bill which they had under consideration formerly, which I should be prepared to submit, with one or two slight alterations, if the House were ready to deal with it, this present Session.

(5.) Bridge over the Murrumbidgee at Gundagai:—Mr. Macleay asked the Secretary for Public Works, pursuant to Notice No. 5,—

(1.) When the contract was entered into for the Bridge over the Murrumbidgee at Gundagai?

(2.) What time was fixed for the completion of the Contract?

(3.) Has any delay occurred in the execution of the work; and if so, from what cause?

Mr. Smart answered,—

(1.) The Contract for the Bridge over the Murrumbidgee at Gundagai was entered into on the 21st October, 1863.

(2.) The time for completion was 21st October, 1865, extended to 21st January, 1866, to permit of the cast iron being obtained from the Fitzroy Iron Company.

(3.) The work has been delayed, in the first instance by the failure of the late lessee of the Fitzroy Iron Mines; secondly, by the failure of the Fitzroy Company to fulfil their agreement with the Contractor to supply the cylinders by the 1st May, 1865; and thirdly, by the difficulty in obtaining carriage to Gundagai on account of the drought.

(6.) Improvement of Navigation of River Murrumbidgee:—Mr. Macleay asked the Secretary for Public Works, pursuant to Notice No. 6,—Is it the intention of the Government to place any sum on the Estimates for the ensuing year for clearing and otherwise improving the navigation of the Murrumbidgee?

Mr. Smart answered,—On the Estimate for 1864, £3,000 was voted towards the survey and improvement of the Rivers Darling and Murrumbidgee. The survey of the Darling is now being proceeded with, and on its completion the survey party will return by the Murrumbidgee and finish the survey of that river. When the report of the survey is received, the Government will have some reliable data to go upon, and will be in a better position than at present to say whether they will propose to Parliament to incur the expense of canalizing or otherwise improving the navigation of the river.

(7.) Major W. H. Christie, late Postmaster General—Mail Service, Deniliquin and Moama:—Mr. Eagar asked the Minister acting for the Colonial Treasurer, pursuant to Notice No. 7,—Whether the late Postmaster General, Major W. H. Christie, has paid, or been called upon by the Government to pay, any portion of the sum of £1,250, being the cost of the temporary Mail Service between Deniliquin and Moama during the early part of last year?

Mr. Cunneen answered,—Major Christie has not paid, nor has he been called upon by the present Government to pay, any portion of the sum in question.

4. Papers:—Mr. Samuel laid upon the Table the undermentioned Papers:—

(1.) Return to Order, in reference to "Treasury Balances," made by this House, on motion of Mr. Piddington, on 25th October, 1865.

(2.) Return (in part) to Order, in reference to "Government Weekly Balances in Bank of New South Wales," made by this House, on motion of Mr. Eagar, on 26th October, 1865.

Ordered to be printed.

5. Motion Withdrawn:—Mr. Lucas withdrew the Motion standing in his name, No. 2 on the Notice Paper for to-day.

6. Standing Orders Committee—Library Committee—(Sessional Order):—Mr. Cowper, with the concurrence of the House, moved, without notice, That the name of Mr. Hay be substituted for that of Mr. Arnold, in the Standing Orders Committee, and the Library Committee, respectively.
Question put and passed.

7. Paper:—Mr. Cowper laid upon the Table, Correspondence respecting Regulations proposed for the Remission of Sentences of Prisoners confined in the Gaols and Penal Establishments of the Colony.
Ordered to be printed.

8. Stamp Duties Act ("Formal" Motion):—Mr. Forster moved, pursuant to Notice, That there be laid upon the Table of this House, a Return of the expense of bringing into operation the Stamp Act of last Session, from its commencement to the date of return, shewing the number and amount of salaries of the officials employed in its administration; the fees or other remuneration paid to members of the legal profession on account thereof; and in particular the cost of any case, action, or legal proceeding to which the Government became a party or were rendered liable by reason of any defect in the said Act, or by bringing the same into operation.
Question put and passed.

9. Parramatta River Steam Company's Bill ("Formal" Motion):—Mr. Tunks moved, pursuant to Notice, for leave to introduce a Bill to incorporate the Proprietors of a certain Company called "The Parramatta River Steam Company," and for other purposes therein mentioned.
Question put and passed.

10. Clerical Precedence:—Mr. Buchanan, *with the concurrence of the House*, moved, pursuant to *amended* Notice:—

(1.) That, in the opinion of this House, the Despatch of the late Duke of Newcastle, which commands that the Clergy of the Church of England shall take precedence of all other Clergy on public occasions, is an invasion of the principle of religious equality, and should not be tolerated in this Country.

(2.) That the above Resolution be embodied in an Address to the Governor, with a request that His Excellency will be pleased to transmit the same to the Principal Secretary of State for the Colonies for presentation to Her Majesty.

Debate ensued.

Question put.

The House divided.

Ayes, 20.

Mr. Cunneen,	Mr. Brown,
Mr. Driver,	Mr. Parkes,
Mr. Cummings,	Mr. Forster,
Mr. Rodd,	Mr. White,
Mr. Garrett,	Mr. Tunks,
Mr. Stimpson,	Mr. Buchanan,
Mr. Donnelly,	Mr. Pickering,
Mr. Eagar,	<i>Tellers.</i>
Mr. Egan,	Dr. Lang,
Mr. Graham,	Mr. Hart,
Mr. Lucas,	

Noes, 7.

Mr. Cowper,
Mr. Smart,
Mr. Campbell,
Mr. Byrnes,
Mr. Cooper,
<i>Tellers.</i>
Mr. Lee,
Mr. Gordon.

11. Clarence and New England Steam Navigation Company's Bill:—Mr. Driver presented a Petition from the Directors of the Clarence and New England Steam Navigation Company, praying for leave to introduce a Bill to Incorporate the said Company,—
And Mr. Driver having produced the *Government Gazette*, and the *Empire*, *Clarence and Richmond Examiner*, and *Armidale Express*, Newspapers, containing Notices for four consecutive weeks within three months previous to the presentation of such Petition, of the intention to apply for such Bill,—
Petition received.
12. Parramatta River Steam Company's Bill:—Mr. Tunks having *presented* this Bill, and produced a Certificate of the payment of twenty-five pounds to the credit of the Consolidated Revenue of the Colony,—Bill, intituled, "*A Bill to incorporate the Parramatta River Steam Company*,"—read a first time.
13. Present state of the Colony:—Mr. Parkes moved, pursuant to Notice,—
(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the present state of the Colony, and the course and tendency of the administration of affairs since the year 1855.
(2.) That such Committee consist of Mr. Cowper, Mr. Piddington, Mr. Smart, Mr. Martin, Mr. Caldwell, Mr. Forster, Mr. Tighe, Mr. Sutherland, Mr. Macleay, and the Mover.
Debate ensued.
Question put and passed.
14. Mr. Lowden, J.P. (Administration of Justice):—Mr. Buchanan moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of the Depositions taken in the case of Mr. Lowden, Justice of the Peace, charged with an indecent assault, and tried before the Carcoar Bench.
Debate ensued.
Question put.
The House divided.

Ayes, 5.

Mr. Pickering,
Mr. Stimpson,
Mr. Donnelly,
<i>Tellers.</i>
Mr. Buchanan,
Mr. Kemp.

Noes, 24.

Mr. Cowper,	Mr. Garrett,
Mr. Smart,	Mr. Cooper,
Mr. Samuel,	Mr. Driver,
Mr. Cunneen,	Mr. Hart,
Mr. Forster,	Mr. Joseph,
Mr. Campbell,	Mr. Gordon,
Mr. Lee,	Mr. Josephson,
Mr. White,	Mr. De Salis,
Mr. Hannell,	<i>Tellers.</i>
Mr. Alexander,	Mr. Piddington,
Mr. Parnell,	Mr. Lucas.
Mr. Sutherland,	
Mr. Cummings,	
Mr. Graham,	

15. Mr. O'Sullivan (Administration of Justice):—Mr. Buchanan, *with the concurrence of the House*, moved, pursuant to *amended* Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of the Depositions taken in the case of Mr. O'Sullivan, charged with an indecent assault, and tried before the Bench at Dubbo.
Debate ensued.
Question put and passed.
16. Game Protection Bill:—Mr. Driver moved, pursuant to Notice, for leave to introduce a Bill for the preservation of Imported Game, and during the breeding season of Native Game.
Question put and passed,

17. Inquest on Bridget Bourke:—Mr. Driver moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—Copies of the Depositions taken before the City Coroner at the inquest held upon the body of Bridget Bourke, on the 10th day of September last, with all Correspondence between the Colonial Secretary and the Coroner thereon.
Question put and passed.
18. Prisoners Levey and Shoveller (Administration of Justice):—Mr. Buchanan moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
(1.) Copies of all letters and communications to the Executive Government in reference to the liberation of the prisoners Levey and Shoveller, and all answers to said communications.
(2.) All minutes of the Executive, bearing on this subject.
(3.) Copies of the opinions of the Judge or Judges who were consulted as to the release of those prisoners, and every communication from the Judge or Judges to the Executive on the subject.
Question put and passed.
19. Moneys voted but not expended—Roads for which money has been voted:—Mr. Forster, *with the concurrence of the House*, moved, pursuant to, *and in consolidation of Notices Nos. 9 and 10*, That there be laid upon the Table of this House,—
(1.) A Return of the various items of Expenditure for which provision was made in the Appropriation Act of last Session, of which the whole or any part remained unexpended on the 31st October, shewing in each case the service for which the money was voted; whether any part, and how much, had been expended, and the reasons for such non-expenditure.
(2.) A Return of the several lines of Road, for the repair or construction of which provision was made in the Schedule laid before the House and referred to in the Estimates of last Session, and on which the whole or any part of the money so provided had not been expended on the 31st October, shewing in each case whether any part, and how much, had been expended, and the reasons for such non-expenditure.
Debate ensued.
Question put and passed.
20. Mr. Hugh Dixon:—On motion of Mr. Parkes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider of an Address to the Governor, transmitting to His Excellency a Copy of the Petition of Hugh Dixon, presented to this House on 18th May, with a recommendation in support of the prayer of the Petitioner.
The Chairman reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, that the said Resolution be received to-morrow.
The House adjourned at twenty-two minutes after Nine o'clock, until To-morrow, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, NOVEMBER 8.

Questions:—

1. MR. FORSTER *to ask* THE COLONIAL TREASURER,—Is it the intention of the Government to introduce, during the present Session, any measure for the direct taxation of income or property?
2. MR. LAYCOCK *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) How much of the money voted for the Southern Breakwater, Clarence River, has really been expended on that work?
(2.) In what way has such money been expended?
(3.) Under what circumstances do the Government decline to expend the balance in hand, £4,874 17s. 7d.?

3. MR. LATCOCK to ask THE COLONIAL SECRETARY,—
 (1.) Whether the Government intend to institute a searching inquiry into the catastrophe that lately occurred on board the "Agnes Irving" steamship, by the bursting of the port boiler of that vessel on the Clarence River, by which four individuals lost their lives?
 (2.) In the event of an inquiry being instituted, and resulting in finding any party or parties grossly culpable, will the Government institute criminal proceedings against all parties concerned?
4. MR. CUMMINGS to ask THE SECRETARY FOR PUBLIC WORKS,—
 (1.) When will the Government lay upon the Table of this House the Plan or Plans, with the Book of Reference, relative to the extension of the Great Western Line of Railroad to the town of Bathurst?
 (2.) Is it the intention of the Government to call for Tenders for the completion of the work with as little delay as possible?
5. MR. HART to ask THE COLONIAL SECRETARY,—Whether any, and what arrangement has been made for discharging the duties of Primary Judge in Equity of the Supreme Court?
6. MR. PIDDINGTON to ask THE COLONIAL SECRETARY,—Is it the intention of the Government to introduce any Bill for the promotion and encouragement of Immigration from the United Kingdom; and if such is the determination of the Government, when will the Bill be ready?

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to promote and regulate Reformatory and Industrial Schools.
2. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
3. MR. COWPER to move for leave to bring in a Bill to amend the law relating to the Volunteer Force.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. EAGAR to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, copies of Executive Minutes, opinions of the Crown Law Officers, and all other papers, having reference to the performance of the temporary Mail Service between Deniliquin and Moama during the early part of last year, and to the payment of £1,250 to the Contractors or their Agents in satisfaction of such Service.
2. MR. EAGAR to move, That there be laid upon the Table of this House, copies of any Correspondence or Documents that embody the particular mode of disposing of Government Debentures in London, alluded to in the 11th section of His Excellency the Governor's Speech on opening the present Session of Parliament.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, with a view to consider the propriety of introducing a Bill to remove restrictions upon distillation by manufacturers of sugar, wine, or cider.
4. MR. FORSTER to move for leave to introduce a Bill to enforce claims against the Government.
5. MR. DRIVER to move for leave to introduce a Bill to incorporate the proprietors of a certain Company called "The Clarence and New England Steam Navigation Company."

ORDER OF THE DAY:—

1. Mr. Hugh Dixon:—Reception of Resolution from Committee of the Whole, in reference to.

THURSDAY, NOVEMBER 9.

Contingent Notice:—

1. MR. FORSTER to move, by way of Amendment on the Motion for the second reading of the Municipalities Act Amendment Bill:—
 (1.) That this House is of opinion,—
 (1.) That the present system of providing for local public works and other requirements, through the agency of the Central Government and of Ministers, without any direct local responsibility, upon the application of Members of the Legislative Assembly, or private parties, locally interested, is in its operation costly and ineffective—partial and unjust by its inevitable tendency to favour particular individuals, interests, and localities, at the expense of others and of the public generally, and calculated to impair the independence of Parliament, by placing it in the power of Ministers to make distinctions between their supporters and opponents, in regard to the local distribution or expenditure of public money.
 (2.) That the great extent of this Colony, and the comparative isolation or inaccessibility of certain portions thereof, render it extremely difficult, if not impossible, for the Central Government to determine justly the relative claims and necessities of the more remote Districts, in regard to public works and other requirements, or to supervise effectively the expenditure of public money thereon.

(3.)

(3.) That the Municipalities Act of 1858 provides no sufficient remedy for the evils above specified, nor can any such remedy be included in any amendment or alteration of the said Act, that does not greatly extend or modify its principles, or embody principles not therein contained.

(4.) That in particular those provisions of the said Act which commit wholly to the discretion of the Executive Government the inauguration of Municipalities, the determination of their territorial form and extent, and the establishment or modification of their boundaries, are injurious to the interests of adjacent districts and proprietors, as well as to the public interest generally.

(5.) That the principle of Municipal control and expenditure requires to be extended, by making Municipal Councils and Districts, in some form or other, general and compulsory throughout the Colony.

(6.) That such Municipal Districts should, in general, embrace larger areas than existing Municipalities, and their form, extent, and boundaries be fixed in the first instance by statute, subject only to such further modification or subdivision as may be considered advisable by the Executive Government, upon the application, or with the concurrence of the local authorities, or of a majority of the parties locally interested therein.

(7.) That the Councils of such Municipal Districts should be endowed with a share of the local territorial revenues, and invested with the control and collection of all other local revenues, as also with more extended powers of local taxation, expenditure, and self-government, than are conferred by the said Act upon existing Municipalities.

2. That an Address be presented to the Governor, respectfully acquainting His Excellency with the substance of the foregoing Resolutions.

Questions :—

1. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) When is it likely the Western Railway will be opened for traffic so far as Blackheath or Shepherd's Toll Bar?
 - (2.) When will the Southern Railway be open for traffic as far as Goulburn?
 - (3.) What will be the probable cost of constructing the Great Western Railway from Shepherd's Toll Bar to Bathurst?
2. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What amount of money was voted last Session for repairs, during the present year, to that portion of the Great Western Road between the Nepean River and Mount Lambie?
 - (2.) How much money has been expended on the above fifty-five miles of road during the present year?
 - (3.) What amount of money is likely to be expended on the above fifty-five miles of road from this date to the 1st of January next?
3. MR. PARKES *to ask* THE COLONIAL SECRETARY,—Will the Government be prepared, during the present Session, to propose to this House the abolition of the Postal Charge on Colonial Newspapers?

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Municipalities Law Amendment Bill ; second reading.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. BURDEKIN *to move* for leave to introduce a Bill to amend the Law of Partnership.

FRIDAY, NOVEMBER 10.

Questions :—

1. MR. TUNKS *to ask* THE MINISTER ACTING FOR THE MINISTER FOR LANDS,—
 - (1.) What is the reason of the delay in opening for traffic the Road to the north side of the Parramatta River *via* Balmain and Five Dock?
 - (2.) When will that Road be opened to the public, and the Punt be brought into use?
2. MR. TUNKS *to ask* THE COLONIAL SECRETARY,—Has the Burying Ground attached to the Lunatic Asylum, Tarban Creek, been fenced in since last Session of Parliament, or have any steps been taken to prevent the dead bodies of the lunatics from being stolen or devoured by wild animals?
3. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is it intended to place on the Estimates for the ensuing year any sum of money for the erection of a Court House and Lock-up at Rockley?
 - (2.) Why the amount promised to be placed upon the Estimates for that purpose, some months since, has not been placed thereon?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. PARKES *to move*, That the Report of the Select Committee in the matter of Mr. Austin Forrest Wilshire, brought up on the 8th June last, be now adopted, and communicated by Address to His Excellency the Governor.

2. MR. TUNKS to move,—
 (1.) That the Bill to incorporate the proprietors of a certain Company called the Parramatta River Steam Company, and for other purposes therein mentioned, be referred to a Select Committee for consideration and report.
 (2.) That such Committee consist of Mr. Lee, Mr. White, Mr. Graham, Mr. Farnell, Mr. Forster, Mr. Neale, Mr. Burdekin, and the Mover.
3. MR. DONNELLY to move, That the Petition presented by him on 3rd November, from George Perry, of Parramatta, be printed.

TUESDAY, NOVEMBER 14.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move for leave to introduce a Bill to limit the granting of New Trials in Civil Cases.
2. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of taking into consideration the Report of the Select Committee of this House appointed on the 19th day of May last, "to consider and report upon the Petition of Mrs. E. M. Callaghan," and which said Report was laid upon the Table on the 15th June last.

FRIDAY, NOVEMBER 17.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Lunatics Further Protection Bill; second reading.

NOTICE OF MOTION:—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the following Resolutions:—
 (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its mineral resources.
 (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is expedient that a Commission of Inquiry should be appointed for the purpose of visiting the various Gold Fields and other necessary places; to send for persons and papers; to take evidence; and to perform such other acts as may be required in order to obtain the requisite data upon which to base suitable Legislation for properly carrying out the object contemplated in the first Resolution.
 (3.) That an Address be presented to His Excellency the Governor embodying the foregoing Resolutions, and praying that he will cause to be placed upon the Supplementary Estimates for 1865, a sum of money not exceeding £1,000 (one thousand pounds) for the purpose of defraying the necessary outlay of the foregoing Commission of Inquiry.

TUESDAY, NOVEMBER 21.

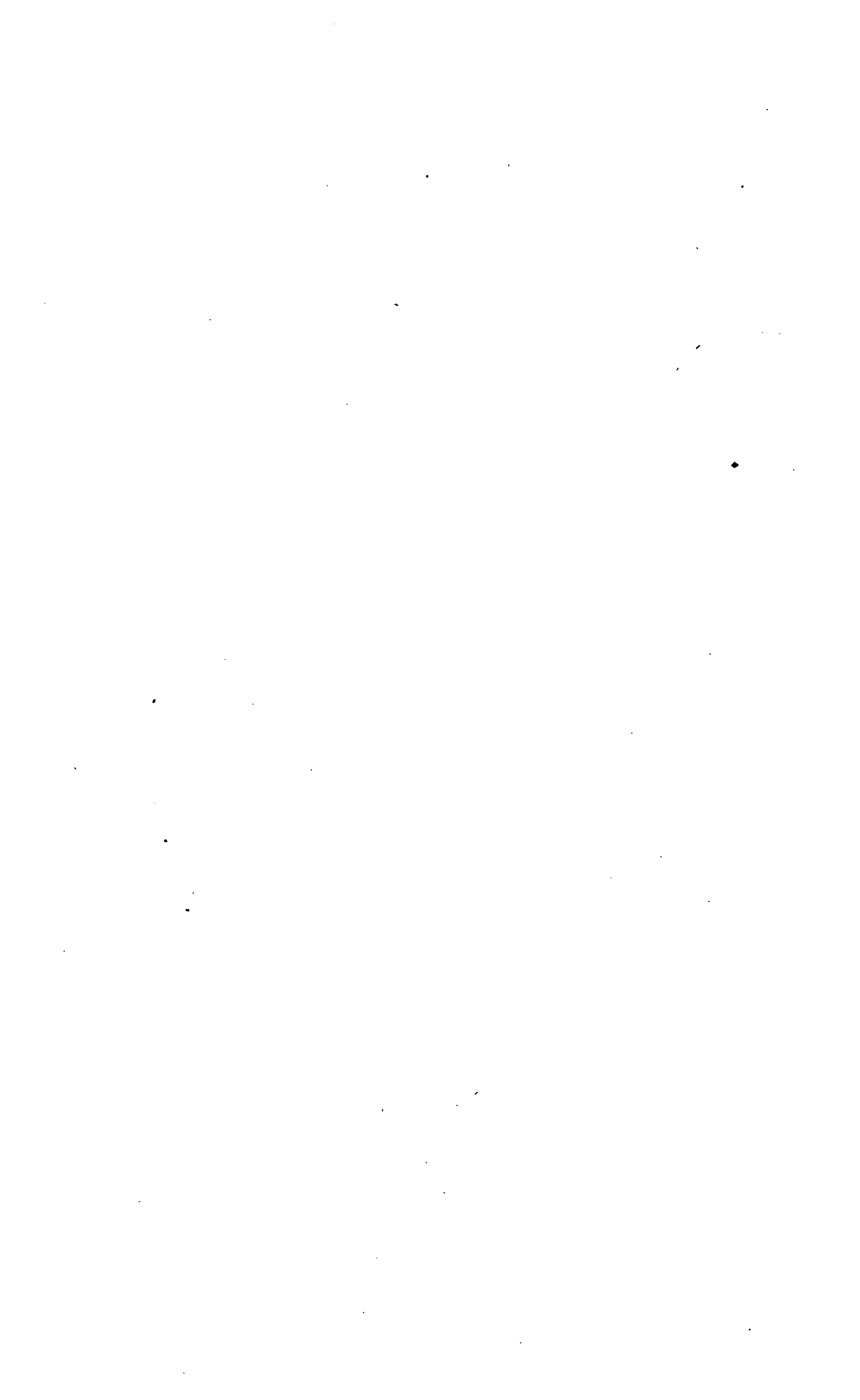
OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
 (1.) That in the opinion of this House, the salaries of all future Governors of this Colony should be reduced to £5,000.
 (2.) That the above resolution be transmitted by Address to His Excellency the Governor.
2. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Darling River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and either of those Rivers.

TUESDAY, NOVEMBER 28.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. BUCHANAN to move, That in the opinion of this House, the Pitt-street Tramway is a serious obstruction to the right of way in one of the most important thoroughfares of the City; that it is a dangerous nuisance to the inhabitants, and has succeeded in driving almost all the traffic from the street, besides endangering the lives and limbs of passengers, unredemmed, by affording any proportionate convenience to the public; that it should, therefore, be removed with as little delay as possible.



New South Wales.

No. 10.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 8 NOVEMBER, 1865.

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

Vote of Thanks to the late Speaker, John Hay, Esquire:—The Speaker reported, that, in pursuance of the Vote of this House on the 3rd instant, he had addressed the following letter to the late Speaker, John Hay, Esquire:—

“ *Legislative Assembly Chamber,*
“ *Sydney, 8th November, 1865.*”

“ SIR,

“ In accordance with a Resolution passed unanimously by this House on the 3rd instant, and entered on the Votes and Proceedings of that day, (of which I do myself the honor to transmit a copy herewith,) it is my pleasing duty to convey to you the Thanks of this House, for the efficient and skilful manner in which you have discharged the duties of Speaker, during the period that you occupied the Chair of the House; and to assure you, that your jealous maintenance of the privileges of this House, your conscientious attention to the arduous duties of your high office, during several exhausting Sessions, and your uniform impartiality and urbanity in the Chair, justly entitle you to our esteem and gratitude.

“ I have the honor to be,

“ Sir,

“ Your obedient servant,

“ W. M. ARNOLD,

“ Speaker.

“ John Hay, Esquire, M.P.,

“ Late Speaker of the

“ Legislative Assembly.”

2. Questions on Notice Paper for to-day:—

(1.) Direct Taxation:—Mr. Forster asked the Colonial Treasurer, pursuant to Notice No. 1,—Is it the intention of the Government to introduce, during the present Session, any measure for the direct taxation of income or property?

Mr. Samuel answered,—The Honorable Member's question will be best answered when I make the Financial Statement. The fullest information will then be given relative to the intentions of the Government with regard to taxation.

(2.) Southern Breakwater, Clarence River:—Mr. Laycock asked the Secretary for Public Works, pursuant to Notice No. 2,—

(1.) How much of the money voted for the Southern Breakwater, Clarence River, has really been expended on that work?

(2.) In what way has such money been expended?

(3.) Under what circumstances do the Government decline to expend the balance in hand, £4,874 17s. 7d.?

Mr. Smart answered,—

(1.) Total amount expended £15,168 2s. 5d.

(2.) On the first division £10,753 1s. 9d., and along the margin of rocks £4,415 10s. 8d.

(3.) It is not considered advisable to extend the Breakwater further seawards till the Northern Breakwater shall have been proceeded with.

(3.)

- (3.) Steamship "Agnes Irving":—Mr. Laycock asked the Colonial Secretary, pursuant to Notice No. 3,—
- (1.) Whether the Government intend to institute a searching enquiry into the catastrophe that lately occurred on board the "Agnes Irving" steamship, by the bursting of the port boiler of that vessel on the Clarence River, by which four individuals lost their lives?
 - (2.) In the event of an enquiry being instituted, and resulting in finding any party or parties grossly culpable, will the Government institute criminal proceedings against all parties concerned?
- Mr. Samuel answered,—
- (1.) The Steam Navigation Board have called upon their own Engineer, Mr. Evans, and also upon two other Engineers, Mr. Napier and Mr. Jaffery, for reports as to the cause of the accident, with a view to an investigation as to the matter.
 - (2.) When the necessary investigation has been completed the Government will take such steps as may appear to be advisable.
- (4.) Plans and Books of Reference, Western Railway Extension:—Mr. Cummings asked the Secretary for Public Works, pursuant to Notice No. 4,—
- (1.) When will the Government lay upon the Table of this House the Plan or Plans, with the Book of Reference, relative to the extension of the Great Western Line of Railroad to the town of Bathurst?
 - (2.) Is it the intention of the Government to call for Tenders for the completion of the work with as little delay as possible?
- Mr. Smart answered,—
- (1.) The Plan, Section, and Book of Reference of the Great Western Railway extension from Piper's Flats to Bathurst will be laid on the Table of the House on Friday.
 - (2.) As soon as the Plans are approved by Parliament it is the intention of the Government to call for tenders for the completion of the Line to Bathurst.
- (5.) Primary Judge in Equity, Supreme Court:—Mr. Hart asked the Colonial Secretary, pursuant to Notice No. 5,—Whether any, and what, arrangement has been made for discharging the duties of Primary Judge in Equity of the Supreme Court?
- Mr. Cowper answered,—The Chief Justice at present holds a Commission as Primary Judge, and, so far as I am aware, is discharging the duties of that office.
- (6.) Immigration from United Kingdom:—Mr. Piddington asked the Colonial Secretary, pursuant to Notice No. 6,—Is it the intention of the Government to introduce any Bill for the promotion and encouragement of Immigration from the United Kingdom; and, if such is the determination of the Government, when will the Bill be ready?
- Mr. Cowper answered,—I am not prepared to say in what shape the matter will be brought before the Parliament, but information will be given on an early day.
3. Michael Hickey:—Mr. Neale presented a Petition from Michael Hickey of Sydney, late Warder in Her Majesty's Gaol, Yass, complaining of his dismissal from office, and praying for investigation of his case.
Petition received.
4. Motion for Adjournment:—Mr. Eagar moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
5. Sums voted for repair of Roads in Campbelltown District:—Mr. Hurley presented a Petition from the Unemployed Working Men, residents of the District of Campbelltown, praying that the sums voted for the repairs of the Roads of that District may be so appropriated.
Petition received.
6. Standard Weight of the Bushel of Maize:—Mr. Piddington presented a Petition from certain Agriculturists of the Hawkesbury, praying that the Standard Weight of the Bushel of Maize may be fixed by Law.
Petition received.
7. Paper:—Mr. Samuel laid upon the Table Final Return to Order, in reference to "Government Weekly Balances in Bank of New South Wales," made by this House, on Motion of Mr. Eagar, on 26th October, 1865 (*being in continuation of the Return recorded in the Votes and Proceedings of yesterday, Entry 4 (c)*).
Ordered to be printed.
8. Exchange of Land Scots Church, Sydney, Legalizing Bill:—Dr. Lang presented a Petition from Elders and Committee of Management of the Scots Church, Sydney, praying for leave to bring in a Bill to legalize the Exchange of a portion of the Allotment of the Scots Church, Sydney,—
And Dr. Lang having produced the *Government Gazette*, and the *Empire Newspaper*, containing notices for four consecutive weeks in the months of October and November, 1865, of the intention to apply for such Bill,—
Petition received.
9. Railway Survey from Piper's Flat to Mudgee:—Mr. Terry presented a Petition from the Inhabitants of the Town, District, and Neighbourhood of Mudgee, representing that that place would be more easily and cheaply approached by Railway from the Bathurst line than from the Northern line; and praying that a line be surveyed from Piper's Flat on the Bathurst line to Mudgee, whereby it may be proved which is the more desirable route for connecting the Mudgee District with the Seaboard.
Petition received.

10. Paper :—Mr. Cowper laid upon the Table, Further Correspondence, &c., respecting Queensland Debt.
Ordered to be printed.
11. Motion for Adjournment :—Mr. Martin moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
12. Reformatory and Industrial Schools Bill :—
(1.) Mr. Cowper moved, pursuant to Notice, for leave to bring in a Bill to promote and regulate Reformatory and Industrial Schools.
Debate ensued.
Question put and passed.
(2.) Mr. Cowper having presented this Bill, Bill, intituled "*A Bill to promote and regulate Reformatory and Industrial Schools*," read a first time.
Ordered to be printed, and read a second time on Wednesday next.
13. Motions Withdrawn :—Mr. Cowper withdrew the Motions standing in his name, Nos. 2 and 3 on the Notice Paper of Government Business for to-day.
14. Temporary Mail Service, Deniliquin and Moama :—Mr. Eagar moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of Executive Minutes, Opinions of the Crown Law Officers, and all other papers, having reference to the performance of the temporary Mail Service between Deniliquin and Moama during the early part of last year, and to the payment of £1,250 to the Contractors or their Agents in satisfaction of such Service.
Debate ensued.

Notice being taken that there was not a Quorum present, the Speaker counted the House; and, there being only Nineteen Members present, exclusive of the Speaker, namely,—Mr. Buchanan, Mr. Cowper, Mr. Cunneen, Mr. De Salis, Mr. Driver, Mr. Eagar, Mr. Forster, Mr. Garrett, Mr. Graham, Mr. Hurley, Mr. Josephson, Dr. Lang, Mr. Macpherson, Mr. Parkes, Mr. Piddington, Mr. Roberts, Mr. Samuel, Mr. Terry, and Mr. Tunks,—the Speaker adjourned the House, at twenty-six minutes before Six o'clock, until To-morrow, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, NOVEMBER 9.

Contingent Notice :—

1. MR. FORSTER to move, by way of Amendment on the Motion for the second reading of the Municipalities Act Amendment Bill :—
(1.) That this House is of opinion,—
(1.) That the present system of providing for local public works and other requirements, through the agency of the Central Government and of Ministers, without any direct local responsibility, upon the application of Members of the Legislative Assembly, or private parties, locally interested, is in its operation costly and ineffective—partial and unjust by its inevitable tendency to favour particular individuals, interests, and localities, at the expense of others, and of the public generally, and calculated to impair the independence of Parliament, by placing it in the power of Ministers to make distinctions between their supporters and opponents, in regard to the local distribution or expenditure of public money.
(2.) That the great extent of this Colony, and the comparative isolation or inaccessibility of certain portions thereof, render it extremely difficult, if not impossible, for the Central Government to determine justly the relative claims and necessities of the more remote Districts, in regard to public works and other requirements, or to supervise effectively the expenditure of public money thereon.
(3.) That the Municipalities Act of 1853 provides no sufficient remedy for the evils above specified, nor can any such remedy be included in any amendment or alteration of the said Act, that does not greatly extend or modify its principles, or embody principles not therein contained.
(4.) That in particular, those provisions of the said Act which commit wholly to the discretion of the Executive Government the inauguration of Municipalities, the determination of their territorial form and extent, and the establishment or modification of their boundaries, are injurious to the interests of adjacent districts and proprietors, as well as to the public interest generally.

(5.)

(5.) That the principle of Municipal control and expenditure requires to be extended, by making Municipal Councils and Districts, in some form or other, general and compulsory throughout the Colony.

(6.) That such Municipal Districts should, in general, embrace larger areas than existing Municipalities, and their form, extent, and boundaries be fixed in the first instance by statute, subject only to such further modification or subdivision as may be considered advisable by the Executive Government, upon the application, or with the concurrence of the local authorities, or of a majority of the parties locally interested therein.

(7.) That the Councils of such Municipal Districts should be endowed with a share of the local territorial revenues, and invested with the control and collection of all other local revenues, as also with more extended powers of local taxation, expenditure, and self-government, than are conferred by the said Act upon existing Municipalities.

(2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the substance of the foregoing Resolutions.

Questions :—

1. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) When is it likely the Western Railway will be opened for traffic so far as Blackheath or Shepherd's Toll Bar?
 - (2.) When will the Southern Railway be open for traffic as far as Goulburn?
 - (3.) What will be the probable cost of constructing the Great Western Railway from Shepherd's Toll Bar to Bathurst?
2. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What amount of money was voted last Session for repairs, during the present year, to that portion of the Great Western Road between the Nepean River and Mount Lambie?
 - (2.) How much money has been expended on the above fifty-five miles of road during the present year?
 - (3.) What amount of money is likely to be expended on the above fifty-five miles of road from this date to the 1st of January next?
3. MR. PARKES to ask THE COLONIAL SECRETARY,—Will the Government be prepared, during the present Session, to propose to this House the abolition of the Postal Charges on Colonial Newspapers?
4. MR. FORSTER to ask THE SECRETARY FOR LANDS,—Is it the intention of the Government to introduce, during the present Session, any measure for the alteration or amendment of the Law relating to Minor Roads, or to Roads other than Main Roads?

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Municipalities Law Amendment Bill; second reading.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. BURDEKIN to move for leave to introduce a Bill to amend the Law of Partnership.
2. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866 a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
3. MR. BAGAR to move, That there be laid upon the Table of this House, copies of any Correspondence or Documents that embody the particular mode of disposing of Government Debentures in London, alluded to in the 11th section of His Excellency the Governor's Speech on opening the present Session of Parliament.
4. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, with a view to consider the propriety of introducing a Bill to remove restrictions upon distillation by manufacturers of sugar, wine, or cider.
5. MR. FORSTER to move for leave to introduce a Bill to enforce claims against the Government.
6. MR. DRIVER to move for leave to introduce a Bill to incorporate the proprietors of a certain Company called "The Clarence and New England Steam Navigation Company."

ORDER OF THE DAY :—

1. Mr. Hugh Dixon :—Reception of Resolution from Committee of the Whole, in reference to.

FRIDAY, NOVEMBER 10.

Questions :—

1. MR. TUNKS to ask THE MINISTER ACTING FOR THE MINISTER FOR LANDS,—
 - (1.) What is the reason of the delay in opening for traffic the Road to the north side of the Parramatta River *via* Balmain and Five Dock?
 - (2.) When will that Road be opened to the public, and the Punt be brought into use?

2. MR. TUNKS *to ask* THE COLONIAL SECRETARY,—Has the Burying Ground attached to the Lunatic Asylum, Tarban Creek, been fenced in since last Session of Parliament, or have any steps been taken to prevent the dead bodies of the lunatics from being stolen or devoured by wild animals?
3. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is it intended to place on the Estimates for the ensuing year any sum of money for the erection of a Court House and Lock-up at Rockley?
 - (2.) Why the amount promised to be placed upon the Estimates for that purpose, some months since, has not been placed thereon?
4. MR. ROBERTS *to ask* THE MINISTER REPRESENTING THE DEPARTMENT OF LANDS,—When the Government intend expending the money voted last Session for the repair of Minor Roads in the Southern Districts?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. PARKES *to move*, That the Report of the Select Committee in the matter of Mr. Austin Forrest Wilshire, brought up on the 8th June last, be now adopted, and communicated by Address to His Excellency the Governor.
2. MR. TUNKS *to move*,—
 - (1.) That the Bill to incorporate the proprietors of a certain Company, called the Parramatta River Steam Company, and for other purposes therein mentioned, be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Lee, Mr. White, Mr. Graham, Mr. Farnell, Mr. Forster, Mr. Neale, Mr. Burdekin, and the Mover.
3. MR. DONNELLY *to move*, That the Petition presented by him on 3rd November, from George Perry, of Parramatta, be printed.
4. MR. PIDDINGTON *to move*, That the Petition from certain Inhabitants of the Hawkesbury, in reference to the standard weight of the bushel of maize, presented by him on the 8th November, be printed.
5. DR. LANG *to move* for leave to bring in a Bill to legalize the exchange of a portion of the allotment of the Scots Church, Sydney.
6. MR. NEALE *to move*, That the Petition presented by him on the 8th November from Michael Hickey, be printed.
7. MR. COOPER *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of this House, a Return shewing,—
 - (1.) The annual amount contributed to the Revenue, under the different heads of Lands, Customs, and Miscellaneous, by the Clarence, Richmond, and New England Districts, since 1856 up to the 31st October last.
 - (2.) The annual amount expended by the Government on Roads or other Public Works in these Districts during the same period.

TUESDAY, NOVEMBER 14.

Question:—

1. MR. TERRY *to ask* THE COLONIAL SECRETARY,—When will the Papers and Correspondence relating to the Colerawa Run, ordered on the 16th May last, be laid on the Table of the House?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN *to move* for leave to introduce a Bill to limit the granting of new trials in Civil Cases.
2. MR. HART *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of taking into consideration the Report of the Select Committee of this House, appointed on the 19th day of May last, “to consider and report upon the Petition of Mrs. E. M. Callaghan,” and which said Report was laid upon the Table on the 15th June last.
3. MR. EAGAR *to move*, That there be laid upon the Table of this House, a Return shewing the number of letters, newspapers, &c., which have passed through the Post Offices of Nattai, Bong Bong, Bowral, Kangaloon, Wingecarribee, and Burrowang respectively, during the six months ended 30th September last; also the cost of conveyance by mail from Berrima to said places; together with the salary paid to each Postmaster.
4. MR. DONNELLY *to move*, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House,—Copies of all Correspondence, Minutes, Opinions of Crown Law Officers and of Medical Attendants, and other Documents having reference to the case of William O’Neil, who has been, and is now confined as a criminal lunatic in the Parramatta Lunatic Asylum.
5. MR. TERRY *to move*, That the Petition presented by him on the 8th November, from the Inhabitants of the Town, District, and Neighbourhood of Mudgee, relative to Railway Survey from Piper’s Flat to Mudgee, be printed.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER *to move* for leave to bring in a Bill to amend the law relating to the Volunteer Force.

WEDNESDAY,

WEDNESDAY, NOVEMBER 15.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.
2. MR. COWPER to move for leave to introduce a Bill to authorize the resumption of Dedicated Land in certain cases.
3. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

ORDER OF THE DAY :—

1. Reformatory and Industrial Schools Bill ; second reading.

THURSDAY, NOVEMBER 16.

OTHER BUSINESS—NOTICE OF MOTION.

1. MR. LEE to move for leave to introduce a Bill to amend the Act 10 Vict., No. 10, for the recovery of Small Debts, by extending the jurisdiction from Ten to Thirty Pounds.

FRIDAY, NOVEMBER 17.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Lunatics Further Protection Bill ; second reading.

NOTICE OF MOTION :—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is expedient that a Commission of Inquiry should be appointed for the purpose of visiting the various Gold Fields and other necessary places ; to send for persons and papers ; to take evidence ; and to perform such other acts as may be required in order to obtain the requisite data upon which to base suitable Legislation for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions, and praying that he will cause to be placed upon the Supplementary Estimates for 1865, a sum of money not exceeding £1,000 (one thousand pounds) for the purpose of defraying the necessary outlay of the foregoing Commission of Inquiry.

TUESDAY, NOVEMBER 21.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move,—
 - (1.) That in the opinion of this House, the salaries of all future Governors of this Colony should be reduced to £5,000.
 - (2.) That the above Resolution be transmitted by Address to His Excellency the Governor.
2. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales ; that a large and immediate extension of Railways should be effected ; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Darling River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and either of those rivers.

TUESDAY, NOVEMBER 28.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. BUCHANAN to move, That, in the opinion of this House, the Pitt-street Tramway is a serious obstruction to the right-of-way in one of the most important thoroughfares of the city ; that it is a dangerous nuisance to the inhabitants, and has succeeded in driving almost all the traffic from the street, besides endangering the lives and limbs of passengers, unredeemed by affording any proportionate convenience to the public ; that it should, therefore, be removed with as little delay as possible.

New South Wales.

No. 11.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 9 NOVEMBER, 1865.

1. There being only Fifteen Members present, exclusive of the Speaker, namely,—
Mr. Alexander, Mr. Buchanan, Mr. Cowper, Mr. De Salis, Mr. Donnelly, Mr.
Farnell, Mr. Forster, Mr. Garrett, Mr. Gordon, Mr. Hurley, Mr. Macleay,
Mr. Macpherson, Mr. Parkes, Mr. Pickering, and Mr. Samuel,—the Speaker
adjourned the House, at half-past Three o'clock, until To-morrow, at Three
o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, NOVEMBER 10.

Contingent Notice :—

1. MR. FORSTER to move, by way of Amendment on the Motion for the second reading of the Municipalities Act Amendment Bill :—
- (1.) That this House is of opinion,—
- (1.) That the present system of providing for local public works and other requirements, through the agency of the Central Government and of Ministers, without any direct local responsibility, upon the application of Members of the Legislative Assembly, or private parties, locally interested, is in its operation costly and ineffective—partial and unjust by its inevitable tendency to favour particular individuals, interests, and localities, at the expense of others and of the public generally, and calculated to impair the independence of Parliament, by placing it in the power of Ministers to make distinctions between their supporters and opponents, in regard to the local distribution or expenditure of public money.
- (2.) That the great extent of this Colony, and the comparative isolation or inaccessibility of certain portions thereof, render it extremely difficult, if not impossible, for the Central Government to determine justly the relative claims and necessities of the more remote Districts, in regard to public works and other requirements, or to supervise effectively the expenditure of public money thereon.
- (3.) That the Municipalities Act of 1858 provides no sufficient remedy for the evils above specified, nor can any such remedy be included in any amendment or alteration of the said Act, that does not greatly extend or modify its principles, or embody principles not therein contained.

(4.)

(4.) That in particular those provisions of the said Act which commit wholly to the discretion of the Executive Government the inauguration of Municipalities, the determination of their territorial form and extent, and the establishment or modification of their boundaries, are injurious to the interests of adjacent districts and proprietors, as well as to the public interest generally.

(5.) That the principle of Municipal control and expenditure requires to be extended, by making Municipal Councils and Districts, in some form or other, general and compulsory throughout the Colony.

(6.) That such Municipal Districts should, in general, embrace larger areas than existing Municipalities, and their form, extent, and boundaries be fixed in the first instance by statute, subject only to such further modification or subdivision as may be considered advisable by the Executive Government, upon the application, or with the concurrence of the local authorities, or of a majority of the parties locally interested therein.

(7.) That the Councils of such Municipal Districts should be endowed with a share of the local territorial revenues, and invested with the control and collection of all other local revenues, as also with more extended powers of local taxation, expenditure, and self-government, than are conferred by the said Act upon existing Municipalities.

2. That an Address be presented to the Governor, respectfully acquainting His Excellency with the substance of the foregoing Resolutions.

Questions :—

1. MR. TUNKS to ask THE MINISTER ACTING FOR THE MINISTER FOR LANDS,—
 - (1.) What is the reason of the delay in opening for traffic the Road to the north side of the Parramatta River *viâ* Balmain and Five Dock?
 - (2.) When will that Road be opened to the public, and the Punt be brought into use?
2. MR. TUNKS to ask THE COLONIAL SECRETARY,—Has the Burying Ground attached to the Lunatic Asylum, Tarban Creek, been fenced in since last Session of Parliament, or have any steps been taken to prevent the dead bodies of the lunatics from being stolen or devoured by wild animals?
3. MR. DRIVER to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is it intended to place on the Estimates for the ensuing year any sum of money for the erection of a Court House and Lock-up at Rockley?
 - (2.) Why the amount promised to be placed upon the Estimates for that purpose, some months since, has not been placed thereon?
4. MR. ROBERTS to ask THE MINISTER REPRESENTING THE DEPARTMENT OF LANDS,—When the Government intend expending the money voted last Session for the repair of Minor Roads in the Southern Districts?
5. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) When is it likely the Western Railway will be opened for traffic so far as Blackheath or Shepherd's Toll Bar?
 - (2.) When will the Southern Railway be open for traffic as far as Goulburn?
 - (3.) What will be the probable cost of constructing the Great Western Railway from Shepherd's Toll Bar to Bathurst?
6. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What amount of money was voted last Session for repairs, during the present year, to that portion of the Great Western Road between the Nepean River and Mount Lambie?
 - (2.) How much money has been expended on the above fifty-five miles of road during the present year?
 - (3.) What amount of money is likely to be expended on the above fifty-five miles of road from this date to the 1st of January next?
7. MR. PARKES to ask THE COLONIAL SECRETARY,—Will the Government be prepared, during the present Session, to propose to this House the abolition of the Postal Charges on Colonial Newspapers?
8. MR. FORSTER to ask THE SECRETARY FOR LANDS,—Is it the intention of the Government to introduce, during the present Session, any measure for the alteration or amendment of the Law relating to Minor Roads, or to Roads other than Main Roads?

OTHER BUSINESS—ORDER OF THE DAY :—

1. Mr. Hugh Dixon :—Reception of Resolution from Committee of the Whole in reference to the Petition of.

NOTICES OF MOTION :—

1. MR. PARKES to move, That the Report of the Select Committee in the matter of Mr. Austin Forrest Wilshire, brought up on the 8th June last, be now adopted, and communicated by Address to His Excellency the Governor.
2. MR. TUNKS to move,—
 - (1.) That the Bill to incorporate the proprietors of a certain Company called the Parramatta River Steam Company, and for other purposes therein mentioned, be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Lee, Mr. White, Mr. Graham, Mr. Farnell, Mr. Forster, Mr. Neale, Mr. Burdekin, and the Mover.
3. MR. DONNELLY to move, That the Petition presented by him on 3rd November, from George Perry, of Parramatta, be printed.

4. MR. PIDDINGTON to move, That the Petition from certain Inhabitants of the Hawkesbury, in reference to the standard weight of the bushel of maize, presented by him on the 8th November, be printed.
5. DR. LANG to move for leave to bring in a Bill to legalize the exchange of a portion of the allotment of the Scots Church, Sydney.
6. MR. NEALE to move, That the Petition presented by him on the 8th November, from Michael Hickey, be printed.
7. MR. COOPER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of this House, a Return shewing,—
 - (1.) The annual amount contributed to the Revenue, under the different heads of Lands, Customs, and Miscellaneous, by the Clarence, Richmond, and New England Districts, since 1856 up to the 31st October last.
 - (2.) The annual amount expended by the Government on Roads or other Public Works in these Districts during the same period.
8. MR. BURDEKIN to move for leave to introduce a Bill to amend the Law of Partnership.
9. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866 a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
10. MR. BAGAR to move, That there be laid upon the Table of this House, copies of any Correspondence or Documents that embody the particular mode of disposing of Government Debentures in London, alluded to in the 11th section of His Excellency the Governor's Speech on opening the present Session of Parliament.
11. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, with a view to consider the propriety of introducing a Bill to remove restrictions upon distillation by manufacturers of sugar, wine, or cider.
12. MR. FORSTER to move for leave to introduce a Bill to enforce claims against the Government.
13. MR. DRIVER to move for leave to introduce a Bill to incorporate the proprietors of a certain Company called "The Clarence and New England Steam Navigation Company."

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Municipalities Law Amendment Bill ; second reading.

TUESDAY, NOVEMBER 14.

Question :—

1. MR. TERRY to ask THE COLONIAL SECRETARY,—When will the Papers and Correspondence relating to the Colerawa Run, ordered on the 16th May last, be laid on the Table of the House ?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move for leave to introduce a Bill to limit the granting of New Trials in Civil Cases.
2. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of taking into consideration the Report of the Select Committee of this House appointed on the 19th day of May last, "to consider and report upon the Petition of Mrs. E. M. Callaghan," and which said Report was laid upon the Table on the 15th June last.
3. MR. BAGAR to move, That there be laid upon the Table of this House, a Return shewing the number of letters, newspapers, &c., which have passed through the Post Offices of Nattai, Bong Bong, Bowral, Kangaloon, Wingecaribee, and Burrowang respectively, during the six months ended 30th September last; also the cost of conveyance by mail from Berrima to said places; together with the salary paid to each Postmaster.
4. MR. DONNELLY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House,—Copies of all Correspondence, Minutes, Opinions of Crown Law Officers and of Medical Attendants, and other Documents, having reference to the case of William O'Neil, who has been, and is now confined as a criminal lunatic in the Parramatta Lunatic Asylum.
5. MR. TERRY to move, That the Petition presented by him on the 8th November, from the Inhabitants of the Town, District, and Neighbourhood of Mudgee, relative to Railway Survey from Piper's Flat to Mudgee, be printed.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the law relating to the Volunteer Force.

WEDNESDAY,

WEDNESDAY, NOVEMBER 15.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.
2. MR. COWPER to move for leave to introduce a Bill to authorize the resumption of Dedicated Land in certain cases.
3. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

ORDER OF THE DAY:—

1. Reformatory and Industrial Schools Bill; second reading.

THURSDAY, NOVEMBER 16.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. LEE to move for leave to introduce a Bill to amend the Act 10 Vict., No. 10, for the recovery of Small Debts, by extending the jurisdiction from Ten to Thirty Pounds.

FRIDAY, NOVEMBER 17.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Lunatics Further Protection Bill; second reading.

NOTICE OF MOTION:—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the following Resolutions:—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its mineral resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is expedient that a Commission of Inquiry should be appointed for the purpose of visiting the various Gold Fields and other necessary places; to send for persons and papers; to take evidence; and to perform such other acts as may be required in order to obtain the requisite data upon which to base suitable Legislation for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to His Excellency the Governor embodying the foregoing Resolutions, and praying that he will cause to be placed upon the Supplementary Estimates for 1865, a sum of money not exceeding £1,000 (one thousand pounds) for the purpose of defraying the necessary outlay of the foregoing Commission of Inquiry.

TUESDAY, NOVEMBER 21.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
 - (1.) That in the opinion of this House, the salaries of all future Governors of this Colony should be reduced to £5,000.
 - (2.) That the above resolution be transmitted by Address to His Excellency the Governor.
2. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Darling River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and either of those Rivers.

TUESDAY, NOVEMBER 28.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. BUCHANAN to move, That in the opinion of this House, the Pitt-street Tramway is a serious obstruction to the right of way in one of the most important thoroughfares of the City; that it is a dangerous nuisance to the inhabitants, and has succeeded in driving almost all the traffic from the street, besides endangering the lives and limbs of passengers, unredressed by affording any proportionate convenience to the public; that it should, therefore, be removed with as little delay as possible.

New South Wales.

No. 12.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 10 NOVEMBER, 1865.

1. The House met pursuant to adjournment; the Speaker took the Chair.
 Return of Writ:—The Speaker reported that the Writ issued by the late Speaker for the Election of a Member to serve for the Electoral District of Yass Plains, in room of Peter Faucett, Esquire, whose seat was, on the 24th October last, declared vacant, by reason of his acceptance of the office of a Judge of the Supreme Court of New South Wales, had been duly returned, with a Certificate endorsed thereon of the Election of Robert Mackintosh Isaacs, Esquire, to serve as such Member.
2. Member Sworn:—Robert Mackintosh Isaacs, Esquire, having taken the Oath, and subscribed the Roll, took his Seat as Member for the Electoral District of Yass Plains.
- 3. Questions on Notice Paper for to-day:—
 - (1.) Road to north side of Parramatta River *viâ* Balmain and Five Dock:—
 Mr. Tunks asked the Minister acting for the Minister for Lands, pursuant to Notice No. 1,—
 - (1.) What is the reason of the delay in opening for traffic the Road to the north side of the Parramatta River *viâ* Balmain and Five Dock?
 - (2.) When will that Road be opened to the public, and the Punt be brought into use?
 Mr. Cowper answered,—The delay arises from the difficulty of settling with the owners of the land through which the Road requires to pass. The Road will be opened whenever this difficulty is removed.
 - (2.) Burial Ground, Tarban Creek:—Mr. Tunks asked the Colonial Secretary, pursuant to Notice No. 2,—Has the Burying Ground attached to the Lunatic Asylum, Tarban Creek, been fenced in since last Session of Parliament, or have any steps been taken to prevent the dead bodies of the lunatics from being stolen or devoured by wild animals?
 Mr. Cowper answered,—A sum has been placed on the Supplementary Estimates for this year with a view to enclose the Burying Ground attached to the Tarban Creek Lunatic Asylum with a rubble wall, as it is found that a wooden fence is frequently destroyed by bush fires. The cost is estimated at £200.
 - (3.) Court House and Lock-up, Rockley:—Mr. Driver asked the Secretary for Public Works, pursuant to Notice No. 3,—
 - (1.) Is it intended to place on the Estimates for the ensuing year any sum of money for the erection of a Court House and Lock-up at Rockley?
 - (2.) Why the amount promised to be placed upon the Estimates for that purpose, some months since, has not been placed thereon?
 Mr. Smart answered,—
 - (1.) Yes.
 - (2.) The sum required for a Lock-up at Rockley, with a receiving or charge room, will be included in the amount to be placed on the Estimates for 1866, for Gaols, Court Houses, and Lock-ups.
 - (4.) Money Voted for Minor Roads, Southern Districts:—Mr. Roberts asked the Minister representing the Department of Lands, pursuant to Notice No. 4,—When the Government intend expending the money voted last Session for the repair of Minor Roads in the Southern Districts?
 Mr. Cowper answered,—When the Treasurer is prepared to meet this and other charges upon the revenue.

(5.)

(5.) Western and Southern Railways :—Mr. Lucas asked the Secretary for Public Works, pursuant to Notice No. 5,—

(1.) When is it likely the Western Railway will be opened for traffic so far as Blackheath or Shepherd's Toll Bar ?

(2.) When will the Southern Railway be open for traffic as far as Goulburn ?

(3.) What will be the probable cost of constructing the Great Western Railway from Shepherd's Toll Bar to Bathurst ?

Mr. Smart answered,—

(1.) It is expected that the Western Railway will be opened for traffic, between Penrith and Shepherd's Toll Bar, in June, 1867.

(2.) The contract time for the completion of the railway into Goulburn is the 1st December, 1867, and there is every probability of its being completed by that date.

(3.) The probable cost of constructing the Great Western Railway from Shepherd's Toll Bar to Bathurst is £880,000.

(6.) Great Western Road :—Mr. Lucas asked the Secretary for Public Works, pursuant to Notice No. 6,—

(1.) What amount of money was voted last Session for repairs, during the present year, to that portion of the Great Western Road between the Nepean River and Mount Lambie ?

(2.) How much money has been expended on the above fifty-five miles of road during the present year ?

(3.) What amount of money is likely to be expended on the above fifty-five miles of road from this date to the 1st of January next ?

Mr. Smart answered,—

(1.) The amount voted for fifty-five miles of road at £90 £4,950 0 0
Proportion of Tolls 3,988 0 0

£8,938 0 0

(2.) Amount expended 7,989 13 10

(3.) To be expended to 1st January (estimated) 1,442 15 0

(7.) Postal Charges on Newspapers :—Mr. Parkes asked the Colonial Secretary, pursuant to Notice No. 7,—Will the Government be prepared, during the present Session, to propose to this House the abolition of the Postal Charges on Colonial Newspapers ?

Mr. Samuel answered,—The Government will not be prepared to propose the repeal of any Taxation until the Finances of the country are in a more satisfactory state.

(8.) Law relating to Roads other than *Main Roads* :—Mr. Forster asked the Colonial Secretary, pursuant to Notice No. 8,—Is it the intention of the Government to introduce, during the present Session, any measure for the alteration or amendment of the Law relating to *Minor Roads*, or to *Roads other than Main Roads* ?

Mr. Cowper answered,—A measure for creating *Road Trusts* will be introduced during the present Session.

3. Railway Plans, &c. :—Mr. Smart, pursuant to the requirements of the Railway Act, 22 Victoria, No. 19, sect. 9, laid upon the Table of the House, (as exhibits only, and not to remain as records of the House), copies of certain Plans, Sections, and a Book of Reference, relative to a proposed Extension of the Great Western Railway into Bathurst.

4. Members of Legislative Council as Witnesses :—Mr. Parkes, *with the concurrence of the House*, moved, without Notice, That the following Message be carried to the Legislative Council :—

MR. PRESIDENT,—

The Legislative Assembly having appointed a Select Committee "to inquire into, and report upon, the present State of the Colony, and the course and tendency of the administration of affairs since the year 1855," and that Committee being desirous to examine the Honorable Edward Deas Thomson, C.B., the Honorable Alexander Campbell, the Honorable Elias Carpenter Weekes, and the Honorable Terence Aubrey Murray, President, Members of the Legislative Council, in reference thereto, requests that the Legislative Council will give leave to its said Members to attend and be examined by the said Committee, on such day and days as shall be arranged between them and the said Committee.

Legislative Assembly Chamber,

Sydney, 10th November, 1865.

Speaker.

Question put and passed.

5. Paper :—Mr. Cowper laid upon the Table, Return to Order in reference to "Wallalla Run, Liverpool Plains," made by this House, on motion of Mr. Lee, on 28th April, 1865.

Ordered to be printed.

6. Motion Withdrawn :—Mr. Eagar withdrew the Motion standing in his name, No. 10 on the Notice Paper for to-day.

7. Parramatta River Steam Company's Bill ("*Formal Motion*") :—Mr. Tunks moved, pursuant to Notice,—

(1.) That the Bill to incorporate the proprietors of a certain Company, called the Parramatta River Steam Company, and for other purposes therein mentioned, be referred to a Select Committee for consideration and report.

(2.) That such Committee consist of Mr. Lee, Mr. White, Mr. Graham, Mr. Farnell, Mr. Forster, Mr. Neale, Mr. Burdckin, and the Mover.

Question put and passed.

8.

8. George Perry (*"Formal" Motion*):—Mr. Donnelly moved, pursuant to Notice, That the Petition presented by him on 3rd November, from George Perry, of Parramatta, be printed.
Question put and passed.
Ordered to be printed.
9. Exchange of Land, Scots Church, Sydney, Legalizing Bill (*"Formal" Motion*):—Dr. Lang moved, pursuant to Notice, for leave to bring in a Bill to legalize the exchange of a portion of the allotment of the Scots Church, Sydney.
Question put and passed.
10. Michael Hickey (*"Formal" Motion*):—Mr. Neale moved, pursuant to Notice, That the Petition presented by him on the 8th November, from Michael Hickey, be printed.
Question put and passed.
Ordered to be printed.
11. Removal of restrictions upon Distillation Bill (*"Formal" Motion*):—Mr. Forster moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, with a view to consider the propriety of introducing a Bill to remove restrictions upon distillation by manufacturers of sugar, wine, or cider.
Question put and passed.
12. Claims against Government Bill (*"Formal" Motion*):—Mr. Forster moved, pursuant to Notice, for leave to introduce a Bill to enforce claims against the Government.
Question put and passed.
13. Clarence and New England Steam Navigation Company's Bill (*"Formal" Motion*):—
(1.) Mr. Driver moved, pursuant to Notice, for leave to introduce a Bill to incorporate the proprietors of a certain Company called "The Clarence and New England Steam Navigation Company."
Question put and passed.
(2.) Mr. Driver having presented this Bill, and produced a Certificate of the payment of Twenty-five Pounds to the credit of the Consolidated Revenue of the Colony,—Bill, intituled, "*A Bill to incorporate the Proprietors of a certain Company called 'The Clarence and New England Steam Navigation Company,' and for other purposes therein mentioned,*"—read a first time.
14. Motion Withdrawn:—Mr. Macleay withdrew the Motion standing in his name, No. 9 on the Notice Paper for to-day.
15. Paper:—Mr. Cowper laid upon the Table, Abstract of all Sites for Cities, Towns, and Villages, declared under the 4th Section of the Act 25 Victoria, No. 1.
Ordered to be printed.
16. Mr. Hugh Dixon:—The Chairman of Committees brought up from the Committee of the Whole, which sat on the 7th instant, in the matter of the Petition of Mr. Hugh Dixon, a Resolution, which was read a first time, as follows;—
Resolved, That an Address be presented to the Governor, transmitting a copy of the Petition of Hugh Dixon, presented to this House on the 18th May, 1865, with a recommendation that His Excellency will be pleased to take the prayer of the Petitioner into favourable consideration.
Resolution then, on motion of Mr. Garrett, read a second time, and agreed to.
17. Mr. Austin Forrest Wilshire (Tanneries, &c.):—Mr. Parkes moved, pursuant to Notice, That the Report of the Select Committee in the matter of Mr. Austin Forrest Wilshire, brought up on the 8th June last, be now adopted, and communicated by Address to His Excellency the Governor.
Debate ensued.
Question put and passed.
18. Motion Dropped:—Mr. Piddington not making the Motion standing in his name, No. 4 on the Notice Paper for to-day, it dropped.
19. Amounts contributed by certain Northern Districts, and expended in these Districts:—Mr. Cooper moved, pursuant to Notice, *as amended with the concurrence of the House*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of this House, a Return shewing,—
(1.) The annual amounts severally contributed to the Revenue, under the different heads of Lands, Customs, and Miscellaneous, by the Electoral Districts of the Clarence, Tenterfield, New England, and the Hastings, since 1856 up to the 31st October last.
(2.) The annual amounts expended by the Government on Roads or other Public Works in these Districts during the same period.
Debate ensued.
Question put and passed.
20. Motion Dropped:—Mr. Burdekin not making the Motion standing in his name, No. 8 on the Notice Paper for to-day, it dropped.
21. Postponement:—The Order of the Day for the second reading of the Municipalities Law Amendment Bill postponed, on motion of Mr. Cowper, until Tuesday next.
- The House adjourned at twenty minutes after Five o'clock, until Tuesday next, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, NOVEMBER 14.

Contingent Notice :—

1. MR. FORSTER to move, by way of Amendment on the Motion for the second reading of the Municipalities Act Amendment Bill :—

(1.) That this House is of opinion,—

(1.) That the present system of providing for local public works and other requirements, through the agency of the Central Government and of Ministers, without any direct local responsibility, upon the application of Members of the Legislative Assembly, or private parties, locally interested, is in its operation costly and ineffective—partial and unjust by its inevitable tendency to favour particular individuals, interests, and localities, at the expense of others, and of the public generally, and calculated to impair the independence of Parliament, by placing it in the power of Ministers to make distinctions between their supporters and opponents, in regard to the local distribution or expenditure of public money.

(2.) That the great extent of this Colony, and the comparative isolation or inaccessibility of certain portions thereof, render it extremely difficult, if not impossible, for the Central Government to determine justly the relative claims and necessities of the more remote Districts, in regard to public works and other requirements, or to supervise effectively the expenditure of public money thereon.

(3.) That the Municipalities Act of 1858 provides no sufficient remedy for the evils above specified, nor can any such remedy be included in any amendment or alteration of the said Act, that does not greatly extend or modify its principles, or embody principles not therein contained.

(4.) That in particular, those provisions of the said Act which commit wholly to the discretion of the Executive Government the inauguration of Municipalities, the determination of their territorial form and extent, and the establishment or modification of their boundaries, are injurious to the interests of adjacent districts and proprietors, as well as to the public interest generally.

(5.) That the principle of Municipal control and expenditure requires to be extended, by making Municipal Councils and Districts, in some form or other, general and compulsory throughout the Colony.

(6.) That such Municipal Districts should, in general, embrace larger areas than existing Municipalities, and their form, extent, and boundaries be fixed in the first instance by statute, subject only to such further modification or subdivision as may be considered advisable by the Executive Government, upon the application, or with the concurrence of the local authorities, or of a majority of the parties locally interested therein.

(7.) That the Councils of such Municipal Districts should be endowed with a share of the local territorial revenues, and invested with the control and collection of all other local revenues, as also with more extended powers of local taxation, expenditure, and self-government, than are conferred by the said Act upon existing Municipalities.

(2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the substance of the foregoing Resolutions.

Questions :—

1. MR. TERRY to ask THE COLONIAL SECRETARY,—When will the Papers and Correspondence relating to the Colerawa Run, ordered on the 16th May last, be laid on the Table of the House?
2. MR. LAYCOCK to ask THE SECRETARY FOR PUBLIC WORKS,—When the Returns, moved for by him last Session, will be laid upon the Table of this House, shewing the amount of Land Revenue derived from the Clarence Electorate, and the amount expended on Public Works in each case respectively, in that Electorate, since the inauguration of Responsible Government to the 31st December, 1864?
3. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—How much of the sentence of two years' imprisonment passed upon Levey and Shoveller, found guilty of conspiracy to defraud their creditors, was suffered by them?
4. MR. TUNKS to ask THE COLONIAL SECRETARY,—
 - (1.) Whether or not it is the intention of the Government to supply Marksman's Badges to such Volunteers as have earned that distinction in the course of Musketry Instruction for the year 1864; if not, for what reason; and if so, when?
 - (2.) Whether or not it is the intention of the Government to supply Marksman's Badges to such Volunteers as have earned that distinction in the course of Musketry Instruction for the present year 1865; if not, for what reason; and if so, when?
5. MR. DODDS to ask THE SECRETARY FOR PUBLIC WORKS,—If it is the intention of the Government to extend the Line of Telegraph from Singleton to Jerry's Plains,—the distance being about seventeen miles?

OTHER

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move for leave to introduce a Bill to limit the granting of new trials in Civil Cases.
2. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of taking into consideration the Report of the Select Committee of this House, appointed on the 19th day of May last, "to consider and report upon the Petition of Mrs. E. M. Callaghan," and which said Report was laid upon the Table on the 15th June last.
3. MR. EAGAR to move, That there be laid upon the Table of this House, a Return shewing the number of letters, newspapers, &c., which have passed through the Post Offices of Nattai, Bong Bong, Bowral, Kangaloon, Wingecarribee, and Burrowang respectively, during the six months ended 30th September last; also the cost of conveyance by mail from Berrima to said places; together with the salary paid to each Postmaster.
4. MR. DONNELLY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Correspondence, Minutes, Opinions of Crown Law Officers and of Medical Attendants, and other Documents having reference to the case of William O'Neil, who has been, and is now confined as a criminal lunatic in the Parramatta Lunatic Asylum.
5. MR. TERRY to move, That the Petition presented by him on the 8th November, from the Inhabitants of the Town, District, and Neighbourhood of Mudgee, relative to Railway Survey from Piper's Flat to Mudgee, be printed.
6. MR. EAGAR to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of Executive Minutes, Opinions of the Crown Law Officers, and all other Papers, having reference to the performance of the temporary Mail Service between Deniliquin and Moama during the early part of last year, and to the payment of £1,250 to the Contractors or their Agents in satisfaction of such Service.
7. MR. STIMPSON to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum not exceeding £8,000, for the construction and erection of a Bridge over the Lachlan River, at Cowra.
8. MR. PARKES to move, That there be laid upon the Table of this House, Copies of all Correspondence that may have taken place during the present year between the Superintendent of the Lunatic Asylum, Tarban Creek, or the Officers in charge of other Asylums and the Government, on the internal state and management of those Asylums.
9. DR. LANG to move, That it be referred to the Standing Orders Committee to inquire and report as to the propriety of dispensing with the 65th Standing Order, in so far as regards a Private Bill, intituled, "A Bill to legalize the Exchange of a portion of the allotment of the Scots Church, Sydney," for the introduction of which leave has been granted by this House during the present Session.
10. MR. DRIVER to move,—
 - (1.) That the Bill to incorporate the Clarence and New England Steam Navigation Company, and for other purposes therein mentioned, be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Gordon, Mr. Cooper, Dr. Lang, Mr. Stimpson, Mr. Lucas, Mr. Donnelly, Mr. Buchanan, Mr. Burdekin, and the Mover.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to amend the law relating to the Volunteer Force.

ORDER OF THE DAY :—

1. Municipalities Law Amendment Bill; second reading.

WEDNESDAY, NOVEMBER 15.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.
2. MR. COWPER to move for leave to introduce a Bill to authorize the resumption of Dedicated Land in certain cases.
3. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

ORDER OF THE DAY :—

1. Reformatory and Industrial Schools Bill; second reading.

OTHER

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. EAGAN to move, That there be laid upon the Table of this House, Copies of any Correspondence or Documents that embody the particular mode of disposing of Government Debentures in London, alluded to in the 11th section of His Excellency the Governor's Speech on opening the present Session of Parliament.

THURSDAY, NOVEMBER 16.

Question :—

1. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—What will be the probable cost of constructing that portion of the Great Western Railway situated between the termination of Sir M. Peto and Co's. contract at Penrith and Shepherd's Toll Bar?

OTHER BUSINESS—NOTICE OF MOTION.

1. MR. LEE to move for leave to introduce a Bill to amend the Act 10 Vict., No. 10, for the recovery of Small Debts, by extending the jurisdiction from Ten to Thirty Pounds.

FRIDAY, NOVEMBER 17.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Lunatics Further Protection Bill ; second reading.
2. Removal of restrictions upon Distillation Bill ; consideration in Committee of the propriety of introducing this Bill.

NOTICE OF MOTION :—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is expedient that a Commission of Inquiry should be appointed for the purpose of visiting the various Gold Fields and other necessary places ; to send for persons and papers ; to take evidence ; and to perform such other acts as may be required in order to obtain the requisite data upon which to base suitable Legislation for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions, and praying that he will cause to be placed upon the Supplementary Estimates for 1865, a sum of money not exceeding £1,000 (one thousand pounds) for the purpose of defraying the necessary outlay of the foregoing Commission of Inquiry.

TUESDAY, NOVEMBER 21.

Questions :—

1. MR. LAYCOCK to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is it the intention of the Government to finish the Dyke at the Clarence River Heads forthwith ?
 - (2.) Are the Government aware that a Sandspit is rapidly forming across the Clarence River at its narrowest part, immediately within the entrance, in consequence of which the " Agnes Irving " steamship has in two instances lately touched the ground abreast of such Sandspit ?
 - (3.) Did the Government send a Surveyor or Engineer to report upon the necessity or non-necessity of erecting beacons or fixing buoys on the Clarence River to afford facilities to navigation ?
 - (4.) The cost of surveying the projected line of Road, by way of Newton Boyd, Clarence River, up to the 31st of October last ?
 - (5.) What progress has been made, and time occupied, in carrying out such survey ?
 - (6.) The Surveyor's Report,—as to the length of time the completion of such survey on said line is likely to take, as to the eligibility of that line in preference to other lines of road, and whether any obstacles of a formidable character exist on that line ?
2. MR. LAYCOCK to ask THE COLONIAL SECRETARY,—
 - (1.) Are the Government aware of the following decision given by Acting Judge Shepherd, at Grafton Quarter Sessions, on the 31st July last, at the trial of William Johnson, Squatter, for cattle stealing :—Judge Shepherd stated to the Jury, that if the ER beast claimed by Ryan, the prosecutor, had been grazing on Johnson's run previously to being slaughtered, that Johnson could not be convicted of larceny, but could be sued for the value of the beast in a civil action ?
 - (2.) Does such decision meet with the approval of the present Law Officers of the Crown ?

OTHER

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
 - (1.) That in the opinion of this House, the salaries of all future Governors of this Colony should be reduced to £5,000.
 - (2.) That the above Resolution be transmitted by Address to His Excellency the Governor.
2. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Darling River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and either of those rivers.
3. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866 a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.

TUESDAY, NOVEMBER 28.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That, in the opinion of this House, the Pitt-street Tramway is a serious obstruction to the right-of-way in one of the most important thoroughfares of the city; that it is a dangerous nuisance to the inhabitants, and has succeeded in driving almost all the traffic from the street, besides endangering the lives and limbs of passengers, unredeemed by affording any proportionate convenience to the public; that it should, therefore, be removed with as little delay as possible.
2. DR. LANG to move for leave to bring in a Bill to limit the duration of Parliaments to three years.



New South Wales.

No. 13.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 14 NOVEMBER, 1865.

1. The House met pursuant to adjournment; the Speaker took the Chair.
 Questions on Notice Paper for to-day:—
Mr. Terry withdrew the Question standing in his name, No. 1.
 - (1.) Land Revenue, and Public Works Expenditure, Clarence Electoral District:—
 Mr. Laycock asked the Secretary for Public Works, pursuant to Notice No. 2,—
 When the Returns, moved for by him last Session, will be laid upon the Table of this House, shewing the amount of Land Revenue derived from the Clarence Electorate, and the amount expended on Public Works in each case respectively in that Electorate since the inauguration of Responsible Government to the 31st December, 1864?
 Mr. Smart answered,—No such Return was moved for, but in answer to a question put by the Honorable Member for the Clarence, the late Secretary for Lands promised, on the 2nd June last, that the information desired should be furnished. It appears, however, that through some oversight the matter was lost sight of in the Lands Department; but I am informed that the Return will be prepared without delay, so far as relates to the Land Revenue; as far as the Department of Works is concerned, the Return is nearly completed, and will be laid on the Table of the House, if possible, on Friday next.
 - (2.) Prisoners Levey and Shoveller—(Administration of Justice):—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 3,—How much of the sentence of two years' imprisonment passed upon Levey and Shoveller, found guilty of conspiracy to defraud their creditors, was suffered by them?
 Mr. Cowper answered,—I will presently lay upon the Table of the House the papers with reference to this matter, which will give full information to the House upon the point.
 - (3.) Marksman's Badges for Volunteers:—Mr. Tunks asked the Colonial Secretary, pursuant to Notice No. 4,—
 (1.) Whether or not it is the intention of the Government to supply Marksman's Badges to such Volunteers as have earned that distinction in the course of Musketry Instruction for the year 1864; if not, for what reason; and if so, when?
 (2.) Whether or not it is the intention of the Government to supply Marksman's Badges to such Volunteers as have earned that distinction in the course of Musketry Instruction for the present year 1865; if not, for what reason; and if so, when?
 Mr. Cowper answered,—I have not been able to obtain definite information upon this matter. I find the subject has not been lost sight of by the Volunteer authorities, but without reference to them I cannot say what has actually been done. Perhaps the Honorable Gentleman will postpone his question until Thursday or Friday next. I shall then be able to give him further information.
 - (4.) Line of Telegraph from Singleton to Jerry's Plains:—Mr. Dodds asked the Secretary for Public Works, pursuant to Notice No. 5,—If it is the intention of the Government to extend the Line of Telegraph from Singleton to Jerry's Plains, the distance being about seventeen miles?
 Mr. Smart answered,—Not at present.

2. St. John's College—Municipalities Law Amendment Bill :—Mr. Martin presented a Petition from the Rector and Fellows of St. John's College, within the University of Sydney, representing that the said College has been rated by the Municipality of Cook, and that it has no public funds applicable to the payment of the rate; and praying that the said College and all similar Public Educational Establishments may be included in the exceptions to the properties declared to be rateable under the 155th Section of the Municipalities Law Amendment Bill.
Petition received.
3. Paper :—Mr. Cowper laid upon the Table, Return to Address in reference to "Prisoners Levey and Shoveller (Administration of Justice)," adopted by this House, on motion of Mr. Buchanan, on 7th November, 1865.
Ordered to be printed.
4. Motion for Adjournment :—Mr. Thunks moved, That this House do now adjourn.
Question put and negatived.
5. New Trials Limitation Bill ("Formal" Motion) :—Mr. Buchanan moved, pursuant to Notice, for leave to introduce a Bill to limit the granting of New Trials in Civil Cases.
Question put and passed.
6. Post Office Statistics, Berrima District ("Formal" Motion) :—Mr. Eagar moved, pursuant to Notice, That there be laid upon the Table of this House, a Return shewing the number of letters, newspapers, &c., which have passed through the Post Offices of Nattai, Bong Bong, Bowral, Kangaloon, Wingecarribee, and Burrowang respectively, during the six months ended 30th September last; also the cost of conveyance by mail from Berrima to said places; together with the salary paid to each Postmaster.
Question put and passed.
7. Railway Survey from Piper's Flat to Mudgee ("Formal" Motion) :—Mr. Terry moved, pursuant to Notice, That the Petition presented by him on the 8th November, from the Inhabitants of the Town, District, and Neighbourhood of Mudgee, relative to Railway Survey from Piper's Flat to Mudgee, be printed.
Question put and passed.
Ordered to be printed.
8. Exchange of Land, Scots Church, Sydney, Legalizing Bill ("Formal" Motion) :—Mr. Garrett, on behalf of Dr. Lang, moved, pursuant to Notice, That it be referred to the Standing Orders Committee to inquire and report as to the propriety of dispensing with the 65th Standing Order, in so far as regards a Private Bill, intituled, "A Bill to legalize the Exchange of a portion of the allotment of the Scots Church, Sydney," for the introduction of which leave has been granted by this House during the present Session.
Question put and passed.
9. New Trials Limitation Bill :—Mr. Buchanan having presented this Bill, Bill, intituled, "A Bill to regulate the granting of New Trials in Civil Cases," read a first time.
Ordered to be printed, and read a second time on Friday fortnight.
10. Motions Withdrawn :—
 - (1.) Mr. Eagar withdrew the Motion standing in his name, No. 6 on the Notice Paper of Other Business for to-day.
 - (2.) Mr. Cowper withdrew the Motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.
11. Mrs. Callaghan :—Mr. Hart moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of taking into consideration the Report of the Select Committee of this House appointed on the 19th day of May last, "to consider and report upon the Petition of Mrs. E. M. Callaghan," and which said Report was laid upon the Table on the 15th June last.
Question put and passed.
12. William O'Neil :—Mr. Donnelly moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Correspondence, Minutes, Opinions of Crown Law Officers and of Medical Attendants, and other Documents, having reference to the case of William O'Neil, who has been, and is now confined as a criminal lunatic in the Parramatta Lunatic Asylum.
Debate ensued.
Question put and passed.
13. Bridge over Lachlan River, at Cowra :—Mr. Stimpson moved, pursuant to Notice,—That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum not exceeding £8,000, for the construction and erection of a Bridge over the Lachlan River, at Cowra.
Debate ensued.
Question put.

The House divided.

Ayes, 20.

Mr. Josephson,	Mr. Parkes,
Mr. Buchanan,	Mr. Graham,
Mr. Dodds,	Mr. Farnell,
Mr. Garrett,	Mr. Caldwell,
Mr. Terry,	Mr. Gordon,
Mr. Tuuks,	Mr. Forster,
Mr. De Salis,	Mr. Lucas,
Mr. Driver,	<i>Tellers,</i>
Mr. Cummings,	
Mr. Piddington,	Mr. Kemp,
Mr. Donnelly,	Mr. Stimpson.

Noes, 14.

Mr. Cowper,	Mr. Pemell,
Mr. Smart,	<i>Tellers.</i>
Mr. Samuel,	
Mr. Cunneen,	Mr. Oatley,
Mr. Hart,	Mr. Forlonge.
Mr. Neale,	
Mr. Cooper,	
Mr. Pickering,	
Mr. Joseph,	
Mr. Dignam,	
Mr. Isaacs,	

14. Lunatic Asylums:—Mr. Parkes moved, pursuant to Notice, *as amended with the concurrence of the House*,—That there be laid upon the Table of this House, Copies of all Correspondence that may have taken place during the present year between the Superintendent of the Lunatic Asylum, Tarban Creek, or the Officers in charge of other Asylums and the Government, on the internal state and management of those Asylums; and also Copies of Reports of any Board of Enquiry on the same subject, appointed within the same period.
Question put and passed.
15. Clarence and New England Steam Navigation's Company's Bill:—Mr. Driver moved, pursuant to Notice, *as amended with the concurrence of the House*,—
(1.) That the Bill to incorporate the Clarence and New England Steam Navigation Company, and for other purposes therein mentioned, be referred to a Select Committee for consideration and report.
(2.) That such Committee consist of Mr. Samuel, Mr. Gordon, Mr. Cooper, Dr. Lang, Mr. Stimpson, Mr. Lucas, Mr. Donnelly, Mr. Buchanan, Mr. Burdekin, and the Mover.
Question put and passed.
16. Postponement:—The Order of the Day for the second reading of the Municipalities Law Amendment Bill postponed, on motion of Mr. Cowper, until to-morrow.
The House adjourned, at a quarter after six o'clock, until To-morrow, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, NOVEMBER 15.

Contingent Notice:—

1. MR. FORSTER to move, by way of Amendment on the Motion for the second reading of the Municipalities Law Amendment Bill:—
(1.) That this House is of opinion,—
(1.) That the present system of providing for local public works and other requirements, through the agency of the Central Government and of Ministers, without any direct local responsibility, upon the application of Members of the Legislative Assembly, or private parties, locally interested, is in its operation costly and ineffective—partial and unjust by its inevitable tendency to favour particular individuals, interests, and localities, at the expense of others and of the public generally,—and calculated to impair the independence of Parliament, by placing it in the power of Ministers to make distinctions between their supporters and opponents, in regard to the local distribution or expenditure of public money.
(2.) That the great extent of this Colony, and the comparative isolation or inaccessibility of certain portions thereof, render it extremely difficult, if not impossible, for the Central Government to determine justly the relative claims and necessities of the more remote Districts, in regard to public works and other requirements, or to supervise effectively the expenditure of public money thereon.
(3.) That the Municipalities Act of 1858 provides no sufficient remedy for the evils above specified, nor can any such remedy be included in any amendment or alteration of the said Act, that does not greatly extend or modify its principles, or embody principles not therein contained.

(4.)

(4.) That in particular those provisions of the said Act which commit wholly to the discretion of the Executive Government the inauguration of Municipalities, the determination of their territorial form and extent, and the establishment or modification of their boundaries, are injurious to the interests of adjacent districts and proprietors, as well as to the public interest generally.

(5.) That the principle of Municipal control and expenditure requires to be extended, by making Municipal Councils and Districts, in some form or other, general throughout the Colony.

(6.) That the form, extent, and boundaries of such Municipal Districts should be fixed in the first instance by statute, and should, as far as possible, coincide with the boundaries of the Police and Electoral Districts, subject only to such further modification or subdivision as may be considered advisable by the Executive Government, upon the application, or with the concurrence of the local authorities, or of a majority of the parties locally interested therein.

(7.) That the Councils of such Municipal Districts should be endowed with a share of the local territorial revenues, and invested with the control and collection of other local revenues, as also with more extended powers of local taxation, expenditure, and self-government, than are conferred by the said Act upon existing Municipalities.

(2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the substance of the foregoing Resolutions.

Questions :—

1. MR. HANNELL *to ask* THE SECRETARY FOR PUBLIC WORKS,—When do the Government intend to commence the erection of the long-promised Goods Shed at the Steamers Wharf, Newcastle?
2. MR. HANNELL *to ask* THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to provide additional facilities for the discharge of Ballast at Newcastle, and thereby prevent the inconvenience and delay ships are at present subjected to for the want of such accommodation; and if so, when?
3. MR. HANNELL *to ask* THE SECRETARY FOR PUBLIC WORKS,—When will the new Wharf, for the use of the steamers, at Newcastle, be devoted to the purpose for which it has been specially erected?
4. MR. FORSTER *to ask* THE COLONIAL TREASURER,—When is it likely that the Returns, ordered by the House on the 7th November, relative to the non-expenditure of money granted by the Appropriation Act of last Session, will be laid upon the Table?
5. MR. FORLONGE *to ask* THE COLONIAL SECRETARY,—When is it probable the Returns moved for by him on the 21st March last, in relation to the Church and School Lands, as also in relation to Roads and Railways, are likely to be furnished?
6. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—
 - (1.) With reference to the answer given by the Colonial Secretary to a question of mine, on the 2nd instant, such answer being to the effect—that payments of money voted for certain lines of road had been made only in cases of great urgency, as Nos. 2, 3, and 5, which included the lines of road from Kempsey to Frederickton, and from Kempsey to Macleay Heads—was it intended to convey that all the money voted for these two lines of road had been, or was intended to be, appropriated or expended?
 - (2.) If so, has it been all actually paid over to the credit of the Trustees of these lines of road?
 - (3.) If not, how much; and when will the rest be paid over?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.
2. MR. COWPER to move for leave to introduce a Bill to authorize the resumption of Dedicated Land in certain cases.
3. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

ORDERS OF THE DAY :—

1. Reformatory and Industrial Schools Bill; second reading.
2. Municipalities Law Amendment Bill; second reading.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. EAGAR to move, That there be laid upon the Table of this House, Copies of any Correspondence or Documents that embody the particular mode of disposing of Government Debentures in London, alluded to in the 11th section of His Excellency the Governor's Speech on opening the present Session of Parliament.
2. MR. GARRETT to move, That leave of absence be given to the Rev. Dr. Lang for ten days hence, in consequence of the illness of a member of his family at a great distance from Sydney.
3. MR. PIDDINGTON to move, That the Petition from certain Inhabitants of the Hawkesbury, in reference to the standard weight of the bushel of maize, presented by him on the 8th November, be printed.

THURSDAY, NOVEMBER 16.

Questions :—

1. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—What will be the probable cost of constructing that portion of the Great Western Railway, situated between the termination of Sir M. Peto and Co's. contract at Penrith and Shepherd's Toll Bar?
2. MR. TUNKS *to ask* THE COLONIAL SECRETARY,—
 - (1.) Whether or not it is the intention of the Government to supply Marksman's Badges to such Volunteers as have earned that distinction in the course of Musketry Instruction for the year 1864; if not, for what reason; and if so, when?
 - (2.) Whether or not it is the intention of the Government to supply Marksman's Badges to such Volunteers as have earned that distinction in the course of Musketry Instruction for the present year, 1865; if not, for what reason; and if so, when?

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to amend the law relating to the Volunteer Force.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. LEE to move for leave to introduce a Bill to amend the Act 10 Vict., No. 10, for the recovery of Small Debts, by extending the jurisdiction from Ten to Thirty Pounds.

FRIDAY, NOVEMBER 17.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Lunatics Further Protection Bill; second reading.
2. Removal of restrictions upon Distillation Bill; consideration in Committee of the propriety of introducing this Bill.
3. Mrs. Callaghan; consideration in Committee of the Report of the Select Committee of this House, appointed on the 19th day of May last, "to consider and report upon the Petition of Mrs. E. M. Callaghan," and which said Report was laid upon the Table on the 15th June last.
4. Bridge over the Lachlan River, at Cowra; consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum not exceeding £8,000, for the construction and erection of a Bridge over the Lachlan River, at Cowra.

NOTICE OF MOTION :—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its mineral resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is expedient that a Commission of Inquiry should be appointed for the purpose of visiting the various Gold Fields and other necessary places; to send for persons and papers; to take evidence; and to perform such other acts as may be required in order to obtain the requisite data upon which to base suitable Legislation for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to His Excellency the Governor embodying the foregoing Resolutions, and praying that he will cause to be placed upon the Supplementary Estimates for 1865, a sum of money not exceeding £1,000 (one thousand pounds) for the purpose of defraying the necessary outlay of the foregoing Commission of Inquiry.

TUESDAY, NOVEMBER 21.

Questions :—

1. MR. LAYCOCK *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is it the intention of the Government to finish the Dyke at the Clarence River Heads forthwith?
 - (2.) Are the Government aware that a Sandspit is rapidly forming across the Clarence River at its narrowest part, immediately within the entrance, in consequence of which the "Agnes Irving" steamship has in two instances lately touched the ground abreast of such sandspit?
 - (3.) Did the Government send a Surveyor or Engineer to report upon the necessity or non-necessity of erecting beacons or fixing buoys on the Clarence River to afford facilities to navigation?
 - (4.) The cost of surveying the projected line of Road, by way of Newton Boyd, Clarence River, up to the 31st of October last?
 - (5.) What progress has been made, and time occupied, in carrying out such survey?
 - (6.) The Surveyor's Report as to the length of time the completion of such survey on said line is likely to take, as to the eligibility of that line in preference to other lines of road and whether any obstacles of a formidable character exist on that line?

2. *MR. LAYCOCK to ask THE COLONIAL SECRETARY*.—
 (1.) Are the Government aware of the following decision given by Acting Judge Shepherd, at Grafton Quarter Sessions, on the 31st July last, at the trial of William Johnson, Squatter, for cattle stealing:—Judge Shepherd stated to the Jury, that if the TR beast claimed by Ryan, the prosecutor, had been grazing on Johnson's run previously to being slaughtered, that Johnson could not be convicted of larceny, but could be sued for the value of the beast in a civil action?
 (2.) Does such decision meet with the approval of the present Law Officers of the Crown?

OTHER BUSINESS—NOTICES OF MOTION:—

1. *MR. BUCHANAN to move*.—
 (1.) That in the opinion of this House, the salaries of all future Governors of this Colony should be reduced to £5,000.
 (2.) That the above resolution be transmitted by Address to His Excellency the Governor.
2. *MR. LUCAS to move*, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Darling River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and either of those rivers.
3. *MR. MACLEAY to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866 a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
4. *MR. EAGAR to move*, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of Executive Minutes, Opinions of the Crown Law Officers, and all other papers, having reference to the performance of the temporary Mail Service between Deniliquin and Moama during the early part of last year, and to the payment of £1,250 to the Contractors or their Agents in satisfaction of such Service.
5. *MR. CALDWELL to move*, That there be laid upon the Table of this House, a Return shewing the amount of money appropriated to each of the four Religious Denominations, for Educational Purposes, from the 1st January, 1851, to the 31st December next; also shewing the amount each Denomination would have been entitled to according to the Census taken from time to time during the period specified; and also, a like Return, shewing the distribution of the Funds accruing from the Church and School Lands.

THURSDAY, NOVEMBER 23.

Question:—

1. *MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS*.—
 (1.) What amount of money was voted last Session for repairs, during the present year, of the Road from Mudgee to Bowenfels?
 (2.) How much money has been expended on the above Road during the present year?
 (3.) What amount of money is likely to be expended on the above Road from this date to the 1st of January next?

TUESDAY, NOVEMBER 28.

OTHER BUSINESS—NOTICES OF MOTION:—

1. *MR. BUCHANAN to move*, That in the opinion of this House, the Pitt-street Tramway is a serious obstruction to the right-of-way in one of the most important thoroughfares of the City; that it is a dangerous nuisance to the inhabitants, and has succeeded in driving almost all the traffic from the street, besides endangering the lives and limbs of passengers, unredeemed by affording any proportionate convenience to the public; that it should, therefore, be removed with as little delay as possible.
2. *DR. LANG to move for leave to bring in a Bill to limit the duration of Parliaments to three years*.
3. *MR. FORSTER to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000 for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
4. *MR. TERRY to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize*.

FRIDAY,

FRIDAY, DECEMBER 1.

OTHER BUSINESS—ORDER OF THE DAY :—

1. New Trials Limitation Bill ; second reading.

TUESDAY, DECEMBER 5.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That in the opinion of this House, the conduct of the Government, in liberating the prisoners Levy and Shoveller, found guilty of conspiracy to defraud their creditors and sentenced to two years' imprisonment, was an act of unwarrantable indiscretion, not justified by the recommendation of the Judge who tried the case, and certainly not justified by a single solitary circumstance that could in the slightest degree tend to mitigate the flagrancy of their guilt. That under these circumstances, the liberation of the above prisoners was a wrongful and unjustifiable act, tending, most materially, to shake public confidence in the due and proper administration of justice in this Country.
2. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for enquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing resolutions.



New South Wales.

No. 14.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 15 NOVEMBER, 1865.

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

Vote of Thanks to the late Speaker, John Hay, Esquire:—The Speaker reported, and read to the House, the following Reply, which he had this day received, from John Hay, Esquire, to his letter of the 8th instant (entered on the Votes and Proceedings of that day), communicating to Mr. Hay the Thanks of this House on his Retirement from the Office of Speaker:—

Sydney, 14th November, 1865.

“ To the Honorable

“ The Speaker of the Legislative Assembly.

“ SIR,

“ I have had the honour of receiving your letter conveying, in very gratifying terms, the Thanks of the House, tendered to myself for my conduct in the high Office to which you have now succeeded.

“ I beg that you will assure the House that I am very grateful for this additional honour conferred upon me, and that I trust still to be united with my fellow Members in endeavouring to promote the welfare of the Colony.

“ I remain,

“ Sir,

“ Your very obedient Servant,

“ JOHN HAY.”

2. Questions on Notice Paper for to-day:—

(1.) Goods Shed, Steamers Wharf, Newcastle:—Mr. Hannell asked the Secretary for Public Works, pursuant to Notice No. 1,—When do the Government intend to commence the erection of the long-promised Goods Shed at the Steamers Wharf, Newcastle?

Mr. Smart answered,—Plans have been prepared; but the question of the erection of the Goods Shed is still under consideration.

(2.) Facilities for discharge of Ballast, Newcastle:—Mr. Hannell asked the Secretary for Public Works, pursuant to Notice No. 2,—Is it the intention of the Government to provide additional facilities for the discharge of Ballast at Newcastle, and thereby prevent the inconvenience and delay slips are at present subjected to for the want of such accommodation; and if so, when?

Mr. Smart answered,—The Government intend to provide some additional facilities for the discharge of Ballast at Newcastle; but it is not their intention to assume the responsibility of providing barges and other facilities for the discharge of the whole of the Ballast, which it is thought may be safely left to private enterprise, as at present.

(3.) Steamers Wharf, Newcastle:—Mr. Hannell asked the Secretary for Public Works, pursuant to Notice No. 3,—When will the new Wharf, for the use of the steamers, at Newcastle, be devoted to the purpose for which it has been specially erected?

Mr. Smart answered,—On the completion of the road approaches, which will be commenced forthwith.

(4.)

(4.) Moneys Voted but not expended—Roads for which Money has been Voted :—
Mr. Forster asked the Colonial Treasurer, pursuant to Notice No. 4,—When is it likely that the Returns ordered by the House on the 7th November, relative to the non-expenditure of money granted by the Appropriation Act of last Session, will be laid upon the Table?

Mr. Samuel answered,—The Returns referred to in the Honorable Member's question are in course of preparation, but cannot at the earliest be laid upon the Table before the end of the present month.

(5.) Church and School Lands—Roads and Railway Returns :—Mr. Forlonge asked the Colonial Secretary, pursuant to Notice No. 5,—When is it probable the Returns moved for by him on the 21st March last, in relation to the Church and School Lands, as also in relation to Roads and Railways, are likely to be furnished?

Mr. Cowper answered,—I have very great pleasure in informing the Honorable Member, that the Returns moved for by him, in relation to the Church and School Lands, were laid upon the Table of the House on the 20th June last. I hold in my hand a copy which I shall be happy to present to him. The Return in relation to Roads and Railways was laid upon the Table on 25th October last.

(6.) Sums voted for certain Roads :—Mr. Forster asked the Colonial Secretary, pursuant to Notice No. 6,—

(1.) With reference to the answer given by the Colonial Secretary to a question of mine, on the 2nd instant, such answer being to the effect—that payments of money voted for certain lines of road had been made only in cases of great urgency, as Nos. 2, 3, and 5, which included the lines of road from Kempsey to Frederickton, and from Kempsey to Macleay Heads—was it intended to convey that all the money voted for these two lines of road had been, or was intended to be, appropriated or expended?

(2.) If so, has it been all actually paid over to the credit of the Trustees of these lines of road?

(3.) If not, how much; and when will the rest be paid over?

Mr. Cowper answered,—I beg to inform the Honorable Member that my answer on a former occasion was given under what now appears to have been an erroneous impression. I was then under the idea that the payment had been ordered. I find that these roads were noted for the issue of the money, but the Treasurer has since stopped all further issue. The subject of road votes generally is now under consideration, with a view to the adoption of some arrangement by which payments may be made to the utmost extent of the ability of the Treasurer to meet the demands.

3. Estimates of Expenditure for 1866, and Supplementary Estimates for 1865 and previous years :—The following Message from His Excellency the Governor was delivered by Mr. Samuel, and read by the Speaker :—

Governor.

JOHN YOUNG,

Message No. 1.

In accordance with the provisions contained in the 54th Clause of the Constitution Act, the Governor recommends to the consideration of the Legislative Assembly the accompanying Estimates of the probable Expenditure of this Government for the year 1866, and a Supplementary Estimate of Expenditure for 1865.

*Government House,
November, 1865.*

Ordered, on motion of Mr. Samuel, to be printed, together with the accompanying Estimates, and taken into consideration this day fortnight.

4. Papers :—Mr. Samuel laid upon the Table, Abstracts of Returns of Bank Liabilities and Assets, for Quarters ended 31st March, 30th June, and 30th September, 1865, respectively.

Ordered to be printed.

5. Standard Weight of the Bushel of Maize :—Mr. Burdekin presented a Petition from certain Farmers and others, residing in the Williams River District, praying that the standard weight of the Bushel of Maize may be fixed by Law.
Petition received.

6. Motions Withdrawn :—

(1.) Mr. Samuel withdrew the Motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.

(2.) Mr. Cowper withdrew the Motion standing in his name, No. 3 on the Notice Paper of Government Business for to-day.

7. Leave of Absence (*"Formal" Motion*) :—Mr. Garrett moved, pursuant to Notice, That leave of absence be given to the Rev. Dr. Lang for ten days hence, in consequence of the illness of a member of his family at a great distance from Sydney.

Question put and passed.

8. Standard Weight of the Bushel of Maize (*"Formal" Motion*) :—Mr. Piddington moved, pursuant to Notice, That the Petition from certain Inhabitants of the Hawkesbury, in reference to the standard weight of the Bushel of Maize, presented by him on the 8th November, be printed.

Question put and passed.

Ordered to be printed.

9. Crown Land Dedication Amending Bill :—
 (1.) Mr. Cowper moved, pursuant to Notice, for leave to introduce a Bill to authorize the resumption of Dedicated Land in certain cases.
 Question put and passed.
 (2.) Mr. Cowper having presented this Bill, Bill, intituled, "*A Bill to authorize the resumption of Dedicated Land in certain cases,*" read a first time."
 Ordered to be printed, and read a second time this day week.
10. Postponement :—The Order of the Day, No. 1 of Government Business postponed, on motion of Mr. Cowper, to follow the Order of the Day, No. 2 of Government Business.
11. Municipalities Law Amendment Bill :—On the Order of the Day (No. 2 of Government Business) for the second reading of this Bill being read, the Speaker said that, on inspection of the Bill, he had discovered that it contained clauses for the appropriation of Public Money, and therefore belonged to that class of Bills which ought to originate in a Preliminary Committee of the Whole.
 Whereupon, the Order of the Day was discharged, and the Bill withdrawn, on motion of Mr. Cowper.
12. Reformatory and Industrial Schools Bill :—The Order of the Day (No. 1 of Government Business) for the second reading of this Bill, discharged, and Bill withdrawn, on motion of Mr. Cowper.
13. Motion Dropped :—Mr. Eagar not making the Motion standing in his name, No. 1 on the Notice Paper of Other Business for to-day, it dropped.
14. Adjournment :—Mr. Cowper moved, That this House do now adjourn.
 Debate ensued.
 Question put and passed.
 Whereupon the Speaker left the Chair, and the House stood adjourned, at twenty minutes before Five o'clock, until To-morrow, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, NOVEMBER 16.

Questions :—

1. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—What will be the probable cost of constructing that portion of the Great Western Railway situated between the termination of Sir M. Peto and Co's. contract at Penrith and Shepherd's Toll Bar?
2. MR. TUNKS *to ask* THE COLONIAL SECRETARY,—
 (1.) Whether or not it is the intention of the Government to supply Marksman's Badges to such Volunteers as have earned that distinction in the course of Musketry Instruction for the year 1864; if not, for what reason; and if so, when?
 (2.) Whether or not it is the intention of the Government to supply Marksman's Badges to such Volunteers as have earned that distinction in the course of Musketry Instruction for the present year, 1865; if not, for what reason; and if so, when?
3. MR. MACPHERSON *to ask* THE COLONIAL SECRETARY,—
 (1.) Whether it is true that a Clerk in one of the Public Offices has been dismissed the Public Service for contributing or offering to contribute to a newspaper?
 (2.) If so, whether the Government obtained any proof that such contributions were prepared during office hours?
 (3.) Whether Clerks in Public Departments are precluded by any rule of the Service from employing their leisure hours in writing anonymously or pseudonymously for the public papers?
4. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—
 (1.) In reference to the Return laid upon the Table in the case of Levoy and Shoveller, has all the Correspondence been produced which the Government received on this subject?
 (2.) Were there no communications from Members of this House to the Government on the subject; and if so, why are they not produced?
 (3.) Do the Government refuse to produce communications known to have been received by them from certain individuals, which do not appear among the papers produced?
5. MR. STIMPSON *to ask* THE SECRETARY FOR PUBLIC WORKS,—If he will please to cause to be laid upon the Table of this House, on Friday, the 17th November, all Plans and Specifications, together with the Model of the Cowra Bridge?

GOVERNMENT

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to amend the law relating to the Volunteer Force.
2. MR. SAMUEL to move for leave to bring in a Bill to consolidate the Law regulating the Importation and Custody of Gunpowder and other explosive substances.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LEE to move for leave to introduce a Bill to amend the Act 10 Vict., No. 10, for the recovery of Small Debts, by extending the jurisdiction from Ten to Thirty Pounds.
2. MR. BURDEKIN to move, That the Petition presented by him on Wednesday, 15th November, from certain Inhabitants of the Williams Electorate, respecting the standard weight of the Bushel of Maize, be printed.
3. MR. BURDEKIN to move,—
 - (1.) That a Select Committee be appointed to inquire and report upon the advisability of the introduction of a Bill to fix standard weights for the bushel of maize, wheat, barley, oats, and other descriptions of agricultural produce.
 - (2.) That such Committee consist of Mr. Cunneen, Mr. Terry, Mr. Piddington, Mr. Garrett, Mr. Tunks, Mr. Laycock, Mr. Morrice, Mr. Lucas, and the Mover.

FRIDAY, NOVEMBER 17.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Lunatics Further Protection Bill ; second reading.
2. Removal of restrictions upon Distillation Bill ; consideration in Committee of the propriety of introducing this Bill.
3. Mrs. Callaghan ; consideration in Committee of the Report of the Select Committee of this House, appointed on the 19th day of May last, "to consider and report upon the Petition of Mrs. E. M. Callaghan," and which said Report was laid upon the Table on the 15th June last.
4. Bridge over the Lachlan River, at Cowra ; consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum not exceeding £8,000, for the construction and erection of a Bridge over the Lachlan River, at Cowra.

NOTICE OF MOTION :—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is expedient that a Commission of Inquiry should be appointed for the purpose of visiting the various Gold Fields and other necessary places ; to send for persons and papers ; to take evidence ; and to perform such other acts as may be required in order to obtain the requisite data upon which to base suitable Legislation for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions, and praying that he will cause to be placed upon the Supplementary Estimates for 1865, a sum of money not exceeding £1,000 (one thousand pounds) for the purpose of defraying the necessary outlay of the foregoing Commission of Inquiry.

TUESDAY, NOVEMBER 21.

Questions :—

1. MR. LAYCOCK to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is it the intention of the Government to finish the Dyke at the Clarence River Heads forthwith ?
 - (2.) Are the Government aware that a Sandspit is rapidly forming across the Clarence River at its narrowest part, immediately within the entrance, in consequence of which the "Agnes Irving" steamship has in two instances lately touched the ground abreast of such Sandspit ?
 - (3.) Did the Government send a Surveyor or Engineer to report upon the necessity or non-necessity of erecting beacons or fixing buoys on the Clarence River, to afford facilities to navigation ?
 - (4.) The cost of surveying the projected line of Road, by way of Newton Boyd, Clarence River, up to the 31st of October last ?
 - (5.) What progress has been made, and time occupied, in carrying out such survey ?
 - (6.) The Surveyor's Report,—as to the length of time the completion of such survey on said line is likely to take, as to the eligibility of that line in preference to other lines of road, and whether any obstacles of a formidable character exist on that line ?

2. MR. LAYCOCK *to ask* THE COLONIAL SECRETARY,—
 (1.) Are the Government aware of the following decision given by Acting Judge Shepherd, at Grafton Quarter Sessions, on the 31st July last, at the trial of William Johnson, Squatter, for cattle stealing:—Judge Shepherd stated to the Jury, that if the TR beast claimed by Ryan, the prosecutor, had been grazing on Johnson's run previously to being slaughtered, that Johnson could not be convicted of larceny, but could be sued for the value of the beast in a civil action?
 (2.) Does such decision meet with the approval of the present Law Officers of the Crown?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN *to move*,—
 (1.) That in the opinion of this House, the salaries of all future Governors of this Colony should be reduced to £5,000.
 (2.) That the above Resolution be transmitted by Address to His Excellency the Governor.
2. MR. LUCAS *to move*, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, devlope, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Darling River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and either of those rivers.
3. MR. MACLEAY *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866 a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
4. MR. EAGAR *to move*, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, copies of Executive Minutes, Opinions of the Crown Law Officers, and all other Papers, having reference to the performance of the temporary Mail Service between Deniliquin and Moama during the early part of last year, and to the payment of £1,250 to the Contractors or their Agents in satisfaction of such Service.
5. MR. CALDWELL *to move*, That there be laid upon the Table of this House, a Return shewing the amount of money appropriated to each of the four Religious Denominations, for Educational Purposes, from the 1st January, 1851, to the 31st December next; also shewing the amount each Denomination would have been entitled to according to the Census taken from time to time during the period specified; and also, a like Return, shewing the distribution of the Funds accruing from the Church and School Lands.

WEDNESDAY, NOVEMBER 22.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER *to move* for leave to bring in a Bill to amend the Superannuation Act of 1864.

ORDER OF THE DAY:—

1. Crown Land Dedication Amending Bill; second reading.

THURSDAY, NOVEMBER 23.

Question:—

1. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 (1.) What amount of money was voted last Session for repairs, during the present year, of the Road from Mudgee to Bowenfels?
 (2.) How much money has been expended on the above Road during the present year?
 (3.) What amount of money is likely to be expended on the above Road from this date to the 1st of January next?

TUESDAY, NOVEMBER 28.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN *to move*, That, in the opinion of this House, the Pitt-street Tramway is a serious obstruction to the right-of-way in one of the most important thoroughfares of the city; that it is a dangerous nuisance to the inhabitants, and has succeeded in driving almost all the traffic from the street, besides endangering the lives and limbs of passengers, unredeemed by affording any proportionate convenience to the public; that it should, therefore, be removed with as little delay as possible.
2. DR. LANG *to move* for leave to bring in a Bill to limit the duration of Parliaments to three years.

3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000 for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
4. MR. TERRY to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize.
5. MR. RODD to move,—
 - (1.) That, in the opinion of this House, the charge imposed by Government for the conveyance of Gold by escort should be reduced; and that the Government ought to become responsible for the safe delivery of the Gold so conveyed.
 - (2.) That the foregoing Resolution be transmitted by Address to His Excellency the Governor.

WEDNESDAY, NOVEMBER 29.

Contingent Notice of Motion :—

1. MR. SAMUEL to move (*on the Order of the Day being read for the consideration of the Governor's Message No. 1, with the Estimates of Expenditure for 1865-6 and previous years*), That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider of the Supply to be granted to Her Majesty for the Service of the year 1865-6, and previous years, and that the Estimates accompanying the Governor's Message No. 1 be referred to such Committee.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Consideration of Governor's Message, No. 1, with Estimates of Expenditure for 1865-6 and previous years.

THURSDAY, NOVEMBER 30.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

FRIDAY, DECEMBER 1.

OTHER BUSINESS—ORDER OF THE DAY :—

1. New Trials Limitation Bill; second reading.

TUESDAY, DECEMBER 5.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That in the opinion of this House, the conduct of the Government in liberating the prisoners Levy and Shoveller, found guilty of conspiracy to defraud their creditors, and sentenced to two years' imprisonment, was an act of unwarrantable indiscretion, not justified by the recommendation of the Judge who tried the case, and certainly not justified by a single solitary circumstance that could in the slightest degree tend to mitigate the flagrancy of their guilt. That under these circumstances, the liberation of the above prisoners was a wrongful and unjustifiable act, tending, most materially, to shake public confidence in the due and proper administration of justice in this Country.
2. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the election of Members of the Legislative Assembly, require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.

(4.)

- (4.) That accordingly, the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector, on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
- (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
-



New South Wales.

No. 15.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 16 NOVEMBER, 1865.

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

Members of Legislative Council as Witnesses:—The Speaker reported the following Message (received yesterday) from the Legislative Council:—

MR. SPEAKER,

In answer to the Message from the Legislative Assembly, dated the 10th November, 1865, requesting leave for the Honorable Edward Deas Thomson, C.B., the Honorable Alexander Campbell, the Honorable Elias Carpenter Weekes, and the Honorable Terence Aubrey Murray, Members of the Legislative Council, to attend and be examined before a Select Committee of the Legislative Assembly, appointed "to inquire into, and report upon, the present state of the Colony, and the course and tendency of the administration of affairs since the year 1855," the Council acquaints the Assembly that leave has been granted to its said Members to attend and be examined by the said Committee, if they think fit.

Legislative Council Chamber,
Sydney 15 November, 1865.

T. A. MURRAY,
President.

2. Questions on Notice Paper for to-day:—

(1.) Great Western Railway:—Mr. Lucas asked the Secretary for Public Works, pursuant to Notice No. 1,—What will be the probable cost of constructing that portion of the Great Western Railway, situated between the termination of Sir M. Peto and Co's. contract at Penrith, and Shepherd's Toll Bar?

Mr. Smart answered,—The probable cost of constructing the Western Railway from the end of Sir Morton Peto and Co's. contract at Penrith to Shepherd's Toll Bar, will be £532,142. This amount includes £33,000 to be paid by the Road Department towards the construction of the Bridge over the Nepean at Penrith, and the road approaches on each side of the Bridge, making the total chargeable to the Railway £499,142.

(2.) Marksman's Badges for Volunteers:—Mr. Tunks asked the Colonial Secretary, pursuant to Notice No. 2,—

(1.) Whether or not it is the intention of the Government to supply Marksman's Badges to such Volunteers as have earned that distinction in the course of Musketry Instruction for the year 1864; if not, for what reason; and if so, when?

(2.) Whether or not it is the intention of the Government to supply Marksman's Badges to such Volunteers as have earned that distinction in the course of Musketry Instruction for the present year, 1865; if not, for what reason; and if so, when?

Mr. Cowper answered,—It is the intention of the Government to supply Marksman's Badges to the Volunteers for the years 1864 and 1865; and I find by reference to a note from the Officer Commanding the Volunteers, that the former will be ready for issue very soon, the latter at the beginning of next year.

(3.) Dismissal from public Service for certain contributions to Newspapers—Commissioner of Stamps:—Mr. Macpherson asked the Colonial Secretary, pursuant to Notice No. 3,—

(1.) Whether it is true that a Clerk in one of the Public Offices has been dismissed the Public Service for contributing or offering to contribute to a newspaper?

(2.)

(2.) If so, whether the Government obtained any proof that such contributions were prepared during office hours?

(3.) Whether Clerks in Public Departments are precluded by any rule of the Service from employing their leisure hours in writing anonymously or pseudonymously for the public papers?

Mr. Cowper answered.—I am not aware that any Clerk has been dismissed for such cause; but the Executive Council has decided that the Commissioner of Stamps shall be removed from the Public Service for writing slanderous attacks upon the Ministry. The proof that he did so was quite satisfactory to the Government. It is, I believe, a rule acted upon by all Governments, that no Public Servant shall be permitted to libel or traduce his official superiors.

(4.) Prisoners Levey and Shoveller (Administration of Justice):—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 4:—

(1.) In reference to the Return laid upon the Table in the case of Levey and Shoveller, has all the Correspondence been produced which the Government received on this subject?

(2.) Were there no communications from Members of this House to the Government on the subject; and if so, why are they not produced?

(3.) Do the Government refuse to produce communications known to have been received by them from certain individuals, which do not appear among the papers produced?

Mr. Cowper answered.—Yes. The answer to the first question is a reply to the others.

(5.) Bridge over Lachlan River, at Cowra:—Mr. Stimpson asked the Secretary for Public Works, pursuant to Notice No. 5,—If he will please to cause to be laid upon the Table of this House, on Friday, the 17th November, all Plans and Specifications, together with the Model of the Cowra Bridge?

Mr. Smart answered.—It would be exceedingly inconvenient to comply with the Honorable Member's request, if the work is to be carried out. The Plans and Model are at the Works' Office, and can be inspected by any Honorable Member that may wish to see them.

3. Harbour Improvements, Wollongong:—Mr. Osborne presented a Petition from Joseph Wood Wilshire, J.P., as Chairman of a Public Meeting of the Inhabitants of the Town and Port of Wollongong, complaining of alleged delays in carrying out certain Harbour Improvements at Wollongong, for which money is stated to have been voted; and praying inquiry and redress.

Petition received.

4. Motions Withdrawn:—

(1.) Mr. Cowper withdrew the Motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.

(2.) Mr. Lee withdrew the Motion standing in his name, No. 1 on the Notice Paper of Other Business for to-day.

5. Gunpowder Law Consolidation Bill:—

(1.) Mr. Samuel moved, pursuant to Notice, for leave to bring in a Bill to consolidate the Law regulating the Importation and Custody of Gunpowder and other explosive substances.

Question put and passed.

(2.) Mr. Samuel having presented this Bill, Bill, intituled "*A Bill to consolidate the Law regulating the Importation and Custody of Gunpowder and other Explosive Substances,*" read a first time.

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

6. Prison Discipline Bill:—Mr. Cowper having presented this Bill, Bill, intituled, "*A Bill for the better regulation of Prison Discipline,*" read a first time.

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

7. Standard Weight of the Bushel of Maize:—Mr. Burdekin moved, pursuant to Notice, That the Petition presented by him on Wednesday, 15th November, from certain Inhabitants of the Williams Electorate, respecting the standard weight of the bushel of maize, be printed.

Question put and passed.

Ordered to be printed.

8. Standard Weights for Agricultural Produce:—Mr. Burdekin moved, pursuant to Notice,—

(1.) That a Select Committee be appointed to inquire and report upon the advisability of the introduction of a Bill to fix standard weights for the bushel of maize, wheat, barley, oats, and other descriptions of agricultural produce.

(2.) That such Committee consist of Mr. Cunneen, Mr. Terry, Mr. Piddington, Mr. Garrett, Mr. Tunks, Mr. Laycock, Mr. Morrice, Mr. Lucas, and the Mover.

Question put and passed.

9. Adjournment:—Mr. Cowper moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

Whereupon the Speaker left the Chair, and the House stood adjourned, at a quarter before six o'clock, until To-morrow, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, NOVEMBER 17.

Questions :—

1. MR. LEE *to ask* THE SECRETARY FOR PUBLIC WORKS,—When the Plan, together with Book of Reference, relating to the extension of the Maitland and Morpeth Railway, will be laid upon the Table for approval?
2. MR. LEE *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Are the Government aware, that for many months a considerable portion of the Main Northern Road running through West Maitland, has been washed away by flood, being reduced for traffic purposes, in one portion, to about twelve feet in width?
 - (2.) Are they aware that even this portion may fall in at any time, thus cutting off communication?
 - (3.) Is it the intention of the Government to commence the work for preventing further damage at once, after the money is voted by Parliament?
3. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—When the office of Minister for Lands will be filled up?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Lunatics Further Protection Bill; second reading.
2. Removal of restrictions upon Distillation Bill; consideration in Committee of the propriety of introducing this Bill.
3. Mrs. Callaghan; consideration in Committee of the Report of the Select Committee of this House, appointed on the 19th day of May last, "to consider and report upon the Petition of Mrs. E. M. Callaghan," and which said Report was laid upon the Table on the 15th June last.
4. Bridge over the Lachlan River, at Cowra; consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum not exceeding £8,000, for the construction and erection of a Bridge over the Lachlan River, at Cowra.

NOTICES OF MOTION :—

1. MR. DONNELLY *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its mineral resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is expedient that a Commission of Inquiry should be appointed for the purpose of visiting the various Gold Fields and other necessary places; to send for persons and papers; to take evidence; and to perform such other acts as may be required in order to obtain the requisite data upon which to base suitable Legislation for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to His Excellency the Governor embodying the foregoing Resolutions, and praying that he will cause to be placed upon the Supplementary Estimates for 1865, a sum of money not exceeding £1,000 (one thousand pounds) for the purpose of defraying the necessary outlay of the foregoing Commission of Inquiry.
2. MR. RODD *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Magistracy and the Government, and also Copy of any Commission of Inquiry, relative to the late escape of the Prisoner, Thomas Clarke, from the Braidwood Gaol.
3. MR. WILSON *to move* for leave to introduce a Bill to provide for the Registration of Brands.
4. MR. EAGAR *to move*, That there be laid upon the Table of this House, Copies of any Correspondence or Documents that embody the particular mode of disposing of Government Debentures in London, alluded to in the 11th section of His Excellency the Governor's Speech on opening the present Session of Parliament.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. COWPER *to move*, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to amend the Municipalities Act of 1858.
2. MR. COWPER *to move*, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to promote and regulate Reformatory and Industrial Schools.
3. MR. COWPER *to move*, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to amend the Law relating to the Volunteer Force.

TUESDAY,

TUESDAY, NOVEMBER 21.

Questions :—

1. MR. LAYCOCK *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is it the intention of the Government to finish the Dyke at the Clarence River Heads forthwith?
 - (2.) Are the Government aware that a Sandspit is rapidly forming across the Clarence River at its narrowest part, immediately within the entrance, in consequence of which the "Agnes Irving" steamship has in two instances lately touched the ground abreast of such sandspit?
 - (3.) Did the Government send a Surveyor or Engineer to report upon the necessity or non-necessity of erecting beacons or fixing buoys on the Clarence River to afford facilities to navigation?
 - (4.) The cost of surveying the projected line of Road, by way of Newton Boyd, Clarence River, up to the 31st of October last?
 - (5.) What progress has been made, and time occupied, in carrying out such survey?
 - (6.) The Surveyor's Report as to the length of time the completion of such survey on said line is likely to take, as to the eligibility of that line in preference to other lines of road and whether any obstacles of a formidable character exist on that line?
2. MR. LAYCOCK *to ask* THE COLONIAL SECRETARY,—
 - (1.) Are the Government aware of the following decision given by Acting Judge Shepherd, at Grafton Quarter Sessions, on the 31st July last, at the trial of William Johnson, Squatter, for cattle stealing:—Judge Shepherd stated to the Jury, that if the TR beast claimed by Ryan, the prosecutor, had been grazing on Johnson's run previously to being slaughtered, that Johnson could not be convicted of larceny, but could be sued for the value of the beast in a civil action?
 - (2.) Does such decision meet with the approval of the present Law Officers of the Crown?
3. MR. EGAN *to ask* THE COLONIAL TREASURER,—What was the balance of the unexpended Votes for the Main and Minor Roads and Bridges for the year 1865, on the 30th of September last, for the Electoral Districts of Wollongong, Kiama, Shoalhaven, Eden, Braidwood, Queanbeyan, and Maneroo, distinguishing the amount in each case?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN *to move*,—
 - (1.) That in the opinion of this House, the salaries of all future Governors of this Colony should be reduced to £5,000.
 - (2.) That the above resolution be transmitted by Address to His Excellency the Governor.
2. MR. LUCAS *to move*, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Darling River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and either of those rivers.
3. MR. MACLEAY *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866 a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
4. MR. EAGAN *to move*, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of Executive Minutes, Opinions of the Crown Law Officers, and all other papers, having reference to the performance of the temporary Mail Service between Deniliquin and Moama during the early part of last year, and to the payment of £1,250 to the Contractors or their Agents in satisfaction of such Service.
5. MR. CALDWELL *to move*, That there be laid upon the Table of this House, a Return shewing the amount of money appropriated to each of the four Religious Denominations, for Educational Purposes, from the 1st January, 1851, to the 31st December next; also shewing the amount each Denomination would have been entitled to according to the Census taken from time to time during the period specified; and also, a like Return, shewing the distribution of the Funds accruing from the Church and School Lands.
6. MR. TIGHE *to move* for leave to introduce a Bill for the better recovery of Coal Miner's Wages, and to amend the Coal Fields Regulation Act of 1862.
7. MR. FORSTER *to move*, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government and any person or persons, and of all Minutes of the Executive Council or other documents, having reference to the dismissal of Mr. G. B. Barton from the office of Commissioner for Stamps.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Prison Discipline Bill; second reading.

WEDNESDAY,

WEDNESDAY, NOVEMBER 22.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

ORDERS OF THE DAY:—

1. Crown Land Dedication Amending Bill; second reading.
2. Gunpowder Law Consolidation Bill; second reading.

THURSDAY, NOVEMBER 23.

Question:—

1. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What amount of money was voted last Session for repairs, during the present year, of the Road from Mudjee to Bowenfels?
 - (2.) How much money has been expended on the above Road during the present year?
 - (3.) What amount of money is likely to be expended on the above Road from this date to the 1st of January next?

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. LEE to move for leave to introduce a Bill to amend the Act 10 Vict., No. 10, for the recovery of Small Debts, by extending the jurisdiction from Ten to Thirty Pounds.

TUESDAY, NOVEMBER 28.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That, in the opinion of this House, the Pitt-street Tramway is a serious obstruction to the right-of-way in one of the most important thoroughfares of the City; that it is a dangerous nuisance to the inhabitants, and has succeeded in driving almost all the traffic from the street, besides endangering the lives and limbs of passengers, unredeemed by affording any proportionate convenience to the public; that it should, therefore, be removed with as little delay as possible.
2. DR. LANG to move for leave to bring in a Bill to limit the duration of Parliaments to three years.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000 for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
4. MR. TERRY to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize.
5. MR. RODD to move,—
 - (1.) That, in the opinion of this House, the charge imposed by Government for the conveyance of Gold by escort should be reduced; and that the Government ought to become responsible for the safe delivery of the Gold so conveyed.
 - (2.) That the foregoing Resolution be transmitted by Address to His Excellency the Governor.

WEDNESDAY, NOVEMBER 29.

Contingent Notice of Motion:—

1. MR. SAMUEL to move (on the Order of the Day being read for the consideration of the Governor's Message No. 1, with the Estimates of Expenditure for 1865-6 and previous years), That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider of the Supply to be granted to Her Majesty for the Service of the year 1865-6 and previous years, and that the Estimates accompanying the Governor's Message No. 1, be referred to such Committee.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Consideration of Governor's Message, No. 1, with Estimates of Expenditure for 1865-6 and previous years.

THURSDAY, NOVEMBER 30.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

FRIDAY,

FRIDAY, DECEMBER 1.

OTHER BUSINESS—ORDER OF THE DAY:—

1. New Trials Limitation Bill; second reading.

TUESDAY, DECEMBER 5.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That in the opinion of this House, the conduct of the Government, in liberating the prisoners Levy and Shoveller, found guilty of conspiracy to defraud their creditors and sentenced to two years' imprisonment, was an act of unwarrantable indiscretion, not justified by the recommendation of the Judge who tried the case, and certainly not justified by a single solitary circumstance that could in the slightest degree tend to mitigate the flagrancy of their guilt. That under these circumstances, the liberation of the above prisoners was a wrongful and unjustifiable act, tending, most materially, to shake public confidence in the due and proper administration of justice in this Country.
2. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for enquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing resolutions.

TUESDAY, DECEMBER 12.

OTHER BUSINESS—NOTICE OF MOTION.

1. MR. FORSTER to move,—
 - (1.) That, in the opinion of this House the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That consequently this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.

New South Wales.

No. 16.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 17 NOVEMBER, 1865.

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

Questions on Notice Paper for to-day:—

 - (1.) Maitland and Morpeth Railway:—Mr. Lee asked the Secretary for Public Works, pursuant to Notice No. 1,—When the Plan, together with Book of Reference, relating to the extension of the Maitland and Morpeth Railway, will be laid upon the Table for approval?
Mr. Smart answered,—The Plans and Book of Reference are now in hand, and will shortly be laid upon the Table of the House.
 - (2.) Main Northern Road through West Maitland:—Mr. Lee asked the Secretary for Public Works, pursuant to Notice No. 2,—
 - (1.) Are the Government aware, that for many months a considerable portion of the Main Northern Road running through West Maitland, has been washed away by flood, being reduced for traffic purposes, in one portion, to about twelve feet in width?
 - (2.) Are they aware that even this portion may fall in at any time, thus cutting off communication?
 - (3.) Is it the intention of the Government to commence the work for preventing further damage at once, after the money is voted by Parliament?
 Mr. Smart answered,—A sum of money is placed upon the Estimates for the repair of this Road, and as soon as it is voted it is intended to commence these works immediately afterwards.
 - (3.) Office of Minister for Lands:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 3,—When the office of Minister for Lands will be filled up?
Mr. Cowper answered,—The office of Minister for Lands shall be filled up without one moment's unnecessary delay.
2. Papers:—
 - (1.) Mr. Cowper laid upon the Table, Statistical Register of New South Wales, for the Year 1864.
Ordered to be printed.
 - (2.) Mr. Samuel laid upon the Table, Return to Order in reference to "Debentures and Treasury Bills issued," made by this House, on motion of Mr. Piddington, on 25 October, 1865.
Ordered to be printed.
3. Escape of Prisoner, Thomas Clarke (*"Formal" Motion*):—Mr. Rodd moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Magistracy and the Government, and also Copy of any Commission of Inquiry, relative to the late escape of the Prisoner, Thomas Clarke, from the Braidwood Gaol.
Question put and passed.
4. Brands Registration Bill (*"Formal" Motion*):—Mr. Wilson moved, pursuant to Notice, for leave to introduce a Bill to provide for the Registration of Brands.
Question put and passed.
5. Municipalities Law Amendment Bill (*"Formal" Motion*):—Mr. Cowper moved, pursuant to Notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to amend the Municipalities Act of 1858.
Question put and passed.

6. Reformatory and Industrial Schools (*"Formal" Motion*):—Mr. Cowper moved, pursuant to Notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to promote and regulate Reformatory and Industrial Schools.
Question put and passed.
7. Volunteer Bill (*"Formal" Motion*):—Mr. Cowper moved, pursuant to Notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to amend the Law relating to the Volunteer Force.
Question put and passed.
8. Lunatics Further Protection Bill:—Mr. Buchanan moved, "That" this Bill be now read a second time.
Debate ensued.
Mr. Forster moved, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the following words:—"the Law regulating admission to Lunatic Asylums requires to be amended, and that a Bill for the purpose ought to be introduced with as little delay as possible."
" (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolution."
And the admissibility of this Amendment being questioned,—the Speaker said that it would be contrary to the rule laid down in May (4th edition, page 414), to present an Address to the Crown in relation to any Bill depending in either House of Parliament. And Mr. Forster contending that the proposed Amendment was not relevant to the Bill under consideration, the Speaker ruled it out of order for that reason.
Original Question then put and negatived.
Whereupon Order of the Day and Bill discharged, respectively, on motion of Mr. Cowper.
9. Removal of restrictions upon Distillation Bill:—On motion of Mr. Forster, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of the propriety of introducing this Bill.
The Chairman reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, that the said Resolution be received on Tuesday next.
10. Mrs. Callaghan:—On motion of Mr. Hart, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of the Report of the Select Committee of this House, appointed on the 19th day of May last, "to consider and report upon the Petition of Mrs. E. M. Callaghan," and which said Report was laid upon the Table on the 15th June last.
The Speaker resumed the Chair.
11. Bridge over the Lachlan River, at Cowra:—On motion of Mr. Stimpson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum not exceeding £8,000, for the construction and erection of a Bridge over the Lachlan River, at Cowra.
The Chairman reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, That the said Resolution be received on Tuesday next.
12. Claims against Government Bill:—Mr. Forster having *presented* this Bill, Bill, intituled, "*A Bill to enforce Claims against the Government*," read a first time.
Ordered to be printed and read a second time this day week.
13. Brands Registration Bill:—Mr. Wilson having *presented* this Bill, Bill, intituled, "*A Bill for the Registration of Brands*," read a first time.
Ordered to be printed and read a second time this day week.
14. Postponements:—
(1.) Mr. Donnelly postponed the Motion standing in his name, No. 1 on the Notice Paper of Other Business for to-day, until Tuesday next.
(2.) Mr. Eagar postponed the Motion standing in his name, No. 4 on the Notice Paper of Other Business for to-day, until Wednesday next.
15. Adjournment:—Mr. Cowper moved, That this House do now adjourn.
Debate ensued.
Question put and passed.
Whereupon the Speaker left the Chair, and the House stood adjourned at five minutes before Midnight, until Tuesday next at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, NOVEMBER 21.

Questions:—

1. MR. LAYCOCK to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is it the intention of the Government to finish the Dyke at the Clarence River Heads forthwith?
 - (2.) Are the Government aware that a Sandspit is rapidly forming across the Clarence River at its narrowest part, immediately within the entrance, in consequence of which the "Agnes Irving" steamship has in two instances lately touched the ground abreast of such Sandspit?
 - (3.) Did the Government send a Surveyor or Engineer to report upon the necessity or non-necessity of erecting beacons or fixing buoys on the Clarence River, to afford facilities to navigation?
 - (4.) The cost of surveying the projected line of Road, by way of Newton Boyd, Clarence River, up to the 31st of October last?
 - (5.) What progress has been made, and time occupied, in carrying out such survey?
 - (6.) The Surveyor's Report,—as to the length of time the completion of such survey on said line is likely to take, as to the eligibility of that line in preference to other lines of road, and whether any obstacles of a formidable character exist on that line?
2. MR. LAYCOCK to ask THE COLONIAL SECRETARY,—
 - (1.) Are the Government aware of the following decision given by Acting Judge Shepherd, at Grafton Quarter Sessions, on the 31st July last, at the trial of William Johnson, Squatter, for cattle-stealing:—Judge Shepherd stated to the Jury, that if the TR beast claimed by Ryan, the prosecutor, had been grazing on Johnson's run previously to being slaughtered, that Johnson could not be convicted of larceny, but could be sued for the value of the beast in a civil action?
 - (2.) Does such decision meet with the approval of the present Law Officers of the Crown?
3. MR. EGAN to ask THE COLONIAL TREASURER,—What was the balance of the unexpended Votes for the Main and Minor Roads and Bridges for the year 1865, on the 30th of September last, for the Electoral Districts of Wollongong, Kiama, Shoalhaven, Eden, Braidwood, Queanbeyan, and Maneroo, distinguishing the amount in each case?
4. MR. WISDOM to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Will the sum of £20,000, voted during last Session of Parliament for the extension of the Morpeth Railway Line, be sufficient for that purpose?
 - (2.) If not, are the Government in a position to state what further sum will probably be required for carrying out such extension?
5. MR. GARRETT to ask THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to carry out that portion of the Report of the Select Committee on Harbour Defences (adopted unanimously by this House on the 16th June last) which recommends "the speedy completion of Telegraphic Communication with all the Light Houses and points of observation along the Coast"; If so, when; If not, for what reason?
6. MR. WILSON to ask THE COLONIAL SECRETARY,—
 - (1.) What steps, if any, the Government intend to take with the view of improving the Surveys of the Colony on a similar principle to that adopted in Victoria?
 - (2.) If so, when?
 - (3.) Have any reports been made to the Government on the subject; if so, is there any objection to lay them on the Table of the House?
7. MR. WILSON to ask THE COLONIAL SECRETARY,—
 - (1.) Has any Correspondence taken place with the Government and any parties concerning the advisability of a vessel being sent to search for the "Grafton," Captain Musgrave, since ascertained to be lost at the Auckland Islands?
 - (2.) If so, is there any objection to lay the same on the Table of the House?
8. MR. FARNELL to ask THE COLONIAL SECRETARY,—Have the Government any intention of establishing a National Bank of issue? If so, will a measure be introduced this Session for effecting the same?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
 - (1.) That in the opinion of this House, the salaries of all future Governors of this Colony should be reduced to £5,000.
 - (2.) That the above Resolution be transmitted by Address to His Excellency the Governor.
2. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Darling River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and either of those rivers.

3. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866 a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
4. MR. EAGAR to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, copies of Executive Minutes, Opinions of the Crown Law Officers, and all other Papers, having reference to the performance of the temporary Mail Service between Deniliquin and Moama during the early part of last year, and to the payment of £1,250 to the Contractors or their Agents in satisfaction of such Service.
5. MR. CALDWELL to move, That there be laid upon the Table of this House, a Return shewing the amount of money appropriated to each of the four Religious Denominations, for Educational Purposes, from the 1st January, 1851, to the 31st December next; also shewing the amount each Denomination would have been entitled to according to the Census taken from time to time during the period specified; and also, a like Return, shewing the distribution of the Funds accruing from the Church and School Lands.
6. MR. TIGHE to move for leave to introduce a Bill for the better recovery of Coal Miners' Wages, and to amend the Coal Fields Regulation Act of 1862.
7. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government and any person or persons, and of all Minutes of the Executive Council or other documents, having reference to the dismissal of Mr. G. B. Barton from the office of Commissioner for Stamps.
8. MR. FARNELL to move,—
 - (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of William Goodin, presented on the 10th May last.
 - (2.) That such Committee consist of Mr. Lucas, Mr. Oatley, Mr. Pemell, Mr. Smart, Mr. Donnelly, Mr. Byrnes, Mr. Tunks, Mr. Ryan, Mr. Driver, and the Mover.
9. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the following Resolutions:—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is expedient that a Commission of Inquiry should be appointed for the purpose of visiting the various Gold Fields and other necessary places; to send for persons and papers; to take evidence; and to perform such other acts as may be required in order to obtain the requisite data upon which to base suitable Legislation for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions, and praying that he will cause to be placed upon the Supplementary Estimates for 1865, a sum of money not exceeding £1,000 (one thousand pounds) for the purpose of defraying the necessary outlay of the foregoing Commission of Inquiry.

ORDERS OF THE DAY:—

1. Removal of restrictions upon Distillation Bill; reception of Resolution from Committee of the Whole.
2. Bridge over the Lachlan River, at Cowra; reception of Resolution from Committee of the Whole.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Prison Discipline Bill; second reading.
2. Municipalities Law Amendment Bill; consideration in Committee of the propriety of introducing this Bill.
3. Reformatory and Industrial Schools Bill; consideration in Committee of the propriety of introducing this Bill.
4. Volunteer Bill; Consideration in Committee of the propriety of introducing this Bill.

WEDNESDAY, NOVEMBER 22.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

ORDERS OF THE DAY:—

1. Crown Land Dedication Amending Bill; second reading.
2. Gunpowder Law Consolidation Bill; second reading.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. EAGAR to move, That there be laid upon the Table of this House, Copies of any Correspondence or Documents that embody the particular mode of disposing of Government Debentures in London, alluded to in the 11th section of His Excellency the Governor's Speech on opening the present Session of Parliament.

THURSDAY,

THURSDAY, NOVEMBER 23.

Question :—

1. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What amount of money was voted last Session for repairs, during the present year, of the Road from Mudgee to Bowenfels?
 - (2.) How much money has been expended on the above Road during the present year?
 - (3.) What amount of money is likely to be expended on the above Road from this date to the 1st of January next?

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. LEE to move for leave to introduce a Bill to amend the Act 10 Vict., No. 10, for the recovery of Small Debts, by extending the jurisdiction from Ten to Thirty Pounds.

FRIDAY, NOVEMBER 24.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Claims against Government Bill ; second reading.
2. Brands Registration Bill ; second reading.

TUESDAY, NOVEMBER 28.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That, in the opinion of this House, the Pitt-street Tramway is a serious obstruction to the right-of-way in one of the most important thoroughfares of the city ; that it is a dangerous nuisance to the inhabitants, and has succeeded in driving almost all the traffic from the street, besides endangering the lives and limbs of passengers, unredeemed by affording any proportionate convenience to the public ; that it should, therefore, be removed with as little delay as possible.
2. DR. LANG to move for leave to bring in a Bill to limit the duration of Parliaments to three years.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000 for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
4. MR. TERRY to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize.
5. MR. RODD to move,—
 - (1.) That, in the opinion of this House, the charge imposed by Government for the conveyance of Gold by Escort should be reduced ; and that the Government ought to become responsible for the safe delivery of the Gold so conveyed.
 - (2.) That the foregoing Resolution be transmitted by Address to His Excellency the Governor.
6. MR. GARRETT to move, That the 72nd Section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.

WEDNESDAY, NOVEMBER 29.

Contingent Notice of Motion :—

1. MR. SAMUEL to move (*on the Order of the Day being read for the consideration of the Governor's Message No. 1, with the Estimates of Expenditure for 1865-6 and previous years*), That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider of the Supply to be granted to Her Majesty for the Service of the year 1865-6, and previous years, and that the Estimates accompanying the Governor's Message No. 1 be referred to such Committee.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. SAMUEL to move, That this House do now resolve itself into a Committee of the Whole to consider of the Ways and Means to meet the Supply granted to Her Majesty.

ORDER OF THE DAY :—

1. Consideration of Governor's Message, No. 1, with Estimates of Expenditure for 1865-6 and previous years.

THURSDAY,

THURSDAY, NOVEMBER 30.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

FRIDAY, DECEMBER 1.

OTHER BUSINESS—ORDER OF THE DAY:—

1. New Trials Limitation Bill; second-reading.

TUESDAY, DECEMBER 5.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That in the opinion of this House, the conduct of the Government in liberating the prisoners Levy and Shoveller, found guilty of conspiracy to defraud their creditors, and sentenced to two years' imprisonment, was an act of unwarrantable indiscretion, not justified by the recommendation of the Judge who tried the case, and certainly not justified by a single solitary circumstance that could in the slightest degree tend to mitigate the flagrancy of their guilt. That under these circumstances, the liberation of the above prisoners was a wrongful and unjustifiable act, tending, most materially, to shake public confidence in the due and proper administration of justice in this Country.
2. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the election of Members of the Legislative Assembly, require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffectual.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly, the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector, on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.

TUESDAY, DECEMBER 12.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. FORSTER to move,—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That consequently this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.

New South Wales.

No. 17.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 21 NOVEMBER, 1865.

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

Questions on Notice Paper for to-day :—

- (1.) Particulars relative to Clarence River :—Mr. Laycock asked the Secretary for Public Works, pursuant to Notice No. 1,—

(1.) Is it the intention of the Government to finish the Dyke at the Clarence River Heads forthwith ?

(2.) Are the Government aware that a Sandspit is rapidly forming across the Clarence River at its narrowest part, immediately within the entrance, in consequence of which the "Agnes Irving" steamship has in two instances lately touched the ground abreast of such Sandspit ?

(3.) Did the Government send a Surveyor or Engineer to report upon the necessity or non-necessity of erecting beacons or fixing buoys on the Clarence River to afford facilities to navigation ?

(4.) The cost of surveying the projected line of Road, by way of Newton Boyd, Clarence River, up to the 31st of October last ?

(5.) What progress has been made, and time occupied, in carrying out such survey ?

(6.) The Surveyor's Report,—as to the length of time the completion of such survey on said line is likely to take, as to the eligibility of that line in preference to other lines of road, and whether any obstacles of a formidable character exist on that line ?

Mr. Smart answered,—

(1.) It is the intention of the Government to proceed with the work as soon as satisfactory tenders can be obtained.

(2.) Government is not aware that a Sandspit is forming across the Clarence River at its narrowest part, or that the "Agnes Irving" has on two occasions touched the ground abreast of it.

(3.) Yes, Mr. Baron was sent to report on the necessity of erecting a beacon at the Elbow, and on receipt of his report a beacon was erected at the place suggested by the captains of the steamers best acquainted with the river.

(4.) The cost up to 31st October last was £251 12s. 4d.

(5.) The Road has been surveyed to Newton Boyd. The survey commenced on the 22nd April last, and about sixty-five miles of most difficult survey and a very extensive examination of difficult country has been made.

(6.) The survey will probably be completed by the end of the year. The Surveyor considers the present line the most eligible. The most formidable obstacle is Barney's Hill, which is passed by a side cutting of 2½ miles with moderate gradients.

- (2.) Trial of William Johnson, at Grafton (Administration of Justice) :—Mr. Laycock asked the Colonial Secretary, pursuant to Notice No. 2,—

(1.) Are the Government aware of the following decision given by Acting Judge Shepherd, at Grafton Quarter Sessions, on the 31st July last, at the trial of William Johnson, Squatter, for cattle-stealing :—Judge Shepherd stated to the Jury, that if the TR beast claimed by Ryan, the prosecutor, had been grazing on Johnson's run previously to being slaughtered, that Johnson could not be convicted of larceny, but could be sued for the value of the beast in a civil action ?

(2.) Does such decision meet with the approval of the present Law Officers of the Crown ?

Mr. Cowper answered :—The Government have no information whatever upon the subject.

(3.)

- (3.) Unexpended Votes for Main and Minor Roads and Bridges in certain Districts:—Mr. Egan asked the Colonial Treasurer, pursuant to Notice No. 3,—What was the balance of the unexpended Votes for the Main and Minor Roads and Bridges for the year 1865, on the 30th of September last, for the Electoral Districts of Wollongong, Kiama, Shoalhaven, Eden, Braidwood, Queanbeyan, and Maneroo, distinguishing the amount in each case?
Mr. Samuel answered:—I will lay on the Table of the House, to-morrow, the information asked for, in the shape of a Return.
- (4.) Morpeth Railway Line:—Mr. Wisdom asked the Secretary for Public Works, pursuant to Notice No. 4,—
- (1.) Will the sum of £20,000, voted during last Session of Parliament, for the extension of the Morpeth Railway Line, be sufficient for that purpose?
 - (2.) If not, are the Government in a position to state what further sum will probably be required for carrying out such extension?
- Mr. Smart answered:—The amount to be paid for the purchase of land, and compensation to land owners, has not been fully ascertained, nor are the detailed estimates of the cost of constructing the Railway yet prepared; but the information asked for will be given when the plans are laid upon the Table of the House.
- (5.) Harbour Defences:—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice No. 5,—Is it the intention of the Government to carry out that portion of the Report of the Select Committee on Harbour Defences (adopted unanimously by this House on the 16th June last) which recommends “the speedy completion of Telegraphic Communication with all the Light Houses and points of observation along the Coast”; If so, when; If not, for what reason?
Mr. Smart answered:—The Government have not yet come to any decision upon the matter.
- (6.) Surveys of the Colony:—Mr. Wilson asked the Colonial Secretary, pursuant to Notice No. 6,—
- (1.) What steps, if any, the Government intend to take with the view of improving the Surveys of the Colony on a similar principle to that adopted in Victoria?
 - (2.) If so, when?
 - (3.) Have any reports been made to the Government on the subject; if so, is there any objection to lay them on the Table of the House?
- Mr. Cowper answered:—With a view to making preliminary arrangements for improving the Surveys of New South Wales, and placing them in some degree upon the same footing as those in the Colony of Victoria, the sum of £1,000 has been placed on the Estimates under the head of “Observatory,” “Expenses of the scientific measurement of an arc of the meridian.” An elaborate report was prepared by the Deputy Surveyor General on the subject, and that document is now under consideration as well as a report by Mr. Smalley, the Government Astronomer. The whole matter will be taken under consideration, but this sum of £1,000 has been put upon the Estimates with the view of causing it to be discussed in Parliament, and after that such measures will be adopted as may be necessary.
- (7.) Search for the lost vessel “Grafton”:—Mr. Wilson asked the Colonial Secretary, pursuant to Notice No. 7,—
- (1.) Has any Correspondence taken place with the Government and any parties concerning the advisability of a vessel being sent to search for the “Grafton,” Captain Musgrave, since ascertained to be lost at the Auckland Islands?
 - (2.) If so, is there any objection to lay the same on the Table of the House?
- Mr. Cowper answered,—In consequence of a communication made to me at the time the information first reached this Colony of the loss of this vessel, I requested His Excellency to make application to the Commodore, with the view of taking some steps for having a search made at Auckland Island. The Commodore, or the senior officer then in port, did not think, under his instructions, he could detach any vessel for the service, and I placed myself in communication with the Governments of Victoria and Queensland; and at the expense of the united Governments, the Victoria steamer has been despatched with the view of making a search on the island for this wreck, or any other wrecks that may be there.
- (8.) National Bank of Issue:—Mr. Farnell asked the Colonial Secretary, pursuant to Notice No. 8,—Have the Government any intention of establishing a National Bank of issue; If so, will a measure be introduced this Session for effecting the same?
Mr. Cowper answered,—The Government has not yet taken this subject into its serious consideration.
2. Law to amend the Municipalities Act:—The undermentioned Petitions, under Corporate Seals, praying, respectively, for the passing of an Amended Municipalities Act, were presented by the Members named:—
- (1.) From the Municipal Council of Newtown. By Mr. Brown.
 - (2.) From the Municipal Council of Marrickville. By Mr. Pemell.
 - (3.) From the Municipal Council of Waterloo. By Mr. Sutherland.
- Petitions received.
3. Standard Weights for Agricultural Produce:—Mr. Burdekin, *with the concurrence of the House*, moved, without notice,—
- (1.) That the Select Committee on the “Standard Weights for Agricultural Produce,” have power to send for persons and papers.
 - (2.) That all the Petitions upon this subject, presented to the House during the present Session, be referred to this Committee.
- Question put and passed. 4.

4. Parramatta River Steam Company's Bill :—Mr. Tunks, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 10th November, 1865.
Ordered to be printed.
Whereupon, Mr. Tunks moved, That the second reading of this Bill stand an Order of the Day for Friday week.
Question put and passed.
5. Coal Fields Regulation Act Amendment Bill :—
(1.) ("Formal" Motion) :—Mr. Tighe moved, pursuant to Notice, for leave to introduce a Bill for the better recovery of Coal Miners' Wages, and to amend the Coal Fields Regulation Act of 1862.
Question put and passed.
(2.) Mr. Tighe having presented this Bill, Bill, intituled, "*A Bill for the better recovery of Coal Miners' Wages and to amend the Coal Fields Regulation Act of 1862,*"—read a first time.
Ordered to be printed, and read a second time on Friday, 8th December.
6. Salaries of Future Governors :—Mr. Buchanan moved, pursuant to Notice,—
(1.) That in the opinion of this House, the salaries of all future Governors of this Colony should be reduced to £5,000.
(2.) That the above resolution be transmitted by Address to His Excellency the Governor.
Debate ensued.
Mr. Lee moved the Previous Question.
Debate ensued.
Previous Question put,—That that Question be now put.
The House divided.

Ayes, 28.

Mr. Lucas,	Mr. Driver,
Mr. Walker,	Mr. Graham,
Mr. Caldwell,	Mr. Terry,
Mr. Stimpson,	Mr. Ryan,
Mr. Garrett,	Mr. Laycock,
Mr. Macpherson,	Mr. Farnell,
Mr. Diguam,	Mr. Buchanan,
Mr. Tighe,	Mr. Tunks,
Mr. Rodd,	Mr. Pemell,
Mr. Parkes,	Mr. Piddington,
Mr. Wisdom,	Mr. Wilson,
Mr. Forster,	<i>Tellers.</i>
Mr. Eagar,	
Mr. Forlonge,	Mr. Hart,
Mr. White,	Mr. Donnelly.

Noes, 12.

Mr. Cowper,
Mr. Samuel,
Mr. Smart,
Mr. Landale,
Mr. Lee,
Mr. Pickering,
Mr. Alexander,
Mr. Morrice,
Mr. Josephson,
Mr. Joseph,
<i>Tellers.</i>
Mr. Lloyd,
Mr. De Salis.

Original Question then put.
The House divided.

Ayes, 26.

Mr. Lucas,	Mr. Graham,
Mr. Walker,	Mr. Terry,
Mr. Caldwell,	Mr. Ryan,
Mr. Stimpson,	Mr. Laycock,
Mr. Garrett,	Mr. Farnell,
Mr. Dignam,	Mr. Buchanan,
Mr. Tighe,	Mr. Tunks,
Mr. Rodd,	Mr. Pemell,
Mr. Parkes,	Mr. Piddington,
Mr. Wisdom,	Mr. Wilson,
Mr. Forster,	<i>Tellers.</i>
Mr. Eagar,	
Mr. White,	Mr. Donnelly,
Mr. Driver,	Mr. Hart.

Noes, 14.

Mr. Cowper,	<i>- Tellers.</i>
Mr. Samuel,	
Mr. Smart,	Mr. Lloyd,
Mr. Forlonge,	Mr. De Salis.
Mr. Landale,	
Mr. Lee,	
Mr. Pickering,	
Mr. Macpherson,	
Mr. Alexander,	
Mr. Morrice,	
Mr. Joseph,	
Mr. Josephson,	

7. Motions Withdrawn :—
(1.) Mr. Lucas withdrew the Motion standing in his name, No. 2 on the Notice Paper for to-day.
(2.) Mr. Macleay withdrew the Motion standing in his name, No. 3 on the Notice Paper for to-day.
8. Paper :—Mr. Cowper laid upon the Table, Report of the Immigration Agent for the year 1864, with Appendices.
Ordered to be printed.
9. Temporary Mail Service—Deniliquin and Moama :—Mr. Eagar moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of Executive Minutes, Opinions of the Crown Law Officers, and all other Papers, having reference to the performance of the Temporary Mail Service between Deniliquin and Moama during the early part of last year, and to the payment of £1,250 to the Contractors or their Agents in satisfaction of such Service.
Debate ensued.

Question

Question put.
The House divided:

Ayes, 35.		Noes, 5.
Mr. Cowper,	Mr. White,	Mr. Donnelly,
Mr. Smart,	Mr. Joseph,	Mr. Terry,
Mr. Samuel,	Mr. Garrett,	Mr. Stimpson,
Mr. Cunneen,	Mr. Graham,	<i>Tellers.</i>
Mr. De Salis,	Mr. Cooper,	Mr. Egan,
Mr. Caldwell,	Mr. Eagar,	Mr. Driver.
Mr. Hart,	Mr. Piddington,	
Mr. Walker,	Mr. Laycock,	
Mr. Cummings,	Mr. Pickering,	
Mr. Farnell,	Mr. Buchanan,	
Mr. Lee,	Mr. Lloyd,	
Mr. Parkes,	Mr. Landale,	
Mr. Ryan,	Mr. Forlonge,	
Mr. Morrice,	Mr. Wilson,	
Mr. Wisdom,	<i>Tellers.</i>	
Mr. Forster,	Mr. Lucas,	
Mr. Diguam,	Mr. Alexander.	
Mr. Isaacs,		
Mr. Rodd,		

10. Motion Withdrawn:—Mr. Donnelly withdrew the Motion standing in his name, No. 9 on the Notice Paper for to-day.
11. Funds for Educational Purposes:—Mr. Caldwell moved, pursuant to Notice, That there be laid upon the Table of this House, a Return shewing the amount of money appropriated to each of the four Religious Denominations, for Educational Purposes, from the 1st January, 1851, to the 31st December next; also shewing the amount each Denomination would have been entitled to according to the Census taken from time to time during the period specified; and also, a like Return, shewing the distribution of the Funds accruing from the Church and School Lands.
Debate ensued.
Question put and passed.
12. Mr. G. B. Barton:—Mr. Forster moved, pursuant to Notice,—That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government and any person or persons, and of all Minutes of the Executive Council or other documents, having reference to the dismissal of Mr. G. B. Barton from the office of Commissioner for Stamps.
Debate ensued.
Question put and passed.
13. William Goodin:—Mr. Farnell moved, pursuant to Notice,—
(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the Petition of William Goodin, presented on the 10th May last.
(2.) That such Committee consist of Mr. Lucas, Mr. Oatley, Mr. Pemell, Mr. Smart, Mr. Donnelly, Mr. Byrnes, Mr. Tunks, Mr. Ryan, Mr. Driver, and the Mover.
Question put and passed.
14. Removal of Restrictions on Distillation Bill:—The Chairman of Committees reported from a Committee of the Whole a Resolution, which was read a first time, as follows:—
Resolved, That it is desirable to introduce a Bill to remove restrictions upon distillation by manufacturers of sugar, wine, or cider.
Resolution then, on motion of Mr. Forster, read a second time, and agreed to.
15. Bridge over the Lachlan River, at Cowra:—The Chairman of Committees reported from a Committee of the Whole a Resolution, which was read a first time, as follows:—
Resolved, That an Address be presented to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum not exceeding £8,000, for the construction and erection of a Bridge over the Lachlan River, at Cowra.
Resolution, then, on motion of Mr. Stimpson, read a second time, and agreed to.
16. Postponement:—The Order of the Day for the second reading of the Prison Discipline Bill, postponed, on motion of Mr. Cowper, until Thursday next.
17. Municipalities Law Amendment Bill:—
(1.) The following Message from His Excellency the Governor was presented by Mr. Cowper, and read by the Speaker:—

JOHN YOUNG,
Governor.

Message No. 2.

In accordance with the 54th clause of the Constitution Act, the Governor recommends to the Legislative Assembly to make provision for the better endowment of Municipalities.

Government House,
Sydney, 15th November, 1865.

Ordered, on motion of Mr. Cowper, to be printed, and taken into consideration in Committee of the Whole on the Municipalities Law Amendment Bill.

(2.)

(2.) On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of the propriety of introducing this Bill.

The Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman, *with the concurrence of the House*, that the said Resolution be *now* received.

The Chairman then reported, from the Committee of the Whole, a Resolution, which was read a first time, as follows:—

Resolved:—That it is desirable to introduce a Bill to amend the Municipalities Act of 1858.

Resolution then, on motion of Mr. Cowper, read a second time and agreed to.

(3.) Mr. Cowper having *presented* this Bill, Bill, intituled, "*A Bill to amend the Law relating to Municipalities*," read a first time.

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

18. Reformatory and Industrial Schools Bill:—

(1.) On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of the propriety of introducing this Bill.

The Chairman reported. That the Committee had come to a Resolution.

Ordered, on motion of the Chairman, *with the concurrence of the House*, That the said Resolution be *now* received.

The Chairman then reported, from the Committee of the Whole, a Resolution, which was read a first time, as follows:—

Resolved, That it is desirable to introduce a Bill to promote and regulate Reformatory and Industrial Schools.

And the House continuing to sit until after Midnight:—

WEDNESDAY, 22 NOVEMBER, 1865, A.M.

Resolution, then, on motion of Mr. Cowper, read a second time and agreed to.

(2.) Mr. Cowper having *presented* this Bill, Bill, intituled, "*A Bill to promote and regulate Reformatory and Industrial Schools*," read a first time.

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

19. Postponement:—The Order of the Day for the consideration in Committee of the propriety of introducing a Volunteer Bill, postponed, on motion of Mr. Cowper, until Thursday next.

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

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, NOVEMBER 22.

Questions:—

1. Mr. PIDDINGTON *to ask* THE COLONIAL TREASURER,—
(1.) What was the amount of Unexpended Votes for the Subordinate Roads for the year 1865, on the 30th September last, in the Electorate of the Hawkesbury, as appropriated by Parliament?
(2.) When will the amount due to the Trustees for the year 1865, be paid in to the Bank to their credit in the usual manner?
2. Mr. BROWN *to ask* THE COLONIAL SECRETARY,—Do the Government intend to take any steps in order to provide a suitable building, in Sydney, for the carrying on the business of the Metropolitan District Court?
3. Mr. RODD *to ask* THE COLONIAL TREASURER,—Whether the Government intend, during the present Session, to take any steps to abolish or reduce the present export duty imposed upon Gold?
4. Mr. WILSON *to ask* THE SECRETARY FOR PUBLIC WORKS,—Why the sum of £1,100, due to the workmen on the Singleton Bridge, under Hughes' contract, has not been placed on the Estimates in accordance with the promise of the late Minister for Public Works?

5. MR. WILSON *to ask* THE COLONIAL SECRETARY,—
 (1.) How long did Major Christie act as Agent for the Church and School Lands?
 (2.) Whether the time during which Major Christie acted as Agent for the Church and School Lands, has been calculated in determining the amount of his Pension?
 (3.) If so, is the full amount of his Pension paid out of the Superannuation Fund, or is a sum in proportion to the number of years he served as Agent of the Church and School Lands paid out of the revenue derived from these Lands?
6. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—Has the amount voted for the repair of the Bathurst and Caloola to the Lime Kilns Road, during the present year, been placed to the credit of the Trustees of such Road; and if not, for what reason?
7. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 (1.) How much of the money voted for the repair of Roads in the Electorate of West Macquarie, during the present year, has been expended?
 (2.) Is it intended to place the balance now remaining unexpended to the credit of the Trustees of the various Roads; and if so, when?
8. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—When will the Copy of the Depositions taken at the inquest held upon the body of Bridget Burke, and Correspondence thereon, be laid upon the Table of this House?

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

ORDERS OF THE DAY:—

1. Crown Land Dedication Amending Bill; second reading.
2. Gunpowder Law Consolidation Bill; second reading.
3. Municipalities Law Amendment Bill; second reading.
4. Reformatory and Industrial Schools Bill; second reading.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. EAGAR to move, That there be laid upon the Table of this House, Copies of any Correspondence or Documents that embody the particular mode of disposing of Government Debentures in London, alluded to in the 11th section of His Excellency the Governor's Speech on opening the present Session of Parliament.
2. MR. BROWN to move, That the Petition from the Municipality of Newtown, presented by him on the 21st November, be printed.
3. MR. BROWN to move for leave to introduce a Bill to amend the Act, 19 Victoria, No. 2, relating to Secret Bills of Sale of Chattel Property.

THURSDAY, NOVEMBER 23.

Questions:—

1. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 (1.) What amount of money was voted last Session for repairs, during the present year, of the Road from Mudgee to Bowenfels?
 (2.) How much money has been expended on the above Road during the present year?
 (3.) What amount of money is likely to be expended on the above Road from this date to the 1st of January next?
2. MR. GORDON *to ask* THE COLONIAL SECRETARY,—Is it the intention of the Government to introduce a new Scab Bill, as the present Act expires on the 31st December next?
3. MR. EGAN *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether he is aware that the Breakwater at Moruya has been much injured by the late tempestuous weather and requires immediate attention to prevent considerable outlay?
4. MR. EGAN *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether the Government are aware of the dilapidated state of the Wharf at Tathra?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Prison Discipline Bill; second reading.
2. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. LEE to move for leave to introduce a Bill to amend the Act 10 Vict., No. 10, for the recovery of Small Debts, by extending the jurisdiction from Ten to Thirty Pounds.

FRIDAY, NOVEMBER 24.

Questions:—

1. MR. WALKER *to ask* THE COLONIAL SECRETARY,—
 (1.) What is the number of Warders employed in Mudgee Gaol?
 (2.) What is the average and present number of prisoners confined in Mudgee Gaol?
 (3.) What is the number of Warders employed in Windsor Gaol?
 (4.) What is the average and present number of prisoners confined there?

2. *MR. DONNELLY to ask* THE ACTING SECRETARY FOR LANDS,—What steps the Government intend to take with regard to the case of William Thompson, of Menindee, whose case was referred to a Select Committee appointed on the 29th September, 1863, and which in its Report (presented to the House, 9th March, 1864, and adopted, 4th April last) recommended Thompson's claim to the favourable consideration of the Executive?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Claims against Government Bill; second reading.
2. Brands Registration Bill; second reading.

NOTICES OF MOTION :—

1. *MR. WHITE* to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum of money for the construction and maintenance of the Subordinate and Minor Roads and Bridges in the Electoral District of the Upper Hunter, equal to the amount voted for that purpose for the present year.
2. *MR. SUTHERLAND* to move, That the Petition presented by him on the 21st November from the Municipal Council of Waterloo, praying that an Amended Municipalities Act may be passed with the least possible delay, be printed.
3. *MR. DONNELLY* to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is expedient that a Commission of Inquiry should be appointed for the purpose of visiting the various Gold Fields and other necessary places; to send for persons and papers; to take evidence; and to perform such other acts as may be required in order to obtain the requisite data upon which to base suitable Legislation for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to His Excellency the Governor embodying the foregoing Resolutions, and praying that he will cause to be placed upon the Supplementary Estimates for 1865, a sum of money not exceeding £1,000 (one thousand pounds) for the purpose of defraying the necessary outlay of the foregoing Commission of Inquiry.

TUESDAY, NOVEMBER 28.

Questions :—

1. *MR. LUCAS to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Has Mr. Cracknell, Superintendent of Electric Telegraphs, leave of absence to enable him to proceed to England?
 - (2.) If so, for what period has the leave been granted?
 - (3.) Does he proceed on private or office business?
 - (4.) Who performs his duties during his absence?
 - (5.) Does he receive the whole or any part of his salary during such absence?
2. *MR. RYAN to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) If the Government intend to remove the remains of the old structure of Nepean Bridge at Emu Ferry?
 - (2.) Are the Government aware that the accumulation of timber and sand would be likely to damage the approaches to the new Bridge, if not removed?

OTHER BUSINESS—NOTICES OF MOTION :—

1. *MR. BUCHANAN* to move, That, in the opinion of this House, the Pitt-street Tramway is a serious obstruction to the right-of-way in one of the most important thoroughfares of the City; that it is a dangerous nuisance to the inhabitants, and has succeeded in driving almost all the traffic from the street, besides endangering the lives and limbs of passengers, unredeemed by affording any proportionate convenience to the public; that it should, therefore, be removed with as little delay as possible.
2. *DR. LANG* to move for leave to bring in a Bill to limit the duration of Parliaments to three years.
3. *MR. FORSTER* to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000 for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
4. *MR. TERRY* to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize.

5. MR. ROND to move,—
 - (1.) That, in the opinion of this House, the charge imposed by Government for the conveyance of Gold by Escort should be reduced; and that the Government ought to become responsible for the safe delivery of the Gold so conveyed.
 - (2.) That the foregoing Resolution be transmitted by Address to His Excellency the Governor.
6. MR. GARRETT to move, That the 72nd Section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
7. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Merriwa, in the case of Mrs. Scott, charged with theft, at the instance of Mrs. Spratt, Storekeeper.
8. MR. GORDON to move, That there be laid upon the Table of this House, a Return shewing the number of Sheep infected with Scab in the various Districts of the Colony, on the 1st November; how long each infected lot has been under treatment; and the number that has been cured during the present year.
9. MR. HART to move for leave to introduce a Bill to declare the interpretation and extend the operation of the 26th section of the Titles to Land Act of 1858.
10. MR. MARTIN to move for leave to bring in a Bill to restore the power to make grants of Public Money in aid of Public Worship

WEDNESDAY, NOVEMBER 29.

Contingent Notice of Motion :—

1. MR. SAMUEL to move (*on the Order of the Day being read for the consideration of the Governor's Message No. 1, with the Estimates of Expenditure for 1865-6 and previous years*), That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider of the Supply to be granted to Her Majesty for the Service of the year 1865-6 and previous years, and that the Estimates accompanying the Governor's Message No. 1, be referred to such Committee.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. SAMUEL to move, That this House do now resolve itself into a Committee of the Whole to consider of the Ways and Means to meet the Supply granted to Her Majesty.

ORDER OF THE DAY :—

1. Consideration of Governor's Message, No. 1, with Estimates of Expenditure for 1865-6 and previous years.

THURSDAY, NOVEMBER 30.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

FRIDAY, DECEMBER 1.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. New Trials Limitation Bill; second reading.
2. Parramatta River Steam Company's Bill; second reading.

TUESDAY, DECEMBER 5.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That, in the opinion of this House, the conduct of the Government, in liberating the prisoners Levy and Shoveller, found guilty of conspiracy to defraud their creditors and sentenced to two years' imprisonment, was an act of unwarrantable indiscretion, not justified by the recommendation of the Judge who tried the case, and certainly not justified by a single solitary circumstance that could in the slightest degree tend to mitigate the flagrancy of their guilt. That under these circumstances, the liberation of the above prisoners was a wrongful and unjustifiable act, tending, most materially, to shake public confidence in the due and proper administration of justice in this Country.

2. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
- (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bond fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing resolutions.
3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000 for the survey of a line of Railway from Piper's Flats to Mudgee.
4. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866 a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
5. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that river.

FRIDAY, DECEMBER 8.

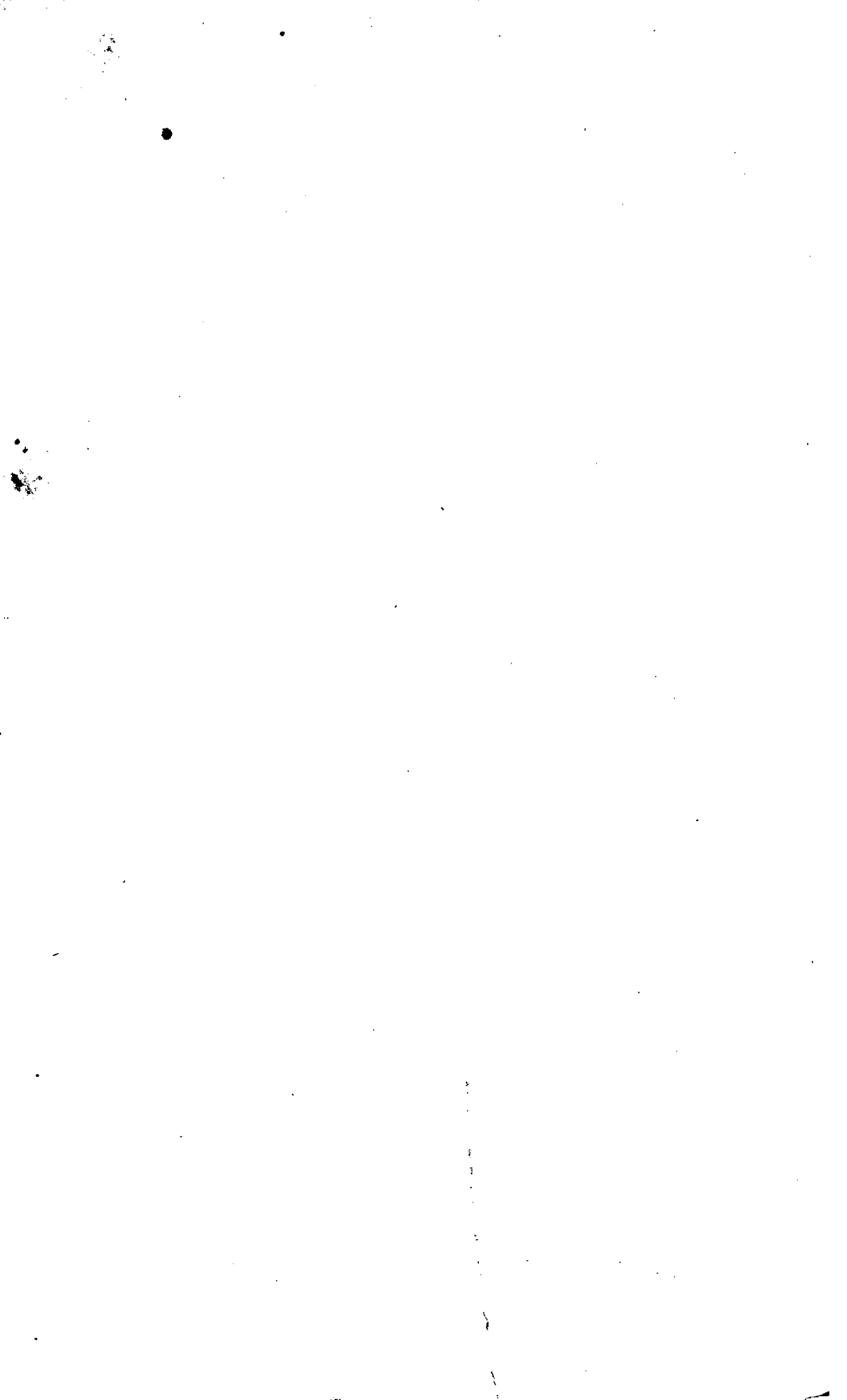
OTHER BUSINESS—ORDER OF THE DAY:—

1. Coal Fields Regulation Act Amendment Bill; second reading.

TUESDAY, DECEMBER 12.

OTHER BUSINESS—NOTICE OF MOTION.

1. MR. FORSTER to move,—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.



New South Wales.

No. 18.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 22 NOVEMBER, 1865.

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

Questions on Notice Paper for to-day:—

- (1.) Unexpended Votes for Subordinate Roads—Electorate of the Hawkesbury:—

Mr. Piddington asked the Colonial Treasurer, pursuant to Notice No. 1.—

(1.) What was the amount of Unexpended Votes for the Subordinate Roads for the year 1865, on the 30th September last, in the Electorate of the Hawkesbury, as appropriated by Parliament?

(2.) When will the amount due to the Trustees for the year 1865, be paid in to the Bank to their credit in the usual manner?

Mr. Samuel answered,—

(1.) Parliament has not appropriated any money for Subordinate Roads under the head of Electoral Districts, the information therefore cannot be furnished as asked for; but, as nearly as can be ascertained, it will be laid on the Table in the shape of a Return.

(2.) The amount unexpended in the Schedule for Minor Roads under the Lands Department will be placed at the disposal of the various Trustees during the present month.

- (2.) Metropolitan District Court Building:—Mr. Brown asked the Colonial Secretary, pursuant to Notice No. 2,—Do the Government intend to take any steps in order to provide a suitable building, in Sydney, for the carrying on the business of the Metropolitan District Court?

Mr. Cowper answered,—If I am to understand my Honorable friend's question in reference to the providing a suitable building to be erected from the vote passed by this House for the purpose, I can say that the Government do intend to take steps for the erection of that District Court; but if I am to understand the Honorable gentleman's question with reference to some temporary arrangement until permanent buildings are erected, I may state that some short time since the Government were offered a building to be used temporarily for this purpose, and this offer they were at first disposed to consider favourably, but my Honorable friend the Attorney General and myself having inspected the premises in which the District Court is held, we did not think this building so unfit as to render it necessary to provide a temporary Court House, while the permanent one was being built. The Attorney General considered the present building as fit for its purpose as many of the County Courts at the present day in England.

- (3.) Export Duty on Gold:—Mr. Rodd asked the Colonial Treasurer, pursuant to Notice No. 3,—Whether the Government intend, during the present Session, to take any steps to abolish or reduce the present export duty imposed upon Gold?

Mr. Samuel answered:—It is not the intention of the Government to propose during the present Session any measure for repealing the duty on Gold.

- (4.) Money due to Workmen on Singleton Bridge:—Mr. Wilson asked the Secretary for Public Works, pursuant to Notice No. 4,—Why the sum of £1,100, due to the workmen on the Singleton Bridge, under Hughes' contract, has not been placed on the Estimates in accordance with the promise of the late Minister for Public Works?

Mr. Smart answered:—Through some inadvertence, I find the promise made by my late colleague has been overlooked. The amount shall be placed on the next Estimates.

(5)

- (5.) Major Christie as Agent for Church and School Lands :—Mr. Wilson asked the Colonial Secretary, pursuant to Notice No. 5,—
- (1.) How long did Major Christie act as Agent for the Church and School Lands ?
 - (2.) Whether the time during which Major Christie acted as Agent for the Church and School Lands, has been calculated in determining the amount of his Pension ?
 - (3.) If so, is the full amount of his Pension paid out of the Superannuation Fund, or is a sum in proportion to the number of years he served as Agent of the Church and School Lands paid out of the revenue derived from these Lands ?
- Mr. Cowper answered :—I find that Major Christie acted as Agent for Church and School Estates from the 10th June, 1842, to the 30th April, 1852. Of this period his service from 10th June, 1842, to 31st December, 1846, has been calculated in determining the amount of his pension. His salary from 1842 to 1844 was voted by the House out of the Revenue of the Colony. I also find that Major Christie was appointed to this Office by a Commission under the Great Seal of the Colony. As in the case of Civil Servants his whole pension is paid from the Superannuation Fund.
- Mr. Driver withdrew the Questions standing in his name, Nos. 6, 7, and 8.*
2. Paper :—Mr. Cowper laid upon the Table, Return to Address in reference to "Inquest on Bridget Bourke," adopted by this House, on motion of Mr. Driver, on 7th November, 1865.
Ordered to be printed.
 3. Law to Amend the Municipalities Act :—Mr. Smart presented a Petition, under Corporate Seal, from the Municipal Council of Balmain, praying for the passing of an Amended Municipalities Act.
Petition received.
 4. Paper :—Mr. Samuel laid upon the Table, Return specifying Balances on Minor Roads in certain Districts (*with reference to the answer to the Question (3) of Mr. Egan, in Votes and Proceedings, No. 17 of the present Session*).
Ordered to be printed.
 5. Motions Withdrawn :—
 - (1.) Mr. Cowper withdrew the Motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.
 - (2.) Mr. Eagar withdrew the Motion standing in his name, No. 1 on the Notice Paper of Other Business for to-day.
 6. Law to Amend the Municipalities Act ("Formal" Motion) :—Mr. Brown moved, pursuant to Notice, That the Petition from the Municipality of Newtown, presented by him on the 21st November, be printed.
Question put and passed.
Ordered to be printed.
 7. Amended Secret Bills of Sale Prevention Bill :—
 - (1.) ("Formal" Motion) :—Mr. Brown moved, pursuant to Notice, for leave to introduce a Bill to amend the Act, 19 Victoria, No. 2, relating to secret Bills of Sale of Chattel Property.
Question put and passed.
 - (2.) Mr. Brown having presented this Bill, Bill, intituled, "*A Bill to amend the Act 19, Victoria, No. 2, relating to Secret Bills of Sale of Chattel Property,*" read a first time.
Ordered to be printed, and read a second time on Friday week.
 8. Crown Land Dedication Amending Bill :—Mr. Cowper moved, That this Bill be now read a second time.
Debate ensued.
Motion made by Mr. Wilson, and Question,—That this Debate be now adjourned until this day fortnight,—put and passed.
 9. Postponement :—The Order of the Day for the second reading of the Gunpowder Law Consolidation Bill postponed, on motion of Mr. Samuel, until Wednesday next.
 10. Municipalities Law Amendment Bill :—On the Order of the Day for the second reading of this Bill being read,—
Mr. Forster submitted that the Bill was inadmissible, as containing a Clause (the 97th) which authorized the payment, out of the Consolidated Revenue of the Colony, of certain expenses of and incidental to the incorporation of any Municipality and the first Elections of Aldermen Auditors and Assessors, without the recommendation of such Appropriation by a *specific* Message from the Governor, under the 54th Section of the Constitution Act.
The Speaker said that, while agreeing that the appropriation in question was of a kind which ought to be recommended by a Message, he considered it to be in effect covered by the Governor's Message No. 2 of yesterday (*see Votes and Proceedings No. 17, Entry 17*), being one of the provisions necessary for carrying out the Bill now under consideration.
Mr. Cowper then moved, That this Bill be "now" read a second time.
Debate ensued.
Mr. Forster moved, That the Question be amended by omitting the word "now," with a view to adding at the end the words "this day six months."
Debate continued.
Motion made by Mr. Martin, and Question,—That this Debate be now adjourned until to-morrow,—put and passed.
 11. Postponement :—The Order of the Day for the second reading of the Reformatory and Industrial Schools Bill postponed, on motion of Mr. Cowper, until to-morrow. The House adjourned at twenty minutes before Eleven o'clock, until To-morrow at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, NOVEMBER 23.

Questions :—

1. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) What amount of money was voted last Session for repairs, during the present year, of the Road from Mudjee to Bowenfels?
(2.) How much money has been expended on the above Road during the present year?
(3.) What amount of money is likely to be expended on the above Road from this date to the 1st of January next?
2. MR. GORDON *to ask* THE COLONIAL SECRETARY,—Is it the intention of the Government to introduce a new Scab Bill, as the present Act expires on the 31st December next?
3. MR. EGAN *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether he is aware that the Breakwater at Moruya has been much injured by the late tempestuous weather and requires immediate attention to prevent considerable outlay?
4. MR. EGAN *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether the Government are aware of the dilapidated state of the Wharf at Tathra?
5. MR. HANNELL *to ask* THE SECRETARY FOR PUBLIC WORKS,—Do the Government intend to afford access to the New Steamers' Wharf, Newcastle, by means of a crossing over the Great Northern Railway, at or near the foot of Newcomen-street; and if so, when?
6. MR. PICKERING *to ask* THE MINISTER REPRESENTING THE LANDS DEPARTMENT,—
(1.) If it is intended that the *Amended* Return relating to certain Gold Fields Statistics, laid upon the Table of this House by the late Minister for Lands on the 27th October, and ordered to be printed, *shall be printed*, and placed in possession of the House?
(2.) If so, when—nearly a month having elapsed since such order was made?
7. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—Has the amount voted for the repair of the Bathurst and Caloola to the Lime Kilns Road, during the present year, been placed to the credit of the Trustees of such Road; and if not, for what reason?
8. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) How much of the money voted for the repair of Roads in the Electorate of West Macquarie, during the present year, has been expended?
(2.) Is it intended to place the balance now remaining unexpended to the credit of the Trustees of the various roads; and if so, when?

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Prison Discipline Bill; second reading.
2. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.
3. Municipalities Law Amendment Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, That this Bill be now read a second time, upon which Mr. Forster had moved by way of amendment the omission of the word "now," with a view to adding at the end the words "this day six months."
4. Reformatory and Industrial Schools Bill; second reading.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LEE *to move* for leave to introduce a Bill to amend the Act 10 Vict., No. 10, for the recovery of Small Debts, by extending the jurisdiction from Ten to Thirty Pounds.
2. MR. OSBORNE *to move*, That the Petition presented by him on the 16th November, respecting Harbour Improvements, Wollongong, be printed.
3. MR. SMART *to move*, That the Petition from the Municipality of Balmain, presented by him on the 22nd November, be printed.
4. MR. EAGAR *to move*, That there be laid upon the Table of this House, Copies of any Correspondence or Documents that embody the particular mode of disposing of Government Debentures in London, alluded to in the 11th section of His Excellency the Governor's Speech on opening the present Session of Parliament.

FRIDAY, NOVEMBER 24.

Questions :—

1. MR. WALKER *to ask* THE COLONIAL SECRETARY,—
(1.) What is the number of Warders employed in Mudjee Gaol?
(2.) What is the average and present number of prisoners confined in Mudjee Gaol?
(3.) What is the number of Warders employed in Windsor Gaol?
(4.) What is the average and present number of prisoners confined there?

2. MR. DONNELLY *to ask* THE ACTING SECRETARY FOR LANDS,—What steps the Government intend to take with regard to the case of William Thompson, of Menindee, whose case was referred to a Select Committee appointed on the 29th September, 1863, and which in its report (presented to the House, 9th March, 1864, and adopted 4th April last) recommended Thompson's claim to the favourable consideration of the Executive?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Claims against Government Bill ; second reading.
2. Brands Registration Bill ; second reading.

NOTICES OF MOTION :—

1. MR. WHITE to move, That this House will, on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum of money for the construction and maintenance of the Subordinate and Minor Roads and Bridges in the Electoral District of the Upper Hunter, equal to the amount voted for that purpose for the present year.
2. MR. SUTHERLAND to move, That the Petition presented by him on the 21st November, from the Municipal Council of Waterloo, praying that an Amended Municipalities Act may be passed with the least possible delay, be printed.
3. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is expedient that a Commission of Inquiry should be appointed for the purpose of visiting the various Gold Fields and other necessary places ; to send for persons and papers ; to take evidence ; and to perform such other acts as may be required in order to obtain the requisite data upon which to base suitable Legislation for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions, and praying that he will cause to be placed upon the Supplementary Estimates for 1865, a sum of money not exceeding £1,000 (one thousand pounds) for the purpose of defraying the necessary outlay of the foregoing Commission of Inquiry.
4. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000 for the making and repairing of the Road down the Mountains to Burrogorang.

TUESDAY, NOVEMBER 28.

Questions :—

1. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Has Mr. Cracknell, Superintendent of Electric Telegraphs, leave of absence to enable him to proceed to England ?
 - (2.) If so, for what period has the leave been granted ?
 - (3.) Does he proceed on private or office business ?
 - (4.) Who performs his duties during his absence ?
 - (5.) Does he receive the whole or any part of his salary during such absence ?
2. MR. RYAN *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) If the Government intend to remove the remains of the old structure of Nepean Bridge at Emu Ferry ?
 - (2.) Are the Government aware the accumulation of timber and sand would be likely to damage the approaches to the new Bridge, if not removed ?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That, in the opinion of this House, the Pitt-street Tramway is a serious obstruction to the right-of-way in one of the most important thoroughfares of the city ; that it is a dangerous nuisance to the inhabitants, and has succeeded in driving almost all the traffic from the street, besides endangering the lives and limbs of passengers, unredeemed by affording any proportionate convenience to the public ; that it should, therefore, be removed with as little delay as possible.
2. DR. LANG to move for leave to bring in a Bill to limit the duration of Parliaments to three years.
3. MR. FOSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000 for the removal of obstructions to the navigation of the Rivers Manning and Macleay.

4. MR. TERRY to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize.
5. MR. RODD to move,—
 - (1.) That, in the opinion of this House, the charge imposed by Government for the conveyance of Gold by Escort should be reduced; and that the Government ought to become responsible for the safe delivery of the Gold so conveyed.
 - (2.) That the foregoing Resolution be transmitted by Address to His Excellency the Governor.
6. MR. GARRETT to move, That the 72nd Section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
7. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Merriwa, in the case of Mrs. Scott, charged with theft, at the instance of Mrs. Spratt, Storekeeper.
8. MR. GORDON to move, That there be laid upon the Table of this House, a Return, shewing the number of Sheep infected with Scab in the various Districts of the Colony, on the 1st November; how long each infected lot has been under treatment; and the number that has been cured during the present year.
9. MR. HART, to move for leave to introduce a Bill to declare the interpretation and extend the operation of the 26th section of the Titles to Land Act of 1858.
10. MR. MARTIN to move for leave to bring in a Bill to restore the power to make grants of Public Money in aid of Public Worship.
11. MR. PARKES to move,—
 - (1.) That the postal charge on Newspapers in this Colony is an impolitic means of raising revenue, opposed to the public interest, and ought not to be continued.
 - (2.) That the foregoing Resolution be communicated to the Executive Government by Address to His Excellency the Governor.

WEDNESDAY, NOVEMBER 29.

Contingent Notice of Motion :—

1. MR. SAMUEL to move (*on the Order of the Day being read for the consideration of the Governor's Message No. 1, with the Estimates of Expenditure for 1865-6 and previous years*), That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider of the Supply to be granted to Her Majesty for the Service of the year 1865-6, and previous years, and that the Estimates accompanying the Governor's Message No. 1 be referred to such Committee.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. SAMUEL to move, That this House do now resolve itself into a Committee of the Whole to consider of the Ways and Means to meet the Supply granted to Her Majesty.
2. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

ORDERS OF THE DAY :—

1. Consideration of Governor's Message, No. 1, with Estimates of Expenditure for 1865-6 and previous years.
2. Gunpowder Law Consolidation Bill; second reading.

THURSDAY, NOVEMBER 30.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

FRIDAY, DECEMBER 1.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. New Trials Limitation Bill; second reading.
2. Parramatta River Steam Company's Bill; second reading.
3. Amended Secret Bills of Sale Prevention Bill; second reading.

TUESDAY,

TUESDAY, DECEMBER 5.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That in the opinion of this House, the conduct of the Government in liberating the prisoners Levy and Shoveller, found guilty of conspiracy to defraud their creditors, and sentenced to two years' imprisonment, was an act of unwarrantable indiscretion, not justified by the recommendation of the Judge who tried the case, and certainly not justified by a single solitary circumstance that could in the slightest degree tend to mitigate the flagrancy of their guilt. That, under these circumstances, the liberation of the above prisoners was a wrongful and unjustifiable act, tending, most materially, to shake public confidence in the due and proper administration of justice in this Country.
2. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the election of Members of the Legislative Assembly, require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly, the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector, on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000 for the survey of a line of Railway from Piper's Flats to Mudgee.
4. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866 a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
5. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.

WEDNESDAY, DECEMBER 6.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, That this Bill be now read a second time.

FRIDAY, DECEMBER 8.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Coal Fields Regulation Act Amendment Bill; second reading.

TUESDAY,

TUESDAY, DECEMBER 12.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. FORSTER to move:—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That consequently this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
2. MR. ROYD to move, That in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.



New South Wales.

No. 19.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 23 NOVEMBER, 1865.

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

Questions on Notice Paper for to-day :—

- (1.) Road from Mudgee to Bowenfels :—Mr. Lucas asked the Secretary for Public Works, pursuant to Notice No. 1,—

(1.) What amount of money was voted last Session for repairs, during the present year, of the Road from Mudgee to Bowenfels ?

(2.) How much money has been expended on the above Road during the present year ?

(3.) What amount of money is likely to be expended on the above Road from this date to the 1st of January next ?

Mr. Smart answered,—

(1.) £4,000.

(2.) £1,888 14s. 1d.

(3.) £611 6s.

- (2.) New Scab Bill :—Mr. Gordon asked the Colonial Secretary, pursuant to Notice No. 2,—Is it the intention of the Government to introduce a new Scab Bill, as the present Act expires on the 31st December next ?

Mr. Cowper answered,—The last Scab Act was not a Government measure, and I am not prepared to say that the Government will bring in an Act to renew it. I may, however, inform the Honorable Member that I find, upon inquiry, that materials for some amendment of the law, as it at present exists, were collected by the late Secretary for Lands, and I have ordered a draft Bill to be put into shape embodying those amendments. If any Honorable Member will take up the measure, the Government will be prepared to hand over those materials to him. If not, it may be a matter for consideration whether the Government will undertake to do what may be necessary.

- (3.) Breakwater at Moruya :—Mr. Walker, on behalf of Mr. Egan, asked the Secretary for Public Works, pursuant to Notice No. 3,—Whether he is aware that the Breakwater at Moruya has been much injured by the late tempestuous weather and requires immediate attention to prevent considerable outlay ?

Mr. Smart answered,—I am not aware that the Breakwater at Moruya has been injured by the late tempestuous weather. I am informed that some slight repairs are required, which will be shortly undertaken.

- (4.) Wharf at Tathra :—Mr. Walker, on behalf of Mr. Egan, asked the Secretary for Public Works, pursuant to Notice No. 4,—Whether the Government are aware of the dilapidated state of the Wharf at Tathra ?

Mr. Smart answered,—The Government were made aware of the dilapidated state of the Wharf at Tathra, by the Bench of Magistrates at Bega, in July 1864, and at once placed at the disposal of the Bench the amount asked for its repair, viz., £100. The Bench afterwards I find wrote to say they required another £100, which amount will be placed on the next Estimates.

- (5.) New Steamers' Wharf, Newcastle :—Mr. Hannell asked the Secretary for Public Works, pursuant to Notice No. 5,—Do the Government intend to afford access to the New Steamers' Wharf, Newcastle, by means of a crossing over the Great Northern Railway, at or near the foot of Newcomen-street ; and if so, when ?

Mr.

Mr. Smart answered,—Yes ; and instructions will be given for having the crossing over the Railway in continuation of Newcomen-street completed at once.

Mr. Pickering withdrew the Question standing in his name No. 6.

- (6.) Bathurst and Caloola Roads :—Mr. Driver asked the Secretary for Public Works, pursuant to Notice No. 7,—Has the amount voted for the repair of the Bathurst and Caloola to the Lime Kilns Road, during the present year, been placed to the credit of the Trustees of such Road ; and if not, for what reason ?

Mr. Smart answered,—It has not. No application has been received for the transfer of this Road to Trustees.

- (7.) Roads, West Macquarie :—Mr. Driver asked the Secretary for Public Works, pursuant to Notice No. 8,—

(1.) How much of the money voted for the repair of Roads in the Electorate of West Macquarie, during the present year, has been expended ?

(2.) Is it intended to place the balance now remaining unexpended to the credit of the Trustees of the various Roads ; and if so, when ?

Mr. Smart answered :—Parliament has not appropriated any money for Subordinate Roads under the head of Electoral Districts—the information, therefore, cannot be furnished as asked for ; but if the Honorable Gentleman will state the specific roads he alludes to, the information will at once be furnished.

2. Law to Amend the Municipalities Act :—Mr. Hannell presented a Petition, under Corporate Seal, from the Municipal Council of Newcastle, praying for the passing of an Amended Municipalities Act.
Petition received.

3. Papers :—

- (1.) Mr. Smart laid upon the Table the undermentioned Papers :—

(1.) Return to Order, in reference to " Bridge, Punt, and Wharf at Casino, " Richmond River," made by the Legislative Assembly, on motion of Mr. Laycock, on 2nd June, 1865.

(2.) Return to Order, in reference to " Survey of, and Bridge over, River " Hawkesbury, at Windsor," made by this House, on motion of Mr. Piddington, on 25th October, 1865.

Ordered to be printed.

- (2.) Mr. Samuel laid upon the Table, Return to Order, in reference to " Agreement " respecting Government Banking Business in London," made by this House, on motion of Mr. Eagar, on 2nd November, 1865.

Ordered to be printed.

- (3.) Mr. Cunneen laid upon the Table, Return to Order, in reference to " Post " Office Statistics, Berrima District," made by this House, on motion of Mr. Eagar, on 14th November, 1865.

Ordered to be printed.

4. Motion for Adjournment :—Mr. Joseph moved, That this House do now adjourn.
Debate ensued.

Question put and negatived.

5. Removal of Restrictions upon Distillation Bill :—Mr. Forster having presented this Bill, Bill, intituled, " *A Bill to remove restrictions upon Distillation by the Manufacturers of Sugar Wine or Cider,*" read a first time.

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

6. Game Protection Bill :—Mr. Driver having presented this Bill, Bill, intituled, " *A Bill to provide for the preservation of Imported Game and during the Breeding Season of Native Game,*" read a first time.

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

7. Harbour Improvements, Wollongong (" *Formal*" Motion) :—Mr. Osborne moved, pursuant to Notice, That the Petition presented by him on the 16th November, respecting Harbour Improvements, Wollongong, be printed.

Question put and passed.

Ordered to be printed.

8. Law to Amend the Municipalities Act (" *Formal*" Motion) :—Mr. Smart moved, pursuant to Notice, That the Petition from the Municipality of Balmain, presented by him on the 22nd November, be printed.

Question put and passed.

Ordered to be printed.

9. Postponements :—

- (1.) The Order of the Day for the second reading of the Prison Discipline Bill, postponed, on motion of Mr. Cowper, to follow the Order of the Day for the second reading of the Reformatory and Industrial Schools Bill.

- (2.) The Order of the Day for the consideration in Committee of the propriety of introducing a Volunteer Bill, postponed, on motion of Mr. Cowper, until this day fortnight.

10. Municipalities Law Amendment Bill :—The Debate on the motion of Mr. Cowper, " That this Bill be now read a second time," upon which Mr. Forster had moved, by way of Amendment, the omission of the word " now," with a view to adding at the end the words " this day six months,"—

Resumed and continued.

Question put,—That the word proposed to be omitted stand part of the Question.

The

The House divided.

Ayes, 31.

Mr. Lucas,	Mr. Terry,
Mr. Tighe,	Mr. Alexander,
Mr. Neale,	Mr. Donnelly,
Mr. Joseph,	Mr. Dodds,
Mr. Driver,	Mr. Oatley,
Mr. Rodd,	Mr. Laycock,
Mr. Morrice,	Mr. Caldwell,
Mr. Ryan,	Mr. Cummings,
Mr. Farnell,	Mr. Sutherland,
Mr. Graham,	Mr. Penell,
Mr. Cowper,	Mr. Hannell,
Mr. Samuel,	Mr. Tunks,
Mr. Smart,	
Mr. Cunneen,	<i>Tellers.</i>
Mr. Burdekin,	Mr. Parkes,
Mr. Garrett,	Mr. Stimpson.
Mr. Kemp,	

Noes, 10.

Mr. Eagar,
Mr. Forster,
Mr. Macpherson,
Mr. Landale,
Mr. Gordon,
Mr. Macleay,
Mr. Isaacs,
Mr. White,
<i>Tellers.</i>
Mr. Piddington,
Mr. De Salis.

Original Question then put.

The House divided.

Ayes, 31.

Mr. Lucas,	Mr. Oatley,
Mr. Tighe,	Mr. Dodds,
Mr. Neale,	Mr. Donnelly,
Mr. Joseph,	Mr. Alexander,
Mr. Driver,	Mr. Terry,
Mr. Rodd,	Mr. Kemp,
Mr. Morrice,	Mr. Garrett,
Mr. Ryan,	Mr. Burdekin,
Mr. Farnell,	Mr. Cunneen,
Mr. Graham,	Mr. Smart,
Mr. Cummings,	Mr. Samuel,
Mr. Sutherland,	Mr. Cowper,
Mr. Penell,	
Mr. Hannell,	<i>Tellers.</i>
Mr. Tunks,	Mr. Stimpson,
Mr. Caldwell,	Mr. Parkes.
Mr. Laycock,	

Noes, 11.

Mr. Eagar,
Mr. Forster,
Mr. Macpherson,
Mr. Landale,
Mr. Gordon,
Mr. Macleay,
Mr. Isaacs,
Mr. White,
Mr. Buchanan,
<i>Tellers.</i>
Mr. Piddington,
Mr. De Salis.

Bill thereupon read a second time.

Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill. The Chairman reported progress, and obtained leave to sit again to-morrow.

11. Postponements:—The Order of the Day for the second reading of the Reformatory and Industrial Schools Bill, postponed, and the second reading of the Prison Discipline Bill, further postponed, on motion of Mr. Cowper, until to-morrow.
12. Small Debts Recovery Amendment Bill:—
 - (1.) Mr. Garrett, on behalf of Mr. Lee, moved, pursuant to Notice, for leave to introduce a Bill to amend the Act 10 Vict., No. 10, for the recovery of Small Debts, by extending the jurisdiction from Ten to Thirty Pounds.
Question put and passed.
 - (2.) Mr. Garrett, on behalf of Mr. Lee, having presented this Bill, Bill, intituled, "A Bill to amend the Law respecting the recovery of Small Debts and to extend the Jurisdiction of Courts of Petty Sessions," read a first time.
Ordered to be printed, and read a second time to-morrow week.
13. District Courts Act Amendment Bill:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled, "An Act to amend the District Courts Act of 1858 in certain particulars," presents the same to the Legislative Assembly for its concurrence.

T. A. MURRAY,
President.

*Legislative Council Chamber,
Sydney, 23rd November, 1865.*

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

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

The House adjourned, on motion of Mr. Cowper, at five minutes before Eleven o'clock, until To-morrow, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, NOVEMBER 24.

Questions :—

1. MR. WALKER *to ask* THE COLONIAL SECRETARY,—
 - (1.) What is the number of Warders employed in Mudgee Gaol?
 - (2.) What is the average and present number of prisoners confined in Mudgee Gaol?
 - (3.) What is the number of Warders employed in Windsor Gaol?
 - (4.) What is the average and present number of prisoners confined there?
2. MR. DONNELLY *to ask* THE ACTING SECRETARY FOR LANDS,—What steps the Government intend to take with regard to the case of William Thompson, of Menindee, whose case was referred to a Select Committee appointed on the 29th September, 1863, and which in its Report (presented to the House, 9th March, 1864, and adopted, 4th April last) recommended Thompson's claim to the favourable consideration of the Executive?
3. MR. CAMPBELL *to ask* THE COLONIAL SECRETARY,—Why the Township of Morpeth has not been proclaimed a Municipality, under the Act, 22 Victoria, No. 13, all the necessary preliminaries having been complied with, in accordance with said Act?
4. MR. BUCHANAN *to ask* THE COLONIAL TREASURER,—Will the Government adopt means to obviate the great delay in getting papers, ordered by this House to be printed, out of the hands of the Government Printer?
5. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—Is it the intention of the Government to introduce a Bill this Session, embodying the Resolution carried by a large majority in this House, to the effect that the salaries of all future Governors of the Colony should be reduced to £5,000?
6. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—
 - (1.) Is the Government aware that light weights are very extensively used in and about Sydney, to the serious injury and loss of the people?
 - (2.) Will the Government institute a searching investigation into the truth of this allegation, with a view to the protection of the public?
7. MR. LAYCOCK *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) How much money was voted for the Roads in the Clarence Electorate for the year 1865?
 - (2.) Will the Government name the Roads for which money was voted?
 - (3.) Has any portion of such money been expended; if so, upon what Road or Roads?
 - (4.) Is it the intention of the Government to place the money voted (but remaining unexpended) for the Roads in the Clarence Electorate, during 1865, to the credit of the Clarence Electorate, for expenditure in 1866?
8. MR. LAYCOCK *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is it true that the charges for wool and other heavy luggage by rail, are excessive?
 - (2.) Is it true that the carriers from Bathurst, with wool and other heavy luggage, in consequence of excessive rates by rail from Penrith, are bringing their wool by team to Sydney?
 - (3.) Is it true that the Government are discharging porters from the Penrith Line of Railway; if so, for what reason?
 - (4.) Is it true that the time occupied in loading and unloading heavy luggage from railway trucks is unusually tardy, and unsatisfactory to the public?
9. MR. EAGAR *to ask* THE COLONIAL TREASURER,—
 - (1.) Whether advices have been received by the last Mail of further sales of Debentures on account of the Government?
 - (2.) If so, what amount has been disposed of, and at what price?
10. MR. FORSTER *to ask* THE COLONIAL TREASURER, with reference to Answer No. 2 by the Honorable the Colonial Treasurer, to a Question asked by the Honorable Member for the Hawkesbury, on Wednesday, the 22nd instant, to the effect that the amount unexpended in the Schedule for Minor Roads under the Lands Department will be placed at the disposal of the various Trustees during the present month,—
 - (1.) Was it intended by that answer to convey that all such unexpended amounts will be placed at the disposal of the various Trustees in all the various Electoral Districts of the Colony?
 - (2.) Will all such unexpended amounts be placed at the disposal of the Trustees in the Electoral District of The Hastings, or has this been done already?
 - (3.) In particular, will such unexpended amounts be placed at the disposal of the Trustees for the roads from Kempsey to Rolland's Plains, Frederickton, Macleay Heads, and Armidale; and from Port Macquarie to Camden Haven and Armidale, or has this been done already?
11. MR. WALKER *to ask* THE ACTING SECRETARY FOR LANDS,—Is it the intention of the Government to introduce a Bill during the present Session, for the amendment of the Impounding Act of last Session?

OTHER

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Claims against Government Bill ; second reading.
2. Brands Registration Bill ; second reading.

NOTICES OF MOTION :—

1. MR. WHITE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum of money for the construction and maintenance of the Subordinate and Minor Roads and Bridges in the Electoral District of the Upper Hunter, equal to the amount voted for that purpose for the present year.
2. MR. SUTHERLAND to move, That the Petition presented by him on the 21st November from the Municipal Council of Waterloo, praying that an Amended Municipalities Act may be passed with the least possible delay, be printed.
3. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is expedient that a Commission of Inquiry should be appointed for the purpose of visiting the various Gold Fields and other necessary places ; to send for persons and papers ; to take evidence ; and to perform such other acts as may be required in order to obtain the requisite data upon which to base suitable Legislation for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to His Excellency the Governor embodying the foregoing Resolutions, and praying that he will cause to be placed upon the Supplementary Estimates for 1865, a sum of money not exceeding £1,000 (one thousand pounds) for the purpose of defraying the necessary outlay of the foregoing Commission of Inquiry.
4. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burrogorang.
5. MR. HANNELL to move, That the Petition presented by him on the 23rd November, from the Municipal Council of Newcastle, be printed.
6. MR. MARTIN to move, That the Petition presented by him on the 14th November, from the Rector and Fellows of St. John's College, be printed.
7. MR. EAGAR to move, That there be laid upon the Table of this House, Copies of any Correspondence or Documents that embody the particular mode of disposing of Government Debentures in London, alluded to in the 11th section of His Excellency the Governor's Speech on opening the present Session of Parliament.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Municipalities Law Amendment Bill ; to be further considered in Committee.
2. Reformatory and Industrial Schools Bill ; second reading.
3. Prison Discipline Bill ; second reading.

TUESDAY, NOVEMBER 28.

Questions :—

1. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Has Mr. Cracknell, Superintendent of Electric Telegraphs, leave of absence to enable him to proceed to England ?
 - (2.) If so, for what period has the leave been granted ?
 - (3.) Does he proceed on private or office business ?
 - (4.) Who performs his duties during his absence ?
 - (5.) Does he receive the whole or any part of his salary during such absence ?
2. MR. RYAN to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) If the Government intend to remove the remains of the old structure of Nepean Bridge at Emu Ferry ?
 - (2.) Are the Government aware the accumulation of timber and sand would be likely to damage the approaches to the new Bridge, if not removed ?
3. MR. HART to ask THE COLONIAL SECRETARY,—
 - (1.) Whether his attention has been called to the overcrowding in the Cemeteries in Devonshire-street, near the Railway Station ?
 - (2.) When will the Cemetery at Haslem's Creek be ready for interments ?
4. MR. HART to ask THE COLONIAL SECRETARY,—Whether the Government intend to make any and what provision for the due representation of the products of New South Wales at the "Exhibition Universale," to be held in Paris, in April 1867 ?

OTHER

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That, in the opinion of this House, the Pitt-street Tramway is a serious obstruction to the right-of-way in one of the most important thoroughfares of the City; that it is a dangerous nuisance to the inhabitants, and has succeeded in driving almost all the traffic from the street, besides endangering the lives and limbs of passengers, unredeemed by affording any proportionate convenience to the public; that it should, therefore, be removed with as little delay as possible.
2. DR. LANG to move for leave to bring in a Bill to limit the duration of Parliaments to three years.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000 for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
4. MR. TERRY to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize.
5. MR. RODD to move,—
 - (1.) That, in the opinion of this House, the charge imposed by Government for the conveyance of Gold by Escort should be reduced; and that the Government ought to become responsible for the safe delivery of the Gold so conveyed.
 - (2.) That the foregoing Resolution be transmitted by Address to His Excellency the Governor.
6. MR. GABRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s., for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
7. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Merriwa, in the case of Mrs. Scott, charged with theft, at the instance of Mrs. Spratt, Storekeeper.
8. MR. GORDON to move, That there be laid upon the Table of this House, a Return shewing the number of Sheep infected with Scab in the various Districts of the Colony, on the 1st November; how long each infected lot has been under treatment; and the number that has been cured during the present year.
9. MR. HART to move for leave to introduce a Bill to declare the interpretation and extend the operation of the 26th section of the Titles to Land Act of 1858.
10. MR. MARTIN to move for leave to bring in a Bill to restore the power to make grants of Public Money in aid of Public Worship.
11. MR. PARKES to move,—
 - (1.) That the postal charge on Newspapers in this Colony is an impolitic means of raising revenue, opposed to the public interest, and ought not to be continued.
 - (2.) That the foregoing Resolution be communicated to the Executive Government by Address to His Excellency the Governor.
12. MR. JOSEPHSON to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Low, lately committed on the charge of arson.
13. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of this House, a Copy of all the Proceedings and Evidence in the case in which Charles Edward Harrison, Sub-Inspector of Police, was charged on the 10th November, before the Newcastle Bench, with an assault on John Scott Payne.
14. MR. TUNKS to move, That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths.

WEDNESDAY, NOVEMBER 29.

Contingent Notice of Motion:—

1. MR. SAMUEL to move (*on the Order of the Day being read for the consideration of the Governor's Message No. 1, with the Estimates of Expenditure for 1865-6 and previous years*), That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider of the Supply to be granted to Her Majesty for the Service of the year 1865-6 and previous years, and that the Estimates accompanying the Governor's Message No. 1, be referred to such Committee.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. SAMUEL to move, That this House do now resolve itself into a Committee of the Whole to consider of the Ways and Means to meet the Supply granted to Her Majesty.
2. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

ORDERS

ORDERS OF THE DAY :—

1. Consideration of Governor's Message, No. 1, with Estimates of Expenditure for 1865-6 and previous years.
2. Gunpowder Law Consolidation Bill; second reading.
3. District Courts Act Amendment Bill; second reading.

THURSDAY, NOVEMBER 30.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

FRIDAY, DECEMBER 1.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. New Trials Limitation Bill; second reading.
2. Parramatta River Steam Company's Bill; second reading.
3. Amended Secret Bills of Sale Prevention Bill; second reading.
4. Game Protection Bill; second reading.
5. Small Debts Recovery Amendment Bill; second reading.

TUESDAY, DECEMBER 5.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That, in the opinion of this House, the conduct of the Government, in liberating the prisoners Levy and Shoveller, found guilty of conspiracy to defraud their creditors and sentenced to two years' imprisonment, was an act of unwarrantable indiscretion, not justified by the recommendation of the Judge who tried the case, and certainly not justified by a single solitary circumstance that could in the slightest degree tend to mitigate the flagrancy of their guilt. That, under these circumstances, the liberation of the above prisoners was a wrongful and unjustifiable act, tending, most materially, to shake public confidence in the due and proper administration of justice in this Country.
2. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing resolutions.
3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000 for the survey of a line of Railway from Piper's Flats to Mudgee.

4. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866 a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
5. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develope, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.

WEDNESDAY, DECEMBER 6.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, That this Bill be now read a second time.

THURSDAY, DECEMBER 7.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, DECEMBER 8.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Coal Fields Regulation Act Amendment Bill; second reading.
2. Removal of Restrictions upon Distillation Bill; second reading.

TUESDAY, DECEMBER 12.

OTHER BUSINESS—NOTICES OF MOTION.

1. MR. FORSTER to move,—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
2. MR. ROBB to move, That in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.

New South Wales.

No. 20.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 24 NOVEMBER, 1865.

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

Questions on Notice Paper for to-day:—

- (1.) Mudgee and Windsor Gaols:—Mr. Walker asked the Colonial Secretary, pursuant to Notice No. 1.—

- (1.) What is the number of Warders employed in Mudgee Gaol?
 (2.) What is the average and present number of prisoners confined in Mudgee Gaol?
 (3.) What is the number of Warders employed in Windsor Gaol?
 (4.) What is the average and present number of prisoners confined there?

Mr. Cowper answered,—

- (1.) Four Warders.
 (2.) The average number confined monthly from January to October, 1865, inclusive, has been twenty-eight. The present number is sixteen.
 (3.) One Warder, to assist Police Officer who is acting Gaoler.
 (4.) The average number confined monthly from January to October, 1865, inclusive, has been sixteen. The present number is eleven, but three are about to be removed so as to leave the Gaol entirely for lock-up purposes and local prisoners.
- (2.) Working of the Gold Fields Act:—Mr. Donnelly asked the Colonial Secretary, pursuant to Notice No. 2,—What steps the Government intend to take with regard to the case of William Thompson, of Menindee, whose case was referred to a Select Committee appointed on the 29th September, 1863, and which in its Report (presented to the House, 9th March, 1864, and adopted 4th April last) recommended Thompson's claim to the favourable consideration of the Executive? Mr. Cowper answered,—I find upon referring to the papers, that on the 18th June, 1864, a minute was made by the then Secretary for Lands, that "No specific recommendation having been made by the Committee, and the report not having been adopted, the Government cannot at present take any action in the matter." On the 4th April last, however, on the motion of the Honorable Member, the report was adopted by the Assembly so far as it relates to the case of Mr. Thompson, of Menindee. No action has been since taken in the matter. The subject shall, however, be considered at an early day.
- (3.) Township of Morpeth:—Mr. Campbell asked the Colonial Secretary, pursuant to Notice No. 3,—Why the Township of Morpeth has not been proclaimed a Municipality, under the Act, 22 Victoria, No. 13, all the necessary preliminaries having been complied with, in accordance with said Act? Mr. Cowper answered,—The Report of the Surveyor General upon the boundaries has been asked for but has not yet been obtained. A letter, however, has been written to him to-day, drawing his immediate attention to the subject, when a Proclamation shall be issued.
- (4.) Delay in printing:—Mr. Buchanan asked the Colonial Treasurer, pursuant to Notice No. 4,—Will the Government adopt means to obviate the great delay in getting papers, ordered by this House to be printed, out of the hands of the Government Printer?

Mr.

Mr. Samuel answered,—I have referred this matter to the Government Printer, and I will read his reply:—"There has not, properly speaking, been any great delay in getting out the papers; but, in consequence of the unusually heavy press of work since the commencement of the Session, some papers have necessarily been kept back, to allow of others which were considered more urgent being done. So great has been the pressure during the last few weeks, that the whole of the staff of the Printing Department have been compelled to work over hours, and it has also been found necessary to employ, temporarily, several additional hands. It is anticipated that the whole of the Parliamentary work at present ordered will be brought up in about ten days."

- (5.) Salaries of Future Governors:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 5,—Is it the intention of the Government to introduce a Bill this Session, embodying the Resolution carried by a large majority of this House, to the effect that the salaries of all future Governors of the Colony should be reduced to £5,000?

Mr. Cowper answered,—The Resolution of this House has not yet, that I am aware of, been transmitted to His Excellency; but I may state that it is not my intention to introduce such a Bill.

- (6.) Light Weights:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 6,—

(1.) Is the Government aware that Light Weights are very extensively used in and about Sydney, to the serious injury and loss of the people?

(2.) Will the Government institute a searching investigation into the truth of this allegation, with a view to the protection of the public?

Mr. Cowper answered,—I have referred to the Inspector General of Police, who reports:—"I am not aware that Light Weights are extensively used in Sydney. There is an Inspector of Weights and Measures appointed by the Government for Sydney, and though this officer is not under my control (but the Police Magistrate's), I should judge from the number of cases brought by him before the Central and Water Police Offices, that he is attentive to his duties."

- (7.) Road Votes, Clarence Electorate:—Mr. Laycock asked the Secretary for Public Works, pursuant to Notice No. 7,—

(1.) How much money was voted for the Roads in the Clarence Electorate for the year 1865?

(2.) Will the Government name the Roads for which money was voted?

(3.) Has any portion of such money been expended; if so, upon what Road or Roads?

(4.) Is it the intention of the Government to place the money voted (but remaining unexpended) for the Roads in the Clarence Electorate, during 1865, to the credit of the Clarence Electorate, for expenditure in 1866?

Mr. Smart answered,—

(1.) £9,870.

(2.) Armidale to Grafton	...	...	...	...	...	£1,350	0	0
Grafton to Casino	...	...	...	...	...	650	0	0
Casino to Lismore	...	...	...	...	...	170	0	0
Lismore to Ballina	...	...	...	...	...	210	0	0
Lawrence to Tenterfield...	...	...	...	...	...	1,740	0	0
Clarence River to Great Northern Road	...	...	...	...	...	5,750	0	0

(3.) Yes, on road Armidale to Grafton	...	...	...	...	...	78	15	0
Do., Grafton to Casino	...	...	...	...	...	547	6	0
Do., Lawrence to Tenterfield	...	...	...	...	...	1,400	18	4

Balances are being expended on works in progress.

(4.) No.

- (8.) Luggage Charges by Rail:—Mr. Laycock asked the Secretary for Public Works, pursuant to Notice No. 8,—

(1.) Is it true that the charges for wool and other heavy luggage by rail, are excessive?

(2.) Is it true that the carriers from Bathurst, with wool and other heavy luggage, in consequence of excessive rates by rail from Penrith, are bringing their wool by team to Sydney?

(3.) Is it true that the Government are discharging porters from the Penrith Line of Railway; if so, for what reason?

(4.) Is it true that the time occupied in loading and unloading heavy luggage from railway trucks is unusually tardy, and unsatisfactory to the public?

Mr. Smart answered,—

(1.) No. The rate is 2s. 6d. per bale of wool delivered at any merchant's store in Sydney. First-class goods (heavy luggage), minerals (copper, &c.), are charged 6s. 9d. per ton, delivered at Redfern Station.

(2.) No; but it is true carriers are bringing wool to Sydney, in consequence, it is presumed, of the very good state of the roads, and especially the absence of green fields for cattle in Penrith while waiting for return loading.

(3.) No; but two laborers engaged in the removal of a large quantity of permanent way materials have been discharged, as they had completed the works on which they were especially employed.

(4.) Every facility is given to load and unload goods at all stations, and no complaints have been received to the contrary.

- (9.) Sale of Debentures:—Mr. Eagar asked the Colonial Treasurer, pursuant to Notice No. 9,—
- (1.) Whether advices have been received by the last Mail of further sales of Debentures on account of the Government?
 - (2.) If so, what amount has been disposed of, and at what price?
- Mr. Samuel answered,—No advices of any sales of Debentures have been received by the last Mail.
- (10.) Unexpended Votes for Subordinate Roads:—Mr. Forster asked the Colonial Treasurer, pursuant to Notice No. 10,—with reference to Answer No. 2 by the Honorable the Colonial Treasurer, to a Question asked by the Honorable Member for the Hawkesbury, on Wednesday, the 22nd instant, to the effect that the amount unexpended in the Schedule for Minor Roads under the Lands Department will be placed at the disposal of the various Trustees during the present month,—
- (1.) Was it intended by that answer to convey that all such unexpended amounts will be placed at the disposal of the various Trustees in all the various Electoral Districts of the Colony?
 - (2.) Will all such unexpended amounts be placed at the disposal of the Trustees in the Electoral District of The Hastings, or has this been done already?
 - (3.) In particular, will such unexpended amounts be placed at the disposal of the Trustees for the roads from Kempsey to Rolland's Plains, Frederickton, Macleay Heads, and Armidale; and from Port Macquarie to Camden Haven and Armidale, or has this been done already?
- Mr. Samuel answered,—
- (1.) Yes.
 - (2.) Some has been, and the rest will be.
 - (3.) This is answered by my reply to the first and second.
- (11.) Impounding Act:—Mr. Walker asked the Colonial Secretary, pursuant to Notice No. 11,—Is it the intention of the Government to introduce a Bill during the present Session, for the amendment of the Impounding Act of last Session?
- Mr. Cowper answered,—Yes.
2. Paper:—Mr. Samuel laid upon the Table Return of Balances on Minor Roads (*in reference to Question (1) in Votes and Proceedings, No. 18, of the present Session*). Ordered to be printed.
3. Mr. William Hanson:—Mr. Lucas presented a Petition from William Hanson, of Sydney, praying to be allowed to be heard at the Bar of this House, in explanation of the circumstances under which a certain letter addressed to him, and alleged to have been ordered to be laid on the Table of the House, was obtained; and in deprecation of the publication or entry on the records of the House of that letter.
- And the same having been read at length by the Clerk by direction of the Speaker,—
- Petition received.
4. Law to Amend the Municipalities Act:—The undermentioned Petitions, under Corporate Seals, praying respectively for the passing of an Amended Municipalities Act, were presented by the Members named:—
- (1.) From the Municipal Council of East Maitland. By Mr. Dodds.
 - (2.) From the Municipal Council of Paddington. By Mr. Sutherland.
 - (3.) From the Municipal Council of Hunter's Hill. By Mr. Tunks.
 - (4.) From the Municipal Council of Woollahra. By Mr. Caldwell.
 - (5.) From the Municipal Council of Darlington. By Mr. Brown.
- Petitions received.
5. Motion for Adjournment:—Mr. Cummings moved, That this House do now adjourn.
- Debate ensued.
- Question put and negatived.
6. Government Debentures (*"Formal" Motion*):—Mr. Eagar moved, pursuant to Notice, That there be laid upon the Table of this House, Copies of any Correspondence or Documents that embody the particular mode of disposing of Government Debentures in London, alluded to in the 11th section of His Excellency the Governor's Speech on opening the present Session of Parliament.
- Question put and passed.
7. Claims against Government Bill:—Mr. Forster moved, That this Bill be now read a second time.
- Debate ensued.
- Question put and passed.
- And Bill read a second time.
- Whereupon, on motion of Mr. Forster, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.
- The Chairman reported progress, and obtained leave to sit again on Friday next.
8. Brands Registration Bill:—On the Order of the Day for the second reading of this Bill being read, the Speaker said that, on perusal of the Bill, he had discovered that it contained a provision for the Appropriation of money out of the Consolidated Revenue Fund, and ought, therefore, to originate in a Committee of the Whole, and be recommended by a Message from the Governor.
- Whereupon, the Order of the Day was discharged, and the Bill withdrawn, on motion of Mr. Wilson.

9. Subordinate and Minor Roads and Bridges :—Mr. White moved, pursuant to Notice *as amended with the concurrence of the House*, That this House will, on Friday next resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum of money for the construction and maintenance of the Subordinate and Minor Roads and Bridges in the Colony, equal to the amount voted for that purpose for the present year.
Debate ensued.
Question put and passed.
10. Law to Amend the Municipalities Act ;—*Mr. Oatley*, on behalf of Mr. Sutherland, moved, pursuant to Notice, That the Petition presented by Mr. Sutherland on the 21st November, from the Municipal Council of Waterloo, praying that an Amended Municipalities Act may be passed with the least possible delay, be printed.
Question put and passed.
Ordered to be printed.
11. Postponements :—
(1.) Mr. Donnelly postponed the Motion standing in his name, No. 3 on the Notice Paper for to-day, until Tuesday next.
(2.) *Mr. Garrett*, on behalf of Mr. Morrice, postponed the Motion standing in the name of Mr. Morrice, No. 4 on the Notice Paper for to-day, until Tuesday next.
12. Law to Amend the Municipalities Act :—*Mr. Garrett*, on behalf of Mr. Hannell, moved, pursuant to Notice, That the Petition presented by Mr. Hannell on the 23rd November, from the Municipal Council of Newcastle, be printed.
Question put and passed.
Ordered to be printed.
13. St. John's College—Municipalities Law Amendment Bill :—Mr. Martin moved, pursuant to Notice, That the Petition presented by him on the 14th November, from the Rector and Fellows of St. John's College, be printed.
Question put and passed.
Ordered to be printed.
The House adjourned, on motion of Mr. Cowper, at seven minutes before Eleven o'clock, until Tuesday next, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, NOVEMBER 28.

Questions :—

1. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) Has Mr. Cracknell, Superintendent of Electric Telegraphs, leave of absence to enable him to proceed to England?
(2.) If so, for what period has the leave been granted?
(3.) Does he proceed on private or office business?
(4.) Who performs his duties during his absence?
(5.) Does he receive the whole or any part of his salary during such absence?
2. MR. RYAN *to ask* THE SECRETARY FOR PUBLIC WORKS,—
(1.) If the Government intend to remove the remains of the old structure of Nepean Bridge at Emu Ferry?
(2.) Are the Government aware the accumulation of timber and sand would be likely to damage the approaches to the new Bridge, if not removed?
3. MR. HART *to ask* THE COLONIAL SECRETARY,—
(1.) Whether his attention has been called to the overcrowding in the Cemeteries in Devonshire-street, near the Railway Station?
(2.) When will the Cemetery at Haslam's Creek be ready for interments?
4. MR. HART *to ask* THE COLONIAL SECRETARY,—Whether the Government intend to make any and what provision for the due representation of the products of New South Wales at the "Exhibition Universale," to be held in Paris, in April, 1867?
5. MR. CUMMINGS *to ask* THE SECRETARY FOR PUBLIC WORKS,—When will the Government call for Tenders for the construction of the 5th section of the Great Western Line of Railroad to Wallarawong?
6. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—
(1.) Is the Government in possession of any information in reference to the alleged suicide of the late Mr. Kinder, a Clerk in the City Bank, which would in any way lead to the suspicion that, in the manner of that unfortunate gentleman's death, the real truth did not transpire at the inquest?
(2.) Has the Government any objection to state what information, on this subject, it may have to the House?

OTHER

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That, in the opinion of this House, the Pitt-street Tramway is a serious obstruction to the right-of-way in one of the most important thoroughfares of the city; that it is a dangerous nuisance to the inhabitants, and has succeeded in driving almost all the traffic from the street, besides endangering the lives and limbs of passengers, unredeemed by affording any proportionate convenience to the public; that it should, therefore, be removed with as little delay as possible.
2. DR. LANG to move for leave to bring in a Bill to limit the duration of Parliaments to three years.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000 for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
4. MR. TERRY to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize.
5. MR. RODD to move,—
 - (1.) That, in the opinion of this House, the charge imposed by Government for the conveyance of Gold by Escort should be reduced; and that the Government ought to become responsible for the safe delivery of the Gold so conveyed.
 - (2.) That the foregoing Resolution be transmitted by Address to His Excellency the Governor.
6. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
7. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Merriwa, in the case of Mrs. Scott, charged with theft, at the instance of Mrs. Spratt, Storekeeper.
8. MR. GORDON to move, That there be laid upon the Table of this House, a Return shewing the number of Sheep infected with Scab in the various Districts of the Colony, on the 1st November; how long each infected lot has been under treatment; and the number that has been cured during the present year.
9. MR. HART to move for leave to introduce a Bill to declare the interpretation and extend the operation of the 26th section of the Titles to Land Act of 1858.
10. MR. MARTIN to move for leave to bring in a Bill to restore the power to make grants of Public Money in aid of Public Worship.
11. MR. PARKES to move,—
 - (1.) That the postal charge on Newspapers in this Colony is an impolitic means of raising revenue, opposed to the public interest, and ought not to be continued.
 - (2.) That the foregoing Resolution be communicated to the Executive Government by Address to His Excellency the Governor.
12. MR. JOSEPHSON to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith, in the case of James Low, lately committed on the charge of arson.
13. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of this House, a Copy of all the Proceedings and Evidence in the case in which Charles Edward Harrison, Sub-Inspector of Police, was charged on the 10th November, before the Newcastle Bench, with an assault on John Scott Payne.
14. MR. TUNKS to move, That it is the opinion of this House, that the piece of land known as the "Reserve," at the head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths.
15. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
16. MR. LUCAS to move, That the Petition of Mr. William Hanson, presented by him on the 24th November, be printed.
17. MR. TUNKS to move, That the Petition presented by him, on the 24th November, from the Municipal Council of Hunter's Hill, be printed.
18. MR. CALDWELL to move, That the Petition presented by him on the 24th November, from the Municipal Council of Woollahra, be printed.
19. MR. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.
20. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.
21. MR. DODDS to move, That the Petition presented by him on the 24th November, from the Municipal Council of East Maitland, be printed.
22. MR. BROWN to move, That the Petition presented by him on the 24th November, from the Municipality of Darlington, be printed.

23. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the following Resolutions :—
- (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
- (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is expedient that a Commission of Inquiry should be appointed for the purpose of visiting the various Gold Fields and other necessary places; to send for persons and papers; to take evidence; and to perform such other acts as may be required in order to obtain the requisite data upon which to base suitable Legislation for properly carrying out the object contemplated in the first Resolution.
- (3.) That an Address be presented to His Excellency the Governor, embodying the foregoing Resolutions, and praying that he will cause to be placed upon the Supplementary Estimates for 1865, a sum of money not exceeding £1,000 (one thousand pounds) for the purpose of defraying the necessary outlay of the foregoing Commission of Inquiry.
24. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000 for the making and repairing of the Road down the Mountains to Burrogorang.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Municipalities Law Amendment Bill; to be further considered in Committee.
2. Reformatory and Industrial Schools Bill; second reading.
3. Prison Discipline Bill; second reading.

WEDNESDAY, NOVEMBER 29.

Contingent Notice of Motion :—

1. MR. SAMUEL to move (*on the Order of the Day being read for the consideration of the Governor's Message No. 1, with the Estimates of Expenditure for 1865-6 and previous years*), That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider of the Supply to be granted to Her Majesty for the Service of the year 1865-6, and previous years, and that the Estimates accompanying the Governor's Message No. 1 be referred to such Committee.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. SAMUEL to move, That this House do now resolve itself into a Committee of the Whole to consider of the Ways and Means to meet the Supply granted to Her Majesty.
2. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

ORDERS OF THE DAY :—

1. Consideration of Governor's Message, No. 1, with Estimates of Expenditure for 1865-6 and previous years.
2. Gunpowder Law Consolidation Bill; second reading.
3. District Courts Act Amendment Bill; second reading.

THURSDAY, NOVEMBER 30.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

FRIDAY, DECEMBER 1.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. New Trials Limitation Bill; second reading.
2. Parramatta River Steam Company's Bill; second reading.
3. Amended Secret Bills of Sale Prevention Bill; second reading.
4. Game Protection Bill; second reading.
5. Small Debts Recovery Amendment Bill; second reading.
6. Claims against Government Bill; to be further considered in Committee.
7. Subordinate and Minor Roads and Bridges; consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum of money for the construction and maintenance of the Subordinate and Minor Roads and Bridges in the Colony, equal to the amount voted for that purpose for the present year.

TUESDAY,

TUESDAY, DECEMBER 5.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That, in the opinion of this House, the conduct of the Government in liberating the prisoners Levy and Shoveller, found guilty of conspiracy to defraud their creditors, and sentenced to two years' imprisonment, was an act of unwarrantable indiscretion, not justified by the recommendation of the Judge who tried the case, and certainly not justified by a single solitary circumstance that could in the slightest degree tend to mitigate the flagrancy of their guilt. That, under these circumstances, the liberation of the above prisoners was a wrongful and unjustifiable act, tending, most materially, to shake public confidence in the due and proper administration of justice in this Country.
2. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the election of Members of the Legislative Assembly, require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffectual.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That, accordingly, the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself by personal or written application.
 - (6.) That, in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector, on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000 for the survey of a line of Railway from Piper's Flats to Mudgee.
4. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866 a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
5. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
6. MR. TERRY to move,—
 - (1.) That in the opinion of this House the reservations for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisalment*) shall be given for the value of the lands so taken.
 - (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor.

WEDNESDAY,

WEDNESDAY, DECEMBER 6.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, That this Bill be now read a second time.
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THURSDAY, DECEMBER 7.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.
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FRIDAY, DECEMBER 8.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Coal Fields Regulation Act Amendment Bill; second reading.
 2. Removal of Restrictions upon Distillation Bill; second reading.
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TUESDAY, DECEMBER 12.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. FORSTER to move,—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
 2. Mr. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
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New South Wales.

No. 21.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 28 NOVEMBER, 1865.

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

Questions on Notice Paper for to-day:—

- (1.) Mr. Cracknell, Superintendent of Electric Telegraphs:—Mr. Lucas asked the Secretary for Public Works, pursuant to Notice No. 1,—

- (1.) Has Mr. Cracknell, Superintendent of Electric Telegraphs, leave of absence to enable him to proceed to England?
 (2.) If so, for what period has the leave been granted?
 (3.) Does he proceed on private or office business?
 (4.) Who performs his duties during his absence?
 (5.) Does he receive the whole or any part of his salary during such absence?

Mr. Smart answered,—

- (1.) Yes.
 (2.) For six months.
 (3.) Not altogether on private business, as he will make himself practically acquainted with all the improvements made in Telegraphic science during his ten years absence from England.
 (4.) The officer next in position to him acts during his absence.
 (5.) He receives half-pay.

- (2.) Old Nepean Bridge at Emu Ferry:—*Mr. Farnell*, on behalf of Mr. Ryan, asked the Secretary for Public Works, pursuant to Notice No. 2,—

- (1.) If the Government intend to remove the remains of the old structure of Nepean Bridge at Emu Ferry?
 (2.) Are the Government aware the accumulation of timber and sand would be likely to damage the approaches to the new Bridge, if not removed?

Mr. Smart answered,—

- (1.) The Government have no present intention of doing so.
 (2.) The Government are not aware that any injury is likely to arise to the approaches to the new Bridge from the cause stated.

- (3.) Cemeteries in Devonshire-street:—Mr. Hart asked the Colonial Secretary pursuant to Notice No. 3,—

- (1.) Whether his attention has been called to the overcrowding in the Cemeteries in Devonshire-street, near the Railway Station?
 (2.) When will the Cemetery at Haslem's Creek be ready for interments?

Mr. Cowper answered,—I am not aware that the attention of Government has been called to the state of the Cemeteries, but they were, however, aware of the fact without any direct communication from any party interested in these places. But the difficulty arises from this, that the Government have now done everything they intended should be done by them. Some of the religious bodies have named trustees, others have not, and have declined to do so until a sum of money is placed at their disposal by Parliament to clear and prepare the ground. That is the difficulty which prevents the Cemetery from being made useful. I believe in almost every other respect, if not in every other respect, it is ready for the use of the public.

- (4.) Paris Exhibition (1867):—Mr. Hart asked the Colonial Secretary, pursuant to Notice No. 4,—Whether the Government intend to make any and what provision for the due representation of the products of New South Wales at the "Exhibition Universale," to be held in Paris, in April 1867?

Mr.

Mr. Cowper answered,—The question is rather premature at the present moment. It has been, I believe, in every previous instance the case, that the Secretary of State communicates with the Colonial Government. No Despatch has yet been received by His Excellency the Governor with reference to the Paris Exhibition of 1867. It was expected that by the last mail, such communication would have been made, but as a long time will elapse before the Exhibition will be held, it is thought the matter may be postponed, to see whether the Secretary of State will call the attention of the Colonial Government to it, as has hitherto been usual.

- (5.) Western Railroad to Wallarawong:—Mr. Cummings asked the Secretary for Public Works, pursuant to Notice No. 5,—When will the Government call for Tenders for the construction of the 5th section of the Great Western Line of Railroad to Wallarawong?

Mr. Smart answered,—Tenders will be called for on the completion of the contract drawings, which will be in about two months.

- (6.) Alleged Suicide of Mr. Kinder:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 6,—

(1.) Is the Government in possession of any information in reference to the alleged suicide of the late Mr. Kinder, a Clerk in the City Bank, which would in any way lead to the suspicion that, in the manner of that unfortunate gentleman's death, the real truth did not transpire at the inquest?

(2.) Has the Government any objection to state what information, on this subject, it may have to the House?

Mr. Cowper answered,—I hope the House will pardon my declining to give any information in this case, which is a very serious one, is now engaging the attention of the proper authorities, and will not be neglected by the Government.

2. Motions Withdrawn:—

(1.) Mr. Forster withdrew the Motion standing in his name, No. 3 on the Notice Paper for to-day.

(2.) Mr. Garrett withdrew the Motion standing in his name, No. 6 on the Notice Paper for to-day.

3. Papers:—

- (1.) Mr. Smart laid upon the Table the undermentioned Papers:—

(1.) Partial Return, shewing Land Revenue and Public Works Expenditure, Clarence Electoral District, since the introduction of Responsible Government (*See Question (1) in Votes and Proceedings No. 13 of the present Session*).

(2.) Report from Superintendent of Electric Telegraphs for the years 1863 and 1864.

(3.) Report (dated 8 May, 1865) from Engineer-in-Chief on Fitz-Roy Dry Dock.

(4.) Report from the Commissioner of Roads, on the state of the Roads of the Colony, to 31st March, 1865.

Ordered to be printed.

- (2.) Mr. Cowper laid upon the Table the undermentioned Papers:—

(1.) Return to Address, in reference to "Superannuations granted under the Act 27 Vict., No. 11," adopted by this House, on motion of Mr. Eagar, on 2nd November, 1865.

Ordered to be printed.

(2.) Return to Address, in reference to "William O'Neil," adopted by this House, on motion of Mr. Donnelly, on 14th November, 1865.

And Mr. Cowper not moving that this Paper be printed,—

Mr. Donnelly, *with the concurrence of the House*, moved, without notice, That the said Return to Address in reference to "William O'Neil," be printed.

Question put and passed.

Ordered to be printed.

- (3.) Mr. Samuel laid upon the Table the undermentioned Papers:—

(1.) Return to Order, in reference to "Government Debentures," made by this House, on motion of Mr. Eagar, on 24th November, 1865.

(2.) Return to Order, in reference to "Financial Papers for the year 1865," made by this House, on motion of Mr. Eagar, on 26th October, 1865.

(3.) Return to Address, in reference to "Mr. G. B. Barton," adopted by this House, on motion of Mr. Forster, on 21st November, 1865.

Ordered to be printed.

4. Law to Amend the Municipalities Act:—The undermentioned Petitions, under Corporate Seals, praying respectively for the passing of an Amended Municipalities Act, were presented by the Members named:—

(1.) From the Municipal Council of Randwick. By Mr. Oatley.

(2.) From the Municipal Council of Central Illawarra. By Mr. Osborne.

(3.) From the Municipal Council of Redfern. By Mr. Oatley.

Petitions received.

5. Scab in Sheep (*"Formal" Motion*):—Mr. Gordon moved, pursuant to Notice, That there be laid upon the Table of this House, a Return shewing the number of Sheep infected with Scab in the various Districts of the Colony, on the 1st November; how long each infected lot has been under treatment; and the number that has been cured during the present year.

Question put and passed.

6. C. E. Harrison, Sub-Inspector of Police (*"Formal" Motion*):—Mr. Wilson moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of this House, a Copy of all the Proceedings and Evidence in the case in which Charles Edward Harrison, Sub-Inspector of Police, was charged on the 10th November, before the Newcastle Bench, with an assault on John Scott Payne.
Question put and passed.
7. Mr. William Hanson (*"Formal" Motion*):—Mr. Lucas moved, pursuant to Notice, That the Petition of Mr. William Hanson, presented by him on the 24th November, be printed.
Question put and passed.
Ordered to be printed.
8. Law to Amend the Municipalities Act (*"Formal" Motions*):—
(1.) Mr. Tunks moved, pursuant to Notice, That the Petition presented by him, on the 24th November, from the Municipal Council of Hunter's Hill, be printed.
Question put and passed.
Ordered to be printed.
(2.) Mr. Caldwell moved, pursuant to Notice, That the Petition presented by him on the 24th November, from the Municipal Council of Woollahra, be printed.
Question put and passed.
Ordered to be printed.
(3.) Mr. Dodds moved, pursuant to Notice, That the Petition presented by him on the 24th November, from the Municipal Council of East Maitland, be printed.
Question put and passed.
Ordered to be printed.
9. Motions Withdrawn:—
(1.) Mr. Donnelly withdrew the Motion standing in his name, No. 23 on the Notice Paper for to-day.
(2.) Mr. Garrett, on behalf of Mr. Morrice, withdrew the Motion standing in the name of Mr. Morrice, No. 24 on the Notice Paper for to-day.
10. Pitt-street Tramway:—Mr. Buchanan moved, pursuant to Notice, "That," in the opinion of this House, the Pitt-street Tramway, is a serious obstruction to the right-of-way in one of the most important thoroughfares of the City; that it is a dangerous nuisance to the inhabitants, and has succeeded in driving almost all the traffic from the street, besides endangering the lives and limbs of passengers, unredeemed by affording any proportionate convenience to the public; that it should, therefore, be removed with as little delay as possible.
Debate ensued.
Mr. Parkes moved, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words "a Select Committee be appointed, with power to send for persons and papers, to consider and report upon the experiment of the Tramway along Pitt-street and the expediency of continuing or removing the same."
(2.) That such Committee consist of Mr. Smart, Mr. Caldwell, Mr. Lucas, Mr. Donnelly, Mr. Pemell, Mr. Garrett, Mr. Rodd, Mr. Buchanan, Mr. Farnell, "and the Mover."
Debate continued.
Question put,—That the words proposed to be omitted stand part of the Question.
The House divided.

Ayes, 14.

Mr. Osborne,
Mr. Egan,
Mr. Lloyd,
Mr. Campbell,
Mr. Brown,
Mr. Isaacs,
Mr. Cooper,
Mr. White,
Mr. Macleay,
Mr. Gordon,
Mr. Buchanan,
Mr. Oatley,

Tellers.

Mr. Caldwell,
Mr. Piddington.

Noes, 32.

Mr. Cowper,	Mr. Forster,
Mr. Smart,	Mr. Pemell,
Mr. Samuel,	Mr. Tighe,
Mr. Robertson,	Mr. Graham,
Mr. Rodd,	Mr. Dodds,
Mr. Forlonge,	Mr. Parkes,
Mr. Macpherson,	Mr. Joseph,
Mr. Burdekin,	Mr. Neale,
Mr. Kemp,	Mr. Pickering,
Mr. Diguam,	Mr. Cunneen,
Mr. Hurley,	Mr. De Salis,
Mr. Sutherland,	Mr. Driver,
Mr. Byrnes,	Mr. Josephson,
Mr. Farnell,	
Mr. Stimpson,	Tellers.
Mr. Donnelly,	Mr. Landale,
Mr. Laycock,	Mr. Lucas.

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

And Mr. Piddington requiring that the said Committee be appointed by Ballot,—
Question,—That a Select Committee be appointed, with power to send for persons and papers, to consider and report upon the experiment of the Tramway along Pitt-street, and the expediency of continuing or removing the same,—put and passed.

Whereupon

Whereupon the House proceeded to the Ballot, and the Speaker declared the following to be the Committee duly appointed:—Mr. Parkes, Mr. Caldwell, Mr. Donnelly, Mr. Garrett, Mr. Lucas, Mr. Smart, Mr. Farnell, Mr. Buchanan, Mr. Rodd, and Mr. Pemell.

11. Law to Amend the Municipalities Act:—Mr. Forlonge presented a Petition, under Corporate Seal, from the Municipal Council of Orange, praying for the passing of an Amended Municipalities Act.
Petition received.
12. Motion Dropped:—Dr. Lang not making the Motion standing in his name, No. 2 on the Notice Paper for to-day, it dropped.
13. Motion Withdrawn:—*Mr. Donnelly*, on behalf of Mr. Terry, withdrew the Motion standing in the name of Mr. Terry, No. 4 on the Notice Paper for to-day.
14. Charge for Conveyance of Gold by Escort:—Mr. Rodd moved, pursuant to Notice,—
(1.) That, in the opinion of this House, the charge imposed by Government for the conveyance of Gold by Escort should be reduced; and that the Government ought to become responsible for the safe delivery of the Gold so conveyed.
(2.) That the foregoing Resolution be transmitted by Address to His Excellency the Governor.

Debate ensued.

Mr. Josephson moved, That the Question be amended in section (1), by omitting all the words of the section after the word "House," with a view to the insertion in their place of the words "the Government ought to become responsible for the safe delivery of the Gold conveyed by Escort."

Debate continued.

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

The House divided.

Ayes, 17.

Mr. Cowper,	Mr. Tunks,
Mr. Samuel,	Mr. Oatley,
Mr. Robertson,	Mr. Lucas,
Mr. Smart,	Mr. Joseph,
Mr. Burdekin,	
Mr. Tighe,	<i>Tellers.</i>
Mr. Dodds,	Mr. Piddington,
Mr. Neale,	Mr. Macpherson.
Mr. White,	
Mr. Gordon,	

Noes, 18.

Mr. Forlonge,	Mr. Cummings,
Mr. Eagar,	Mr. Wilson,
Mr. Forster,	Mr. Buchanan,
Mr. Kemp,	Mr. Pickering,
Mr. Donnelly,	Mr. Garrett,
Mr. Graham,	Mr. Parkes,
Mr. Stimpson,	
Mr. Rodd,	<i>Tellers.</i>
Mr. Caldwell,	Mr. Lloyd,
Mr. Sutherland,	Mr. De Salis.

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

The House divided.

Ayes, 15.

Mr. Kemp,	Mr. Parkes,
Mr. Rodd,	Mr. Buchanan,
Mr. Forlonge,	
Mr. Stimpson,	<i>Tellers.</i>
Mr. Pickering,	Mr. Donnelly,
Mr. Cummings,	Mr. De Salis.
Mr. Graham,	
Mr. Lloyd,	
Mr. Caldwell,	
Mr. Sutherland,	
Mr. Garrett,	

Noes, 20.

Mr. Cowper,	Mr. White,
Mr. Samuel,	Mr. Gordon,
Mr. Smart,	Mr. Wilson,
Mr. Eagar,	Mr. Joseph,
Mr. Forster,	Mr. Robertson,
Mr. Macpherson,	Mr. Lucas,
Mr. Piddington,	Mr. Cunneen,
Mr. Tighe,	
Mr. Dodds,	<i>Tellers.</i>
Mr. Neale,	Mr. Tunks,
Mr. Oatley,	Mr. Burdekin.

15. *Spratt v. Scott* (Administration of Justice):—Mr. Buchanan moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Merriwa, in the case of Mrs. Scott, charged with theft, at the instance of Mrs. Spratt, Storekeeper.
Question put and passed.
16. Motions Dropped:—
(1.) Mr. Hart not making the Motion standing in his name, No. 9 on the Notice Paper for to-day, it dropped.
(2.) Mr. Martin not making the Motion standing in his name, No. 10 on the Notice Paper for to-day, it dropped.
17. Motion Withdrawn:—Mr. Parkes withdrew the Motion standing in his name, No. 11 on the Notice Paper for to-day.
18. Motion Dropped:—Mr. Josephson not making the Motion standing in his name, No. 12 on the Notice Paper for to-day, it dropped.
19. Motions Withdrawn:—
(1.) Mr. Tunks withdrew the Motion standing in his name, No. 14 on the Notice Paper for to-day.
(2.) Mr. Buchanan withdrew the Motions standing in his name, Nos. 15, 19, and 20 on the Notice Paper for to-day.
20. Law to Amend the Municipalities Act:—*Mr. Garrett*, on behalf of Mr. Brown, moved, pursuant to Notice, That the Petition presented by Mr. Brown on the 24th November from the Municipality of Darlington, be printed.
Question put and passed.
Ordered to be printed.

The House adjourned, on motion of Mr. Cowper, at twenty minutes before Midnight, until To-morrow, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, NOVEMBER 29.

Contingent Notice of Motion :—

1. MR. SAMUEL to move (*on the Order of the Day being read for the consideration of the Governor's Message No. 1, with the Estimates of Expenditure for 1865-6 and previous years*), That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider of the Supply to be granted to Her Majesty for the Service of the year 1865-6 and previous years, and that the Estimates accompanying the Governor's Message No. 1, be referred to such Committee.

Questions :—

1. MR. WILSON to ask THE COLONIAL SECRETARY,—
(1.) Has Mr. Assistant Gold Commissioner Lynch removed from Gilmore Creek to Adelong, in accordance with instructions issued by the Secretary for Lands?
(2.) If not, for what reason?
2. MR. WILSON to ask THE COLONIAL SECRETARY,—
(1.) Has any correspondence, during the present year, taken place between the Board of National Education and the Government as to the inadequacy of the sum voted by Parliament for the requirements of the Board?
(2.) If so, have the Government any objection to lay the correspondence on the Table of the House?
3. MR. BUCHANAN to ask THE ACTING SECRETARY FOR LANDS,—Is it the intention of the Government to retain Messrs. Lockhart and Lynch in the service of the Government?
4. MR. WILSON to ask THE COLONIAL SECRETARY,—Do the Government intend taking any steps to prevent, if possible, the introduction of the Cattle Plague into this Colony?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. SAMUEL to move, That this House do now resolve itself into a Committee of the Whole to consider of the Ways and Means to meet the Supply granted to Her Majesty.
2. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
3. MR. SMART to move, That this House approve of the Plans and Sections, and Book of Reference of a proposed extension of the Great Western Railway, into Bathurst, laid before this House on 10th November instant, in accordance with the 9th section of the Government Railways Act, 22 Vict., No. 19.
4. MR. COWPER to move, That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill for regulating the Importation and Exportation of Horned Cattle, and for preventing the introduction or propagation of infectious or contagious diseases among cattle.
5. MR. COWPER to move, That this House, at its rising, do adjourn until Three o'clock on Friday next.

ORDERS OF THE DAY :—

1. Consideration of Governor's Message, No. 1, with Estimates of Expenditure for 1865-6 and previous years.
2. Gunpowder Law Consolidation Bill; second reading.
3. District Courts Act Amendment Bill; second reading.
4. Municipalities Law Amendment Bill; to be further considered in Committee.
5. Reformatory and Industrial Schools Bill; second reading.
6. Prison Discipline Bill; second reading.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to provide for the Registration of Brands.
2. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of the expediency of introducing the 7th clause of the "Claims against Government Bill" as printed in the copy thereof now before the House.
3. MR. OATLEY to move, That the Petition presented by him on the 28th November, from the Municipality of Randwick, be printed.
4. MR. OSBORNE to move, That the Petition presented by him on the 28th November, from the Municipal Council of Central Illawarra, be printed.

THURSDAY, NOVEMBER 30.

Question :—

1. MR. PICKERING to ask THE ACTING SECRETARY FOR LANDS,—
(1.) If land which was worked in ordinary small block claims six years ago, and has been entirely unoccupied for about three years, during which time it has become full of water, is considered to be worked and abandoned ground in the meaning of the Regulations under the Gold Fields Act, dated February 25, 1865?

(2.)

(2.) If any regulations have been issued to Gold Commissioners, directing them *not* to include any ground that may have been *filled with water from the surface at any time* under the head of Wet Alluvial, but that such ground should be considered Dry Alluvial?

(3.) Can it be considered a proper objection, in the meaning of the Act, if raised by any man who has no claim on the ground applied for, but who states that at some other time he *may require* some of the ground to work on?

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

FRIDAY, DECEMBER 1.

Questions:—

1. MR. STIMPSON to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) If he is aware that the Bridge over the Belubula River, at Carcoar, is dangerous to both life and property, in consequence of the flooring of the bridge being worn out?
 - (2.) Do the Government intend to expend the sum of £300 that was voted by this House in the year 1863 for that purpose?
2. MR. WHITE to ask THE COLONIAL TREASURER,—
 - (1.) How much of the money voted during last Session, for the following Northern Roads, has been expended on each of such roads respectively:—
 - (1.) Singleton, *via* Jerry's Plains to Merriwa?
 - (2.) Merriwa to Cassilis?
 - (3.) Cassilis to Coonabarrabran?
 - (4.) Scone to Moonan?
 - (5.) Muswellbrook to Merton?
 - (6.) Scone to Merriwa?
 - (7.) Scone to Page's River?
 - (8.) Box-tree Flat to Blandford?
 - (2.) What amount of such vote remains unexpended?
 - (3.) Is it the intention of the Government to expend such balance on the roads specified?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. New Trials Limitation Bill; second reading.
2. Parramatta River Steam Company's Bill; second reading.
3. Amended Secret Bills of Sale Prevention Bill; second reading.
4. Game Protection Bill; second reading.
5. Small Debts Recovery Amendment Bill; second reading.
6. Claims against Government Bill; to be further considered in Committee.
7. Subordinate and Minor Roads and Bridges; consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum of money for the construction and maintenance of the Subordinate and Minor Roads and Bridges in the Colony, equal to the amount voted for that purpose for the present year.

NOTICES OF MOTION:—

1. MR. PEMELL to move, That the Petition presented by him on the 21st November, from the Municipality of Marrickville, be printed.
2. MR. TUNKS to move, That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths.

TUESDAY, DECEMBER 5.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That, in the opinion of this House, the conduct of the Government, in liberating the prisoners Levy and Shoveller, found guilty of conspiracy to defraud their creditors and sentenced to two years' imprisonment, was an act of unwarrantable indiscretion, not justified by the recommendation of the Judge who tried the case, and certainly not justified by a single solitary circumstance that could in the slightest degree tend to mitigate the flagrancy of their guilt. That, under these circumstances, the liberation of the above prisoners was a wrongful and unjustifiable act, tending, most materially, to shake public confidence in the due and proper administration of justice in this Country.
2. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.

(3.)

- (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
- (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
- (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
- (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
- (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
- (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
- (9.) That no person should be permitted to vote at any election without such certificate.
- (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
- (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000 for the survey of a line of Railway from Piper's Flats to Mudgee.
4. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866 a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
5. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
6. MR. TERRY to move,—
- (1.) That in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisement*) shall be given for the value of the land so taken.
- (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor.
7. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burrogorang.
8. MR. TERRY to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize.
9. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
10. MR. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.
11. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.

WEDNESDAY, DECEMBER 6.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, That this Bill be now read a second time.

THURSDAY,

THURSDAY, DECEMBER 7.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, DECEMBER 8.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Coal Fields Regulation Act Amendment Bill; second reading.
2. Removal of Restrictions upon Distillation Bill; second reading.

TUESDAY, DECEMBER 12.

OTHER BUSINESS—NOTICES OF MOTION.

1. MR. FORSTER to move,—
(1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
(2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
2. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000 for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
4. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
5. MR. MARTIN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
6. MR. PARKES to move,—
(1.) That the postal charge on Newspapers in this Colony is an impolitic means of raising revenue, opposed to the public interest, and ought not to be continued.
(2.) That the foregoing Resolution be communicated to the Executive Government by Address to His Excellency the Governor.

TUESDAY, DECEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions:—
(1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
(2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
(3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
2. MR. LUCAS to move, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that road, should be expended forthwith.

New South Wales.

No. 22.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 29 NOVEMBER, 1865.

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

Questions on Notice Paper for to-day:—

- (1.) Mr. Assistant Gold Commissioner Lynch:—Mr. Wilson asked the Colonial Secretary, pursuant to Notice No. 1,—

(1.) Has Mr. Assistant Gold Commissioner Lynch removed from Gilmore Creek to Adelong, in accordance with instructions issued by the Secretary for Lands?

(2.) If not, for what reason?

Mr. Cowper answered,—Mr. Lynch is now removing to Adelong, as I am informed he visits it four times a week. The delay is alleged to have arisen from the difficulty of procuring quarters at Adelong.

- (2.) National Education Board:—Mr. Wilson asked the Colonial Secretary, pursuant to Notice No. 2,—

(1.) Has any correspondence, during the present year, taken place between the Board of National Education and the Government as to the inadequacy of the sum voted by Parliament for the requirements of the Board?

(2.) If so, have the Government any objection to lay the correspondence on the Table of the House?

Mr. Cowper answered,—Some correspondence, in addition to what has been already laid upon the Table in the Annual Reports, has passed between the Board and the Government, and it shall be laid upon the Table of the House.

- (3.) Messrs. Lockhart and Lynch:—Mr. Buchanan asked the Acting Secretary for Lands, pursuant to Notice No. 3,—Is it the intention of the Government to retain Messrs. Lockhart and Lynch in the service of the Government?

Mr. Cowper answered,—I am not aware that anything connected with the recent proceedings, which appeared before the public, renders their removal from the public service necessary.

Mr. Wilson withdrew the Question standing in his name, No. 4.

2. David Gleeson:—Mr. Rodd presented a Petition from David Gleeson, late Warder at Braidwood Gaol, complaining of his dismissal from office, in consequence of the escape of one Thomas Clarke, an offender committed for trial; and praying for inquiry into the circumstances and justice therein.
Petition received.

3. Papers:—

- (1.) Mr. Cowper laid upon the Table the undermentioned Papers:—

(1.) Further Return (*See Votes and Proceedings, No. 21, of present Session, Entry 3⁽¹⁾*) shewing Land Revenue and Public Works Expenditure, Clarence Electoral District, since the introduction of Responsible Government. (*See Question (1) in Votes and Proceedings, No. 13 of present Session.*)

(2.) Report, dated 6th July, 1865, from Deputy Surveyor General, in reference to the state of the Public Surveys in the Colony of New South Wales.

(3.) Report, dated 18th August, 1865, from Astronomer, recommending completion of Geodetic Survey.

Ordered to be printed.

- (2.) Mr. Samuel laid upon the Table, pursuant to the requirement of Stamp Duties Act 29 Vict., No. 6, sec. 126, Regulations under the said Act.

Ordered to be printed.

4. Law to Amend the Municipalities Act:—Mr. Cooper presented a Petition, under Corporate Seal, from the Municipal Council of Armidale, praying for the passing of an Amended Municipalities Act.
Petition received.
5. Motion Withdrawn:—Mr. Cowper withdrew the Motion standing in his name, No. 2 on the Notice Paper of Government Business for to-day.
6. Railway Plans, &c, ("Formal" Motion):—Mr. Smart moved, pursuant to Notice,—That this House approves of the Plans and Sections and Book of Reference of a proposed extension of the Great Western Railway into Bathurst, laid before this House on 10th November instant, in accordance with the 9th section of the Government Railways Act, 22 Vict., No. 19.
Question put and passed.
7. Cattle Disease Bill ("Formal" Motion):—Mr. Cowper moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider of the propriety of introducing a Bill for regulating the Importation and Exportation of Horned Cattle, and for preventing the introduction or propagation of infectious or contagious diseases among Cattle.
Question put and passed.
8. Brands Registration Bill ("Formal" Motion):—Mr. Wilson moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to provide for the Registration of Brands.
Question put and passed.
9. Claims against Government Bill ("Formal" Motion):—Mr. Forster moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of the expediency of introducing the 7th clause of the "Claims against Government Bill," as printed in the copy thereof now before the House.
Question put and passed.
10. Law to Amend the Municipalities Act ("Formal" Motions):—
(1.) Mr. Oatley moved, pursuant to Notice, That the Petition presented by him on the 28th November, from the Municipality of Randwick, be printed.
Question put and passed.
Ordered to be printed.
(2.) Mr. Osborne moved, pursuant to Notice, That the Petition presented by him on the 28th November, from the Municipal Council of Central Illawarra, be printed.
Question put and passed.
Ordered to be printed.
11. Ways and Means:—Mr. Samuel, *with the concurrence of the House*, moved, pursuant to amended Notice, That this House do now resolve itself into a Committee of Ways and Means.
Debate ensued.
Question put and passed.
Whereupon the Speaker left the Chair, and the House resolved itself into the said Committee.
The Chairman reported progress, and obtained leave to sit again on Tuesday next.
12. Paper:—Mr. Samuel laid upon the Table, Estimates of the Ways and Means of the Government of New South Wales for the year 1866.
Ordered to be printed.
13. Proposed Adjournment:—Mr. Cowper moved, pursuant to Notice, That this House, at its rising, do adjourn until Three o'clock on Friday next.
Debate ensued.
Question put.
The House divided.

Ayes, 24.

Mr. Robertson,	Mr. Osborne,
Mr. Burdekin,	Mr. Brown,
Mr. Alexander,	Mr. Lloyd,
Mr. Joseph,	Mr. Graham,
Mr. Caldwell,	Mr. Farnell,
Mr. Hart,	Mr. Pemell,
Mr. Walker,	Mr. Tunks,
Mr. Egau,	Mr. Josephson,
Mr. Eagar,	
Mr. Forlonge,	<i>Tellers.</i>
Mr. Gordon,	Mr. Kemp,
Mr. Martin,	Mr. Driver.
Mr. Wilson,	
Mr. Macpherson,	

Noes, 26.

Mr. Cowper,	Mr. Cummings,
Mr. Smart,	Mr. Cooper,
Mr. Samuel,	Mr. Garrett,
Mr. Cunneen,	Mr. Dodds,
Mr. Forster,	Mr. Eckford,
Mr. Macleay,	Mr. White,
Mr. Piddington,	Mr. Landale,
Mr. Lee,	Mr. Tighe,
Mr. Ryan,	Mr. Neale,
Mr. Dignam,	Mr. Pickering,
Mr. Rodd,	
Mr. Donnelly,	<i>Tellers.</i>
Mr. Stimpson,	Mr. Lucas,
Mr. Laycock,	Mr. De Salis.

14. Estimates of Expenditure for 1865-6 and previous years:—On the Order of the Day being read for the consideration of the Governor's Message No. 1, with Estimates of Expenditure for 1865-6 and previous years,—
Mr. Samuel moved, pursuant to *Contingent* Notice, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider of the Supply to be granted to Her Majesty for the Service of the year 1865-6 and previous years, and that the Estimates accompanying the Governor's Message No. 1 be referred to such Committee.
Question put and passed.

Whereupon

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of Supply accordingly.

The Chairman reported progress, and obtained leave to sit again.

15. Postponement:—The Order of the Day for the second reading of the Gunpowder Law Consolidation Bill postponed, on motion of Mr. Samuel, until Wednesday next.
16. District Courts Act Amendment Bill, on motion of Mr. Cowper, read a second time (after debate).
Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill. The Chairman having reported the Bill without amendment, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for to-morrow.
17. Postponement:—The Order of the Day for the further consideration in Committee of the Municipalities Law Amendment Bill, postponed, on motion of Mr. Cowper, until to-morrow.
18. Reformatory and Industrial Schools Bill:—Mr. Cowper moved, That this Bill be now read a second time.
Debate on this Question postponed, on motion of Mr. Wilson, until to-morrow week.
19. Postponement:—The Order of the Day for the second reading of the Prison Discipline Bill postponed, on motion of Mr. Cowper, until Wednesday next.
20. Adjournment:—Mr. Cowper moved, That this House do now adjourn.
Mr. Driver moved, That the Question be amended by adding at the end thereof the words "until Friday next."
Debate ensued.
Question put, That the words proposed to be added, be there added.
The House divided.

Ayes, 24.

Mr. Robertson,	Mr. Brown,
Mr. Kemp,	Mr. Farnell,
Mr. Caldwell,	Mr. Pemell,
Mr. Burdekin,	Mr. Graham,
Mr. Alexander,	Mr. Tunks,
Mr. Walker,	Mr. Gordon,
Mr. Egan,	Mr. Joseph,
Mr. Morrice,	Mr. Josephson,
Mr. Campbell,	Mr. Wilson,
Mr. Isaacs,	<i>Tellers.</i>
Mr. Forlonge,	
Mr. Macpherson,	Mr. Driver,
Mr. Martin,	Mr. Hart.

Noes, 18.

Mr. Cowper,	Mr. Landale,
Mr. Smart,	Mr. Buchanan,
Mr. Samuel,	Mr. Tighe,
Mr. Forster,	<i>Tellers.</i>
Mr. Donnelly,	Mr. Lucas,
Mr. Lee,	Mr. Piddington.
Mr. Garrett,	
Mr. Stimpson,	
Mr. Cummings,	
Mr. Parkes,	
Mr. Eekford,	
Mr. Dodds,	
Mr. White,	

Question then,—That this House do now adjourn until Friday next,—put and passed.

Whereupon, the Speaker left the Chair, and the House stood adjourned, at twelve minutes before Nine o'clock, until Friday next, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, DECEMBER 1.

Questions:—

1. MR. STIMPSON to ask THE SECRETARY FOR PUBLIC WORKS,—
(1.) If he is aware that the Bridge over the Belubula River, at Carcoar, is dangerous to both life and property, in consequence of the flooring of the bridge being worn out?
(2.) Do the Government intend to expend the sum of £300 that was voted by this House in the year 1863 for that purpose?
2. MR. WHITE to ask THE COLONIAL TREASURER,—
(1.) How much of the money voted during last Session, for the following Northern Roads, has been expended on each of such roads respectively:—
(1.) Singleton, *vid* Jerry's Plains, to Merriwa?
(2.) Merriwa to Cassilis?
(3.) Cassilis to Coonabarabran?
(4.) Scone to Moonan?
(5.) Muswellbrook to Merton?
(6.) Scone to Merriwa?
(7.) Scone to Page's River?
(8.) Box-tree Flat to Blandford?
(2.) What amount of such vote remains unexpended?
(3.) Is it the intention of the Government to expend such balance on the roads specified?

3. MR. DONNELLY to ask THE ACTING SECRETARY FOR LANDS,—Is it the intention of the Government to survey and proclaim a site for a Township at Mount Murchison, Darling River; and if so, when will the allotments in said contemplated township be offered for sale?
4. MR. PICKERING to ask THE ACTING SECRETARY FOR LANDS,—
 - (1.) If land which was worked in ordinary small block claims six years ago, and has been entirely unoccupied for about three years, during which time it has become full of water, is considered to be worked and abandoned ground in the meaning of the Regulations under the Gold Fields Act, dated February 25, 1865?
 - (2.) If any regulations have been issued to Gold Commissioners, directing them not to include any ground that may have been filled with water from the surface at any time, under the head of Wet Alluvial, but that such ground should be considered Dry Alluvial?
 - (3.) Can it be considered a proper objection, in the meaning of the Act, if raised by any man who has no claim on the ground applied for, but who states that at some other time he may require some of the ground to work on?
5. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—
 - (1.) Do the Government intend filling up the appointment of Inspector of Denominational Schools, vacant by the removal of Mr. Casey?
 - (2.) Is the Government aware that the Denominational Teachers are not paid their Salaries regularly?
 - (3.) Is it the intention of the Government to introduce an Educational Bill this Session?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. New Trials Limitation Bill; second reading.
2. Parramatta River Steam Company's Bill; second reading.
3. Amended Secret Bills of Sale Prevention Bill; second reading.
4. Game Protection Bill; second reading.
5. Small Debts Recovery Amendment Bill; second reading.
6. Claims against Government Bill; to be further considered in Committee.
7. Subordinate and Minor Roads and Bridges; consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum of money for the construction and maintenance of the Subordinate and Minor Roads and Bridges in the Colony, equal to the amount voted for that purpose for the present year.
8. Brands Registration Bill; consideration in Committee of the propriety of introducing this Bill.
9. Claims against Government Bill; consideration in Committee of the expediency of introducing the 7th clause of the "Claims against Government Bill" as printed in the copy thereof now before the House.

NOTICES OF MOTION:—

1. MR. PEMELL to move, That the Petition presented by him on the 21st November, from the Municipality of Marrickville, be printed.
2. MR. TUNKS to move, That it is the opinion of this House, that the piece of land known as the "Reserve," at the head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths.
3. MR. PARKES to move, That Mr. Robertson be added to the Select Committee on the Present State of the Colony, in place of Mr. Smart.
4. MR. COOPER to move, That the Petition presented by him on the 29th of November, from the Municipal Council of Armidale, be printed.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

ORDERS OF THE DAY:—

1. Cattle Disease Bill; consideration in Committee of the propriety of introducing this Bill.
2. Supply; resumption of the Committee.
3. District Courts Act Amendment Bill; third reading.
4. Municipalities Law Amendment Bill; to be further considered in Committee.

TUESDAY, DECEMBER 5.

Contingent Notice:—

1. MR. FORSTER to move (by way of Amendment on Mr. Terry's Motion, No. 6, for Tuesday, December 5), That all the words after the word "That," be omitted with a view to insert in their place the following words, viz.:—"this House is of opinion,—
 - "(1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars:—
 - "(1.) That all reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.

" (2.)

“(2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.

“(3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.

“(4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.

“(5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.

“(2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor.”

OTHER BUSINESS.—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That, in the opinion of this House, the conduct of the Government in liberating the prisoners Levy and Shoveller, found guilty of conspiracy to defraud their creditors, and sentenced to two years' imprisonment, was an act of unwarrantable indiscretion, not justified by the recommendation of the Judge who tried the case, and certainly not justified by a single solitary circumstance that could in the slightest degree tend to mitigate the flagrancy of their guilt. That, under these circumstances, the liberation of the above prisoners was a wrongful and unjustifiable act, tending, most materially, to shake public confidence in the due and proper administration of justice in this Country.
2. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the election of Members of the Legislative Assembly, require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That, accordingly, the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself by personal or written application.
 - (6.) That, in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector, on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000 for the survey of a line of Railway from Piper's Flats to Mudgec.
4. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866 a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
5. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.

6. MR. TERRY to move,—
 (1.) That in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisal*) shall be given for the value of the lands so taken.
 (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor.
7. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000 for the making and repairing of the Road down the Mountains to Burrogorang.
8. MR. TERRY to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize.
9. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
10. MR. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.
11. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.
12. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return, shewing the particulars of the Debts of the Corporation of Sydney, at the latest date to which the same can be furnished, distinguishing, under the respective heads,—
 (1.) Amount of Principal.
 (2.) Annual rate of Interest.
 (3.) Annual amount of Interest.
 (4.) Amount of Interest due, but not paid.
 (5.) Annual amount of Revenue applicable to the payment of Principal and Interest of Debt.
13. MR. HART to move for leave to introduce a Bill to declare the interpretation and extend the operation of the 26th section of the Titles to Land Act of 1858.
14. MR. JOSEPHSON to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Ways and Means ; resumption of the Committee.

WEDNESDAY, DECEMBER 6.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Crown Land Dedication Amending Bill ; resumption of the adjourned Debate on the motion of Mr. Cowper, That this Bill be now read a second time.
 2. Gunpowder Law Consolidation Bill ; second reading.
 3. Prison Discipline Bill ; second reading.

THURSDAY, DECEMBER 7.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Volunteer Bill ; consideration in Committee of the propriety of introducing this Bill.
 2. Reformatory and Industrial Schools Bill ; Debate on the Motion of Mr. Cowper, "That this Bill be now read a second time."

FRIDAY, DECEMBER 8.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Coal Fields Regulation Act Amendment Bill ; second reading.
 2. Removal of Restrictions upon Distillation Bill ; second reading.

TUESDAY,

TUESDAY, DECEMBER 12.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. FORSTER to move,—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
2. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000 for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
4. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
5. MR. MARTIN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
6. MR. PARKES to move,—
 - (1.) That the postal charge on Newspapers in this Colony is an impolitic means of raising revenue, opposed to the public interest, and ought not to be continued.
 - (2.) That the foregoing Resolution be communicated to the Executive Government by Address to His Excellency the Governor.
7. MR. BUCHANAN to move, That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.
8. MR. HARR to move for leave to introduce a Bill to abolish the division of the profession of the Law in New South Wales.

WEDNESDAY, DECEMBER 13.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

TUESDAY, DECEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
2. MR. LUCAS to move, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that road, should be expended forthwith.



New South Wales.

No. 23.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 1 DECEMBER, 1865.

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

Questions on Notice Paper for to-day:—

- (1.) Bridge over the Belubula River, at Carcoar:—Mr. Stimpson asked the Secretary for Public Works, pursuant to Notice No. 1,—

(1.) If he is aware that the Bridge over the Belubula River, at Carcoar, is dangerous to both life and property, in consequence of the flooring of the Bridge being worn out?

(2.) Do the Government intend to expend the sum of £300 that was voted by this House in the year 1863 for that purpose?

Mr. Smart answered,—

(1.) I am not aware of it.

(2.) The amount has been written off by the Treasury, but instructions have been given to examine the Bridge, and any repairs considered necessary will be defrayed out of the vote for Contingent Works on Minor Bridges, &c.

- (2.) Money voted for certain Northern Roads:—Mr. White asked the Colonial Treasurer, pursuant to Notice No. 2,—

(1.) How much of the money voted during last Session, for the following Northern Roads, has been expended on each of such Roads respectively:—

(1.) Singleton, *via* Jerry's Plains to Merriwa?

(2.) Merriwa to Cassilis?

(3.) Cassilis to Coonabarrabran?

(4.) Scone to Moonan?

(5.) Muswellbrook to Merton?

(6.) Scone to Merriwa?

(7.) Scone to Page's River?

(8.) Box-tree Flat to Blandford?

(2.) What amount of such vote remains unexpended?

(3.) Is it the intention of the Government to expend such balance on the Roads specified?

Mr. Samuel answered,—I will answer the Honorable Member's questions, although I would state that it is very inconvenient to give these returns in the shape of answers to questions, as they have to be prepared at very short notice, and are not always, in consequence of that short notice, to be relied upon,—

(1.) Singleton *via* Jerry's Plains to Merriwa, £29 10s. expended; the balance is £1,050 10s.

(2.) Merriwa to Cassilis, £189 unexpended.

(3.) Cassilis to Coonabarrabran, £31 4s. 8d. expended; £493 15s. 4d. unexpended.

(4.) Scone to Moonan, £182 unexpended.

(5.) Muswellbrook to Merton, £105 unexpended.

(6.) Scone to Merriwa, £273 unexpended.

(7.) Scone to Page's River, £56 unexpended.

(8.) Box-tree Flat to Blandford, £56 unexpended.

The balances 1, 2, 3 and 4 are under the Commissioner for Roads, who has reported they will not be required. The balances 5, 6, 7 and 8, will be placed at the disposal of the Trustees during the present year.

(3.)

- (3.) Township at Mount Murchison :—Mr. Donnelly asked the Acting Secretary for Lands, pursuant to Notice No. 3,—Is it the intention of the Government to survey and proclaim a site for a Township at Mount Murchison, Darling River ; and if so, when will the allotments in said contemplated township be offered for sale ?

Mr. Cowper answered,—Instructions have been issued for the survey of a Township at Mount Murchison. As soon as the survey is completed the allotments will be brought to sale.

- (4.) Interpretation of certain Gold Fields Regulations :—Mr. Pickering asked the Acting Secretary for Lands, pursuant to Notice No. 4,—

(1.) If land which was worked in ordinary small block claims six years ago, and has been entirely unoccupied for about three years, during which time it has become full of water, is considered to be worked and abandoned ground in the meaning of the Regulations under the Gold Fields Act, dated February 25, 1865 ?

(2.) If any regulations have been issued to Gold Commissioners, directing them *not* to include any ground that may have been *filled with water from the surface at any time* under the head of Wet Alluvial, but that such ground should be considered Dry Alluvial ?

(3.) Can it be considered a proper objection, in the meaning of the Act, if raised by any man who has no claim on the ground applied for, but who states that at some other time he *may require* some of the ground to work on ?

Mr. Cowper answered :—

(1.) The Regulation of 25th February, 1864, (not 1865) does not specify any period as necessary to elapse in order to constitute ground as worked and abandoned ground. The question will be determined by the facts in each case.

(2.) No.

(3.) The validity of any such objection will be judged of rather by the nature of the case than by reference to the source from which the objection may emanate.

- (5.) Inspectorship of Denominational Schools—Mr. Casey :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 5,—

(1.) Do the Government intend filling up the appointment of Inspector of Denominational Schools, vacant by the removal of Mr. Casey ?

(2.) Is the Government aware that the Denominational Teachers are not paid their Salaries regularly ?

(3.) Is it the intention of the Government to introduce an Educational Bill this Session ?

Mr. Cowper answered,—

(1.) The Government do not make any appointments under either of the Boards of Education, nor are they aware what the intentions of either Board may be with reference to any appointment.

(2.) The Government are not aware that the Denominational Teachers are not paid their salaries regularly.

(3.) In answer to this question, I would beg to give the same information that I gave when a similar question was put to me by the Honorable Member for the Hastings on the 7th November last, namely, that I have the Educational Bill which Parliament had under their consideration formerly, which I should be prepared to submit, with one or two slight alterations, if the House were ready to deal with it, this present session.

2. Paper :—Mr. Cowper laid upon the Table the undermentioned Papers :—

(1.) Further Correspondence between the National Education Board and the Government, relative to application for Additional Aid. (*See Question (2) in Votes and Proceedings No. 22 of the present Session*).

Ordered to be printed.

(2.) Return to Address, in reference to "Mr. O'Sullivan (Administration of Justice)," adopted by this House, on motion of Mr. Buchanan, on 7th November, 1865.

3. Bush Fires :—Mr. Macleay presented a Petition from certain Inhabitants of the Districts of Murrumbidgee and Lachlan, representing the great prevalence of Bush Fires this season, by which large tracts of country are stated to have been made utterly unavailable in this season of drought ; and praying that such measures may be adopted during the present Session as may prevent the careless or incautious use of fire in the Pastoral Districts.
Petition received.

4. State Aid to Religion :—Mr. Macleay presented a Petition from George Underwood Alley, of Araluen, Medical Practitioner, praying for the repeal of the Act for the abolition of State Aid to Public Worship, and the re-enactment of Sir Richard Bourke's Church Act.
Petition received.

5. Law to Amend the Municipalities Act :—The undermentioned Petitions, under Corporate Seals, praying respectively for the passing of an Amended Municipalities Act, were presented by the Members named :—

(1.) From the Municipal Council of West Maitland. By Mr. Lee.

(2.) From the Municipal Council of Wollongong. By Mr. Osborne.

Petitions received.

6. Present State of the Colony ("*Formal*" Motion) :—Mr. Parkes moved, pursuant to Notice, That Mr. Robertson be added to the Select Committee on the Present State of the Colony, in place of Mr. Smart.

Question put and passed.

7. Law to Amend the Municipalities Act (*"Formal" Motion*):—Mr. Cooper moved, pursuant to Notice, That the Petition presented by him on the 29th of November, from the Municipal Council of Armidale, be printed.
Question put and passed.
Ordered to be printed.
8. District Courts Act Amendment Bill (*"Formal" Order of the Day*), on motion of Mr. Cowper, read a third time and *passed*.
Mr. Cowper then moved that the Title of this Bill be, "*An Act to Amend the District Courts Act of 1858 in certain particulars.*"
Question put and passed.
Whereupon, Mr. Cowper moved, That this Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,—

The Legislative Assembly having this day agreed to the Bill, intituled, "*An Act to Amend the District Courts Act of 1858, in certain particulars,*" returns the same to the Legislative Council without Amendment.

Legislative Assembly Chamber,
Sydney, 1st December, 1865.

Speaker.

Question put and passed.

9. New Trials Limitation Bill:—Mr. Buchanan moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 2.

Tellers.

Mr. De Salis,
Mr. Buchanan.

Noes, 29.

Mr. Cowper,	Mr. Osborne,
Mr. Smart,	Mr. Alexander,
Mr. Samuel,	Mr. Piddington,
Mr. Lundale,	Mr. Pickering,
Mr. Kemp,	Mr. Farnell,
Mr. Forster,	Mr. Tighe,
Mr. Lee,	Mr. Hart,
Mr. Dodds,	Mr. Cunneen,
Mr. Graham,	Mr. Eckford,
Mr. Donnelly,	Mr. Isaacs,
Mr. Stimpson,	Mr. Driver,
Mr. Burdekin,	
Mr. Morrice,	<i>Tellers.</i>
Mr. Garrett,	Mr. Josephson,
Mr. Cummings,	Mr. Tunks.
Mr. Dignam,	

Whereupon, Order of the Day, and Bill, discharged, respectively, on motion of Mr. Josephson.

10. Parramatta River Steam Company's Bill (*as amended in Select Committee*) read a second time, on motion of Mr. Tunks.
Whereupon, on motion of Mr. Tunks, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill. The Chairman having reported the Bill without amendment, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for Tuesday next.
11. Amended Secret Bills of Sale Prevention Bill:—Mr. Brown moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 25.

Mr. Cowper,	Mr. Wilson,
Mr. Smart,	Mr. Forster,
Mr. Cunneen,	Mr. Isaacs,
Mr. Donnelly,	Mr. Osborne,
Mr. Lee,	Mr. Roberts,
Mr. Garrett,	Mr. Farnell,
Mr. Dignam,	Mr. Laycock,
Mr. Tighe,	Mr. Neale,
Mr. Cummings,	Mr. Pickering,
Mr. Parkes,	
Mr. Hart,	<i>Tellers.</i>
Mr. Brown,	Mr. Burdekin,
Mr. Graham,	Mr. Driver.
Mr. Eckford,	

Noes, 9.

Mr. Tunks,
Mr. Cooper,
Mr. Josephson,
Mr. Dodds,
Mr. De Salis,
Mr. Gordon,
Mr. White,

Tellers.

Mr. Kemp,
Mr. Piddington.

Bill, thereupon, read a second time.

Whereupon, on motion of Mr. Brown, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill. The Chairman having reported the Bill with amendments, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for Tuesday next.

12. Postponement:—The Order of the Day for the second reading of the Game Protection Bill postponed, on motion of Mr. Driver, until Friday next.

13. Small Debts Recovery Amendment Bill :—Mr. Lee moved, That this Bill be now read a second time.
 Debate ensued.
 Question put and passed.
 And Bill read a second time.
 Whereupon, on motion of Mr. Lee, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.
 The Chairman reported progress, and obtained leave to sit again on Friday next.
14. Claims against Government Bill :—On the Order of the Day for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration.
 The Chairman reported progress, and obtained leave to sit again on Tuesday next.
15. Subordinate and Minor Roads and Bridges :—On motion of Mr. White, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum of money for the construction and maintenance of the Subordinate and Minor Roads and Bridges in the Colony, equal to the amount voted for that purpose for the present year.
 The Chairman reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, That the said Resolution be received on Tuesday next.
16. Brands Registration Bill :—On motion of Mr. Wilson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of the propriety of introducing this Bill.
 The Chairman reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, *with the concurrence of the House*, that the said Resolution be now received.
 The Chairman then reported a Resolution, which was read a first time, as follows :—
Resolved, That it is desirable to introduce a Bill to provide for the Registration of Brands.
 Resolution, then, on motion of Mr. Wilson, read a second time, and agreed to.
17. Postponement :—The Order of the Day for consideration in Committee of the expediency of introducing the 7th clause of the "Claims against Government Bill" as printed in the copy thereof now before the House,—postponed, on motion of Mr. Forster, until Tuesday next.
 The House adjourned, on motion of Mr. Cowper, at Twenty-five minutes after Eleven o'clock, until Tuesday next, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, DECEMBER 5.

Contingent Notice :—

1. MR. FORSTER to move (by way of Amendment on Mr. Terry's Motion, No. 6, for Tuesday, December 5), That all the words after the word "That" be omitted, with a view to insert in their place the following words, viz. :—"this House is of opinion,—
- "(1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars :—
- "(1.) That all reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.
- "(2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions herein-after specified.
- "(3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.

"(4.)

“(4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.

“(5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.

“(2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor.”

Question :—

1. MR. GORDON to ask THE ACTING SECRETARY FOR LANDS,—

(1.) To name the Roads in the Tenterfield Electorate for which money was voted for 1865 ?

(2.) What sum has been expended on each Road ?

(3.) Is it the intention of the Government to expend the balance this year ?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That, in the opinion of this House, the conduct of the Government, in liberating the prisoners Levy and Shoveller, found guilty of conspiracy to defraud their creditors and sentenced to two years' imprisonment, was an act of unwarrantable indiscretion, not justified by the recommendation of the Judge who tried the case, and certainly not justified by a single solitary circumstance that could in the slightest degree tend to mitigate the flagrancy of their guilt. That, under these circumstances, the liberation of the above prisoners was a wrongful and unjustifiable act, tending, most materially, to shake public confidence in the due and proper administration of justice in this Country.

2. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—

(1.) That this House is of opinion,—

(1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.

(2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.

(3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.

(4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.

(5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.

(6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.

(7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.

(8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.

(9.) That no person should be permitted to vote at any election without such certificate.

(10.) That provision should be made to prevent the use of any such certificate more than once at the same election.

(2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.

3. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000 for the survey of a line of Railway from Piper's Flats to Mudgee.

4. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866 a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.

5. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn

Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.

6. MR. TERRY to move,—
 - (1.) That in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisement*) shall be given for the value of the land so taken.
 - (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor.
7. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burrogorang.
8. MR. TERRY to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize.
9. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
10. MR. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.
11. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.
12. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return, shewing the particulars of the Debts of the Corporation of Sydney, at the latest date to which the same can be furnished, distinguishing, under the respective heads,—
 - (1.) Amount of Principal.
 - (2.) Annual rate of Interest.
 - (3.) Annual amount of Interest.
 - (4.) Amount of Interest due, but not paid.
 - (5.) Annual amount of Revenue applicable to the payment of Principal and Interest of Debt.
13. MR. HART to move for leave to introduce a Bill to declare the interpretation and extend the operation of the 26th section of the Titles to Land Act of 1858.
14. MR. JOSEPHSON to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of arson.
15. MR. FORLONGE to move, That the Petition presented by him on 28th November, from the Municipal Council of Orange, be printed.
16. MR. GARRETT to move, That the Petition presented by Mr. Rodd on the 29th November, from David Gleeson, be printed.
17. MR. LEE to move, That the Petition from the West Maitland Municipality, presented by him on 1st December, be printed.
18. MR. MACLEAY to move, That the Petition presented by him on 1st December, relative to Bush Fires, be printed.
19. MR. MACLEAY to move, That the Petition presented by him on 1st December, from George Underwood Alley, in favour of State Aid to Religion, be printed.
20. MR. WHITE to move, That there be laid upon the Table of this House, any Report from the Engineer of Roads relative to the non-expenditure of the money voted for the following Roads:—
 - (1.) Singleton *via* Jerry's Plains to Merriwa.
 - (2.) Merriwa to Cassilis.
 - (3.) Cassilis to Coonabarrabran.
 - (4.) Scone to Moonan.
21. MR. PEMELL to move, That the Petition presented by him on the 21st November, from the Municipality of Marrickville, be printed.
22. MR. TUNKS to move, That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths.

ORDERS OF THE DAY:—

1. Parramatta River Steam Company's Bill; third reading.
2. Amended Secret Bills of Sale Prevention Bill; third reading.
3. Claims against Government Bill; to be further considered in Committee.
4. Subordinate and Minor Roads and Bridges; reception of Resolution from Committee of the Whole

5. Claims against Government Bill : consideration in Committee of the expediency of introducing the 7th clause of the " Claims against Government Bill " as printed in the copy thereof now before the House.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

ORDERS OF THE DAY:—

1. Ways and Means ; resumption of the Committee.
2. Cattle Disease Bill ; consideration in Committee of the propriety of introducing this Bill.
3. Supply ; resumption of the Committee.
4. Municipalities Law Amendment Bill ; to be further considered in Committee.

WEDNESDAY, DECEMBER 6.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Crown Land Dedication Amending Bill ; resumption of the adjourned Debate on the motion of Mr. Cowper, That this Bill be now read a second time.
2. Gunpowder Law Consolidation Bill ; second reading.
3. Prison Discipline Bill ; second reading.

THURSDAY, DECEMBER 7.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Volunteer Bill ; consideration in Committee of the propriety of introducing this Bill.
2. Reformatory and Industrial Schools Bill ; Debate on the Motion of Mr. Cowper, " That this Bill be now read a second time."

FRIDAY, DECEMBER 8.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Coal Fields Regulation Act Amendment Bill ; second reading.
2. Removal of Restrictions upon Distillation Bill ; second reading.
3. Game Protection Bill ; second reading.
4. Small Debts Recovery Amendment Bill ; to be further considered in Committee.

TUESDAY, DECEMBER 12.

OTHER BUSINESS—NOTICES OF MOTION.

1. MR. FORSTER to move,—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
2. MR. ROBB to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000 for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
4. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
5. MR. MARTIN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
6. MR. PARKES to move,—
 - (1.) That the postal charge on Newspapers in this Colony is an impolitic means of raising revenue, opposed to the public interest, and ought not to be continued.
 - (2.) That the foregoing Resolution be communicated to the Executive Government by Address to His Excellency the Governor.

7. MR. BUCHANAN to move, That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.
8. MR. HART to move for leave to introduce a Bill to abolish the division of the profession of the law in New South Wales.

WEDNESDAY, DECEMBER 13.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
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TUESDAY, DECEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions:—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
 2. MR. LUCAS to move, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that road, should be expended forthwith.
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New South Wales.

No. 24.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 5 DECEMBER, 1865.

1. The House met pursuant to adjournment ; the Speaker took the Chair.
 Question on Notice Paper for to-day :—
 Roads, Tenterfield Electorate :—Mr. Gordon asked the Acting Secretary for Lands, pursuant to Notice,—
 (1.) To name the Roads in the Tenterfield Electorate for which money was voted for 1865 ?
 (2.) What sum has been expended on each Road ?
 (3.) Is it the intention of the Government to expend the balance this year ?
Mr. Couper answered,—The votes for the Tenterfield Electorate, so far as we can judge, are, under Lands Department :—
 (1.) Road from Armidale Municipality to Inverell, £490.
 (2.) Bundarra to Inverell, £300.
 (3.) Glen Innes to Inverell, £400.
 under Works Department :—
 (4.) Road from Armidale to Glen Innes, £600.
 (5.) Road from Glen Innes to Tenterfield, £580.
 (6.) Road from Laurence to Tenterfield, £1,740.
 In the cases of those roads for which provision is made on Lands Estimates, no expenditure has yet been incurred. In connexion with the lines last named (under department of Public Works) the following expenditure has taken place to date, and steps are being taken for the appropriation of the balances also—
 No. 4, £251 13s. ; No. 5, £65 4s. 4d. ; No. 6, £1,401 7s. 4d.
2. Law to Amend the Municipalities Act :—*Mr. Terry* presented a Petition, under Corporate Seal, from the Municipal Council of Mudgee, praying for the passing of an Amended Municipalities Act.
 Petition received.
3. Motion Withdrawn :—*Mr. Lucas* withdrew the Motion standing in his name, No. 5 on the Notice Paper of Other Business for to-day.
4. Proposed Tariff :—*Mr. Parkes* presented a Petition from certain Tobacco Manufacturers of Sydney, deprecating, on the grounds therein set forth, the proposed increase in the present Customs Duty on Leaf Tobacco, and the simultaneous reduction of the Duty on imported Manufactured Tobacco.
 And the same having been read at length by the Clerk, by direction of the Speaker,—
 Petition received.
Mr. Parkes then, *with the concurrence of the House*, moved, without notice, that the said Petition be printed.
 Question put and passed.
 Ordered to be printed.
5. Law to Amend the Municipalities Act :—*Mr. Laycock* presented a Petition, under Corporate Seal, from the Municipal Council of Grafton, praying for the passing of an Amended Municipalities Act.
 Petition received.

6. Debts of the Sydney Corporation (*"Formal" Motion*):—Mr. Piddington moved, pursuant to Notice, That there be laid upon the Table of this House, a Return, shewing the particulars of the Debts of the Corporation of Sydney, at the latest date to which the same can be furnished, distinguishing, under the respective heads,—
- (1.) Amount of Principal.
 - (2.) Annual rate of Interest.
 - (3.) Annual amount of Interest.
 - (4.) Amount of Interest due, but not paid.
 - (5.) Annual amount of Revenue applicable to the payment of Principal and Interest of Debt.
- Question put and passed.
7. Law to Amend the Municipalities Act (*"Formal" Motion*):—Mr. Forlonge moved, pursuant to Notice, That the Petition presented by him on 28th November, from the Municipal Council of Orange, be printed.
- Question put and passed.
Ordered to be printed.
8. David Gleeson (*"Formal" Motion*):—Mr. Garrett moved, pursuant to Notice, That the Petition presented by Mr. Rodd on the 29th November, from David Gleeson, be printed.
- Question put and passed.
Ordered to be printed.
9. Law to Amend the Municipalities Act (*"Formal" Motion*):—Mr. Lee moved, pursuant to Notice, That the Petition from the West Maitland Municipality, presented by him on 1st December, be printed.
- Question put and passed.
Ordered to be printed.
10. Bush Fires (*"Formal" Motion*):—Mr. Macleay moved, pursuant to Notice, That the Petition presented by him on 1st December, relative to Bush Fires, be printed.
- Question put and passed.
Ordered to be printed.
11. State Aid to Religion (*"Formal" Motion*):—Mr. Macleay moved, pursuant to Notice, That the Petition presented by him on 1st December, from George Underwood Alley, in favour of State Aid to Religion, be printed.
- Question put and passed.
Ordered to be printed.
12. Non-expenditure of Money voted for certain Roads (*"Formal" Motion*):—Mr. White moved, pursuant to Notice, That there be laid upon the Table of this House, any Report from the Engineer of Roads relative to the non-expenditure of the money voted for the following Roads:—
- (1.) Singleton *via* Jerry's Plains to Merriwa.
 - (2.) Merriwa to Cassilis.
 - (3.) Cassilis to Coonabarrabran.
 - (4.) Scone to Moonan.
- Question put and passed.
13. Law to Amend the Municipalities Act (*"Formal" Motion*):—Mr. Oatley, on behalf of Mr. Pemell, moved, pursuant to Notice, That the Petition presented by Mr. Pemell on the 21st November, from the Municipality of Marrickville, be printed.
- Question put and passed.
Ordered to be printed.
14. Parramatta River Steam Company's Bill (*"Formal" Order of the Day*), on motion of Mr. Tunks, read a third time, and *passed*.
- Mr. Tunks then moved, That the Title of this Bill be, "*An Act to Incorporate 'The Parramatta River Steam Company.'*"
- Question put and passed.
- Whereupon, Mr. Tunks moved, That this Bill be carried to the Legislative Council with the following Message:—
- MR. PRESIDENT,—
- The Legislative Assembly having this day passed a Bill, intituled, "*An Act to Incorporate 'The Parramatta River Steam Company,'*" presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.
- Legislative Assembly Chamber,*
Sydney, 5th December, 1865. Speaker.
- Question put and passed.
15. Papers:—Mr. Cowper laid upon the Table the undermentioned Papers:—
- (1.) Return to Order in reference to "Scab in Sheep," made by this House, on motion of Mr. Gordon, on 28 November, 1865.
 - (2.) Road Trust Accounts, for the half-year ended 30 June, 1865.
- Ordered to be printed.
16. Brands Registration Bill:—Mr. Wilson having *presented* this Bill, Bill, intituled "*A Bill to provide for the Registration of Brands,*" read a first time.
- Ordered to be printed, and read a second time on Friday week.
17. Law to Amend the Municipalities Act:—Mr. Kemp presented a Petition, under Corporate Seal, from the Municipal Council of Waverley, praying for the passing of an Amended Municipalities Act.
- Petition received. 18.

- 18. Motion Withdrawn :—Mr. Samuel withdrew the Motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.
- 19. Prisoners Levey and Shoveller (Administration of Justice) :—Mr. Buchanan moved, pursuant to Notice, "That," in the opinion of this House, the conduct of the Government, in liberating the prisoners Levey and Shoveller, found guilty of conspiracy to defraud their creditors and sentenced to two years' imprisonment, was an act of unwarrantable indiscretion, not justified by the recommendation of the Judge who tried the case, and certainly not justified by a single solitary circumstance that could in the slightest degree tend to mitigate the flagrancy of their guilt. That, under these circumstances, the liberation of the above prisoners was a wrongful and unjustifiable act, tending, most materially, to shake public confidence in the due and proper administration of justice in this Country.
 Debate ensued.
 Motion made by Mr. Martin, and Question put (after Debate), That this Debate be now adjourned until this day fortnight.
 The House divided.

Ayes, 13.

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| Mr. Parkes, | <i>Tellers.</i> |
| Mr. Wilson, | Mr. Roberts, |
| Mr. Dignam, | Mr. Donnelly. |
| Mr. Macpherson, | |
| Mr. Forster, | |
| Mr. Martin, | |
| Mr. White, | |
| Mr. Gordon, | |
| Mr. Macleay, | |
| Mr. Buchanan, | |
| Mr. Eagar, | |

Noes, 23.

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| Mr. Cowper, | Mr. Hurley, |
| Mr. Samuel, | Mr. Driver, |
| Mr. Smart, | Mr. Neale, |
| Mr. Cunneen, | Mr. Cummings, |
| Mr. Kemp, | Mr. Pickering, |
| Mr. De Salis, | Mr. Joseph, |
| Mr. Brown, | Dr. Lang, |
| Mr. Graham, | Mr. Josephson, |
| Mr. Garrett, | <i>Tellers.</i> |
| Mr. Oatley, | Mr. Lec, |
| Mr. Stimpson, | Mr. Alexander. |
| Mr. Terry, | |
| Mr. Byrnes, | |

Main Question stated.

Mr. Macpherson moved, That the question be amended by omitting all the words after the first word "That," with a view to inserting in their place the words, "This House disapproves of the conduct of the Government in regard to the liberation of the prisoners Levey and Shoveller, found guilty of conspiracy to defraud their creditors, and sentenced to two years imprisonment."

Debate continued,

Question put,—That the words proposed to be omitted stand part of the question.
The House divided.

Ayes, 26.

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| Mr. Cowper, | Mr. Tighe, |
| Mr. Smart, | Mr. Pickering, |
| Mr. Samuel, | Mr. Oatley, |
| Mr. Cunneen, | Mr. Cummings, |
| Mr. Brown, | Mr. Joseph, |
| Mr. Hart, | Mr. Hurley, |
| Mr. Garrett, | Dr. Lang, |
| Mr. Hannell, | Mr. Sutherland, |
| Mr. Stimpson, | Mr. Driver, |
| Mr. Lee, | Mr. Josephson, |
| Mr. Burdekin, | <i>Tellers.</i> |
| Mr. Lucas, | Mr. Alexander, |
| Mr. Graham, | Mr. Kemp. |
| Mr. Terry, | |

Noes, 8.

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| Mr. Forster, |
| Mr. De Salis, |
| Mr. Wilson, |
| Mr. Gordon, |
| Mr. White, |
| Mr. Buchanan, |
| <i>Tellers.</i> |
| Mr. Dignam, |
| Mr. Macpherson. |

Original Question then put and negatived.

- 20. Proposed Tariff :—Mr. Eagar presented a Petition from certain persons styling themselves the President and Committee of the Licensed Victuallers Association of New South Wales, deprecating, on the grounds therein set forth, the proposed equalization and increase of the Duties upon Spirits and Beer, either imported into or distilled in the Colony.

And the same having been read at length by the Clerk, by direction of the Speaker,—

Petition received.

- 21. Motions Withdrawn :—

(1.) Mr. Forster withdrew the Motion standing in his name, No. 2 on the Notice Paper of Other Business for to-day.

(2.) Mr. Terry withdrew the Motion standing in his name, No. 3 on the Notice Paper of Other Business for to-day.

- 22. Motion Dropped :—Mr. Macleay not making the Motion standing in his name, No. 4 on the Notice Paper of Other Business for to-day, it dropped.

- 23. Reservation for Roads contained in Deeds of Grant :—Mr. Terry moved, pursuant to Notice,—

(1.) "That" in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisalment*) shall be given for the value of the land so taken.

(2.) That the above Resolution be transmitted by an Address to His Excellency the Governor.

Mr. Forster moved pursuant to *Contingent Notice as amended*, That the Question be amended by omitting all the words after the first word "That" with a view to inserting in their place the following words, viz. :—"this House is of opinion,—

"(1.)

“(1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars:—

“(1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.

“(2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions herein-after specified.

“(3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.

“(4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.

“(5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.

“(2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor.”

Motion made by Mr. Cowper, and Question,—That this Debate be now adjourned until this day month,—put and passed (after Debate).

24. Motions Withdrawn:—

(1.) Mr. Morrice withdrew the Motion standing in his name, No. 7 on the Notice Paper of Other Business for to-day.

(2.) Mr. Terry withdrew the Motion standing in his name, No. 8, on the Notice Paper of Other Business for to-day.

(3.) *Mr. Forster* on behalf of Mr. Buchanan, withdrew the Motions standing in the name of Mr. Buchanan Nos. 9, 10, and 11 on the Notice Paper of Other Business for to-day.

25. Motion Dropped:—Mr. Hart not making the Motion standing in his name, No. 13 on the Notice Paper of Other Business for to-day, it dropped.

26. James Lowe (Administration of Justice):—Mr. Josephson moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.

Motion made by Mr. Cowper, and Question,—That the Debate on this Question be postponed until Friday next,—put and passed.

27. Reserve, Lavender Bay:—Mr. Tunks moved, pursuant to Notice, That it is the opinion of this House, that the piece of land known as the “Reserve,” at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths.

Debate ensued.

Motion made by Mr. Cowper, and Question put (after Debate), That this Debate be now adjourned until this day fortnight.

The House divided.

Ayes, 20.

Mr. Cowper,	Mr. White,
Mr. Smart,	Mr. Macleay,
Mr. Samuel,	Mr. Gordon,
Mr. Josephson,	Mr. Pemell,
Mr. Cunneen,	Mr. Oatley,
Mr. Piddington,	Mr. Joseph,
Mr. Campbell,	Mr. Terry,
Mr. Eagar,	<i>Tellers.</i>
Mr. Macpherson,	
Mr. Martin,	Mr. Garrett,
Mr. Brown,	Mr. Alexander,

Noes, 19.

Mr. Hart,	Mr. Buchanan,
Mr. De Salis,	Mr. Cummings,
Mr. Forster,	Mr. Sutherland,
Mr. Wilson,	Mr. Parkes,
Mr. Donnelly,	Mr. Driver,
Mr. Tunks,	Mr. Isaacs,
Mr. Graham,	<i>Tellers.</i>
Mr. Lee,	
Mr. Farnell,	Mr. Dignam,
Mr. Neale,	Mr. Lucas.
Mr. Morrice,	

28. Amended Secret Bills of Sale Prevention Bill:—Mr. Brown moved, That this Bill be now read a third time.

Debate ensued.

Motion made by Mr. Parkes, and Question put,—That this debate be now adjourned until this day week.

The House divided.

Ayes, 6.

Mr. Alexander,
Mr. Piddington,
Mr. Lucas,
Mr. Joseph,
<i>Tellers.</i>
Mr. Campbell,
Mr. Parkes,

Noes, 29.

Mr. Cowper,	Mr. Dignam,
Mr. Smart,	Mr. Wilson,
Mr. Samuel,	Mr. Donnelly,
Mr. Brown,	Mr. Morrice,
Mr. Driver,	Mr. Graham,
Mr. Tunks,	Mr. Garrett,
Mr. Forster,	Mr. Buchanan,
Mr. Hart,	Mr. Terry,
Mr. Farnell,	Mr. Macleay,
Mr. Macpherson,	Mr. De Salis,
Mr. Cummings,	Mr. Isaacs,
Mr. Stimpson,	Mr. Martin,
Mr. Hannell,	<i>Tellers.</i>
Mr. Neale,	Mr. White,
Mr. Sutherland,	Mr. Lee.

Original

Original Question then put.
The House divided.

Ayes, 28.

Mr. Cowper,	Mr. White,
Mr. Smart,	Mr. Lee,
Mr. Samuel,	Mr. Garrett,
Mr. Driver,	Mr. Alexander,
Mr. Stimpson,	Mr. Morrice,
Mr. Cummings,	Mr. Farnell,
Mr. Parkes,	Mr. Tunks,
Mr. Martin,	Mr. Macleay,
Mr. Forster,	Mr. Graham,
Mr. Lucas,	Mr. Terry,
Mr. Wilson,	Mr. Neale,
Mr. Dignam,	
Mr. Sutherland,	<i>Tellers.</i>
Mr. Isaacs,	Mr. Hart,
Mr. Donnelly,	Mr. Brown.

Noes, 7.

Mr. Campbell,
Mr. Joseph,
Mr. Hannell,
Mr. Buchanan,
Mr. De Salis,
<i>Tellers.</i>
Mr. Macpherson,
Mr. Piddington.

Bill thereupon read a third time, and, on motion of Mr. Brown, *passed.*

Mr. Brown then moved, that the Title of this Bill be "*An Act to amend the Act 19 Victoria No. 2 relating to Secret Bills of Sale of Chattel Property.*"

Question put and passed.

Whereupon, Mr. Brown moved, That this Bill be carried to the Legislative Council with the following Message :—

Mr. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to amend the Act 19 Victoria No. 2 relating to Secret Bills of Sale of Chattel Property,*" presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 5th December, 1865.

Speaker.

Question put and passed.

29. Postponement :—The Order of the Day No. 3 of Other Business postponed, on motion of Mr. Forster, to follow the Order of the Day No. 5 of Other Business.
30. Subordinate and Minor Roads and Bridges :—The Chairman of Committees reported from a Committee of the Whole a Resolution, which was read a first time, as follows :—
Resolved, That an Address be presented to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum of money for the construction and maintenance of the Subordinate and Minor Roads and Bridges in the Colony, equal to the amount voted for that purpose for the present year.
- Resolution, then, on motion of Mr. White, read a second time, and agreed to.
31. Claims against Government Bill (Order No. 5 of Other Business) :—Mr. Forster moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the expediency of introducing the 7th clause of the "Claims against Government Bill" as printed in the copy thereof now before the House.

Debate ensued.

Question put.

The House divided.

Ayes, 26.

Mr. Cummings,	Mr. Hannell,
Mr. Donnelly,	Mr. Wilson,
Mr. Stimpson,	Mr. Parkes,
Mr. Piddington,	Mr. Farnell,
Mr. Macpherson,	Mr. Alexander,
Mr. Hart,	Mr. Tunks,
Mr. Lucas,	Mr. Graham,
Mr. Buchanan,	Mr. Morrice,
Mr. Sutherland,	Mr. Terry,
Mr. Burdakin,	Mr. Garrett,
Mr. White,	
Mr. Forster,	<i>Tellers.</i>
Mr. Dignam,	Mr. Brown,
Mr. Joseph,	Mr. Driver.

Noes, 8.

Mr. Cowper,
Mr. Smart,
Mr. Martin,
Mr. Samuel,
Mr. Macleay,
Mr. Cunneen,
<i>Tellers.</i>
Mr. Isaacs,
Mr. De Salis.

Whereupon the Speaker left the Chair, and the House resolved itself into the said Committee.

The Chairman reported, That the Committee had come to a Resolution.

Ordered, on motion of the Chairman, that the said Resolution be received to-morrow.

32. Postponement :—The Order of the Day, No. 3 of Other Business, for the further consideration in Committee of the Claims against Government Bill, further postponed, on motion of Mr. Forster, until Friday next.

The House adjourned, on motion of Mr. Cowper, at a quarter to Eleven o'clock, until To-morrow, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, DECEMBER 6.

Contingent Notice :—

1. MR. PARKES to move (as an Amendment on the Motion for going into Committee of Ways and Means),—
 - (1.) This House, fully sensible of the present painful position of affairs, regrets that more satisfactory steps have not been taken to meet the public difficulties, and earnestly desires to consider and mature measures of permanent relief.
 - (2.) That, nevertheless, this House declines to accept the new proposals of Taxation submitted by the Colonial Treasurer, which do not embody sound and equitable principles, and are not calculated to promote the public welfare.
 - (3.) That the foregoing Resolutions be communicated by Address to His Excellency the Governor.

Questions :—

1. MR. PIDDINGTON to ask THE COLONIAL TREASURER,—Will he lay upon the Table of the House the Returns relating to the cost of construction and loss arising from the working of the Railways and Telegraphs, referred to in his Financial Statement?
2. MR. LORD to ask THE ACTING SECRETARY FOR LANDS,—Is it the case that Mr. Rodd, the Appraiser appointed by the Minister for Lands to make a valuation of Squatting Runs, did not make the declaration required by the Crown Lands Occupation Act of 1861, prior to declaring such valuations; if so, what course do the Government intend pursuing in reference to these Runs?
3. MR. LAYCOCK to ask the COLONIAL SECRETARY,—What conclusion has been arrived at by the present Law Officers of the Crown, with regard to the decision given by Acting Judge Shepherd, when presiding at the trial of William Johnson, on the 31st July last, at Grafton for cattle stealing, and since pointed out by me to the Colonial Secretary, in the *Clarence Examiner*?
4. MR. DRIVER to ask THE COLONIAL SECRETARY,—
 - (1.) Have any directions or instructions been given to the Police to carry out the provisions of the Fisheries Protection Act of 1865?
 - (2.) Is the Government aware that many persons are almost daily committing breaches of the said Act, and that no steps are taken by the Police to bring the offenders to justice?
 - (3.) Will any directions be given to the Police upon the subject?
5. MR. MARTIN to ask THE COLONIAL SECRETARY,—
 - (1.) Whether the Mr. Robert Douglass Graham, whose name appears in the *Government Gazette* of the 28 November in a list of persons appointed Magistrates of the Colony, is the teacher in the Presbyterian Denominational School in the village of Picton; and if so, on whose recommendation was he so appointed?
 - (2.) Whether it is the fact that His Honor the Chief Justice, some time last year, and prior to the issue of the new Commission of the Peace during the late Administration, made a distinct charge against John Piesley, whose name also appears in the same list, recommending his removal from the Commission of the Peace for misconduct as a Magistrate; and, if so, whether there is any objection to lay a copy of such charge upon the table of the House?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, That this Bill be now read a second time.
2. Gunpowder Law Consolidation Bill; second reading.
3. Prison Discipline Bill; second reading.
4. Ways and Means; resumption of the Committee.
5. Cattle Disease Bill; consideration in Committee of the propriety of introducing this Bill.
6. Supply; resumption of the Committee.
7. Municipalities Law Amendment Bill; to be further considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move, That this House will, on Friday, the 22nd instant, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.
2. MR. TERRY to move, That the Petition presented by him on the 5th December from the Municipality of Mudgee, be printed.

3. MR. LAYCOCK to move, That the Petition presented by him on the 5th December from the Municipal Council of Grafton, be printed.
4. MR. EAGAR to move, That the Petition presented by him on the 5th December, from the Licensed Victuallers Association, be printed.
5. MR. KEMP to move, That the Petition presented by him on the 5th December, from the Municipality of Waverley, be printed.
6. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866 a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.

ORDER OF THE DAY :—

1. Claims against Government Bill; reception of Resolution from Committee of the Whole.

THURSDAY, DECEMBER 7.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.
2. Reformatory and Industrial Schools Bill; Debate on the Motion of Mr. Cowper, "That this Bill be now read a second time."

FRIDAY, DECEMBER 8.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Coal Fields Regulation Act Amendment Bill; second reading.
2. Removal of Restrictions upon Distillation Bill; second reading.
3. Game Protection Bill; second reading.
4. Small Debts Recovery Amendment Bill; to be further considered in Committee.
5. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.
6. Claims against Government Bill; to be further considered in Committee.

NOTICES OF MOTION :—

1. MR. SUTHERLAND to move, That the Petition presented by him on the 28th of November, from the Municipal Council, Redfern, be printed.
2. MR. SUTHERLAND to move, That the Petition presented by him on the 24th of November, from the Municipal Council, Paddington, be printed.

TUESDAY, DECEMBER 12.

OTHER BUSINESS—NOTICES OF MOTION.

1. MR. FORSTER to move,—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
2. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000 for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
4. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
5. MR. MARTIN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
6. MR. PARKES to move,—
 - (1.) That the postal charge on Newspapers in this Colony is an impolitic means of raising revenue, opposed to the public interest, and ought not to be continued.
 - (2.) That the foregoing Resolution be communicated to the Executive Government by Address to His Excellency the Governor.

7. MR. BUCHANAN to move, That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.
8. MR. HART to move for leave to introduce a Bill to abolish the division of the profession of the law in New South Wales.
9. DR. LANG to move for leave to bring in a Bill to limit the duration of Parliament to three years.
10. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000 for the survey of a line of Railway from Piper's Flats to Mudgee.
11. MR. TERRY to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize.
12. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
13. MR. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.
14. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.

WEDNESDAY, DECEMBER 13.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
2. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

FRIDAY, DECEMBER 15.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Brands Registration Bill; second reading.

NOTICE OF MOTION:—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burrogorang.

TUESDAY, DECEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions:—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.

2. MR. LUCAS to move, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that road, should be expended forthwith.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assëmbly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.

ORDER OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Tunks, " That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."

TUESDAY JANUARY 2, 1866.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales ; that a large and immediate extension of Railways should be effected ; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
2. MR. LUCAS to move, That the report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.

ORDER OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Terry,—
 - (1.) " That " in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisalment*) shall be given for the value of the lands so taken.
 - (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor."

Upon

Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word "That," with a view to insert in their place the following words, viz. :—"this House is of opinion,—

"(1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars :—

"(1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.

"(2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.

"(3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.

"(4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.

"(5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.

"(2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor."

New South Wales.

No. 25.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 6 DECEMBER, 1865.

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

Questions on Notice Paper for to-day:—

- (1.) Working of Railways and Electric Telegraphs:—Mr. Piddington asked the Colonial Treasurer, pursuant to Notice, No. 1,—Will he lay upon the Table of the House the Returns relating to the cost of construction and loss arising from the working of the Railways and Telegraphs, referred to in his Financial Statement?

Mr. Samuel answered,—I shall have much pleasure in laying the Return upon the Table as soon as the forms of the House will permit.

- (2.) Mr. Rodd, Appraiser of Runs:—Mr. Lord asked the Acting Secretary for Lands, pursuant to Notice No. 2,—Is it the case that Mr. Rodd, the Appraiser appointed by the Minister for Lands to make a valuation of Squatting Runs, did not make the declaration required by the Crown Lands Occupation Act of 1861, prior to declaring such valuations; if so, what course do the Government intend pursuing in reference to these Runs?

Mr. Cowper answered,—It is the case that Mr. Rodd did not make the declaration. The Attorney General has advised, in a similar case, that the validity of the award was not affected by the omission.

- (3.) Trial of William Johnson at Grafton (Administration of Justice):—Mr. Laycock asked the Colonial Secretary, pursuant to Notice No. 3,—What conclusion has been arrived at by the present Law Officers of the Crown, with regard to the decision given by Acting Judge Shepherd, when presiding at the trial of William Johnson, on the 31st July last, at Grafton, for cattle stealing, and since pointed out by me to the Colonial Secretary, in the *Clarence Examiner*?

Mr. Cowper answered,—I have only a few minutes since received from the Attorney General, the following Minute, which I take to be intended as an answer to the Honorable gentleman's question:—"I consider it so detrimental to the administration of justice, and so unfair to those who are responsible for it, to have questions put on isolated sentences in a Judge's charge, or detached portions of it, that I can be no party to any detailed answer to such a question as this. The proper mode to correct a Judge of an inferior Court is by application to the Supreme Court, and where that cannot be done, let it be inquired into in any way in which the whole case can be gone into, and the whole of the Judge's charge can be given and understood according to its application to the evidence before him. This obviously cannot be done in the present case in answer to a question of this kind."

Mr. Driver not asking the Question standing in his name, No. 4, it dropped.

- (4.) Messrs. Robert Douglass Graham and Piesley, Magistrates:—Mr. Martin asked the Colonial Secretary, pursuant to Notice No. 5.—

(1.) Whether the Mr. Robert Douglass Graham, whose name appears in the *Government Gazette* of the 28 November in a list of persons appointed Magistrates of the Colony, is the teacher in the Presbyterian Denominational School in the village of Picton; and if so, on whose recommendation was he so appointed?

(2.)

(2.) Whether it is the fact that His Honor the Chief Justice, some time last year, and prior to the issue of the new Commission of the Peace during the late Administration, made a distinct charge against John Piesley, whose name also appears in the same list, recommending his removal from the Commission of the Peace for misconduct as a Magistrate; and, if so, whether there is any objection to lay a copy of such charge upon the table of the House?

(1.) Mr. Cowper answered,—I find upon inquiry, which I have made to day, that Mr. Graham is Presbyterian Denominational Schoolmaster at Picton. I was not aware of that circumstance at the time when this gentleman was appointed, but in August last one of the Members in that district, Mr. Roberts, called the attention of the Government to the inconvenience and delay suffered by the Inhabitants of Picton through the deficiency of Magistrates to perform the ordinary Bench duties, and recommended the addition to the Magisterial list of Mr. William Antill. This gentleman is the brother of the only Magistrate who is in the habit of sitting constantly on the Picton Bench. I believe it was in consequence of this that Mr. Antill's name was omitted from the Commission of the Peace by the late Government. I had recommendations from more than one quarter in favour of Mr. Graham. Among others I have a certificate from the Presbyterian Clergyman, who stated:—"I have known Mr. Robert D. Graham for the period of nearly ten years. I consider him a gentleman of good education, of unblemished character, and I can with confidence say that he is a superior person." A letter also was transmitted to me from Mr. Graham, in which he describes himself as the nephew of Sir James Warren, who bequeathed to him three houses in Downshire-place and the interest of £5,000 during his life. Under these circumstances he cannot be considered as a person of no property. He came to the Colony bringing capital with him, purchased a freehold, and erected upon it a dwelling, in which he is now living. I mention these circumstances to shew that with the single exception of Mr. Graham being a Schoolmaster, there can be no objection to his being a Magistrate. I have to-day telegraphed to him to resign one of the appointments he holds.

(2.) With regard to Mr. Piesley, I may say that I had heard some rumours of the matter to which the Honorable Member refers, and I made repeated inquiries of the Civil Crown Solicitor respecting them. He, speaking from memory, told me that he had not any recollection of any thing seriously affecting Mr. Piesley's position; but this afternoon a letter has been discovered in the Colonial Secretary's Office, from the Chief Justice, addressed to my Predecessor, dated 20th June, 1864. I have not had time to read this letter carefully, but from a glance over it, I gather that, on one occasion, in the ordinary course of Justice, Mr. Piesley issued a summons instead of a warrant. I do not know that that is an irregularity of a sufficiently grave nature to justify his permanent exclusion from the Magistracy. I have no objection to lay the document upon the Table of the House.

2. Exchange of Land, Scots Church, Sydney, Legalizing Bill—65th Standing Order dispensed with:—Mr. Josephson, on behalf of the Chairman, brought up the following Report from the Standing Orders Committee:—

"The Standing Orders Committee having had under consideration the question referred to them on the 14th November, 1865, (See Votes and Proceedings, No. 13, Entry 8), in respect of a Private Bill, intituled, '*A Bill to legalize the Exchange of a portion of the allotment of the Scots Church, Sydney,*' are of opinion, that the requirements of the 65th Standing Order of the Assembly should, in the case so referred to them, be dispensed with.

" W. M. ARNOLD, *Speaker*,
" Chairman.

" *Legislative Assembly Chamber,*
" *Sydney, 6th December, 1865.*"

Ordered, on motion of Mr. Josephson, to be printed.

3. Law to Amend the Municipalities Act:—Mr. Smart presented a Petition, under Corporate Seal, from the Municipal Council of The Glebe, praying for the passing of an Amended Municipalities Act.
Petition received.
4. Pitt-street Tramway:—Mr. Parkes, *with the concurrence of the House*, moved, without notice, That the evidence taken before the Select Committee on the Pitt-street Tramway, in 1862, be referred to the Select Committee now sitting on the same subject.
Question put and passed.
5. Paper:—Mr. Samuel laid upon the Table, Return, in connexion with the Working of Railways and Electric Telegraphs. (*See Question 1 in Votes and Proceedings of this day.*)
Ordered to be printed.
6. Funds for National Education ("*Formal*" Motion):—Mr. Wilson moved, pursuant to Notice, That this House will, on Friday, the 22nd instant, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.
Question put.

The

The House divided.

Ayes, 30.*		Noes, 14.
Mr. Martin,	Mr. Egan,	Mr. Cowper,
Mr. De Salis,	Mr. Neale,	Mr. Smart,
Mr. Eagar,	Mr. Laycock,	Mr. Samuel,
Mr. Garrett,	Mr. Piddington,	Mr. Cunneen,
Mr. Macpherson,	Mr. Wilson,	Mr. Pickering,
Mr. Lloyd,	Mr. Forster,	Mr. Stimpson,
Mr. Parkes,	Mr. Farnell,	Mr. Lec,
Mr. Macleay,	Mr. Burns,	Mr. Donnelly,
Mr. Roberts,	Mr. Isaacs,	Mr. Hurley,
Mr. Lord,	Mr. Landale,	Mr. Burdekin,
Mr. Tighe,	Mr. Tunks,	Mr. Joseph,
Mr. Buchanan,		Mr. Josephson,
Mr. Alexander,	<i>Tellers.</i>	
Mr. Graham,	Mr. Terry,	<i>Tellers.</i>
Mr. Wisdom,	Mr. Morrice,	Mr. Rodd,
Mr. White,		Mr. Hart.

* Sic in Tellers' Lists.

7. Law to Amend the Municipalities Act ("Formal" Motions):—
 (1.) Mr. Terry moved, pursuant to Notice, That the Petition presented by him on the 5th December from the Municipality of Mudgee, be printed.
 Question put and passed.
 Ordered to be printed.
 (2.) Mr. Laycock moved, pursuant to Notice, That the Petition presented by him on the 5th December from the Municipal Council of Grafton, be printed.
 Question put and passed.
 Ordered to be printed.
8. Proposed Tariff ("Formal" Motion):—Mr. Eagar moved, pursuant to Notice, That the Petition presented by him on the 5th December, from the Licensed Victuallers Association, be printed.
 Question put and passed.
 Ordered to be printed.
9. Law to Amend the Municipalities Act ("Formal" Motion):—Mr. Oatley, on behalf of Mr. Kemp, moved, pursuant to Notice, That the Petition presented by Mr. Kemp on the 5th December, from the Municipality of Waverley, be printed.
 Question put and passed.
 Ordered to be printed.
10. Removal of Obstructions, Murrumbidgee River ("Formal" Motion):—Mr. Macleay moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866 a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
 Question put and passed.
11. Proposed Tariff and License Duty:—Mr. Eagar presented a Petition from William Bland, as Chairman of a Public Meeting held in Sydney, and R. Dransfield, against the proposed Tariff and License Duty.
 And the same having been read at length by the Clerk by direction of the Speaker,—
 Petition received.
12. Postponements:—
 (1.) The Order of the Day for the resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Crown Land Dedication Amending Bill be now read a second time," postponed, on motion of Mr. Cowper, until this day fortnight.
 (2.) The Order of the Day for the second reading of the Gunpowder Law Consolidation Bill postponed, on motion of Mr. Samuel, until to-morrow week.
 (3.) The Order of the Day for the second reading of the Prison Discipline Bill postponed, on motion of Mr. Cowper, until this day week.
13. Ways and Means:—On the Order of the Day for the resumption of the Committee of Ways and Means being read, Mr. Samuel moved, "That" the Speaker do now leave the Chair.
 And Mr. Parkes proceeding to offer the *Contingent* Amendment standing in his name on the Notice Paper,—Mr. Forster submitted to the Speaker the question whether the proposed amendment were admissible, as apparently alluding to matter not yet reported to the House from the Committee of Ways and Means. The Speaker said that it was not clear, to him that the Amendment referred to matter not reported. The usual statement of Ways and Means had been laid upon the Table; and, if the amendment referred to this or any other document or information regularly before the House, it could not be objected to;—but if, in the course of the Debate, reference were made to any resolutions before the Committee not yet reported, such reference would be irregular.
 Mr. Parkes then moved, pursuant to Notice as aforesaid, That the question be amended by omitting all the words after the word "That," with a view to inserting in their place the words, "this House, fully sensible of the present painful position of affairs, regrets that more satisfactory steps have not been taken to meet the public difficulties, and earnestly desires to consider and mature measures of permanent relief.

"(2.)

"(2.) That, nevertheless this House declines to accept the new proposals of Taxation submitted by the Colonial Treasurer, which do not embody sound and equitable principles, and are not calculated to promote the public welfare.

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

Debate ensued.

Motion made by Mr. Rodd, and Question,—That this Debate be now adjourned until to-morrow,—put and passed.

14. Cattle Disease Bill :—On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider of the propriety of introducing this Bill.

The Chairman reported that the Committee had come to a Resolution.

Ordered, That the said Resolution be received to-morrow.

15. Postponements :—The Orders of the Day for the resumption of the Committee of Supply, and the further consideration in Committee of the Municipalities Law Amendment Bill postponed, on motion of Mr. Cowper, until to-morrow.

16. Claims against Government Bill :—The Chairman reported from a Committee of the Whole a Resolution, which was read a first time, as follows :—

Resolved,—That it is desirable to introduce the following clause as the 7th clause of the "Claims against Government Bill":—

"7. The Colonial Treasurer shall pay all damages or costs adjudged against any such nominal defendant or against the Crown or Attorney General under this Act out of any moneys in his hands for the time being legally applicable thereto or which may hereafter be voted by Parliament for that purpose and in the event of such payment not being duly made within sixty days after demand execution may be had for the amount and the same be levied upon any property vested in Her Majesty."

Resolution then, on motion of Mr. Forster, read a second time, and agreed to.

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

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, DECEMBER 7.

Question :—

1. MR. BURNS to ask THE COLONIAL SECRETARY.—If the Government intend to re-introduce the Roads other than Main Roads Bill, which lapsed towards the close of last Session; and, if so, when?

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.
2. Reformatory and Industrial Schools Bill; Debate on the Motion of Mr. Cowper, "That this Bill be now read a second time."
3. Ways and Means; resumption of the adjourned Debate, on the motion of Mr. Samuel, "That" the Speaker do now leave the Chair,"—upon which Mr. Parkes had moved by way of amendment, the omission of all the words after the word "That," with a view to inserting in their place the following words, viz :—
"this House, fully sensible of the present painful position of affairs, regrets that more satisfactory steps have not been taken to meet the public difficulties, and earnestly desires to consider and mature measures of permanent relief.
"(2.) That, nevertheless, this House declines to accept the new proposals of Taxation submitted by the Colonial Treasurer, which do not embody sound and equitable principles, and are not calculated to promote the public welfare.
"(3.) That the foregoing Resolutions be communicated by Address to His Excellency the Governor."
4. Cattle Disease Bill; reception of Resolution from Committee of the Whole.
5. Supply; resumption of the Committee.
6. Municipalities Law Amendment Bill; to be further considered in Committee.

OTHER

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. JOSEPHSON to move, That the Report from the Standing Orders Committee in reference to the propriety of dispensing with the 65th Standing Order in the matter of a private Bill brought in by Dr. Lang, intituled, "*A Bill to legalize the exchange of a portion of the allotment of the Scots' Church, Sydney,*" be now adopted by this House.
2. MR. SMART to move, That the Petition presented by him, on the 6th December, from the Municipality of the Glebe, be printed.
3. MR. MACPHERSON to move, That this House will, on Friday, the 22nd instant, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
4. MR. EAGAR to move, That the Petition presented by him, on the 6th December, from William Bland, as Chairman of a public meeting held in Sydney, and R. Dransfield, be printed.

FRIDAY, DECEMBER 8.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Coal Fields Regulation Act Amendment Bill; second reading.
2. Removal of Restrictions upon Distillation Bill; second reading.
3. Game Protection Bill; second reading.
4. Small Debts Recovery Amendment Bill; to be further considered in Committee.
5. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.
6. Claims against Government Bill; to be further considered in Committee.
7. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.

NOTICES OF MOTION:—

1. MR. SUTHERLAND to move, That the Petition presented by him on the 28th of November, from the Municipal Council, Redfern, be printed.
2. MR. SUTHERLAND to move, That the Petition presented by him on the 24th of November, from the Municipal Council, Paddington, be printed.

TUESDAY, DECEMBER 12.

OTHER BUSINESS—NOTICES OF MOTION.

1. MR. FORSTER to move,—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
2. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000 for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
4. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 8s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
5. MR. MARTIN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.

6. Mr. PARKES to move,—
 (1.) That the postal charge on Newspapers in this Colony is an impolitic means of raising revenue, opposed to the public interest, and ought not to be continued.
 (2.) That the foregoing Resolution be communicated to the Executive Government by Address to His Excellency the Governor.
7. Mr. BUCHANAN to move, That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.
8. Mr. HART to move for leave to introduce a Bill to abolish the division of the profession of the law in New South Wales.
9. Dr. LANG to move for leave to bring in a Bill to limit the duration of Parliament to three years.
10. Mr. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000 for the survey of a line of Railway from Piper's Flats to Mudgee.
11. Mr. TERRY to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize.
12. Mr. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
13. Mr. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.
14. Mr. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.
15. Mr. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions in the case of Walmsley against Norrie, tried before the Wollombi Police Court in September or October last.

WEDNESDAY, DECEMBER 13.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. Mr. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
2. Mr. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

ORDER OF THE DAY:—

1. Prison Discipline Bill; second reading.

THURSDAY, DECEMBER 14.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Gunpowder Law Consolidation Bill; second reading.

FRIDAY, DECEMBER 15.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Brands Registration Bill; second reading.

NOTICE OF MOTION:—

1. Mr. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burrogorang.

TUESDAY,

TUESDAY, DECEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions:—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
2. MR. LUCAS to move, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that road, should be expended forthwith.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.

ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."

WEDNESDAY, DECEMBER 20.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."

FRIDAY,

FRIDAY, DECEMBER 22.

OTHER BUSINESS—ORDER OF THE DAY:—

1. National Schools; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.

TUESDAY, JANUARY 2, 1866.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
2. MR. LUCAS to move, That the report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.

ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Terry,—
 - (1.) "That' in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisement*) shall be given for the value of the lands so taken.
 - (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor."

Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word 'That,' with a view to insert in their place the following words, viz. :—"this House is of opinion,—

"(1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars:—

"(1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.

"(2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.

"(3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.

"(4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.

"(5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.

"(2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor."

New South Wales.

No. 26.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 7 DECEMBER, 1865.

1. The House met pursuant to adjournment ; the Speaker took the Chair.
Advances to Agents intrusted with Goods Bill :—The Speaker reported the following Message (received yesterday) from the Legislative Council :—
MR. SPEAKER,
The Legislative Council having this day passed a Bill, intituled, "*An Act to amend the Law relating to Advances bonâ fide made to Agents intrusted with Goods,*" presents the same to the Legislative Assembly for its concurrence.
Legislative Council Chamber, T. A. MURRAY,
Sydney, 6th December, 1865. President.
Bill, on motion of Mr. Samuel, read a first time.
Ordered to be printed, and read a second time on Friday week.
2. Question on Notice Paper for to-day :—
Roads other than Main Roads Bill of last Session :—Mr. Burns asked the Colonial Secretary, pursuant to Notice,—If the Government intend to re-introduce the Roads other than Main Roads Bill, which lapsed towards the close of last Session ; and, if so, when ?
Mr. Cowper answered,—It is the intention of the Government to take up this question during the present Session.
3. Paper :—Mr. Samuel laid upon the Table, Return to Address, in reference to "Temporary Mail Service—Deniliquin and Moama," adopted by this House, on motion of Mr. Eagar, on 21st November, 1865.
4. Exchange of Land, Scots' Church, Sydney, Legalizing Bill—65th Standing Order Dispensed with ("*Formal*" Motion) :—Mr. Josephson moved, pursuant to Notice, That the Report from the Standing Orders Committee in reference to the propriety of dispensing with the 65th Standing Order in the matter of a private Bill brought in by Dr. Lang, intituled, "*A Bill to legalize the Exchange of a portion of the allotment of the Scots' Church, Sydney,*" be now adopted by this House.
Question put and passed.
5. Law to Amend the Municipalities Act—("*Formal*" Motion) :—Mr. Smart moved, pursuant to Notice, That the Petition presented by him, on the 6th December, from the Municipality of the Glebe, be printed.
Question put and passed.
Ordered to be printed.
6. Funds for Denominational Education ("*Formal*" Motion) :—Mr. Macpherson moved, pursuant to Notice, That this House will, on Friday, the 22nd instant, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools ; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
Question put.

The

The House divided.

Ayes, 25.

Mr. Cowper,	Mr. Donnelly,
Mr. Samuel,	Mr. Cummings,
Mr. Smart,	Mr. Egan,
Mr. Cunneen,	Mr. Garrett,
Mr. Rodd,	Mr. Graham,
Mr. Stimpson,	Mr. Wilson,
Mr. Morrice,	Mr. Macleay,
Mr. Macpherson,	Mr. Alexander,
Mr. Eagar,	Mr. Josephson,
Mr. Piddington,	
Mr. Tighe,	<i>Tellers.</i>
Mr. Forster,	Mr. Neale,
Mr. Parkes,	Mr. Wisdom.
Mr. Lloyd,	

Noes, 3.

Mr. Burns,
Tellers.
Mr. Lee,
Mr. Hannell.

7. Proposed Tariff and License Duty (*"Formal" Motion*): Mr. Eagar moved, pursuant to Notice, That the Petition presented by him, on the 6th December, from William Bland, as Chairman of a public meeting held in Sydney, and R. Dransfield, be printed.
Question put and passed.
Ordered to be printed.
8. Postponements:—
(1.) The Order of the Day for the Consideration in Committee of the propriety of introducing a Volunteer Bill postponed, on motion of Mr. Cowper, until this day fortnight.
(2.) The Order of the Day for Debate on the motion of Mr. Cowper, "That the Reformatory and Industrial Schools Bill be now read a second time," postponed, on motion of Mr. Cowper, until this day week.
9. Ways and Means:—The adjourned Debate on the motion of Mr. Samuel, "That" the Speaker do now leave the Chair",—upon which Mr. Parkes had moved by way of Amendment the omission of all the words after the word "That," with a view to inserting in their place the following words, viz.:—"this House, fully sensible of the present painful position of affairs, regrets that more satisfactory steps have not been taken to meet the public difficulties, and earnestly desires to consider and mature measures of permanent relief."
(2.) That, nevertheless this House declines to accept the new proposals of Taxation submitted by the Colonial Treasurer, which do not embody sound and equitable principles, and are not calculated to promote the public welfare.
(3.) That the foregoing Resolutions be communicated by Address to His "Excellency the Governor",—
Resumed and continued.
Motion made by Mr. Garrett, and Question,—That this Debate be now adjourned until to-morrow,—put and negatived.
Debate on Main Question resumed and continued.
Question proposed, on motion of Mr. Robertson, "That this Debate be now adjourned until to-morrow," and *amended*, on motion of Mr. Wisdom (after Debate), by the addition of the words "then to take precedence of all other Business."
Whereupon Question put,—"That this Debate be now adjourned until to-morrow, then to take precedence of all other Business."
The House divided.

Ayes, 42.

Mr. Cowper,	Mr. Isaacs,
Mr. Samuel,	Mr. Cooper,
Mr. Cunneen,	Mr. Pemell,
Mr. Kemp,	Mr. Rodd,
Mr. Neale,	Mr. Alexander,
Mr. Hurley,	Mr. Landale,
Mr. Cummings,	Mr. Sutherland,
Mr. Morrice,	Mr. Stimpson,
Mr. Donnelly,	Mr. Terry,
Mr. Eagar,	Mr. Farnell,
Mr. Garrett,	Mr. Wisdom,
Mr. De Salis,	Mr. Tunks,
Mr. Egan,	Mr. Piddington,
Mr. Macleay,	Mr. Burns,
Mr. Graham,	Dr. Lang,
Mr. Parkes,	Mr. Joseph,
Mr. Macpherson,	Mr. Robertson,
Mr. Lloyd,	Mr. Smart,
Mr. White,	<i>Tellers.</i>
Mr. Gordon,	
Mr. Forlonge,	Mr. Caldwell,
Mr. Martin,	Mr. Burdekin.

Noes, 7.

Mr. Wilson,
Mr. Forster,
Mr. Hannell,
Mr. Dignam,
Mr. Buchanan,
Tellers.
Mr. Lee,
Mr. Driver.

10. Cattle Disease Bill:—The Chairman of Committees reported from the Committee of the Whole, a Resolution, which was read a first time, as follows:—
Resolved, That it is desirable to introduce a Bill for regulating the Importation and Exportation of Horned Cattle, and for preventing the introduction or propagation of infectious or contagious diseases among Cattle.
Resolution then, on motion of Mr. Cowper, read a second time, and agreed to.

11. Postponements :—

(1.) The Order of the Day for the resumption of the Committee of Supply postponed, on motion of Mr. Cowper, until to-morrow.

(2.) The Order of the Day for the further consideration in Committee of the Municipalities Law Amendment Bill postponed, on motion of Mr. Cowper, until Wednesday next.

12. Smoke Nuisance Abatement Bill :—The Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled, "*An Act to abate the Nuisance arising from the Smoke of Furnaces*," presents the same to the Legislative Assembly for its concurrence.

*Legislative Council Chamber,
Sydney, 7th December, 1865.*

T. A. MURRAY,
President.

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

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

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

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, DECEMBER 8.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Ways and Means ; resumption of the adjourned Debate, on the motion of Mr. Samuel, "That" the Speaker do now leave the Chair,"—upon which Mr. Parkes had moved by way of amendment, the omission of all the words after the word "That," with a view to inserting in their place the following words, viz. :—
"this House, fully sensible of the present painful position of affairs, regrets that
"more satisfactory steps have not been taken to meet the public difficulties, and
"earnestly desires to consider and mature measures of permanent relief.
"(2.) That, nevertheless, this House declines to accept the new proposals of Taxation
"submitted by the Colonial Treasurer, which do not embody sound and equitable
"principles, and are not calculated to promote the public welfare.
"(3.) That the foregoing Resolutions be communicated by Address to His Excellency
"the Governor."

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Coal Fields Regulation Act Amendment Bill ; second reading.
2. Removal of Restrictions upon Distillation Bill ; second reading.
3. Game Protection Bill ; second reading.
4. Small Debts Recovery Amendment Bill ; to be further considered in Committee.
5. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.
6. Claims against Government Bill ; to be further considered in Committee.
7. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.

NOTICES OF MOTION :—

1. MR. SUTHERLAND to move, That the Petition presented by him on the 28th of November, from the Municipal Council, Redfern, be printed.
2. MR. SUTHERLAND to move, That the Petition presented by him on the 24th of November, from the Municipal Council, Paddington, be printed.

GOVERNMENT

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to continue for a limited period, and amend the Scab in Sheep Act of 1864.

ORDER OF THE DAY:—

1. Supply; resumption of the Committee.

TUESDAY, DECEMBER 12.

Questions:—

1. MR. BURNS to ask THE ACTING MINISTER FOR LANDS,—If the Government intend to make good the approaches to Cessnock Bridge, which will not be available for traffic until they are completed?
2. MR. BURNS to ask THE ACTING MINISTER FOR LANDS,—When it is probable the Road from Lochinvar *via* Windermere and Luskintyre, will be proclaimed and opened for use?

OTHER BUSINESS—NOTICES OF MOTION.

1. MR. FORSTER to move,—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
2. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000 for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
4. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
5. MR. MARTIN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
6. MR. PARKES to move,—
 - (1.) That the postal charge on Newspapers in this Colony is an impolitic means of raising revenue, opposed to the public interest, and ought not to be continued.
 - (2.) That the foregoing Resolution be communicated to the Executive Government by Address to His Excellency the Governor.
7. MR. BUCHANAN to move, That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.
8. MR. HART to move for leave to introduce a Bill to abolish the division of the profession of the law in New South Wales.
9. DR. LANG to move for leave to bring in a Bill to limit the duration of Parliament to three years.
10. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000 for the survey of a line of Railway from Piper's Flats to Mudgee.
11. MR. TERRY to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize.
12. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
13. MR. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.

14. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.
15. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions in the case of Walmsley against Norric, tried before the Wollombi Police Court in September or October last.

WEDNESDAY, DECEMBER 13.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
2. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

ORDERS OF THE DAY:—

1. Prison Discipline Bill; second reading.
2. Municipalities Law Amendment Bill; to be further considered in Committee.

THURSDAY, DECEMBER 14.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Gunpowder Law Consolidation Bill; second reading.
2. Reformatory and Industrial Schools Bill; Debate on the Motion of Mr. Cowper, "That this Bill be now read a second time."

FRIDAY, DECEMBER 15.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Brands Registration Bill; second reading.
2. Advances to Agents intrusted with Goods Bill; second reading.

NOTICE OF MOTION:—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.

TUESDAY, DECEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions:—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
2. MR. LUCAS to move, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that road, should be expended forthwith.

3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
- (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.

ORDER OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."

WEDNESDAY, DECEMBER 20.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."

THURSDAY, DECEMBER 21.

GOVERNMENT BUSINESS—ORDER OF THE DAY.

1. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, DECEMBER 22.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Funds for National Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.
2. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
3. Smoke Nuisance Abatement Bill; second reading.

TUESDAY,

TUESDAY, JANUARY 2, 1866.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales ; that a large and immediate extension of Railways should be effected ; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
2. MR. LUCAS to move, That the report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.

ORDER OF THE DAY :—

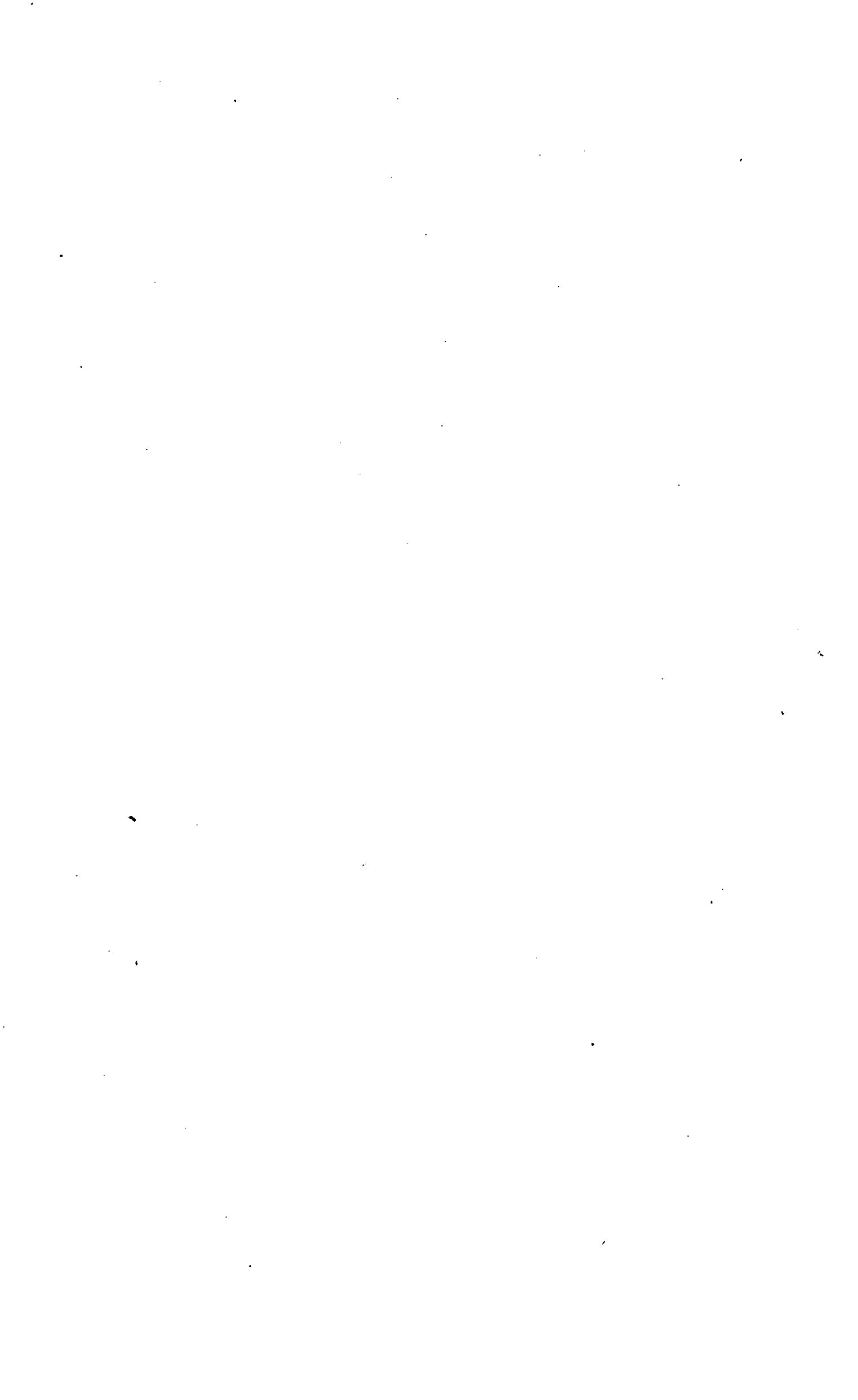
1. Resumption of the adjourned Debate on the motion of Mr. Terry :—
 - (1.) “ That’ in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisalment*) shall be given for the value of the lands so taken.
 - (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor.”

Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word ‘ That,’ with a view to insert in their place the following words, viz. :—“ this House is of opinion,—

“ (1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars :—

 - “ (1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.
 - “ (2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.
 - “ (3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.
 - “ (4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.
 - “ (5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.

“ (2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor.”



New South Wales.

No. 27.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 8 DECEMBER, 1865.

1. The House met pursuant to adjournment; the Speaker took the Chair.
Law to Amend the Municipalities Act:—Mr. Morrice presented a Petition, under Corporate Seal, from the Municipal Council of Albury, praying for the passing of an Amended Municipalities Act.
Petition received.
 2. Member of Legislative Council as Witness:—Mr. Parkes, *with the concurrence of the House*, moved, without notice, That the following Message be carried to the Legislative Council:—
MR. PRESIDENT,
The Legislative Assembly having appointed a Select Committee “to consider and report upon the experiment of the Tramway along Pitt-street, and the expediency of continuing or removing the same,” and that Committee being desirous to examine the Honorable Alexander Campbell, Member of the Legislative Council, in reference thereto, requests that the Legislative Council will give leave to its said Member to attend and be examined by the said Committee, on such day and days as shall be arranged between him and the said Committee.
Legislative Assembly Chamber,
Sydney, 8th December, 1865. Speaker.
- Question put and passed.
3. Paper:—Mr. Cowper (*with reference to Question (4) in Votes and Proceedings No. 25 of the present Session*) laid upon the Table, Letter from His Honor the Chief Justice, dated 20th June, 1864, in reference to proceedings taken by Mr. Piesley, Magistrate, of Orange, *in re Favell and Flatau*.
Ordered to be printed.
 4. Scab in Sheep Act Continuation and Amendment Bill (“*Formal*” *Motion*):—Mr. Cowper moved, pursuant to Notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of the propriety of introducing a Bill to continue for a limited period and amend the Scab in Sheep Act of 1863.
Question put and passed.
 5. Cattle Disease Bill:—Mr. Cowper having presented this Bill, Bill, intituled, “*A Bill for regulating the Importation and Exportation of Horned Cattle and for preventing the introduction or propagation of infectious or contagious diseases among Cattle,*” read a first time.
Ordered to be printed, and read a second time on Tuesday next.
 6. Ways and Means:—The adjourned Debate on the motion of Mr. Samuel, “That” the Speaker do now leave the Chair”,—upon which Mr. Parkes had moved by way of Amendment the omission of all the words after the word “That,” with a view to inserting in their place the following words, *viz.*:—“this House, fully sensible of the present painful position of affairs, regrets that more satisfactory steps have not been taken to meet the public difficulties, and earnestly desires to consider and mature measures of permanent relief.
“(2.) That, nevertheless this House declines to accept the new proposals of Taxation submitted by the Colonial Treasurer, which do not embody sound and equitable principles, and are not calculated to promote the public welfare.”
- “(3.)

"(3.) That the foregoing Resolutions be communicated by Address to His Excellency the Governor";—

Resumed and continued.

Debate adjourned, on motion of Mr. Wilson, until Tuesday next, *then to take precedence of all other business.*

The House adjourned, on motion of Mr. Samuel, at five minutes before Ten o'clock, until Tuesday next, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, DECEMBER 12.

Questions :—

1. MR. BURNS *to ask* THE ACTING MINISTER FOR LANDS,—If the Government intend to make good the approaches to Cessnock Bridge, which will not be available for traffic until they are completed?
2. MR. BURNS *to ask* THE ACTING MINISTER FOR LANDS,—When it is probable the Road from Lochinvar *via* Windermere and Luskintyre, will be proclaimed and opened for use?
3. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—When he will lay on the Table of this House, the Papers in the case of Levey and Shoveller which were admitted not to have accompanied the Return moved for and already laid upon the Table of this House?

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Ways and Means; resumption of the adjourned Debate, on the motion of Mr. Samuel, "That" the Speaker do now leave the Chair,"—upon which Mr. Parkes had moved by way of amendment, the omission of all the words after the word "That," with a view to inserting in their place the following words, *viz.*:—
"this House, fully sensible of the present painful position of affairs, regrets that more satisfactory steps have not been taken to meet the public difficulties, and earnestly desires to consider and mature measures of permanent relief.
"(2.) That, nevertheless, this House declines to accept the new proposals of Taxation submitted by the Colonial Treasurer, which do not embody sound and equitable principles, and are not calculated to promote the public welfare.
"(3.) That the foregoing Resolutions be communicated by Address to His Excellency the Governor."

OTHER BUSINESS—NOTICES OF MOTION.

1. MR. FORSTER *to move*,—
(1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
(2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
2. MR. REDD *to move*, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
3. MR. FORSTER *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000 for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
4. MR. GARRETT *to move*, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
5. MR. MARTIN *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.

6. MR. PARKES to move,—
 (1.) That the postal charge on Newspapers in this Colony is an impolitic means of raising revenue, opposed to the public interest, and ought not to be continued.
 (2.) That the foregoing Resolution be communicated to the Executive Government by Address to His Excellency the Governor.
7. MR. BUCHANAN to move, That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.
8. MR. HART to move for leave to introduce a Bill to abolish the division of the profession of the law in New South Wales.
9. DR. LANG to move for leave to bring in a Bill to limit the duration of Parliament to three years.
10. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000 for the survey of a line of Railway from Piper's Flats to Mudgee.
11. MR. TERRY to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize.
12. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
13. MR. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.
14. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.
15. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions in the case of Walmsley against Norrie, tried before the Wollombi Police Court in September or October last.
16. MR. MORRICE to move, That the Petition presented by him on the 8th December, from the Municipal Council of Albury, be printed.
17. MR. SUTHERLAND to move, That the Petition presented by him on the 28th of November, from the Municipal Council, Redfern, be printed.
18. MR. SUTHERLAND to move, That the Petition presented by him on the 24th of November, from the Municipal Council, Paddington, be printed.

ORDERS OF THE DAY:—

1. Coal Fields Regulation Act Amendment Bill; second reading.
2. Removal of Restrictions upon Distillation Bill; second reading.
3. Game Protection Bill; second reading.
4. Small Debts Recovery Amendment Bill; to be further considered in Committee.
5. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.
6. Claims against Government Bill; to be further considered in Committee.
7. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Scab in Sheep Act Continuation and Amendment Bill; consideration in Committee of the propriety of introducing this Bill.
2. Cattle Disease Bill; second reading.
3. Supply; resumption of the Committee.

WEDNESDAY, DECEMBER 13.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
2. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

ORDERS OF THE DAY:—

1. Prison Discipline Bill; second reading.
2. Municipalities Law Amendment Bill; to be further considered in Committee.

THURSDAY,

THURSDAY, DECEMBER 14.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Gunpowder Law Consolidation Bill; second reading.
2. Reformatory and Industrial Schools Bill; Debate on the Motion of Mr. Cowper, "That this Bill be now read a second time."

FRIDAY, DECEMBER 15.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Brands Registration Bill; second reading.
2. Advances to Agents intrusted with Goods Bill; second reading.

NOTICE OF MOTION:—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.

TUESDAY, DECEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions:—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
2. MR. LUCAS to move, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that road, should be expended forthwith.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.)

(9.) That no person should be permitted to vote at any election without such certificate.

(10.) That provision should be made to prevent the use of any such certificate more than once at the same election.

(2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.

ORDER OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."

WEDNESDAY, DECEMBER 20.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."

THURSDAY, DECEMBER 21.

GOVERNMENT BUSINESS—ORDER OF THE DAY.

1. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, DECEMBER 22.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Funds for National Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.
2. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
3. Smoke Nuisance Abatement Bill; second reading.

TUESDAY, JANUARY 2, 1866.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
2. MR. LUCAS to move, That the report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.

ORDER OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Terry,—
 - (1.) "That in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisalment*) shall be given for the value of the lands so taken.
 - (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor."

Upon

Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word 'That,' with a view to insert in their place the following words, viz. :—"this House is of opinion,—

"(1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars :—

"(1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.

"(2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.

"(3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.

"(4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.

"(5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.

"(2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor."

New South Wales.

No. 28.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 12 DECEMBER, 1865.

1. The House met pursuant to adjournment; the Speaker took the Chair.
Questions on Notice Paper for to-day:—
 - (1.) Cessnock Bridge:—Mr. Burns asked the Acting Minister for Lands, pursuant to Notice No. 1,—If the Government intend to make good the approaches to Cessnock Bridge, which will not be available for traffic until they are completed? *Mr. Cowper* answered,—I find that a sum of £50 was authorized on the 20th of October last, and placed in the hands of Trustees for expenditure.
 - (2.) Road from Lochinvar *via* Windermere and Luskintyre:—Mr. Burns asked the Acting Secretary for Lands, pursuant to Notice No. 2,—When it is probable the Road from Lochinvar *via* Windermere and Luskintyre, will be proclaimed and opened for use? *Mr. Cowper* answered,—This Road cannot be opened for traffic until it is fenced, and this cannot be done until the next year, as the vote for the present year for this service has been exhausted.
 - (3.) Prisoners Levey and Shoveller (Administration of Justice):—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 3,—When he will lay on the Table of this House, the Papers in the case of Levey and Shoveller which were admitted not to have accompanied the Return moved for and already laid upon the Table of this House? *Mr. Cowper* answered,—I find that the Return laid upon the Table of this House upon a former occasion was not strictly correct. It was a mistake to state that petitions 1, 2, and 3 were repeated on 13th April. It should have been, that on the 13th April a petition was received, signed by Mrs. Lawrence, precisely similar to the one already mentioned, accompanied by copies of the petitions from the Merchants and Inhabitants of Sydney, and residents in the Town and District of Grafton. The only additional information which could be given to the House would be the signatures attached to the petition enclosed in No. 1, which, by some omission, were not given, the only names printed being Rev. Alexander B. Davis, Hyde Park House, Clergyman, and Rev. S. Phillips, Palmer-street, Clergyman. Besides these there were 158 other signatures, and I am sure their publication would not injure the case, as, amongst other highly respectable names, were those of eleven Aldermen of the City of Sydney.
2. Law to Amend the Municipalities Act:—Mr. Parkes presented a Petition, under Corporate Seal, from the Municipal Council of Shellharbour, praying for the passing of an Amended Municipalities Act.
Petition received.
3. St. Paul's College—Municipalities Law Amendment Bill:—Mr. Cowper presented a Petition, under Corporate Seal, from the Warden and Fellows of St. Paul's College, within the University of Sydney, representing that the said College is liable to Assessment for Municipal Rates, for the payment of which it has no revenues applicable; and praying that a provision may be inserted in the Municipalities Law Amendment Bill exempting the said College and all similar Educational Establishments from liability to be rated thereunder.
Petition received.

4. Timothy Dundas Rusk:—Dr. Lang presented a Petition from certain Citizens of Sydney and suburbs,—referring to a petition presented to the Legislative Assembly during the last Session, from Timothy Dundas Rusk, praying that a Select Committee might be appointed for the purpose of inquiring into any claim he might have, arising out of certain suggestions made by him to the Government in regard to Gold and the Gold Fields,—and praying that the Select Committee so sought by the said Timothy Dundas Rusk, last Session, may be now granted.
Petition received.
5. Clarence and New England Steam Navigation Company's Bill:—Mr. Driver, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and Report this Bill was referred on 14th November last.
Ordered to be printed.
Whereupon, Mr. Driver moved, That the second reading of this Bill stand an Order of the Day for Friday next.
Question put and passed.
6. Proposed Tariff and License Duty:—Mr. Martin presented a Petition from R. Dransfield, as Chairman of a Public Meeting held in Sydney, against the proposed Tariff and License Duty.
Petition received.
7. Motion for Adjournment:—Mr. Martin moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
8. Removal of Obstructions, Rivers Manning and Macleay (*"Formal" Motion*):—Mr. Forster moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000 for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
Question put and passed.
9. Triennial Parliament Bill (*"Formal" Motion*):—Dr. Lang moved, pursuant to Notice, for leave to bring in a Bill to limit the duration of Parliament to three years.
Question put and passed.
10. Law to Amend the Municipalities Act (*"Formal" Motion*):—Mr. Morrice moved, pursuant to Notice, That the Petition presented by him on the 8th December, from the Municipal Council of Albury, be printed.
Question put and passed.
Ordered to be printed.
11. Ways and Means:—The adjourned Debate on the motion of Mr. Samuel, "That" the Speaker do now leave the Chair",—upon which Mr. Parkes had moved by way of Amendment the omission of all the words after the word "That," with a view to inserting in their place the following words, viz.:—"this House, fully sensible of the present painful position of affairs, regrets that more satisfactory steps have not been taken to meet the public difficulties, and earnestly desires to consider and mature measures of permanent relief.
"(2.) That, nevertheless this House declines to accept the new proposals of Taxation submitted by the Colonial Treasurer, which do not embody sound and equitable principles, and are not calculated to promote the public welfare.
"(3.) That the foregoing Resolutions be communicated by Address to His Excellency the Governor",—
Resumed and continued.
Debate adjourned, on motion of Mr. Donnelly, until to-morrow.
The House adjourned, on motion of Mr. Cowper, at half-past Eleven o'clock, until To-morrow at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

WEDNESDAY, DECEMBER 13.

Questions :—

1. MR. FORSTER to ask THE ACTING SECRETARY FOR LANDS,—
 - (1.) Is it true that Mr. David Bell, Public Appraiser of Runs in and for the Lachlan District, carried on and completed his appraisement of Runs for that District without giving the parties concerned the notice necessary by law?
 - (2.) If so, will the Government give or take any notice of Mr. Bell's conduct?
 - (3.) Have any complaints been made to the Government on the subject?
 - (4.) What steps have the Government taken, or do they intend taking, with reference to such complaints?
2. MR. FORSTER to ask THE ACTING SECRETARY FOR LANDS,—Is it the intention of the Government to take any steps for repairing the Public Wharf at Kempsey, or to prevent the public property in connection therewith from being destroyed?
3. MR. WHITE to ask THE SECRETARY FOR PUBLIC WORKS,—When will the Report from the Engineer of Roads, relating to the non-expenditure of the money voted for certain Northern Roads, be laid on the Table of the House?
4. MR. RODD to ask THE COLONIAL SECRETARY,—When the papers relative to the Escape of the Prisoner Thomas Clarke from the Braidwood Gaol, ordered by this House on the 17th November last, will be laid on the Table?
5. MR. RYAN to ask THE SECRETARY FOR PUBLIC WORKS,—If he intends to give effect to the Resolution passed by the Legislative Assembly on the 4th of September, 1868, that Members of Parliament be entitled to travel by Railway free of charge?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
2. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

ORDERS OF THE DAY :—

1. Prison Discipline Bill; second reading.
2. Municipalities Law Amendment Bill; to be further considered in Committee.
3. Ways and Means; resumption of the adjourned Debate, on the motion of Mr. Samuel, "That" the Speaker do now leave the Chair,"—upon which Mr. Parkes had moved by way of amendment, the omission of all the words after the word "That," with a view to inserting in their place the following words, viz. :—
 "this House, fully sensible of the present painful position of affairs, regrets that more satisfactory steps have not been taken to meet the public difficulties, and earnestly desires to consider and mature measures of permanent relief.
 "(2.) That, nevertheless, this House declines to accept the new proposals of Taxation submitted by the Colonial Treasurer, which do not embody sound and equitable principles, and are not calculated to promote the public welfare.
 "(3.) That the foregoing Resolutions be communicated by Address to His Excellency the Governor."
4. Scab in Sheep Act Continuation and Amendment Bill; consideration in Committee of the propriety of introducing this Bill.
5. Cattle Disease Bill; second reading.
6. Supply; resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION.

1. MR. PARKES to move, That the Petition from the Municipal Council of Shell-harbour, presented by him on the 12th December, be printed.
2. MR. COWPER to move, That the Petition from the Warden and Fellows of St. Paul's College, presented by him on the 12th December, be printed.
3. MR. FORSTER to move,—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
4. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
5. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.

6. MR. MARTIN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
7. MR. PARKES to move,—
 - (1.) That the postal charge on Newspapers in this Colony is an impolitic means of raising revenue, opposed to the public interest, and ought not to be continued.
 - (2.) That the foregoing Resolution be communicated to the Executive Government by Address to His Excellency the Governor.
8. MR. BUCHANAN to move, That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.
9. MR. HART to move for leave to introduce a Bill to abolish the division of the profession of the law in New South Wales.
10. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000 for the survey of a line of Railway from Piper's Flats to Mudgee.
11. MR. TERRY to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize.
12. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
13. MR. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.
14. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.
15. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions in the case of Walmsley against Norrie, tried before the Wollombi Police Court in September or October last.
16. MR. SUTHERLAND to move, That the Petition presented by him on the 28th of November, from the Municipal Council, Redfern, be printed.
17. MR. SUTHERLAND to move, That the Petition presented by him on the 24th of November, from the Municipal Council, Paddington, be printed.

ORDERS OF THE DAY:—

1. Coal Fields Regulation Act Amendment Bill; second reading.
2. Removal of Restrictions upon Distillation Bill; second reading.
3. Game Protection Bill; second reading.
4. Small Debts Recovery Amendment Bill; to be further considered in Committee.
5. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.
6. Claims against Government Bill; to be further considered in Committee.
7. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.

THURSDAY, DECEMBER 14.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Gunpowder Law Consolidation Bill; second reading.
2. Reformatory and Industrial Schools Bill; Debate on the Motion of Mr. Cowper, "That this Bill be now read a second time."

FRIDAY, DECEMBER 15.

Questions:—

1. MR. TIGHE to ask THE ACTING SECRETARY FOR LANDS,—Do the Government intend to grant a piece of land for a National School at Waratah, near Newcastle, in accordance with a Petition from the local patrons to the Minister for Lands, presented in February last?
2. MR. LORD to ask the ACTING MINISTER FOR LANDS,—Is it the intention of the Government to insist upon the payment of the Appraisements of the different Squatting Runs made by Mr. Rodd?

OTHER

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Brands Registration Bill ; second reading.
2. Advances to Agents intrusted with Goods Bill ; second reading.
3. Clarence and New England Steam Navigation Company's Bill ; second reading.
4. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000, for the removal of obstructions to the navigation of the Rivers Manning and Macleay.

NOTICE OF MOTION :—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burraborang.

TUESDAY, DECEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places ; to inquire into the character and approximate extent of our Mineral Resources ; the best means of developing the same ; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands ; to inquire generally into the present condition and prospects of the mining interests of New South Wales ; with power to send for persons and papers ; to take evidence ; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
2. MR. LUCAS to move, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that road, should be expended forthwith.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.

4. DR. LANG to move, That Mr. Nathaniel Lipscomb Kentish be heard at the Bar of this House, in support of his Petition, presented to the House on the 26th of October last.
5. MR. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to enquire into, and report to this House upon, the conduct of the City Coroner at the inquest held before him on the 10th day of August last, upon the body of Bridget Burke, and the report of the Coroner thereon, dated the 22nd August last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Wilson, Mr. Caldwell, Mr. Tighe, Mr. Josephson, Mr. Gordon, Mr. Mate, and the Mover.
6. MR. FORSTER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of increasing the number of Members of this House, in accordance with the 3rd Section of the Act, 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, and otherwise altering the Electoral Representation, in order to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 - (2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover.

ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."

 WEDNESDAY, DECEMBER 20.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."

 THURSDAY, DECEMBER 21.

GOVERNMENT BUSINESS—ORDER OF THE DAY.

1. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.

 FRIDAY, DECEMBER 22.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Funds for National Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.
2. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
3. Smoke Nuisance Abatement Bill; second reading.

 TUESDAY, DECEMBER 26.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of this House a Return shewing,—
 - (1.) The number of acres of Crown Land offered for sale during the years 1864, and 1865, respectively.
 - (2.) The number of acres sold in each year.
 - (3.) The average price per acre obtained for Town, Suburban, and Country Lands respectively in each year.

 TUESDAY,

TUESDAY, JANUARY 2, 1866.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
2. MR. LUCAS to move, That the report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.

ORDER OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Terry,—
 - (1.) “That’ in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisalment*) shall be given for the value of the lands so taken.
 - (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor.”

Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word ‘That,’ with a view to insert in their place the following words, viz. :—“this House is of opinion,—

“ (1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars :—

“ (1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.

“ (2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.

“ (3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.

“ (4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.

“ (5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.

“ (2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor.”



New South Wales.

No. 29.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 13 DECEMBER, 1865.

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

Questions on Notice Paper for to-day:—

- (1.) Mr. David Bell, Appraiser of Runs:—Mr. Forster asked the Acting Secretary for Lands, pursuant to Notice No. 1,—

(1.) Is it true that Mr. David Bell, Public Appraiser of Runs in and for the Lachlan District, carried on and completed his appraisal of Runs for that District without giving the parties concerned the notice necessary by law?

(2.) If so, will the Government give or take any notice of Mr. Bell's conduct?

(3.) Have any complaints been made to the Government on the subject?

(4.) What steps have the Government taken, or do they intend taking, with reference to such complaints?

Mr. Cowper answered,—A complaint has been made to the Government on this subject; but, at present, time has only permitted its being referred to Mr. Bell for his explanation. His answer has not yet been received.

- (2.) Public Wharf, Kempsey:—Mr. Forster asked the Acting Secretary for Lands, pursuant to Notice No. 2,—Is it the intention of the Government to take any steps for repairing the Public Wharf at Kempsey, or to prevent the public property in connection therewith from being destroyed?

Mr. Smart answered,—It appears to me that this question is similar to that asked by the Honorable Member on the 2nd November last, when I gave the following answer,—“There are not sufficient funds at the disposal of the Government for the re-construction of the Kempsey Wharf, and it is not their intention to place any amount on the Estimates for this purpose this year.” If this answer is not satisfactory to the Honorable Member, and he will let me know what it is he wishes to direct my attention to, I shall be happy to give him all the information in my power.

- (3.) Non-expenditure of Money voted for certain Roads:—Mr. White asked the Secretary for Public Works, pursuant to Notice, No. 3,—When will the Report from the Engineer of Roads, relating to the non-expenditure of the money voted for certain Northern Roads, be laid on the Table of the House?

Mr. Smart answered,—To-morrow.

- (4.) Escape of Prisoner, Thomas Clarke:—Mr. Rodd asked the Colonial Secretary, pursuant to Notice No. 4,—When the papers relative to the Escape of the Prisoner Thomas Clarke from the Braidwood Gaol, ordered by this House on the 17th November last, will be laid on the Table?

Mr. Cowper answered,—I hope to be able to lay them upon the Table of the House to-morrow.

Mr. Ryan not asking the Question standing in his name, No. 5, it dropped.

2. Triennial Parliament Bill:—Dr. Lang having presented this Bill, Bill, intituled, “A Bill to limit the duration of Parliament to three years,” read a first time.

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

3. Paper:—Mr. Cowper laid upon the Table, Further Correspondence respecting Queensland Debt.

Ordered to be printed.

4. Exchange of Land, Scots' Church, Sydney, Legalizing Bill:—Dr. Lang having presented this Bill, Bill, intituled, “A Bill to legalize the exchange of a portion of the allotment of the Scots' Church Sydney,” read a first time.

5.

5. Motions Withdrawn :—
 (1.) Mr. Cowper withdrew the Motion standing in his name, No. 1, on the Notice Paper of Government Business for to-day.
 (2.) Mr. Samuel withdrew the Motion standing in his name, No. 2, on the Notice Paper of Government Business for to-day.
6. Law to Amend the Municipalities Act ("Formal" Motion):—Mr. Parkes moved, pursuant to Notice, That the Petition from the Municipal Council of Shell-harbour, presented by him on the 12th December, be printed.
 Question put and passed.
 Ordered to be printed.
7. St. Paul's College—Municipalities Law Amendment Bill ("Formal" Motion):—Mr. Cowper moved, pursuant to Notice, That the Petition from the Warden and Fellows of St. Paul's College, presented by him on the 12th December, be printed.
 Question put and passed.
 Ordered to be printed.
8. Postponements :—The Orders of the Day for the second reading of the Prison Discipline Bill, and for the further consideration in Committee of the Municipalities Law Amendment Bill postponed, respectively, on motion of Mr. Cowper, until this day week.
9. Ways and Means :—The adjourned Debate on the motion of Mr. Samuel, "That" the Speaker do now leave the Chair",— upon which Mr. Parkes had moved by way of Amendment the omission of all the words after the word "That," with a view to inserting in their place the following words, viz. :—"this House, fully sensible of the present painful position of affairs, regrets that more satisfactory steps have not been taken to meet the public difficulties, and earnestly desires to consider and mature measures of permanent relief.
 (2.) That, nevertheless this House declines to accept the new proposals of Taxation submitted by the Colonial Treasurer, which do not embody sound and equitable principles, and are not calculated to promote the public welfare.
 (3.) That the foregoing Resolutions be communicated by Address to His Excellency the Governor",—
 Resumed and continued.
 Motion made by Mr. Lucas, and Question put (after Debate),—That this Debate be now adjourned until to-morrow.
 The House divided.

Ayes, 30.

Mr. Walker,	Mr. Piddington,
Mr. Sutherland,	Mr. Graham,
Mr. Farnell,	Mr. Lord,
Mr. Lloyd,	Mr. Tunks,
Mr. Roberts,	Mr. Hay,
Mr. Eagar,	Mr. White,
Mr. Terry,	Mr. Gordon,
Mr. Ryan,	Mr. Buchanan,
Mr. Parkes,	
Mr. Byrnes,	<i>Tellers.</i>
Mr. Donnelly,	Mr. Wisdom,
Mr. Laycock,	Mr. Lucas.
Mr. Cooper,	
Mr. De Salis,	
Mr. Tighe,	
Mr. Isaacs,	
Mr. Rodd,	
Mr. Wilson,	
Mr. Forster,	
Mr. Mate,	

Noes, 39.

Mr. Martin,	Mr. Morrice,
Mr. Macpherson,	Mr. Hart,
Mr. Samuel,	Mr. Campbell,
Mr. Phelps,	Mr. Dignam,
Mr. Landale,	Mr. Neale,
Mr. Forlonge,	Mr. Kemp,
Mr. Lee,	Mr. Burns,
Mr. Robertson,	Mr. Pickering,
Mr. Cummings,	Mr. Oatley,
Mr. Dodds,	Mr. Driver,
Mr. Hurley,	Mr. Eckford,
Mr. Burdekin,	Mr. Macleay,
Mr. Garrett,	Mr. Joseph,
Mr. Osborne,	Mr. Cunneen,
Mr. Josephson,	Dr. Lang,
Mr. Hannell,	Mr. Smart,
Mr. Stimpson,	Mr. Cowper,
Mr. Alexander,	<i>Tellers.</i>
Mr. Caldwell,	Mr. Egan,
Mr. Pemell,	Mr. Brown.

Motion made by Mr. Laycock, and Question put, That this House do now adjourn.
 The House divided.

Ayes, 12.

Mr. Buchanan,
Mr. Donnelly,
Mr. Laycock,
Mr. De Salis,
Mr. Tighe,
Mr. Mate,
Mr. Pemell,
Mr. Caldwell,
Mr. Lord,
Dr. Lang,
<i>Tellers.</i>
Mr. Lucas,
Mr. Wisdom.

Noes, 54.

Mr. Cowper,	Mr. Isaacs,
Mr. Smart,	Mr. Burdekin,
Mr. Samuel,	Mr. Piddington,
Mr. Brown,	Mr. Ryan,
Mr. Phelps,	Mr. Lloyd,
Mr. Landale,	Mr. Roberts,
Mr. Lee,	Mr. Morrice,
Mr. Robertson,	Mr. Terry,
Mr. Cummings,	Mr. Eagar,
Mr. Dodds,	Mr. Walker,
Mr. Hurley,	Mr. Hart,
Mr. Parkes,	Mr. Garrett,
Mr. Osborne,	Mr. Farnell,
Mr. Josephson,	Mr. Campbell,
Mr. Hannell,	Mr. Dignam,
Mr. Stimpson,	Mr. Neale,
Mr. Hay,	Mr. Kemp,
Mr. Forster,	Mr. Burns,
Mr. Byrnes,	Mr. Pickering,
Mr. Alexander,	Mr. Oatley,
Mr. Gordon,	Mr. Eckford,
Mr. Graham,	Mr. Joseph,
Mr. Rodd,	Mr. Driver,
Mr. Wilson,	Mr. Cunneen,
Mr. Caldwell,	<i>Tellers.</i>
Mr. White,	Mr. Egan,
Mr. Cooper,	Mr. Forlonge.
Mr. Sutherland,	

Motion

Motion made by Mr. Mate, and Question put, that this Debate be now adjourned until to-morrow.

The House divided.

Ayes, 45.

Mr. Cowper,	Mr. Graham,
Mr. Samuel,	Mr. Gordon,
Mr. Smart,	Mr. Farnell,
Mr. Cunneen,	Mr. Cooper,
Mr. Wisdom,	Mr. Sutherland,
Mr. Alexander,	Mr. Hannell,
Mr. Burdakin,	Mr. Ryan,
Mr. Caldwell,	Mr. Pemell,
Mr. Forster,	Mr. Neale,
Mr. Donnelly,	Mr. Terry,
Mr. Eagar,	Mr. Lord,
Mr. Kemp,	Mr. Garrett,
Mr. Laycock,	Mr. Lloyd,
Mr. Cummings,	Mr. Piddington,
Mr. Mate,	Mr. Morrice,
Mr. Parkes,	Dr. Lang,
Mr. Osborne,	Mr. Hart,
Mr. Wilson,	Mr. Josephson,
Mr. Isaacs,	Mr. Joseph,
Mr. Hay,	<i>Tellers.</i>
Mr. Stimpson,	
Mr. Dodds,	Mr. Lucas,
Mr. White,	Mr. Walker.
Mr. Rodd,	

Noes, 15.

Mr. Phelps,
Mr. Landale,
Mr. Robertson,
Mr. Egan,
Mr. Lec,
Mr. Forlonge,
Mr. Hurley,
Mr. Dignam,
Mr. Burns,
Mr. Pickering,
Mr. Oatley,
Mr. Eekferd,
Mr. Driver,
<i>Tellers.</i>
Mr. Macpherson,
Mr. Brown.

The House adjourned, on motion of Mr. Cowper, at twelve minutes after Eleven o'clock, until To-morrow at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, DECEMBER 14.

Question:—

1. MR. HANNELL *to ask* THE COLONIAL SECRETARY,—Whether, during the present Session of Parliament, the Government intend to dedicate to public purposes, under the provisions of the Crown Lands Alienation Act of 1861, certain reserves of land in the City and District of Newcastle, and for which application has been made by the Corporation of that City?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Gunpowder Law Consolidation Bill; second reading.
2. Reformatory and Industrial Schools Bill; Debate on the Motion of Mr. Cowper, "That this Bill be now read a second time."
3. Ways and Means; resumption of the adjourned Debate, on the motion of Mr. Samuel, "That" the Speaker do now leave the Chair,"—upon which Mr. Parkes had moved by way of amendment, the omission of all the words after the word "That," with a view to inserting in their place the following words, viz.:—
"this House, fully sensible of the present painful position of affairs, regrets that more satisfactory steps have not been taken to meet the public difficulties, and earnestly desires to consider and mature measures of permanent relief.
(2.) That, nevertheless, this House declines to accept the new proposals of Taxation submitted by the Colonial Treasurer, which do not embody sound and equitable principles, and are not calculated to promote the public welfare.
(3.) That the foregoing Resolutions be communicated by Address to His Excellency the Governor."
4. Scab in Sheep Act Continuation and Amendment Bill; consideration in Committee of the propriety of introducing this Bill.
5. Cattle Discase Bill; second reading.
6. Supply; resumption of the Committee.

OTHER

OTHER BUSINESS—NOTICES OF MOTION.

1. MR. FORSTER to move,—
(1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
(2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
2. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
3. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
4. MR. MARTIN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
5. MR. PARKES to move,—
(1.) That the postal charge on Newspapers in this Colony is an impolitic means of raising revenue, opposed to the public interest, and ought not to be continued.
(2.) That the foregoing Resolution be communicated to the Executive Government by Address to His Excellency the Governor.
6. MR. BUCHANAN to move, That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.
7. MR. HART to move for leave to introduce a Bill to abolish the division of the profession of the law in New South Wales.
8. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000 for the survey of a line of Railway from Piper's Flats to Mudgee.
9. MR. TERRY to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize.
10. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
11. MR. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.
12. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.
13. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions in the case of Walmsley against Norrie, tried before the Wollombi Police Court in September or October last.
14. MR. SUTHERLAND to move, That the Petition presented by him on the 28th of November, from the Municipal Council, Redfern, be printed.
15. MR. SUTHERLAND to move, That the Petition presented by him on the 24th of November, from the Municipal Council, Paddington, be printed.

ORDERS OF THE DAY:—

1. Coal Fields Regulation Act Amendment Bill; second reading.
2. Removal of Restrictions upon Distillation Bill; second reading.
3. Game Protection Bill; second reading.
4. Small Debts Recovery Amendment Bill; to be further considered in Committee.
5. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.
6. Claims against Government Bill; to be further considered in Committee.
7. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.

FRIDAY,

FRIDAY, DECEMBER 15.

Questions :—

1. MR. TIGHE *to ask* THE ACTING SECRETARY FOR LANDS,—Do the Government intend to grant a piece of land for a National School at Waratah, near Newcastle, in accordance with a Petition from the local patrons to the Minister for Lands, presented in February last?
2. MR. LORD *to ask* the ACTING MINISTER FOR LANDS,—Is it the intention of the Government to insist upon the payment of the Appraisements of the different Squatting Runs made by Mr. Rodd?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Brands Registration Bill ; second reading.
2. Advances to Agents intrusted with Goods Bill ; second reading.
3. Clarence and New England Steam Navigation Company's Bill ; second reading.
4. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000, for the removal of obstructions to the navigation of the Rivers Manning and Macleay.

NOTICES OF MOTION :—

1. MR. MORRICE *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.
2. DR. LANG *to move*, That the Petition presented by him on the 12th December, on behalf of Timothy Dundas Rusk, be printed.
3. DR. LANG *to move*, That a Select Committee be appointed to take into consideration and report upon the Bill to legalize the exchange of a portion of the allotment of the Scots Church, and that the said Committee consist of the following Members, viz. :—Mr. Burdekin, Mr. Robertson, Mr. Sutherland, Mr. Hart, Mr. Parkes, Mr. Wisdom, Mr. Neale, and the Mover.

TUESDAY, DECEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DONNELLY *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places ; to inquire into the character and approximate extent of our Mineral Resources ; the best means of developing the same ; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands ; to inquire generally into the present condition and prospects of the mining interests of New South Wales ; with power to send for persons and papers ; to take evidence ; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
2. MR. LUCAS *to move*, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that road, should be expended forthwith.
3. MR. FORSTER *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.

(4.)

(4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.

(5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.

(6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.

(7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.

(8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.

(9.) That no person should be permitted to vote at any election without such certificate.

(10.) That provision should be made to prevent the use of any such certificate more than once at the same election.

(2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.

4. Dr. LANG to move, That Mr. Nathaniel Lipscomb Kentish be heard at the Bar of this House, in support of his Petition, presented to the House on the 26th of October last.

5. Mr. DRIVER to move,—

(1.) That a Select Committee, with power to send for persons and papers, be appointed, to enquire into, and report to this House upon, the conduct of the City Coroner at the inquest held before him on the 10th day of August last, upon the body of Bridget Burke, and the report of the Coroner thereon, dated the 22nd August last.

(2.) That such Committee consist of Mr. Cowper, Mr. Wilson, Mr. Caldwell, Mr. Tighe, Mr. Josephson, Mr. Gordon, Mr. Mate, and the Mover.

6. Mr. FORSTER to move,—

(1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of increasing the number of Members of this House, in accordance with the 3rd Section of the Act, 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, and otherwise altering the Electoral Representation, in order to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.

(2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover.

ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."
2. Triennial Parliament Bill; second reading.

WEDNESDAY, DECEMBER 20.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. Mr. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

ORDERS OF THE DAY:—

1. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."
2. Prison Discipline Bill; second reading.
3. Municipalities Law Amendment Bill; to be further considered in Committee.

THURSDAY, DECEMBER 21.

GOVERNMENT BUSINESS—ORDER OF THE DAY.

1. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY,

FRIDAY, DECEMBER 22.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Funds for National Education ; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools ; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.
2. Funds for Denominational Education ; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools ; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
3. Smoke Nuisance Abatement Bill ; second reading.

TUESDAY, DECEMBER 26.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of this House a Return shewing,—
 - (1.) The number of acres of Crown Land offered for sale during the years 1864, and 1865, respectively.
 - (2.) The number of acres sold in each year.
 - (3.) The average price per acre obtained for Town, Suburban, and Country Lands respectively in each year.

WEDNESDAY, DECEMBER 27.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

TUESDAY, JANUARY 2, 1866.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales ; that a large and immediate extension of Railways should be effected ; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
2. MR. LUCAS to move, That the report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.

ORDER OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Terry,—
 - (1.) "That in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisal*) shall be given for the value of the lands so taken.
 - (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor."
 Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word 'That,' with a view to insert in their place the following words, viz. :—"this House is of opinion,—
 - "(1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars :—
 - "(1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.

(2.)

- “(2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.
- “(3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.
- “(4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.
- “(5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.
- “(2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor.”
-

New South Wales.

No. 30.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 14 DECEMBER, 1865.

1. The House met pursuant to adjournment; the Speaker took the Chair.
 Member of Legislative Council as Witness:—The Speaker reported the following Message (received yesterday) from the Legislative Council:—
 MR. SPEAKER,
 In answer to the Message from the Legislative Assembly, dated the 8th December, 1865, requesting leave for the Honorable Alexander Campbell, a Member of the Legislative Council, to attend and be examined before a Select Committee of the Legislative Assembly, appointed "to consider and report upon the experiment of the Tramway along Pitt-street, and the expediency of continuing or removing the same," the Council acquaints the Assembly that leave has been granted to its said Member to attend and be examined by the said Committee, if he think fit.
Legislative Council Chamber, T. A. MURRAY,
Sydney, 13th December, 1865. President.
2. Question on Notice Paper for to-day:—
 Dedication to Public Purposes of certain Reserves at Newcastle:—Mr. Hannell asked the Colonial Secretary, pursuant to Notice,—Whether, during the present Session of Parliament, the Government intend to dedicate to public purposes, under the provisions of the Crown Lands Alienation Act of 1861, certain Reserves of land in the City and District of Newcastle, and for which application has been made by the Corporation of that City?
 Mr. Cowper answered,—I find that twelve Reserves have been applied for by this Corporation. Of these, two have already been dedicated, namely,—40 acres for recreation south of the Old Military Barracks, Newcastle, and the Cemetery at Waratah. Five are to be dedicated:—The recreation ground at Waratah; Water Reserve on Hunter and Newcomen-street; Market Reserve, Newcastle; Public Baths, Newcastle; and Public recreation, Pacific-street. These reserves are now ready to have the abstract of them laid before the Parliament. There are five more, namely, Wharf Reserve, Newcastle; Council Chambers; Botanical Gardens on Throsby's Creek; Water supply near Newcastle; and Pasturage Reserve near Waratah, respecting which certain necessary inquiries are being made before they can be finally dealt with; and I can only say that there shall be no delay in the pursuit of those inquiries, and in bringing them to a termination.
3. Municipality of Kiama—Municipalities Law Amendment Bill:—Mr. Parkes presented a Petition, under Corporate Seal, from the Mayor, on behalf of the Municipal Council of Kiama, praying that, as a means of relief to themselves individually in reference to certain circumstances set forth in their Petition, and also on public grounds, the said Bill may become law as speedily as possible.
 Petition received.
4. Paper:—Mr. Smart laid upon the Table, Return to Order, in reference to "Non-expenditure of Money voted for certain Roads," made by this House, on motion of Mr. White, on 5th December, 1865.
 Ordered to be printed.

5. Postponements :—The undermentioned Orders of the Day of Government Business postponed, respectively, until Wednesday next, as follows :—

(1.) The second reading of the Gunpowder Law Consolidation Bill, on motion of Mr. Samuel.

(2.) The Debate on the motion of Mr. Cowper, "That the Reformatory and Industrial Schools Bill be now read a second time," on motion of Mr. Cowper.

6. Ways and Means :—The adjourned Debate on the motion of Mr. Samuel, "That" the Speaker do now leave the Chair",— upon which Mr. Parkes had moved by way of Amendment the omission of all the words after the word "That," with a view to inserting in their place the following words, viz. :—"this House, fully "sensible of the present painful position of affairs, regrets that more satisfactory "steps have not been taken to meet the public difficulties, and earnestly desires "to consider and mature measures of permanent relief.

"(2.) That, nevertheless this House declines to accept the new proposals of Tax- "ation submitted by the Colonial Treasurer, which do not embody sound and "equitable principles, and are not calculated to promote the public welfare.

"(3.) That the foregoing Resolutions be communicated by Address to His "Excellency the Governor",—

Resumed and continued.

Question put,—That the words proposed to be omitted stand part of the Question. The House divided.

Ayes, 40.

Mr. Cowper,	Mr. Alexander,
Mr. Samuel,	Mr. Kemp,
Mr. Smart,	Mr. Mate,
Mr. Cunneen,	Mr. Forlonge,
Mr. Garrett,	Mr. Phelps,
Mr. Hart,	Mr. Laycock,
Mr. Dodds,	Mr. Hannell,
Mr. Pickering,	Mr. Ryan,
Mr. Cummings,	Mr. Caldwell,
Mr. Morrice,	Mr. Eckford,
Mr. Hurley,	Mr. Oatley,
Mr. Graham,	Mr. Pemell,
Mr. Stimpson,	Dr. Lang,
Mr. Josephson,	Mr. Neale,
Mr. Lee,	Mr. Robertson,
Mr. Campbell,	Mr. Landale,
Mr. Dignam,	Mr. Driver,
Mr. Lord,	<i>Tellers.</i>
Mr. Piddington,	
Mr. White,	Mr. Burdekin,
Mr. Hay,	Mr. Joseph.

Original Question then put.

The House divided.

Ayes, 39.

Mr. Cowper,	Mr. Kemp,
Mr. Samuel,	Mr. Mate,
Mr. Smart,	Mr. Forlonge,
Mr. Cunneen,	Mr. Phelps,
Mr. Garrett,	Mr. Laycock,
Mr. Hart,	Mr. Hannell,
Mr. Dodds,	Mr. Ryan,
Mr. Pickering,	Mr. Caldwell,
Mr. Cummings,	Mr. Eckford,
Mr. Morrice,	Mr. Oatley,
Mr. Hurley,	Mr. Pemell,
Mr. Graham,	Dr. Lang,
Mr. Stimpson,	Mr. Neale,
Mr. Josephson,	Mr. Robertson,
Mr. Lee,	Mr. Landale,
Mr. Campbell,	Mr. Driver,
Mr. Lord,	<i>Tellers.</i>
Mr. Piddington,	
Mr. Hay,	Mr. Burdekin,
Mr. White,	Mr. Joseph.
Mr. Alexander,	

Noes, 29.

Mr. Martin,	Mr. Buchanan,
Mr. Wilson,	Mr. Walker,
Mr. Eagar,	Mr. Gordon,
Mr. Forster,	Mr. Macleay,
Mr. Wisdom,	Mr. Isaacs,
Mr. Egan,	Mr. Lucas,
Mr. Farnell,	<i>Tellers.</i>
Mr. Rodd,	
Mr. Lloyd,	Mr. De Salis,
Mr. Burns,	Mr. Macpherson.
Mr. Parkes,	
Mr. Donnelly,	
Mr. Terry,	
Mr. Tighe,	
Mr. Sutherland,	
Mr. Byrnes,	
Mr. Roberts,	
Mr. Brown,	
Mr. Osborne,	
Mr. Cooper,	
Mr. Tunks,	

Noes, 30.

Mr. Martin,	Mr. Tunks,
Mr. Wilson,	Mr. Buchanan,
Mr. Eagar,	Mr. Walker,
Mr. Forster,	Mr. Gordon,
Mr. Wisdom,	Mr. Macleay,
Mr. Egan,	Mr. Isaacs,
Mr. Farnell,	Mr. Lucas,
Mr. Rodd,	<i>Tellers.</i>
Mr. Lloyd,	
Mr. Burns,	Mr. De Salis,
Mr. Sutherland,	Mr. Macpherson.
Mr. Donnelly,	
Mr. Terry,	
Mr. Parkes,	
Mr. Byrnes,	
Mr. Tighe,	
Mr. Roberts,	
Mr. Brown,	
Mr. Osborne,	
Mr. Dignam,	
Mr. Cooper,	

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of Ways and Means,

And the Committee having continued to sit till after Midnight,—

FRIDAY, 15 DECEMBER, 1865, A.M.,

The Chairman reported progress, and obtained leave to sit again.

The Chairman also reported, That the Committee had come to certain Resolutions. *Ordered*, on motion of the Chairman (after debate), that the said Resolutions be received on Wednesday next.

The House adjourned, on motion of Mr. Cowper, at twenty-three minutes after Three o'clock A.M., until Three o'clock P.M. This Day.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, DECEMBER 15.

Questions :—

1. MR. TIGHE *to ask* THE ACTING SECRETARY FOR LANDS,—Do the Government intend to grant a piece of land for a National School at Waratab, near Newcastle, in accordance with a Petition from the local patrons to the Minister for Lands, presented in February last?
2. MR. LORD *to ask* the ACTING MINISTER FOR LANDS,—Is it the intention of the Government to insist upon the payment of the Appraisements of the different Squatting Runs made by Mr. Rodd?
3. MR. EGAN *to ask* THE ACTING SECRETARY FOR LANDS,—How many applications for the purchase of land under pre-emptive right and otherwise are at present under the consideration of the Government, and what number of acres has been so applied for?
4. MR. EAGAR *to ask* THE COLONIAL SECRETARY,—
 - (1.) Was Mr. Richard Brooks, late Clerk of Petty Sessions at Penrith, dismissed from the Public Service, or removed to another appointment?
 - (2.) In either case, what was the cause of dismissal or removal?
5. MR. FORSTER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is the money voted last Session for the Roads from Port Macquarie to Armidale, and from Kempsey to Armidale, respectively, included among the sums which it was once intended to withhold, but which it has been recently determined by the Government to expend upon Minor Roads, in accordance with the original vote?
 - (2.) Otherwise what has been, or is intended to be, done by the Government with the money so voted for the Roads in question?
 - (3.) Has any portion of such money been, or is it intended by the Government to be, expended?
 - (4.) Is it intended by the Government to make any future provision for the said Roads?
6. MR. FORSTER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Has any portion of the money voted last Session for the Road from Cundletown to Port Macquarie been, or is it intended to be, expended on that portion of the said Road between Camden Haven and Port Macquarie?
 - (2.) Under what circumstances has any distinction in regard to expenditure been made between the portions of the said Road north and south of Camden Haven?
 - (3.) Is it intended by the Government to make any future provision for the portion of the said Road between Camden Haven and Port Macquarie?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Brands Registration Bill ; second reading.
2. Advances to Agents intrusted with Goods Bill ; second reading.
3. Clarence and New England Steam Navigation Company's Bill ; second reading.
4. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000, for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
5. Coal Fields Regulation Act Amendment Bill ; second reading.
6. Removal of Restrictions upon Distillation Bill ; second reading.
7. Game Protection Bill ; second reading.
8. Small Debts Recovery Amendment Bill ; to be further considered in Committee.
9. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.
10. Claims against Government Bill ; to be further considered in Committee.
11. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.

NOTICES OF MOTION :—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.
2. DR. LANG to move, That the Petition presented by him on the 12th December, on behalf of Timothy Dundas Rusk, be printed.

3. DR. LANG to move, That a Select Committee be appointed to take into consideration and report upon the Bill to legalize the exchange of a portion of the allotment of the Scots Church, and that the said Committee consist of the following Members, viz. :—Mr. Burdekin, Mr. Robertson, Mr. Sutherland, Mr. Hart, Mr. Parkes, Mr. Wisdom, Mr. Neale, and the Mover.
4. MR. PARKES to move, That the Petition presented by him on the 14th December, from the Municipal Council of Kiama, be printed.
5. MR. FORSTER to move,—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
6. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
7. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
8. MR. MARTIN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
9. MR. PARKES to move,—
 - (1.) That the postal charge on Newspapers in this Colony is an impolitic means of raising revenue, opposed to the public interest, and ought not to be continued.
 - (2.) That the foregoing Resolution be communicated to the Executive Government by Address to His Excellency the Governor.
10. MR. BUCHANAN to move, That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.
11. MR. HART to move for leave to introduce a Bill to abolish the division of the profession of the law in New South Wales.
12. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000 for the survey of a line of Railway from Piper's Flats to Mudgee.
13. MR. TERRY to move for leave to introduce a Bill to declare the standard weight of a Bushel of Maize.
14. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
15. MR. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.
16. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.
17. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions in the case of Walmsley against Norrie, tried before the Wollombi Police Court in September or October last.
18. MR. SUTHERLAND to move, That the Petition presented by him on the 28th of November, from the Municipal Council, Redfern, be printed.
19. MR. SUTHERLAND to move, That the Petition presented by him on the 24th of November, from the Municipal Council, Paddington, be printed.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Scab in Sheep Act Continuation and Amendment Bill; consideration in Committee of the propriety of introducing this Bill.
2. Cattle Disease Bill; second reading.
3. Supply; resumption of the Committee.

TUESDAY, DECEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places ; to inquire into the character and approximate extent of our Mineral Resources ; the best means of developing the same ; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands ; to inquire generally into the present condition and prospects of the mining interests of New South Wales ; with power to send for persons and papers ; to take evidence ; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
2. MR. LUCAS to move, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that road, should be expended forthwith.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
4. DR. LANG to move, That Mr. Nathaniel Lipscomb Kentish be heard at the Bar of this House, in support of his Petition, presented to the House on the 26th of October last.
5. MR. DRIVER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to enquire into, and report to this House upon, the conduct of the City Coroner at the inquest held before him on the 10th day of August last, upon the body of Bridget Burke, and the report of the Coroner thereon, dated the 22nd August last.
 - (2.) That such Committee consist of Mr. Cowper, Mr. Wilson, Mr. Caldwell, Mr. Tighe, Mr. Josephson, Mr. Gordon, Mr. Mate, and the Mover.
6. MR. FORSTER to move,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of increasing the number of Members of this House, in accordance with the 3rd Section of the Act, 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy

vacancy caused by the separation of Queensland, and otherwise altering the Electoral Representation, in order to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.

(2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover.

ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."
2. Triennial Parliament Bill; second reading.

WEDNESDAY, DECEMBER 20.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

ORDERS OF THE DAY:—

1. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."
2. Prison Discipline Bill; second reading.
3. Municipalities Law Amendment Bill; to be further considered in Committee.
4. Gunpowder Law Consolidation Bill; second reading.
5. Reformatory and Industrial Schools Bill; Debate on the Motion of Mr. Cowper, "That this Bill be now read a second time."
6. Ways and Means; reception of Resolutions from Committee of the Whole.
7. Ways and Means; resumption of the Committee.

THURSDAY, DECEMBER 21.

GOVERNMENT BUSINESS—ORDER OF THE DAY.

1. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, DECEMBER 22.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Funds for National Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.
2. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
3. Smoke Nuisance Abatement Bill; second reading.

TUESDAY, DECEMBER 26.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of this House a Return shewing,—
 - (1.) The number of acres of Crown Land offered for sale during the years 1864, and 1865, respectively.
 - (2.) The number of acres sold in each year.
 - (3.) The average price per acre obtained for Town, Suburban, and Country Lands respectively in each year.

WEDNESDAY,

WEDNESDAY, DECEMBER 27.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

TUESDAY, JANUARY 2, 1866.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
2. MR. LUCAS to move, That the report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.

ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Terry,—
 - (1.) “That’ in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisalment*) shall be given for the value of the lands so taken.
 - (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor.”

Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word ‘That,’ with a view to insert in their place the following words, viz. :—“this House is of opinion,—

“(1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars:—

“(1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.

“(2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.

“(3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.

“(4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.

“(5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.

“(2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor.”

New South Wales.

No. 31.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 15 DECEMBER, 1865.

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

Questions on Notice Paper for to-day :—

- (1.) Site for National School at Waratah :—Mr. Tighe asked the Acting Secretary for Lands, pursuant to Notice No. 1,—Do the Government intend to grant a piece of land for a National School at Waratah, near Newcastle, in accordance with a Petition from the local patrons to the Minister for Lands, presented in February last?

Mr. Cowper answered,—The application for this grant of land has not been dealt with, in consequence of its being found necessary to refer to the Crown Solicitor, who has not yet favored the Government with an opinion upon the point forwarded to him, but he shall be reminded of the delay that has taken place, and the matter shall be dealt with as early as possible.

- (2.) Appraisements of Runs by Mr. Rodd :—Mr. Lord asked the Acting Secretary for Lands, pursuant to Notice No. 2,—Is it the intention of the Government to insist upon the payment of the Appraisements of the different Squatting Runs made by Mr. Rodd?

Mr. Cowper answered,—So far as I am aware there is no reason why payment of the appraisement of the different Squatting Runs made by Mr. Rodd should not be insisted upon.

- (3.) Applications for Purchase of Land :—Mr. Egan asked the Acting Secretary for Lands, pursuant to Notice No. 3,—How many applications for the purchase of land under pre-emptive right and otherwise are at present under the consideration of the Government, and what number of acres has been so applied for?

Mr. Cowper answered,—My Honorable friend has given rather short notice of his question, but I shall be happy to give him as much information as I can upon the subject. There are at present 287 applications for the purchase of land under pre-emptive right before the Government, not as yet completed, and the extent of land therein applied for amounts approximately to 202,695 acres. The question applies to other lands, but it would be very difficult to answer, as it would require a great deal of search to obtain that information.

- (4.) Mr. Richard Brooks, late Clerk of Petty Sessions, Penrith :—Mr. Forster (on behalf of Mr. Eagar) asked the Colonial Secretary, pursuant to Notice No. 4,—

(1.) Was Mr. Richard Brooks, late Clerk of Petty Sessions at Penrith, dismissed from the Public Service, or removed to another appointment?

(2.) In either case, what was the cause of dismissal or removal?

Mr. Cowper answered,—He was removed from the Public Service on the charge of having received money on account of the sale of Crown Lands for which he failed to account.

- (5.) Money Voted for Certain Roads :—

(1.) Mr. Forster asked the Secretary for Public Works, pursuant to Notice No. 5,—

(1.) Is the money voted last Session for the Roads from Port Macquarie to Armidale, and from Kempsey to Armidale, respectively, included among the sums which it was once intended to withhold, but which it has been recently determined by the Government to expend upon Minor Roads, in accordance with the original vote?

(2.)

(2.) Otherwise, what has been, or is intended to be, done by the Government with the money so voted for the Roads in question?

(3.) Has any portion of such money been, or is it intended by the Government to be, expended?

(4.) Is it intended by the Government to make any future provision for the said Roads?

Mr. Smart answered:—

(1.) The sums voted for the Roads in question are included in one of the returns referred to.

(2.) The sums have been written off.

(3.) The amounts stated in reply to Mr. Forster's question of the 2nd November, have been expended. It is not intended to operate further on these votes this year.

(4.) Provision will be made for these and other Minor Roads.

(2.) Mr. Forster asked the Secretary for Public Works, pursuant to Notice, No. 6,—

(1.) Has any portion of the money voted last Session for the Road from Cundletown to Port Macquarie been, or is it intended to be, expended on that portion of the said Road between Camden Haven and Port Macquarie?

(2.) Under what circumstances has any distinction in regard to expenditure been made between the portions of the said Road north and south of Camden Haven?

(3.) Is it intended by the Government to make any future provision for the portion of the said Road between Camden Haven and Port Macquarie?

Mr. Smart answered,—

(1.) The money in question has been authorized to be issued in the following manner, viz. :—

Portion between Cundletown and Camden Haven	... £245
and between Camden Haven and Port Macquarie	... £147

but it is not known whether any portion of such funds has been actually expended.

(2.) It is not known that any distinction has been made, except as to the date of issue, which was in the order in which the money was applied for.

(3.) They will be dealt with in common with other Minor Roads.

2. Motion Withdrawn:—Mr. Forster withdrew the Motion standing in his name, No. 5 on the Notice Paper for to-day.

3. Railway Communication with Western Districts:—Mr. Cummings presented a Petition from certain inhabitants of the Western Districts of New South Wales, praying for the adoption of such measures as may insure justice to the Western Districts in the matter of Railway Communication.

And the same having been read at length by the Clerk, by direction of the Speaker,—

Petition received.

4. Motion Withdrawn:—Mr. Garrett, on behalf of Mr. Morrice, withdrew the Motion standing in the name of Mr. Morrice, No. 1, on the Notice Paper for to-day.

5. Papers:—Mr. Cowper laid upon the Table, the undermentioned Papers:

(1.) Regulation, dated 12th December, 1865, under the Scab in Sheep Act of 1863, (pursuant to requirement of section 44 of said Act).

Ordered to be printed.

(2.) Return to Address, in reference to "Escape of Prisoner, Thomas Clarke," adopted by this House, on motion of Mr. Rodd, on 17th November, 1865.

And Mr. Cowper not moving that this Return be printed,—

Mr. Rodd, with the concurrence of the House, moved, without notice, that the said Return to Address, in reference to "Escape of Prisoner, Thomas Clarke," be printed.

Question put and passed.

Ordered to be printed.

(3.) Return to Address, in reference to "Sergeant Graves," adopted by the Legislative Assembly, on motion of Mr. Driver, on 21st March, 1865.

6. District Courts Act Amendment Bill:—The following Message from His Excellency the Governor was delivered by Mr. Cowper, and read by the Speaker:—

JOHN YOUNG,
Governor.

Message No. 3.

A Bill, intituled, "*An Act to amend the District Courts Act of 1858, in certain particulars*,"—as finally passed by the Legislative Council and Assembly having been presented to the Governor for the Royal assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council to be numbered and forwarded to the proper Officer for enrolment, in the manner required by Law.

Government House,

Sydney, 14th December, 1865.

7. Motion for Adjournment:—Mr. Martin moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

8. Timothy Dundas Rusk (*"Formal" Motion*):—Dr. Lang moved, pursuant to Notice, That the Petition presented by him on the 12th December, on behalf of Timothy Dundas Rusk, be printed.
Question put and passed.
Ordered to be printed.
9. Exchange of Land Scots Church Sydney Legalizing Bill (*"Formal" Motion*):—Dr. Lang moved, pursuant to Notice, That a Select Committee be appointed to take into consideration and report upon the Bill to legalize the exchange of a portion of the allotment of the Scots Church, and that the said Committee consist of the following Members, viz.:—Mr. Burdekin, Mr. Robertson, Mr. Sutherland, Mr. Hart, Mr. Parkes, Mr. Wisdom, Mr. Neale, and the Mover.
Question put.
The House divided.
- | | | |
|---------------|-----------------|-----------------|
| Ayes, 22. | | Noes, 6. |
| Mr. Cowper, | Mr. Laycock, | Mr. Martin, |
| Mr. Smart, | Mr. Wisdom, | Mr. Forster, |
| Mr. Cunneen, | Mr. Stimpson, | Mr. De Salis, |
| Mr. Rodd, | Mr. Lee, | Mr. Gordon, |
| Mr. Garrett, | Mr. Tighe, | <i>Tellers.</i> |
| Mr. Hannell, | Mr. Burns, | Mr. White, |
| Mr. Eckford, | Mr. Mate, | Mr. Macpherson. |
| Mr. Buchanan, | Dr. Lang, | |
| Mr. Graham, | <i>Tellers.</i> | |
| Mr. Dodds, | Mr. Josephson, | |
| Mr. Cummings, | Mr. Burdekin, | |
| Mr. Donnelly, | | |
10. Municipality of Kiama—Municipalities Law Amendment Bill (*"Formal" Motion*):—Mr. Parkes moved, pursuant to Notice, That the Petition presented by him on the 14th December, from the Municipal Council of Kiama, be printed.
Question put and passed.
Ordered to be printed.
11. Motion Withdrawn:—Mr. Rodd withdrew the Motion standing in his name, No. 6 on Notice Paper for to-day.
12. Brands Registration Bill:—Mr. Wilson moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
And Bill read a second time.
Whereupon, on motion of Mr. Wilson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again on Friday, the 5th January.
13. Postponements:—The undermentioned Orders of the Day of Other Business, were postponed, respectively, on motion of the Members named, as follows:—
(1.) Order No. 2, until this day week. Mr. Smart.
(2.) Order No. 3, until this day week. Mr. Lucas.
(3.) Order No. 4, until this day fortnight. Mr. Forster.
(4.) Order No. 5, until this day fortnight. Mr. Tighe.
(5.) Order No. 6, until this day fortnight. Mr. Forster.
(6.) Order No. 7, until Friday, 5 January. Mr. Lucas.
14. Small Debts Recovery Amendment Bill:—On the Order of the Day, for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for such further consideration.
The Chairman reported progress, and obtained leave to sit again on Friday, 5th January.
15. Postponement:—The Order of the Day, No. 9 of Other Business, postponed, on motion of Mr. Josephson, until this day week.
16. Claims against Government Bill:—On the Order of the Day for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for such further consideration.
The Chairman having reported the Bill with Amendments, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for Tuesday next.
17. Postponements:—
(1.) The Order of the Day No. 11 of Other Business postponed, on motion of Mr. Forster, until this day fortnight.
(2.) The Notice of Motion No. 7 postponed, by Mr. Garrett, until the 9th January.
(3.) The Notice of Motion No. 8 postponed, by Mr. Macpherson, on behalf of Mr. Martin, until the 9th January.
18. Motion Withdrawn:—Mr. Parkes withdrew the Motion standing in his name, No. 9 on the Notice Paper for to-day.
19. Motions Dropped:—The following Motions dropped—not having been moved or postponed by or on behalf the Members in whose names they stood on the paper:—
(1.) No. 10. Mr. Buchanan.
(2.) No. 11. Mr. Hart.
(3.) Nos. 12 and 13. Mr. Terry.
(4.) Nos. 14, 15, 16, and 17. Mr. Buchanan.
(5.) Nos. 18 and 19. Mr. Sutherland.

20. Scab in Sheep Act Continuation and Amendment Bill :—
 (1.) On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of the propriety of introducing this Bill.
 The Chairman reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, *with the concurrence of the House*, that the said Resolution be *now* received.
 The Chairman then reported a Resolution, which was read a first time, as follows :—
Resolved,—That it is desirable to introduce a Bill to continue for a limited period and to amend the Scab in Sheep Act of 1863.
 Resolution, then, on motion of Mr. Cowper, read a second time, and agreed to.
 (2.) Mr. Cowper having *presented* this Bill, Bill, intituled, "*A Bill to continue for a limited period and to amend the Scab in Sheep Act of 1863*," read a first time.
Ordered to be printed, and read a second time on Tuesday next.
21. Cattle Disease Bill :—Mr. Cowper moved, That this Bill be now read a second time.
 Debate ensued.
 Question put and passed, and Bill read a second time.
 Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.
 The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for Tuesday next.
22. Postponement :—The Order of the Day for the resumption of the Committee of Supply postponed, on motion of Mr. Cowper, until Tuesday next.
 The House adjourned, at a quarter before Seven o'clock, until Tuesday next, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, DECEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
 (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places ; to inquire into the character and approximate extent of our Mineral Resources ; the best means of developing the same ; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands ; to inquire generally into the present condition and prospects of the mining interests of New South Wales ; with power to send for persons and papers ; to take evidence ; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
2. MR. LUCAS to move, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that road, should be expended forthwith.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 (1.) That this House is of opinion,—
 (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.

(3.)

- (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
- (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
- (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
- (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
- (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
- (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
- (9.) That no person should be permitted to vote at any election without such certificate.
- (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
- (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
4. DR. LANG to move, That Mr. Nathaniel Lipscomb Kentish be heard at the Bar of this House, in support of his Petition, presented to the House on the 26th of October last.
5. MR. DRIVER to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed, to enquire into, and report to this House upon, the conduct of the City Coroner at the inquest held before him on the 10th day of August last, upon the body of Bridget Burke, and the report of the Coroner thereon, dated the 22nd August last.
- (2.) That such Committee consist of Mr. Cowper, Mr. Wilson, Mr. Caldwell, Mr. Tighe, Mr. Josephson, Mr. Gordon, Mr. Mate, and the Mover.
6. MR. FORSTER to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of increasing the number of Members of this House, in accordance with the 3rd Section of the Act, 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
- (2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover.
7. MR. FORSTER to move,—
- (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
- (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
8. MR. CUMMINGS to move, That the Petition presented by him on the 15th December, relative to Railway Extension, be printed.
9. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burraborang.

ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."
2. Triennial Parliament Bill; second reading.
3. Claims against Government Bill; third reading.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Scab in Sheep Act Continuation and Amendment Bill ; second reading.
2. Cattle Disease Bill ; third reading.
3. Supply ; resumption of the Committee.

 WEDNESDAY, DECEMBER 20.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. Mr. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

ORDERS OF THE DAY :—

1. Crown Land Dedication Amending Bill ; resumption of the adjourned Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."
2. Prison Discipline Bill ; second reading.
3. Municipalities Law Amendment Bill ; to be further considered in Committee.
4. Gunpowder Law Consolidation Bill ; second reading.
5. Reformatory and Industrial Schools Bill ; Debate on the Motion of Mr. Cowper, "That this Bill be now read a second time."
6. Ways and Means ; reception of Resolutions from Committee of the Whole.
7. Ways and Means ; resumption of the Committee.

 THURSDAY, DECEMBER 21.

GOVERNMENT BUSINESS—ORDER OF THE DAY.

1. Volunteer Bill ; consideration in Committee of the propriety of introducing this Bill.

 FRIDAY, DECEMBER 22.
Question :—

1. Mr. BURNS to ask THE COLONIAL SECRETARY.—If the Government intend to introduce in the Survey Department of this Colony, a system, similar to the one in existence in Victoria, for producing with facility and on the most economical terms, by means of Photographic apparatus, Copies of Plans of the Public Lands intended for sale ?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Funds for National Education ; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools ; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.
2. Funds for Denominational Education ; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools ; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
3. Smoke Nuisance Abatement Bill ; second reading.
4. Advances to Agents intrusted with Goods Bill ; second reading.
5. Clarence and New England Steam Navigation Company's Bill ; second reading.
6. Coal Fields Regulation Act Amendment Bill ; second reading.
7. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.

 TUESDAY, DECEMBER 26.

OTHER BUSINESS—NOTICE OF MOTION :—

1. Mr. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of this House a Return shewing,—
 - (1.) The number of acres of Crown Land offered for sale during the years 1864, and 1865, respectively.
 - (2.) The number of acres sold in each year.
 - (3.) The average price per acre obtained for Town, Suburban, and Country Lands respectively in each year.

 WEDNESDAY,

WEDNESDAY, DECEMBER 27.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

FRIDAY, DECEMBER 29.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000, for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
2. Removal of Restrictions upon Distillation Bill; second reading.
3. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.

TUESDAY, JANUARY 2, 1866.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
2. MR. LUCAS to move, That the report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.

ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Terry,—
 - (1.) "That in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisalment*) shall be given for the value of the lands so taken.
 - (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor."

Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word 'That,' with a view to insert in their place the following words, viz.:—"this House is of opinion,—

"(1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars:—

"(1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.

"(2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.

"(3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.

"(4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.

"(5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.

"(2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor."

FRIDAY, JANUARY 5.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Brands Registration Bill; to be further considered in Committee.
2. Game Protection Bill; second reading.
3. Small Debts Recovery Amendment Bill; to be further considered in Committee.

TUESDAY,

TUESDAY, JANUARY 9.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
2. MR. GABBETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
3. MR. MARTIN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.

New South Wales.

No. 32.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 19 DECEMBER, 1865.

1. The House met pursuant to adjournment ; the Speaker took the Chair.
Disease in Fruit Trees:—Mr. Tunks, *with the concurrence of the House*, moved without notice,—That the Select Committee appointed to enquire into the Disease in Fruit Trees, be authorized to require the services of a Short-hand Writer, in their various visits of inspection.
Question put and passed.
2. Consolidated Revenue Fund Bill:—The following Message, from His Excellency the Governor, was delivered by Mr. Cowper, and read by the Speaker:—
JOHN YOUNG, *Message No. 4.*
Governor.
In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends, for the consideration of the Legislative Assembly, that provision be made for defraying out of the Consolidated Revenue Fund of New South Wales, the expenses of the various Departments and services of the Colony, from the 1st January to 28th February, in the year 1866, at the rates which have been sanctioned for the year 1865.
Government House,
Sydney, 14th December, 1865.
Ordered, on motion of Mr. Cowper, to be printed, and taken into consideration in Committee of Supply.
3. Scab in Sheep Act Continuation and Amendment Bill:—The following Message, from His Excellency the Governor, was delivered by Mr. Cowper, and read by the Speaker:—
JOHN YOUNG, *Message No. 5.*
Governor.
In accordance with the 54th clause of the Constitution Act, the Governor recommends to the Legislative Assembly “to make further provision for the prevention and cure of Scab in Sheep,” and for the payment of Salaries and other Expenses connected therewith.
Government House,
Sydney, 19th December, 1865.
Ordered, on motion of Mr. Cowper, to be printed, and taken into consideration in Committee of the Whole, on the Scab in Sheep Act Continuation and Amendment Bill.
4. Ministerial Statement:—Mr. Cowper made to the House a Ministerial Statement.
5. Motion for Adjournment:—Mr. Buchanan moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
6. Motions Withdrawn:—
(1.) Mr. Donnelly withdrew the Motion standing in his name, No. 1 on the Notice Paper for to-day.
(2.) Mr. Lucas withdrew the Motion standing in his name, No. 2 on the Notice Paper for to-day.
7. Railway Communication with Western Districts (*“Formal” Motion*):—Mr. Cummings moved, pursuant to Notice, That the Petition presented by him on the 15th December, relative to Railway Extension, be printed.
Question put and passed.
Ordered to be printed.

8. Motion Withdrawn :—*Mr. Garrett*, on behalf of *Mr. Morrice*, withdrew the Motion standing in the name of *Mr. Morrice*, No. 9 on the Notice Paper for to-day.
9. Claims against Government Bill (*"Formal" Order of the Day*), on Motion of *Mr. Forster*, read a third time and *passed*.
Mr. Forster then moved, That the Title of this Bill be "*An Act to enforce Claims against the Government.*"
 Question put and passed.
 Whereupon, *Mr. Forster* moved, That this Bill be carried to the Legislative Council, with the following Message :—
MR. PRESIDENT,
 The Legislative Assembly having this day passed a Bill, intituled, "*An Act to enforce Claims against the Government,*" presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 19th December, 1865. Speaker.
- Question put and passed.
10. Cattle Disease Bill (*"Formal" Order of the Day*), on motion of *Mr. Cowper*, read a third time and *passed*.
Mr. Cowper then moved, That the Title of this Bill be "*An Act for regulating the Importation and Exportation of Horned Cattle and for preventing the introduction or propagation of Infectious or Contagious Diseases among Cattle.*"
 Question put and passed,—
 Whereupon, *Mr. Cowper* moved, That this Bill be carried to the Legislative Council, with the following Message :—
MR. PRESIDENT,
 The Legislative Assembly having this day passed a Bill, intituled, "*An Act for regulating the Importation and Exportation of Horned Cattle and for preventing the introduction or propagation of Infectious or Contagious Diseases among Cattle,*" presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 19th December, 1865. Speaker.
- Question put and passed.
11. Motion Withdrawn :—*Mr. Forster* withdrew the Motion standing in his name, No. 3 on the Notice Paper for to-day.
12. Motion Dropped :—*Dr. Lang* not making the Motion standing in his name, No. 4 on the Notice Paper for to-day, it dropped.
13. Conduct of City Coroner :—*Mr. Driver* moved, pursuant to Notice,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed, to enquire into, and report to this House upon, the conduct of the City Coroner "at" the Inquest held before him on the 10th day of August last, upon the body of *Bridget Bourke*, and the report of the Coroner thereon, dated the 22nd August last.
 (2.) That such Committee consist of *Mr. Cowper*, *Mr. Wilson*, *Mr. Caldwell*, *Mr. Tighe*, *Mr. Josephson*, *Mr. Gordon*, *Mr. Mate*, and the Mover.
 Debate ensued.
 Question amended, on motion of *Mr. Wilson*, by inserting after the word "at" in Section (1) the words "Inquests and more particularly at."
 Question then,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed, to enquire into, and report to this House upon, the conduct of the City Coroner at Inquests, and more particularly at the Inquest held before him on the 10th day of August last, upon the body of *Bridget Bourke*, and the report of the Coroner thereon, dated the 22nd August last.
 (2.) That such Committee consist of *Mr. Cowper*, *Mr. Wilson*, *Mr. Caldwell*, *Mr. Tighe*, *Mr. Josephson*, *Mr. Gordon*, *Mr. Mate*, and the Mover,—put and passed.
14. Proposed Amendments in Electoral Act of 1858 :—*Mr. Forster* moved, pursuant to Notice,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act, 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 (2.) That such Committee consist of the following Members, namely :—*Mr. Cowper*, *Mr. Egan*, *Mr. Farnell*, *Mr. Laycock*, *Mr. Macleay*, *Mr. Macpherson*, *Mr. Roberts*, *Mr. Tighe*, *Mr. Tunks*, and the Mover.
 Debate ensued.
Mr. Martin moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."
 Debate continued.
 Debate adjourned, on motion of *Mr. Terry* (after Debate), until Friday fortnight.

15. Motion Withdrawn:—Mr. Forster withdrew the Motion standing in his name, No. 7 on the Notice Paper for to-day.
16. Postponements:—The Orders of the Day, Nos. 1 and 2 of Other Business postponed, respectively, on motion of Mr. Garrett, until this day fortnight.
17. Scab in Sheep Act Continuation and Amendment Bill, on motion of Mr. Cowper (after Debate) read a second time.
- Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill: The Chairman having reported the Bill with Amendments, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for to-morrow.
- The House adjourned, on motion of Mr. Cowper, at Twenty-two minutes after Eleven o'clock, until to-morrow at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, DECEMBER 20.

Contingent Notice of Motion:—

1. MR. FORSTER to move (*by way of Contingent Amendment on the Motion for going either into Committee of Supply or Ways and Means*),—
- (1.) That this House is of opinion,—
- (1.) That the Contract subsisting between the Imperial Government and the Peninsular and Oriental Steam Navigation Company, for the conveyance of Mails to and from the Australian Colonies and Great Britain, by way of Suez, has not been carried into effect in a manner satisfactory to this House, or calculated to advance the commercial interests of this Colony.
- (2.) That the said Contract has not been, nor is its continuance likely to be, productive of any public benefit to the people of this Colony, commensurate with the cost thereof.
- (3.) That consequently, and with a view to future modification and improvement of existing arrangements, it is desirable, so far as may be consistent with public honor and good faith, that steps should be taken by the Government, with as little delay as possible, for the withdrawal of this Colony from its share in the said Contract.
- (2.) That the purport of the foregoing Resolutions be transmitted by Address to the Governor, accompanied by a request that His Excellency will, as early as possible, communicate the same to the Imperial Government.

Question:—

1. MR. FORSTER to ask THE COLONIAL SECRETARY,—What decision have the Government arrived at, and what course do they intend pursuing, with reference to the exceptions severally taken by the Auditor General in the cases of Pensions granted under the Superannuation Act of 1864, to Mr. Crook, late Harbour Master, to Mr. Charles Wilkinson, late Clerk in the Treasury Department, and to Captain William Colburn Mayne, late Auditor General, respectively?

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.
2. MR. COWPER to move, That so much of the Standing Orders be suspended as will admit of the passing through all its stages in one day, of a Bill to apply certain sums out of the Consolidated Revenue Fund of New South Wales, towards the Service of the year 1866, and will also admit of the Resolutions of the Committees of Supply, and of Ways and Means respectively, whereon the said Bill is proposed to be founded, being received on the same day on which the said Resolutions shall be come to by the said Committees respectively.

ORDERS OF THE DAY:—

1. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."
2. Prison Discipline Bill; second reading.
3. Municipalities Law Amendment Bill; to be further considered in Committee.

4. Gunpowder Law Consolidation Bill; second reading.
5. Reformatory and Industrial Schools Bill; Debate on the Motion of Mr. Cowper, "That this Bill be now read a second time."
6. Ways and Means; reception of Resolutions from Committee of the Whole.
7. Ways and Means; resumption of the Committee.
8. Scab in Sheep Act Continuation and Amendment Bill; third reading.
9. Supply; resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WISDOM to move,—
(1.) That there be laid on the Table of this House, a Return of all Reserves from lease or promise of lease made since the 1st July, 1865, in the Districts of Murrumbidgee, Lachlan, or Lower Darling—giving the extent in acres, boundaries, and situation in each case; together with the names of stations or runs, and their lessees, on which such Reserves are situate; and all correspondence which has passed between the said lessees, their agents, or any parties on their behalf, with any officer or officers of the Government. Also, all correspondence relative to Reserves applied for but not made, or in which the matter is still pending.
(2.) Copies of all communications which have been addressed to conditional purchasers or others in the above Districts, now or lately in occupation of Reserves or portions of reserves, or of land applied for or intended as Reserves; and of all correspondence between conditional purchasers and any officer or officers of the Government relative thereto; and of any petition, memorial, or remonstrance which has been addressed to the Government, or of any officer of the Government, relative to the resumption, or the intended resumption, of any lands for any purpose whatever by the Government in the said Districts.
2. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return of the names of all persons in the service of the Government, or in the Legislative Department, who hold offices paid by salary, wages, emoluments, or fees, amounting to £200 per annum and upwards, distinguishing in parallel columns,
 - (1.) The name.
 - (2.) Official designation.
 - (3.) Amount of salary, &c.
 - (4.) Aggregate amount of such salaries, wages, or emoluments.

THURSDAY, DECEMBER 21.

Questions:—

1. MR. FARNELL to ask THE ACTING MINISTER FOR LANDS,—
(1.) What is the reason why the Road from Iron Cove to Five Dock has not been opened?
(2.) Have the Punts for Five Dock and Iron Cove been completed; if so, where are they, or who has the charge of them?
2. MR. TIGHE to ask THE ACTING SECRETARY FOR LANDS,—Whether it is intended to open, for public traffic, a Street or Road through Honeysuckle Point, Newcastle, to the waterside opposite Bullock Island, with a view of offering convenient means of access to the numerous allotments on that island recently sold by the Government, as well as to the large number of Government allotments on the same island now advertised for sale?

GOVERNMENT BUSINESS—ORDER OF THE DAY.

1. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.

OTHER BUSINESS—NOTICE OF MOTION.

1. MR. MATE to move, That this House will, on Friday, the 5th January next, resolve itself into a Committee of the Whole, to take into consideration the propriety of introducing a Bill to prevent the careless use of Fire.

FRIDAY, DECEMBER 22.

Question:—

1. MR. BURNS to ask THE COLONIAL SECRETARY.—If the Government intend to introduce in the Survey Department of this Colony, a system, similar to the one in existence in Victoria, for producing with facility and on the most economical terms, by means of Photographic apparatus, Copies of Plans of the Public Lands intended for sale?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Funds for National Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.

2. Funds for Denominational Education ; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools ; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
3. Smoke Nuisance Abatement Bill ; second reading.
4. Advances to Agents intrusted with Goods Bill ; second reading.
5. Clarence and New England Steam Navigation Company's Bill ; second reading.
6. Coal Fields Regulation Act Amendment Bill ; second reading.
7. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.

TUESDAY, DECEMBER 26.

OTHER BUSINESS—NOTICE OF MOTION :—

1. Mr. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of this House a Return shewing:—
 - (1.) The number of acres of Crown Land offered for sale during the years 1864, and 1865, respectively.
 - (2.) The number of acres sold in each year.
 - (3.) The average price per acre obtained for Town, Suburban, and Country Lands respectively in each year.

WEDNESDAY, DECEMBER 27.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. Mr. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

FRIDAY, DECEMBER 29.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000, for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
2. Removal of Restrictions upon Distillation Bill ; second reading.
3. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.

TUESDAY, JANUARY 2, 1866.

OTHER BUSINESS—NOTICES OF MOTION :—

1. Mr. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales ; that a large and immediate extension of Railways should be effected ; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
2. Mr. LUCAS to move, That the report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.
3. Mr. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shows an utter contempt for its voice expressed by a large majority.
4. Mr. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.

5. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions in the case of Walmsley against Norric, tried before the Wollombi Police Court in September or October last.
6. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
7. MR. BUCHANAN to move, That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.
8. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000, for the survey of a line of Railway from Piper's Flats to Mudgee.
9. MR. FORSTER to move,—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.

ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Terry,—
 - (1.) "That in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisalment*) shall be given for the value of the lands so taken.
 - (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor."

Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word 'That,' with a view to insert in their place the following words, viz. :—"this House is of opinion,—

"(1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars :—

"(1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.

"(2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.

"(3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.

"(4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.

"(5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.

"(2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor."
2. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."
3. Triennial Parliament Bill; second reading.

FRIDAY, JANUARY 5.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Brands Registration Bill; to be further considered in Committee.
2. Game Protection Bill; second reading.
3. Small Debts Recovery Amendment Bill; to be further considered in Committee.

4. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act, 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
- (2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—
- Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."

TUESDAY, JANUARY 9.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
2. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
3. MR. MARTIN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
4. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions:—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
5. MR. LUCAS to move, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that Road, should be expended forthwith.
6. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.

(6.)

- (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
- (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
- (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
- (9.) That no person should be permitted to vote at any election without such certificate.
- (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
- (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.

TUESDAY, JANUARY 16.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.

[Price, 6d.]

New South Wales.

No. 33.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 20 DECEMBER, 1865.

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

Question on Notice Paper for to-day:—

Certain Pensions granted under Public Service Superannuation Act:—Mr. Forster asked the Colonial Secretary, pursuant to Notice,—What decision have the Government arrived at, and what course do they intend pursuing, with reference to the exceptions severally taken by the Auditor General in the cases of Pensions granted under the Superannuation Act of 1864, to Mr. Crook, late Harbour Master, to Mr. Charles Wilkinson, late Clerk in the Treasury Department, and to Captain William Colburn Mayne, late Auditor General, respectively?

Mr. Cowper answered,—The Government felt so much embarrassment as to the course to be pursued—if indeed anything can be done in the matter—that it was considered advisable not to take any action in regard to the Superannuation allowances referred to until a discussion upon the whole subject should take place in Parliament. The Government of the day having granted the allowances, it seemed almost impossible to cancel the arrangement, certainly not until the view of the Assembly could be ascertained.

2. Exchange of Land Scots Church Sydney Legalizing Bill:—
(1.) Mr. Piddington presented a Petition from James Fullerton, L.L.D., Minister of the Scots Church, Pitt-street, Sydney, against the passing of the said Bill. Petition received.
(2.) Mr. Burdekin, *with the concurrence of the House*, moved, without notice, That the Evidence taken before the Select Committees on the "Exchange of Land Scots Church Sydney Legalizing Bill" in Sessions 1862 and 1863-4, respectively, be referred to the Select Committee appointed during the present Session, to consider and report upon the same Bill.
Question put and passed.
3. Motion Withdrawn:—Mr. Cowper, on behalf of Mr. Samuel, withdrew the Motion standing in the name of Mr. Samuel, No. 1, on the Notice Paper of Government Business for to-day.
4. Scab in Sheep Act Continuation and Amendment Bill ("*Formal*" Order of the Day), on motion of Mr. Cowper, read a third time, and passed.
Mr. Cowper then moved, That the Title of this Bill be "*An Act to continue for a limited period and to amend the Scab in Sheep Act of 1863.*"
Question put and passed.
Whereupon, Mr. Cowper moved, That this Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to continue for a limited period and to amend the Scab in Sheep Act of 1863,*" presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 20th December, 1865.

Speaker.

Question put and passed.

5. Return of certain Civil Employés, and their Salaries (*"Formal" Motion*):—
Mr. Piddington moved, pursuant to Notice, That there be laid upon the Table of this House, a Return of the names of all persons in the service of the Government, or in the Legislative Department, who hold offices paid by salary, wages, emoluments, or fees, amounting to £200 per annum and upwards, distinguishing in parallel columns,—
- (1.) The name.
 - (2.) Official designation.
 - (3.) Amount of salary, &c.
 - (4.) Aggregate amount of such salaries, wages, or emoluments.
- Question put and passed.
6. Consolidated Revenue Fund Bill—Suspension of Standing Orders:—Mr. Cowper moved, pursuant to Notice, That so much of the Standing Orders be suspended as will admit of the passing through all its stages in one day, of a Bill to apply certain sums out of the Consolidated Revenue Fund of New South Wales, towards the Service of the year 1866, and will also admit of the Resolutions of the Committees of Supply, and of Ways and Means respectively, whereon the said Bill is proposed to be founded, being received on the same day on which the said Resolutions shall be come to by the said Committees respectively.
- Question put and passed.
7. Motion for Adjournment:—Mr. Wisdom moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
8. Motion Withdrawn:—Mr. Wisdom withdrew the Motion standing in his name, No. 1 on the Notice Paper of Other Business for to-day.
9. Postponements:—The Orders of the Day, Nos. 1, 2, 3, 4, and 5 of Government Business, postponed, respectively, on motion of Mr. Cowper, until this day fortnight.
10. Ways and Means:—
- (1.) On the Order of the Day for the reception of Resolutions being read, the Chairman of Committees reported from the Committee of Ways and Means certain Resolutions, which were read a first time, as follows:—
 - (1.) *Resolved*, That towards raising the Supply to be granted to Her Majesty, there shall be charged, on and after the 29th November, 1865, in lieu of the Duties of Customs now imposed on Spirits, including all such Spirits in Bond, the following Duties of Customs, viz. :—
 - On all Spirits imported into the Colony, the strength of which can be ascertained by Sykes' Hydrometer—the proof gallon, ten shillings.
 - On all Spirits and Spirituous Compounds imported into the Colony, the strength of which cannot be ascertained by Sykes' Hydrometer—the liquid gallon, ten shillings.
 - (2.) *Resolved*, That towards raising the Supply to be granted to Her Majesty, there shall be charged, on and after the 29th November, 1865, in lieu of the Duties now imposed on Spirits distilled in the Colony, including all such Spirits in Bond, the following Duties, viz. :—
 - On Spirits, when made or distilled from Sugar upon which Customs Duties have been paid—the proof gallon, nine shillings and five-pence.
 - On Spirits, when made or distilled wholly or in any proportion exceeding ten per cent. of the whole from materials upon which no Duty of Customs has been paid—the proof gallon, ten shillings.
 - (3.) *Resolved*, That towards raising the Supply to be granted to Her Majesty, there shall be charged, on and after the 29th November, 1865, in lieu of the Duty of Customs now imposed upon Opium, including all such Opium now in Bond, the following Duty of Customs, viz. :—
 - Per lb., one pound.
 - (4.) *Resolved*, That towards raising the Supply to be granted to Her Majesty, there shall be charged, on and after the 29th November, 1865, the following Duty of Customs, viz. :—
 - On Rice—per ton, two pounds.
 - (5.) *Resolved*, That towards raising the Supply to be granted to Her Majesty, there shall be charged, on and after the 29th November, 1865, the following Duty of Customs, viz. :—
 - On Hops—per lb., twopence.
 - (6.) *Resolved*, That towards raising the Supply to be granted to Her Majesty, there shall be charged, on and after the 29th November, 1865, the following Duty of Customs, viz. :—
 - On Malt—per bushel, six-pence.
 - (7.) *Resolved*, That towards raising the Supply to be granted to Her Majesty, there shall be charged, on and after the 29th November, 1865, in lieu of the Duties of Customs now imposed on Wines, including all such Wines in Bond, the following Duties of Customs, viz. :—
 - On all imported Wines—the gallon, three shillings.
 - (8.) *Resolved*, That towards raising the Supply to be granted to Her Majesty, there shall be charged, on and after the 29th November, 1865, in lieu of the Duties of Customs now imposed on Ale and Porter, including all such Ale and Porter now in Bond, the following Duties of Customs, viz. :—
 - On Ale and Porter, in bottle—the gallon, six-pence,
 - And on Ale and Porter, in wood—the gallon, threepence.

(9.) *Resolved*, That towards raising the Supply to be granted to Her Majesty, there shall be charged, on and after the 29th November, 1865, the following Duty of Customs, viz. :—

On Dried Fruits—per cwt., ten shillings.

Resolutions then, on motion of Mr. Cowper, read a second time, and (after Debate) agreed to.

(2.) The Order of the Day for the resumption of the Committee of Ways and Means having been read,—On motion of Mr. Cowper (after Debate), the Speaker left the Chair, and the House resolved itself into the said Committee.

And the Committee having continued to sit till after Midnight,—

THURSDAY, 21. DECEMBER, 1865, A.M.

The Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman, *with the concurrence of the House*, that the said Resolution be *now* received.

Whereupon, the Chairman reported from the Committee a Resolution, which was read a first time, as follows :—

(10.) *Resolved*, That towards raising the supply to be granted to Her Majesty, there shall be charged on the importation of all goods not liable to Duty by any existing Law, other than the Package Charge imposed by the Package Act of 1865, or Resolutions already passed by this Committee, a Duty of Five Pounds for every One Hundred Pounds of the value thereof, the following articles excepted, which shall be admitted free of Duty, viz. :—

Animals, living	Passengers' Baggage
Fresh Fruits and Garden Produce	Plants, Trees and Shrubs
Fresh Meat	Seeds and Esculent Roots, including Bulbs
Gold Dust, Bullion, Coin	Specimens of Natural History
Guano and Manures	Tallow and Wool
Hides and Skins	Vine Stakes and Bark for Building purposes
Military and Naval Stores	Wheat and Flour.
Ores, unsmelted	

Resolution then, on motion of Mr. Cowper, read a second time, and agreed to.

11. Supply :—The Order of the Day for the resumption of the Committee of Supply having been read,—On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into the said Committee.

The Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman, that the said Resolution be *now* received.

The Chairman then reported a Resolution, which was read a first time, as follows :—

(1.) *Resolved*, That there be granted to Her Majesty a sum not exceeding £208,897 14s. 9d., to defray the expenses of the various Departments and Services of the Colony, from the 1st January to 28th February, 1866.

Resolution then, on motion of Mr. Cowper, read a second time, and agreed to.

12. Ways and Means :—On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of Ways and Means.

The Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman, that the said Resolution be *now* received.

The Chairman then reported a Resolution, which was read a first time, as follows :—

(11.) *Resolved*—That towards making good the Supply granted to Her Majesty for the Service of the year 1866, the sum of £208,897 14s. 9d., be granted out of the Consolidated Revenue Fund of New South Wales, to defray the expenses of the various Departments and Services of the Colony, from the 1st January to 28th February, 1866.

Resolution then, on motion of Mr. Cowper, read a second time, and agreed to.

13. Consolidated Revenue Fund Bill :—

(1.) Mr. Cowper moved (without notice) for leave to introduce a Bill, founded on Resolution of Ways and Means No. 11, to apply certain sums out of the Consolidated Revenue Fund of New South Wales, towards the service of the year 1866.

Question put and passed.

(2.) Mr. Cowper having *presented* this Bill, Bill, intituled, "*A Bill to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the year 1866,*" read a first time.

Ordered to be printed.

(3.) Bill, on motion of Mr. Cowper, read a second time.

Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.

The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for a later hour this day.

The House adjourned at half-past One o'clock A.M., until Three o'clock P.M., This Day.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, DECEMBER 21.

Contingent Notice of Motion :—

1. MR. FORSTER to move (by way of Contingent Amendment on the Motion for going into Committee of Supply),—
 - (1.) That this House is of opinion,—
 - (1.) That the Contract subsisting between the Imperial Government and the Peninsular and Oriental Steam Navigation Company, for the conveyance of Mails to and from the Australian Colonies and Great Britain, by way of Suez, has not been carried into effect in a manner satisfactory to this House, or calculated to advance the commercial interests of this Colony.
 - (2.) That the said Contract has not been, nor is its continuance likely to be, productive of any public benefit to the people of this Colony, commensurate with the cost thereof.
 - (3.) That consequently, and with a view to future modification and improvement of existing arrangements, it is desirable, so far as may be consistent with public honor and good faith, that steps should be taken by the Government, with as little delay as possible, for the withdrawal of this Colony from its share in the said Contract.
 - (2.) That the purport of the foregoing Resolutions be transmitted by Address to the Governor, accompanied by a request that His Excellency will, as early as possible, communicate the same to the Imperial Government.

Questions :—

1. MR. FARNELL to ask THE ACTING SECRETARY FOR LANDS,—
 - (1.) What is the reason why the Road from Iron Cove to Five Dock has not been opened?
 - (2.) Have the Punts for Five Dock and Iron Cove been completed; if so, where are they, or who has the charge of them?
2. MR. TIGHE to ask THE ACTING SECRETARY FOR LANDS,—Whether it is intended to open, for public traffic, a Street or Road through Honeysuckle Point, Newcastle, to the waterside opposite Bullock Island, with a view of offering convenient means of access to the numerous allotments on that island recently sold by the Government, as well as to the large number of Government allotments on the same island now advertised for sale?
3. MR. LAYCOCK to ask THE ACTING SECRETARY FOR LANDS,—What reason does the Government assign for refusing to permit the public to purchase Church and School Lands after such lands have been offered at auction and passed?
4. MR. MACPHERSON to ask THE COLONIAL SECRETARY,—Whether any application has been recently made to the Government by the Denominational Board of Education, that an additional sum of money be placed on the Estimates for 1866, to enable the Board to meet existing and prospective requirements?

GOVERNMENT BUSINESS—ORDERS OF THE DAY.

1. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.
2. Ways and Means; resumption of the Committee.
3. Supply; resumption of the Committee.
4. Consolidated Revenue Fund Bill; third reading.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MATE to move, That this House will, on Friday, the 5th January next, resolve itself into a Committee of the Whole, to take into consideration the propriety of introducing a Bill to prevent the careless use of Fire.
2. MR. PIDDINGTON to move, That the Petition presented by him on the 20th December, from the Rev. Dr. Fullerton, be printed.

FRIDAY, DECEMBER 22.

Questions :—

1. MR. BURNS to ask THE COLONIAL SECRETARY.—If the Government intend to introduce in the Survey Department of this Colony, a system, similar to the one in existence in Victoria, for producing with facility and on the most economical terms, by means of Photographic apparatus, Copies of Plans of the Public Lands intended for sale?
2. MR. DONNELLY to ask THE ACTING SECRETARY FOR LANDS,—
 - (1.) Is it true that Mr. Sub-Commissioner Scott, who is now in charge of the Hargraves Gold Fields, has disposed of, to private parties, the paddock hitherto used for police purposes, and allowed the said parties to measure off claims upon the same, for each of which a charge of £2 is to be made?
 - (2.) If so, upon what authority has Mr. Scott acted?

OTHER

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Funds for National Education ; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools ; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.
2. Funds for Denominational Education ; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools ; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
3. Smoke Nuisance Abatement Bill ; second reading.
4. Advances to Agents intrusted with Goods Bill ; second reading.
5. Clarence and New England Steam Navigation Company's Bill ; second reading.
6. Coal Fields Regulation Act Amendment Bill ; second reading.
7. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.

TUESDAY, DECEMBER 26.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of this House a Return shewing,—
 - (1.) The number of acres of Crown Land offered for sale during the years 1864, and 1865, respectively.
 - (2.) The number of acres sold in each year.
 - (3.) The average price per acre obtained for Town, Suburban, and Country Lands respectively in each year.

WEDNESDAY, DECEMBER 27.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

FRIDAY, DECEMBER 29.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000, for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
2. Removal of Restrictions upon Distillation Bill ; second reading.
3. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.

TUESDAY, JANUARY 2, 1866.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales ; that a large and immediate extension of Railways should be effected ; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
2. MR. LUCAS to move, That the report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.

3. MR. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.
4. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.
5. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions in the case of Walmsley against Norrie, tried before the Wollombi Police Court in September or October last.
6. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
7. MR. BUCHANAN to move, That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.
8. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000, for the survey of a line of Railway from Piper's Flats to Mudgee.
9. MR. FORSTER to move,—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
10. MR. WISDOM to move,—
 - (1.) That there be laid on the Table of this House, a Return of all Reserves from Sale or from Conditional Purchase made since the 1st July, 1865, in the Districts of Murrumbidgee, Lachlan, or Lower Darling—giving the extent in acres, boundaries, and situation in each case; together with the names of stations or runs, and their lessees, on which such Reserves are situate; and all correspondence which has passed between the said lessees, their agents, or any parties on their behalf, with any officer or officers of the Government. Also, all correspondence relative to Reserves applied for but not made, or in which the matter is still pending.
 - (2.) Copies of all communications which have been addressed to conditional purchasers or others in the above Districts, now or lately in occupation of Reserves or portions of Reserves, or of land applied for or intended as Reserves; and of all correspondence between conditional purchasers and any officer or officers of the Government relative thereto; and of any petition, memorial, or remonstrance which has been addressed to the Government, or of any officer of the Government, relative to the resumption, or the intended resumption, of any lands for any purpose whatever by the Government in the said Districts.

ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Terry.—
 - (1.) "That" in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisalment*) shall be given for the value of the lands so taken.
 - (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor."

Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word 'That,' with a view to insert in their place the following words, viz. :—"this House is of opinion,—

"(1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars :—

"(1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.

"(2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.

- “(3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.
- “(4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.
- “(5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.
- “(2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor.”
2. Resumption of the adjourned Debate on the motion of Mr. Tunks, “That it is the opinion of this House, that the piece of land known as the “Reserve,” at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths.”
 3. Triennial Parliament Bill; second reading.

WEDNESDAY, JANUARY 3.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

ORDERS OF THE DAY:—

1. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, “That this Bill be now read a second time.”
2. Prison Discipline Bill; second reading.
3. Municipalities Law Amendment Bill; to be further considered in Committee.
4. Gunpowder Law Consolidation Bill; second reading.
5. Reformatory and Industrial Schools Bill; Debate on the Motion of Mr. Cowper “That this Bill be now read a second time.”

FRIDAY, JANUARY 5.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Brands Registration Bill; to be further considered in Committee.
2. Game Protection Bill; second reading.
3. Small Debts Recovery Amendment Bill; to be further considered in Committee.
4. Resumption of the adjourned Debate on the Motion of Mr. Förster,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of “increasing” the number of Members of this “House”, in accordance with the 3rd Section of the Act, 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 - (2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—
 Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word “increasing” the word “altering,” and by omitting all the words of the section after the word “House.”

NOTICES OF MOTION:—

1. MR. LAYCOCK to move, That there be laid upon the Table of this House, a Return of Revenue derivable from the sale of Lands by Auction, Pre-emption, and Conditional Purchase, in the Electorate of the Clarence, from the 1st January to the 31st December, 1865, inclusive.
2. MR. LAYCOCK to move, That there be laid upon the Table of this House, a Return showing the Amount derivable from Assessments and Rentals of Runs in the Clarence Electorate, since the Inauguration of Responsible Government, to the 31st December, 1865.

TUESDAY, JANUARY 9.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
2. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.

3. MR. MARTIN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
4. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
- (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
- (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places ; to inquire into the character and approximate extent of our Mineral Resources ; the best means of developing the same ; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands ; to inquire generally into the present condition and prospects of the mining interests of New South Wales ; with power to send for persons and papers ; to take evidence ; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
- (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
5. MR. LUCAS to move, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that Road, should be expended forthwith.
6. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
- (1.) That this House is of opinion,—
- (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
- (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
- (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
- (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
- (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
- (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
- (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
- (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
- (9.) That no person should be permitted to vote at any election without such certificate.
- (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
- (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
7. DR. LANG to move, That Nathaniel Lipscomb Kentish be now heard at the Bar of the House, in support of his Petition, presented to the Legislative Assembly on the 26th October last.

TUESDAY, JANUARY 16.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragarang.

New South Wales.

No. 34.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 21 DECEMBER, 1865.

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

Partnership Amendment Bill:—The Speaker reported the following Message (received yesterday) from the Legislative Council:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled, "*An Act to amend the Law of Partnership*," presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 20th December, 1865.

T. A. MURRAY,
President.

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

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

2. Questions on Notice Paper for to-day:—

(1.) Road and Punts, Five Dock and Iron Cove:—Mr. Farnoll asked the Acting Secretary for Lands, pursuant to Notice No. 1,—

(1.) What is the reason why the Road from Iron Cove to Five Dock has not been opened?

(2.) Have the Punts for Five Dock and Iron Cove been completed; if so, where are they, or who has the charge of them?

Mr. Cowper answered,—

(1.) In reply to the first question, I would give the answer which I gave some time since to the Honorable Member, Mr. Tunks. I then stated "The delay arises from the difficulty of settling with the owners of the land through which the Road requires to pass. That Road will be opened whenever this difficulty is removed."

(2.) The Punts are now ready for use, and are in charge of three trustees, namely, W. Wright, G. R. Elliott, and A. R. Huntley.

(2.) Street or Road, Honeysuckle Point, Newcastle:—Mr. Tighe asked the Acting Secretary for Lands, pursuant to Notice No. 2,—Whether it is intended to open, for public traffic, a Street or Road through Honeysuckle Point, Newcastle, to the waterside opposite Bullock Island, with a view of offering convenient means of access to the numerous allotments on that island recently sold by the Government, as well as to the large number of Government allotments on the same island now advertised for sale?

Mr. Cowper answered,—So far as I have been able to obtain information during the short period that has elapsed since my honorable friend has given me notice to inquire into the matter, I cannot find that it is the intention of the Department or Departments who have to deal with this question to carry out the Road in this particular locality. I am informed that it will involve a very large outlay in the formation of a bridge across the channel separating the island from the shore.

(3.) Church and School Lands:—Mr. Laycock asked the Acting Secretary for Lands, pursuant to Notice No. 3:—What reason does the Government assign for refusing to permit the public to purchase Church and School Lands after such Lands have been offered at auction and passed?

Mr.

Mr. Cowper answered,—I know of no other reason than that it has not been customary. There is a Law requiring that Crown Lands, after being offered for sale by auction, shall be sold to any person selecting them. There has been no such regulation as yet with reference to Church and School Estates, which have not been dealt with altogether as Crown Lands; but I am not aware why such a regulation might not be made.

Mr. Macpherson not asking the Question standing in his name, No. 4, it dropped.

3. Motion for Adjournment:—*Mr. Parkes* moved, That this House do now adjourn. Debate ensued.
Question put and negatived.
4. Tax on Dogs:—*Mr. White* presented a Petition from the Inhabitants, Freeholders, Householders, and others, of Muswellbrook, in favor of an increased Tax on Dogs. Petition received.
5. Papers:—
 - (1.) *Mr. Smart* laid upon the Table the undermentioned Papers:—
 - (1.) (On behalf of *Mr. Samuel*) Return to Order in reference to "Stamp Duties Act," made by this House, on motion of *Mr. Forster*, on 7 November, 1865.
 - (2.) Abstract of Returns of Bank Liabilities and Assets for quarter ended 30 September, 1865, (*Being Amended Return in substitution for that laid on the Table on 15 November, 1865.*)
Ordered to be printed.
 - (2.) *Mr. Cowper* laid upon the Table,—Return to Address in reference to "C. E. Harrison, Sub-Inspector of Police," adopted by this House, on motion of *Mr. Wilson*, on 28 November, 1865.
Ordered to be printed.
6. Consolidated Revenue Fund Bill ("*Formal*" Order of the Day), on motion of *Mr. Cowper*, read a third time, and passed.
Mr. Cowper then moved, That the Title of this Bill be "*An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the service of the year 1866.*"
Question put and passed.
Whereupon, *Mr. Cowper* moved, That this Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled, "*An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the service of the year 1866,*" presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 21st December, 1865. Speaker.
- Question put and passed.
7. Careless use of Fire Prevention Bill ("*Formal*" Motion):—*Mr. Mate* moved, pursuant to Notice, That this House will, on Friday, the 5th January next, resolve itself into a Committee of the Whole, to take into consideration the propriety of introducing a Bill to prevent the careless use of Fire.
Question put and passed.
8. Exchange of Land Scots Church Sydney Legalizing Bill ("*Formal*" Motion):—*Mr. Fiddington* moved, pursuant to Notice, That the Petition presented by him on the 20th December, from the Rev. Dr. Fullerton, be printed.
Question put and passed.
Ordered to be printed.
9. Additional Customs Duties Bill:—
 - (1.) *Mr. Cowper* moved, (without notice) for leave to bring in a Bill, founded on Resolution No. (1) and Resolutions Nos. (3) to (10) inclusive of Ways and Means, to impose additional Duties of Customs,
Question put and passed.
 - (2.) *Mr. Cowper* having presented this Bill, Bill, intituled, "*A Bill to impose additional Duties of Customs,*" read a first time.
Ordered to be printed, and read a second time to-morrow.
10. Colonial Spirits Duty Bill:—
 - (1.) *Mr. Cowper* moved, (without notice) for leave to bring in a Bill, founded on Resolution No. (2) of Ways and Means, to alter the Duties on Colonial Spirits.
Question put and passed.
 - (2.) *Mr. Cowper* having presented this Bill, Bill, intituled, "*A Bill to alter the Duties on Colonial Spirits,*" read a first time.
Ordered to be printed, and read a second time to-morrow.
11. Postponements:—The Orders of the Day of Government Business, Nos. 1 and 2 postponed, respectively, on motion of *Mr. Cowper*, until Wednesday next.
12. Supply—Steam Postal Service, *via* Suez:—On the Order of the Day for the resumption of the Committee of Supply being read, *Mr. Cowper* moved, "That" the Speaker do now leave the Chair.
Mr. Forster moved, pursuant to *Contingent Notice*, That the Question be amended by omitting all the words after the word "That," with a view of inserting in their place the words "this House is of opinion,—"
" (1.) That the Contract subsisting between the Imperial Government and the "Peninsular and Oriental Steam Navigation Company, for the conveyance of "Mails to and from the Australian Colonies and Great Britain, by way of Suez, " has

- “has not been carried into effect in a manner satisfactory to this House, or calculated to advance the commercial interests of this Colony.”
- “(2.) That the said Contract has not been, nor is its continuance likely to be, productive of any public benefit to the people of this Colony, commensurate with the cost thereof.”
- “(3.) That consequently, and with a view to future modification and improvement of existing arrangements, it is desirable, so far as may be consistent with public honor and good faith, that steps should be taken by the Government, with as little delay as possible, for the withdrawal of this Colony from its share in the said Contract.”
- “(2.) That the purport of the foregoing Resolutions be transmitted by Address to the Governor, accompanied by a request that His Excellency will, as early as possible, communicate the same to the Imperial Government.”

Debate ensued.

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

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

Whereupon Question,—

(1.) That this House is of opinion,—

(1.) That the Contract subsisting between the Imperial Government and the Peninsular and Oriental Steam Navigation Company, for the conveyance of Mails to and from the Australian Colonies and Great Britain, by way of Suez, has not been carried into effect in a manner satisfactory to this House, or calculated to advance the commercial interests of this Colony.

(2.) That the said Contract has not been, nor is its continuance likely to be, productive of any public benefit to the people of this Colony, commensurate with the cost thereof.

(3.) That consequently, and with a view to future modification and improvement of existing arrangements, it is desirable, so far as may be consistent with public honor and good faith, that steps should be taken by the Government, with as little delay as possible, for the withdrawal of this Colony from its share in the said Contract.

(2.) That the purport of the foregoing Resolutions be transmitted by Address to the Governor, accompanied by a request that His Excellency will, as early as possible, communicate the same to the Imperial Government,—put and passed.

The House adjourned at ten minutes after Six o'clock, until To-morrow at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, DECEMBER 22.

Questions:—

1. MR. BURNS *to ask* THE COLONIAL SECRETARY.—If the Government intend to introduce in the Survey Department of this Colony, a system, similar to the one in existence in Victoria, for producing with facility and on the most economical terms, by means of Photographic apparatus, Copies of Plans of the Public Lands intended for sale?
2. MR. DONNELLY *to ask* THE ACTING SECRETARY FOR LANDS,—
 - (1.) Is it true that Mr. Sub-Commissioner Scott, who is now in charge of the Hargraves Gold Fields, has disposed of, to private parties, the paddock hitherto used for police purposes, and allowed the said parties to measure off claims upon the same, for each of which a charge of £2 is to be made?
 - (2.) If so, upon what authority has Mr. Scott acted?
3. MR. FORSTER *to ask* THE ACTING SECRETARY FOR LANDS,—
 - (1.) Have the Government come to any decision respecting the Appraisements of Runs made by Mr. Bell, in the Lachlan District, alleged to have been made without notice to some of the parties.
 - (2.) If so, what is the decision?
 - (3.) Do the Government intend insisting on the Appraisements referred to?
4. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—
 - (1.) With reference to the Answer to my Question, No. 1, on the paper, made by the Colonial Secretary, on December 20, was it intended to convey that the action of the Executive Government, on the question submitted, will depend upon a Vote of the Assembly, or upon the aggregate of opinions elicited by discussion, or that the legal rights of the parties will depend on the view taken by the Assembly?
 - (2.) If so, in what way is it intended to obtain the Vote, or bring on the discussion in question?
5. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY.—When the Depositions in the case of Mrs. Scott, of Merriwa, will be laid on the Table of this House?

OTHER

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Funds for National Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.
2. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
3. Smoke Nuisance Abatement Bill; second reading.
4. Advances to Agents intrusted with Goods Bill; second reading.
5. Clarence and New England Steam Navigation Company's Bill; second reading.
6. Coal Fields Regulation Act Amendment Bill; second reading.
7. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.

NOTICE OF MOTION:—

1. MR. WHITE to move, That the Petition relative to the Tax on Dogs, presented by him on 21st December, from certain Inhabitants of Muswellbrook, be printed.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move, That this House, at its rising, do adjourn until Tuesday, the 2nd January next.
2. MR. COWPER to move, That so much of the Standing Orders be suspended as will admit of the passing through all their remaining stages in one day of a Bill to impose Additional Duties of Customs, and a Bill to alter the Duties on Colonial Spirits.

ORDERS OF THE DAY:—

1. Additional Customs Duties Bill; second reading.
2. Colonial Spirits Duty Bill; second reading.

TUESDAY, DECEMBER 26.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of this House a Return shewing,—
 - (1.) The number of acres of Crown Land offered for sale during the years 1864, and 1865, respectively.
 - (2.) The number of acres sold in each year.
 - (3.) The average price per acre obtained for Town, Suburban, and Country Lands respectively in each year.

WEDNESDAY, DECEMBER 27.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

ORDER OF THE DAY:—

1. Supply; resumption of the Committee.

FRIDAY, DECEMBER 29.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000, for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
2. Removal of Restrictions upon Distillation Bill; second reading.
3. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimate for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.

TUESDAY,

TUESDAY, JANUARY 2, 1866.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
2. MR. LUCAS to move, That the report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.
3. MR. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.
4. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.
5. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions in the case of Walmsley against Norrie, tried before the Wollombi Police Court in September or October last.
6. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
7. MR. BUCHANAN to move, That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.
8. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000, for the survey of a line of Railway from Piper's Flats to Mudgee.
9. MR. FORSTER to move,—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
10. MR. WISDOM to move,—
 - (1.) That there be laid on the Table of this House, a Return of all Reserves from Sale or from Conditional Purchase made since the 1st July, 1865, in the Districts of Murrumbidgee, Lachlan, or Lower Darling—giving the extent in acres, boundaries, and situation in each case; together with the names of stations or runs, and their lessees, on which such Reserves are situate; and all correspondence which has passed between the said lessees, their agents, or any parties on their behalf, with any officer or officers of the Government. Also, all correspondence relative to Reserves applied for but not made, or in which the matter is still pending.
 - (2.) Copies of all communications which have been addressed to conditional purchasers or others in the above Districts, now or lately in occupation of Reserves or portions of Reserves, or of land applied for or intended as Reserves; and of all correspondence between conditional purchasers and any officer or officers of the Government relative thereto; and of any petition, memorial, or remonstrance which has been addressed to the Government, or of any officer of the Government, relative to the resumption, or the intended resumption, of any lands for any purpose whatever by the Government in the said Districts.

ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Terry,—
 - (1.) "That" in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisement*) shall be given for the value of the lands so taken.

(2.)

(2.) That the above Resolution be transmitted by an Address to His Excellency the Governor."

Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word 'That,' with a view to insert in their place the following words, viz. :—"this House is of opinion,—

"(1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars :—

"(1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.

"(2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.

"(3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.

"(4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.

"(5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.

"(2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor."

2. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."
3. Triennial Parliament Bill; second reading.
4. Partnership Amendment Bill; second reading.

WEDNESDAY, JANUARY 3.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

ORDERS OF THE DAY :—

1. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."
2. Prison Discipline Bill; second reading.
3. Municipalities Law Amendment Bill; to be further considered in Committee.
4. Gunpowder Law Consolidation Bill; second reading.
5. Reformatory and Industrial Schools Bill; Debate on the Motion of Mr. Cowper, "That this Bill be now read a second time."
6. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.
7. Ways and Means; resumption of the Committee.

FRIDAY, JANUARY 5.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Brands Registration Bill; to be further considered in Committee.
2. Game Protection Bill; second reading.
3. Small Debts Recovery Amendment Bill; to be further considered in Committee.
4. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act, 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 - (2.) That such Committee consist of the following Members, namely :—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—

Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."
5. Careless use of Fire Prevention Bill; consideration in Committee of the propriety of introducing this Bill.

NOTICES

NOTICES OF MOTION :—

1. MR. LAYCOCK to move, That there be laid upon the Table of this House, a Return of Revenue derivable from the sale of Lands by Auction, Pre-emption, and Conditional Purchase, in the Electorate of the Clarence, from the 1st January to the 31st December, 1865, inclusive.
2. MR. LAYCOCK to move, That there be laid upon the Table of this House, a Return showing the Amount derivable from Assessments and Rentals of Runs in the Clarence Electorate, since the Inauguration of Responsible Government, to the 31st December, 1865.

TUESDAY, JANUARY 9.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
2. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
3. MR. MARTIN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
4. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places ; to inquire into the character and approximate extent of our Mineral Resources ; the best means of developing the same ; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands ; to inquire generally into the present condition and prospects of the mining interests of New South Wales ; with power to send for persons and papers ; to take evidence ; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
5. MR. LUCAS to move, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that Road, should be expended forthwith.
6. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.

(9.)

- (9.) That no person should be permitted to vote at any election without such certificate.
- (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
- (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
7. DR. LANE to move, That Nathaniel Lipscomb Kentish be now heard at the Bar of the House, in support of his Petition, presented to the Legislative Assembly on the 26th October last.

TUESDAY, JANUARY 16.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burraborang.

New South Wales.

No. 35.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 22 DECEMBER, 1865.

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

Questions on Notice Paper for to-day:—

- (1.) Photographing Plans in Survey Department:—Mr. Burns asked the Colonial Secretary, pursuant to Notice No. 1,—If the Government intend to introduce in the Survey Department of this Colony, a system, similar to the one in existence in Victoria, for producing with facility and on the most economical terms, by means of Photographic apparatus, Copies of Plans of the Public Lands intended for sale?

Mr. Cowper answered,—The Plans of land for sale, capable of being copied by Photography, are too few to warrant the cost of introducing the system. Colored, or even soiled Plans cannot be copied by it.

- (2.) Mr. Sub-Gold Commissioner Scott:—Mr. Donnelly asked the Acting Secretary for Lands, pursuant to Notice No. 2,—

(1.) Is it true that Mr. Sub-Commissioner Scott, who is now in charge of the Hargraves Gold Fields, has disposed of, to private parties, the Paddock hitherto used for police purposes, and allowed the said parties to measure off claims upon the same, for each of which a charge of £2 is to be made?

(2.) If so, upon what authority has Mr. Scott acted?

Mr. Cowper answered:—

(1.) Mr. Scott was authorized to allow the Chinese to mine for gold, on the Government Paddock, on condition that they fenced in a Paddock at their own expense, or paid a sum of money towards that purpose. The exact sum paid is not known in the office.

(2.) The authority of the Minister for Lands.

- (3.) Appraisements of Runs by Mr. Bell:—Mr. Forster asked the Acting Secretary for Lands, pursuant to Notice No. 3,—

(1.) Have the Government come to any decision respecting the Appraisements of Runs made by Mr. Bell, in the Lachlan District, alleged to have been made without notice to some of the parties.

(2.) If so, what is the decision?

(3.) Do the Government intend insisting on the Appraisements referred to?

Mr. Cowper answered,—An explanation was yesterday received from Mr. Bell, in which he, in effect, denies that any substantial irregularity has taken place. It will be necessary to obtain the opinion of the Crown Law Officers before a final decision can be arrived at as to the validity of the objections. In the meantime, as the law declares that the Appraisements shall be binding upon all parties thereto, and as the new rental has to be paid prior to 31st December to prevent the tenures lapsing, it will be necessary that the payment should be made. This will not prevent the matter being afterwards dealt with on its merits.

(4.)

(4.) Certain Pensions granted under Public Service Superannuation Act :—Mr. Forster asked the Colonial Secretary, pursuant to Notice No. 4,—

(1.) With reference to the Answer to my Question, No. 1, on the paper, made by the Colonial Secretary, on December 20, was it intended to convey that the action of the Executive Government, on the question submitted, will depend upon a Vote of the Assembly, or upon the aggregate of opinions elicited by discussion, or that the legal rights of the parties will depend on the view taken by the Assembly?

(2.) If so, in what way is it intended to obtain the Vote, or bring on the discussion in question?

Mr. Cowper answered,—The Government have not at present any intention to interfere with the payment of the pensions referred to, though they consider them to have been improvidently and illegally granted. But the faith of the Government having been pledged to the individuals named, it is considered undesirable to disturb the arrangements, unless the Assembly should pass a Resolution condemnatory of them. It is not the intention of the Government to propose such Resolution.

(5.) *Spratt v. Scott* (Administration of Justice) :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 5,—When the Depositions in the case of Mrs. Scott, of Merriwa, will be laid on the Table of this House?

Mr. Cowper answered,—I will lay the papers upon the Table presently.

2. Paper :—Mr. Cowper laid upon the Table, Return to Address, in reference to "*Spratt v. Scott* (Administration of Justice)," adopted by this House, on motion of Mr. Buchanan, on 28th November, 1865.

Ordered to be printed.

3. Brands Registration Bill :—The following Message from His Excellency the Governor was delivered by Mr. Cowper, and read by the Speaker :—

JOHN YOUNG,
Governor.

Message No. 6.

In accordance with the 55th clause of the Constitution Act, the Governor recommends the Legislative Assembly to make provision for the "Registration of Brands," and for the necessary expenses connected therewith.

Government House,

Sydney, 22nd December, 1865.

Ordered, on motion of Mr. Cowper, to be printed, and taken into consideration in Committee of the Whole on the Brands Registration Bill.

4. James Irvine :—Mr. Garrett presented a Petition from James Irvine, of the Heifer Station, near Orange, representing, that he purchased certain allotments in a new Township, laid out at Toogong, on the southern bank of Boree Creek, and built thereon, on the faith that the public road from Orange to Forbes should pass through the said Township; but that, by the subsequent erection of a bridge at another point, the traffic has been diverted from the said Township,—by which the Petitioner has been injured;—and praying relief.
Petition received.

5. William Goodin :—Mr. Farnell, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee, appointed on 21st November last, to consider and report upon the Petition of William Goodin.

Ordered to be printed.

6. Tax on Dogs ("*Formal*" Motion) :—Mr. White moved, pursuant to Notice, That the Petition relative to the Tax on Dogs, presented by him on 21st December, from certain Inhabitants of Muswellbrook, be printed.

Question put and passed.

Ordered to be printed.

7. Postponements :—The undermentioned Orders of the Day of Other Business, postponed, respectively, on motion of the Members named, until Friday, 19th January :—

Order No. 1. Mr. Wilson.

Order No. 2. Mr. Hart.

Order No. 3. Mr. Wilson.

Order No. 4. Mr. Burdekin.

8. Clarence and New England Steam Navigation Company's Bill, on motion of Mr. Wilson, read a second time.

Whereupon, on motion of Mr. Wilson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill. The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for Tuesday, 2nd January.

9. Postponements :—

(1.) The Order of the Day, No. 6 of Other Business, postponed, on motion of Mr. Tighe, to follow the Order of the Day, No. 2 of Government Business.

(2.) The Order of the Day No. 7 of Other Business, postponed, on motion of Mr. Josephson, until Friday, 19th January.

10. Adjournment :—Mr. Cowper moved, pursuant to Notice, That this House, at its rising, do adjourn until Tuesday, the "2nd" January next.

Mr. White moved, that the Question be amended by omitting the word "2nd," with a view to inserting in its place the word "23rd."

Debate ensued.

Question

Question put,—That the word proposed to be omitted stand part of the Question.
The House divided.

Ayes 23.		Noes 19.	
Mr. Cowper,	Mr. Tunks,	Mr. Lloyd,	Mr. Phelps,
Mr. Smart,	Mr. Gordon,	Mr. Hart,	Mr. White,
Mr. Cunneen,	Mr. Macleay,	Mr. Lucas,	Mr. Mate,
Dr. Lang,	Mr. Osborne,	Mr. Hay,	Mr. Oatley,
Mr. Garrett,	Mr. Wilson,	Mr. Pickering,	Mr. Tighe,
Mr. Farnell,	Mr. Graham,	Mr. Joseph,	Mr. Terry,
Mr. Forster,	Mr. Buchanan,	Mr. Donnelly,	Mr. Josephson,
Mr. Esgar,	Mr. Pemell,	Mr. Campbell,	Tellers.
Mr. De Salis,	Mr. Burdckin,	Mr. Cummings,	Mr. Burns,
Mr. Sutherland,	Tellers.	Mr. Hurley,	Mr. Walker.
Mr. Byrnes,	Mr. Parkes,		
Mr. Martin,	Mr. Laycock.		

Original Question then put.
The House divided.

Ayes, 28.		Noes, 13.	
Mr. Cowper,	Mr. Tunks,	Mr. Hart,	
Mr. Smart,	Mr. Joseph,	Mr. Lucas,	
Mr. Cunneen,	Mr. Martin,	Mr. Donnelly,	
Dr. Lang,	Mr. Forster,	Mr. Campbell,	
Mr. Garrett,	Mr. Wilson,	Mr. Cummings,	
Mr. Farnell,	Mr. Graham,	Mr. Hurley,	
Mr. Eagar,	Mr. Osborne,	Mr. Phelps,	
Mr. Parkes,	Mr. Buchanan,	Mr. White,	
Mr. Terry,	Mr. Pemell,	Mr. Mate,	
Mr. De Salis,	Mr. Tighe,	Mr. Oatley,	
Mr. Sutherland,	Mr. Josephson,	Mr. Burdckin,	
Mr. Byrnes,	Tellers.	Tellers.	
Mr. Hay,		Mr. Lloyd,	
Mr. Gordon,	Mr. Pickering,	Mr. Burns,	
Mr. Macleay,	Mr. Laycock.		

11. Messages:—The Speaker reported the following Messages from the Legislative Council:—

(1.) Consolidated Revenue Fund Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the year 1866,*" returns the same to the Legislative Assembly, without Amendment.

Legislative Council Chamber,
Sydney, 21st December, 1865.

T. A. MURRAY,
President,

(2.) Scab in Sheep Act Continuation and Amendment Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled, "*An Act to continue for a limited period and to amend the Scab in Sheep Act of 1863,*" with the Amendment indicated by the accompanying Schedule, in which Amendment the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 21st December, 1865.

T. A. MURRAY,
President.

SCAB IN SHEEP ACT CONTINUATION AND AMENDMENT BILL.

SCHEDULE of the Amendment made by the Legislative Council, in the Bill, intituled, "An Act to continue for a limited period and to amend the "Scab in Sheep Act of 1863" returned to the Legislative Assembly, with Message of 21st December, 1865.

R. O'CONNOR,
Clerk of the Parliaments.

Page 2, clause 3, line 9. Omit "be deemed guilty of a misdemeanor."
Examined,—

GEORGE ALLEN,

Chairman of Committees.

Ordered, on motion of Mr. Cowper, That the consideration in Committee of the Amendment made by the Legislative Council in the Scab in Sheep Act Continuation and Amendment Bill, stand an Order of the Day, immediately before the Order No. 1 of Government Business.

(3.) Cattle Disease Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled, "*An Act for regulating the Importation and Exportation of Horned Cattle and for preventing the introduction or propagation of Infectious or Contagious Diseases among Cattle,*" with the Amendments indicated by the accompanying Schedule, including an Amendment in the Title, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 21 December, 1865.

T. A. MURRAY,
President.

CATTLE

CATTLE DISEASE BILL.

SCHEDULE of the Amendments made by the Legislative Council, in the Bill intituled, "An Act for regulating the Importation and Exportation of "Horned Cattle and for preventing the introduction or propagation of "Infectious or Contagious Diseases among Cattle," returned to the Legislative Assembly, with Message of 21 December, 1865.

R. O'CONNOR,
Clerk of the Parliaments.

- Page 1, Title. Omit "regulating the Importation and Exportation of Horned Cattle and for"
- „ 1, clause 2, line 15. Omit "diseased"
- Page 2, clause 4, line 1. Omit "diseased"
- „ „ 4, line 4. After "Colony" insert "from any port or place out of the said Colony"
- Page 3, clause 7, line 12. After "Colony" insert "from any port or place out of the said Colony"
- „ clause 8, line 18. After "Vessel" insert "arriving as aforesaid"
- „ clause 12, line 48. Omit "or assuming to act"
- „ „ 12, line 56. Before "imprisonment" insert "a fine not exceeding five hundred pounds or"

After clause 12 insert the following new clause :

13. "It shall be lawful for the Governor with the advice of the Executive Council to make Regulations for carrying out the provisions of this Act and for making Compensation to persons suffering loss by the carrying out the said provisions or the said Regulations."

Examined,—

GEORGE ALLEN,
Chairman of Committees.

The Speaker drew attention to the new clause proposed by the Council, which he said contained provisions which would not have been inserted by this House without a compliance with certain forms, and the origination of which, by the Council, appeared to him to be in derogation of the rights and privileges of this House.

12. Suspension of Standing Orders:—Mr. Cowper moved, pursuant to Notice, That so much of the Standing Orders be suspended as will admit of the passing through all their remaining stages in one day of a Bill to impose Additional Duties of Customs, and a Bill to alter the Duties on Colonial Spirits.
Question put and passed.
13. Scab in Sheep Act Continuation and Amendment Bill:—On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of the Amendment made by the Legislative Council in this Bill.
The Chairman reported that the Committee had agreed to the Amendment made by the Legislative Council in this Bill.
Whereupon Mr. Cowper moved, That this Report be now adopted by this House.
Question put and passed.
14. Additional Customs Duties Bill, on motion of Mr. Cowper, read a second time.
Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.
The Chairman having reported the Bill with Amendments, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day to follow the Order of the Day No. 6 of Other Business, as postponed.
15. Scab in Sheep Act Continuation and Amendment Bill:—Mr. Cowper moved, That the following Message be carried to the Legislative Council:—
MR. PRESIDENT,
The Legislative Assembly has this day agreed to the Amendment made by the Legislative Council in the Bill, intituled, "An Act to continue for a limited period and to amend the Scab in Sheep Act of 1863."
Legislative Assembly Chamber,
Sydney, 22nd December, 1865. Speaker.
- Question put and passed.
16. Colonial Spirits Duty Bill, on motion of Mr. Cowper, read a second time.
Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.
The Chairman having reported the Bill with Amendments, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day to follow the Order of the Day for the third reading of the Additional Customs Duties Bill.
17. Coal Fields Regulation Act Amendment Bill:—Mr. Tighe moved, That this Bill be now read a second time.
Debate on this Question postponed, on motion of Mr. Macpherson (after Debate), until Friday, 12th January.

Governor to make Regulations to carry out this Act and as to Compensation.

18. Additional Customs Duties Bill:—Mr. Cowper moved, That this Bill “be” now read a third time.

Mr. Parkes moved, That the Question be amended, by omitting all the words after the word “be” with a view to inserting in their place, the words “re-committed, with a view to the re-consideration of clause 3.”

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

The House divided.

Ayes, 18.

Mr. Cowper,	Mr. De Salis,
Mr. Smart,	Mr. Graham,
Mr. Robertson,	Mr. Macleay,
Mr. Sutherland,	Mr. Burns,
Mr. Eagar,	Mr. Piddington,
Mr. Macpherson,	Mr. Neale,
Mr. Martin,	<i>Tellers.</i>
Mr. Wilson,	
Mr. Cummings,	Mr. Pemell,
Mr. Gordon,	Mr. Lucas.

Noes, 5.

Mr. Garrett,
Mr. Forster,
Mr. Parkes,
Tellers.
Mr. Farnell,
Mr. Tighe.

Original Question then put.

The House divided.

Ayes 20.

Mr. Cowper,	Mr. Mate,
Mr. Smart,	Mr. Tunks,
Mr. Lucas,	Mr. Macleay,
Mr. Caldwell,	Mr. Piddington,
Mr. Pickering,	Mr. Phelps,
Mr. Robertson,	Mr. Neale,
Mr. Graham,	Mr. Eagar,
Mr. Macpherson,	<i>Tellers.</i>
Mr. Martin,	
Mr. Wilson,	Mr. Josephson,
Mr. Gordon,	Mr. Pemell.

Noes 7.

Mr. Forster,
Mr. Farnell,
Mr. Burns,
Mr. Garrett,
Mr. Cummings,
Tellers.
Mr. Parkes,
Mr. De Salis,

Bill thereupon, read a third time, and on motion of Mr. Cowper, *passed.*

Mr. Cowper then moved, That the Title of this Bill be “*An Act to impose Additional Duties of Customs.*”

Question put and passed.

Whereupon, Mr. Cowper moved, That this Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, “*An Act to impose Additional Duties of Customs,*” presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 22nd December, 1865.

Speaker.

Question put and passed.

19. Colonial Spirits Duty Bill, on motion of Mr. Cowper, read a third time and *passed.*

Mr. Cowper then moved, That the Title of this Bill be “*An Act to alter the Duties on Colonial Spirits.*”

Question put and passed.

Whereupon, Mr. Cowper moved, That this Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, “*An Act to alter the Duties on Colonial Spirits*” presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 22nd December, 1865.

Speaker.

Question put and passed.

The House adjourned, at three minutes before Eleven o'clock, until Three o'clock on *Tuesday, January 2nd, 1866.*

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, JANUARY 2, 1866.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
2. MR. LUCAS to move, That the report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.
3. MR. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shows an utter contempt for its voice expressed by a large majority.
4. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.
5. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions in the case of Walmsley against Norrie, tried before the Wollombi Police Court in September or October last.
6. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
7. MR. BUCHANAN to move, That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.
8. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000, for the survey of a line of Railway from Piper's Flats to Mudgee.
9. MR. FORSTER to move,—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
10. MR. WISDOM to move,—
 - (1.) That there be laid on the Table of this House, a Return of all Reserves from Sale or from Conditional Purchase made since the 1st July, 1865, in the Districts of Murrumbidgee, Lachlan, or Lower Darling—giving the extent in acres, boundaries, and situation in each case; together with the names of stations or runs, and their lessees, on which such Reserves are situate; and all correspondence which has passed between the said lessees, their agents, or any parties on their behalf, with any officer or officers of the Government. Also, all correspondence relative to Reserves applied for but not made, or in which the matter is still pending.
 - (2.) Copies of all communications which have been addressed to conditional purchasers or others in the above Districts, now or lately in occupation of Reserves or portions of Reserves, or of land applied for or intended as Reserves; and of all correspondence between conditional purchasers and any officer or officers of the Government relative thereto; and of any petition, memorial, or remonstrance which has been addressed to the Government, or of any officer of the Government, relative to the resumption, or the intended resumption, of any lands for any purpose whatever by the Government in the said Districts.
11. MR. GARRETT to move, That the Petition presented by him on the 22nd December, 1865, from James Irvine, be printed.

12. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of this House, a Return shewing,—
- (1.) The number of acres of Crown Land offered for sale during the years 1864, and 1865, respectively.
 - (2.) The number of acres sold in each year.
 - (3.) The average price per acre obtained for Town, Suburban, and Country Lands respectively in each year.

ORDERS OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Terry,—
 - (1.) “That in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisalment*) shall be given for the value of the lands so taken.
 - (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor.”

Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word ‘That,’ with a view to insert in their place the following words, viz. :—“this House is of opinion,—

 - (1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars :—
 - (1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.
 - (2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.
 - (3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.
 - (4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.
 - (5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.
 - (2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor.”
2. Resumption of the adjourned Debate on the motion of Mr. Tunks, “That it is the opinion of this House, that the piece of land known as the “Reserve,” at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths.”
3. Triennial Parliament Bill ; second reading.
4. Partnership Amendment Bill ; second reading.
5. Clarence and New England Steam Navigation Company’s Bill ; third reading.
6. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000, for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
7. Removal of Restrictions upon Distillation Bill ; second reading.
8. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.

ORDER OF THE DAY :—

1. Supply ; resumption of the Committee.

WEDNESDAY, JANUARY 3.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

ORDERS

ORDERS OF THE DAY :—

1. Crown Land Dedication Amending Bill ; resumption of the adjourned Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."
2. Prison Discipline Bill ; second reading.
3. Municipalities Law Amendment Bill ; to be further considered in Committee.
4. Gunpowder Law Consolidation Bill ; second reading.
5. Reformatory and Industrial Schools Bill ; Debate on the Motion of Mr. Cowper, "That this Bill be now read a second time."
6. Volunteer Bill ; consideration in Committee of the propriety of introducing this Bill.
7. Ways and Means ; resumption of the Committee.

FRIDAY, JANUARY 5.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Brands Registration Bill ; to be further considered in Committee.
2. Game Protection Bill ; second reading.
3. Small Debts Recovery Amendment Bill ; to be further considered in Committee.
4. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act, 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 - (2.) That such Committee consist of the following Members, namely :—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—

Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."
5. Careless use of Fire Prevention Bill ; consideration in Committee of the propriety of introducing this Bill.

NOTICES OF MOTION :—

1. MR. LAYCOCK to move, That there be laid upon the Table of this House, a Return of Revenue derivable from the sale of Lands by Auction, Pre-emption, and Conditional Purchase, in the Electorate of the Clarence, from the 1st January to the 31st December, 1865, inclusive.
2. MR. LAYCOCK to move, That there be laid upon the Table of this House, a Return showing the Amount derivable from Assessments and Rentals of Runs in the Clarence Electorate, since the Inauguration of Responsible Government, to the 31st December, 1865.

TUESDAY, JANUARY 9.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
2. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
3. MR. MARTIN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
4. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places ; to inquire into the character and approximate extent of our Mineral Resources ; the best means of developing the same ; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands ; to inquire generally into the present condition and prospects of the mining interests of New South Wales ; with power to send for persons and papers ; to take evidence ; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.

- (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
5. MR. LUCAS to move, That, the Mudjee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that Road, should be expended forthwith.
6. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
- (1.) That this House is of opinion,—
- (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bona fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
- (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
7. DR. LANG to move, That Nathaniel Lipscomb Kentish be now heard at the Bar of the House, in support of his Petition, presented to the Legislative Assembly on the 26th October last.
8. DR. LANG to move, That there be laid upon the Table of this House, a copy of all Correspondence between the Government and John J. Main and Isabella Main, as also of all Correspondence between Messrs. Kirk and Goldsborough, and the Government, on the subject of their pre-emptive right at Totaila, in the district of Moama.

FRIDAY, JANUARY 12.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Coal Fields Regulation Act Amendment Bill; Debate on the Motion of Mr. Tighe, "That this Bill be now read a second time."

TUESDAY, JANUARY 16.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.

FRIDAY, JANUARY 19.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Funds for National Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.

2. Funds for Denominational Education ; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools ; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
3. Smoke Nuisance Abatement Bill ; second reading.
4. Advances to Agents intrusted with Goods Bill ; second reading.
5. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.

TUESDAY, JANUARY 23.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. PARKES to move,—
 - (1.) That a Select Committee be appointed with power to send for persons and papers, to ascertain and report to this House, what lands in the Pastoral Districts have been reserved from the operation of Conditional Purchase under the Crown Lands Alienation Act, the particulars of all applications for such reserves, and the object for which such reserves have been made.
 - (2.) That it be a special instruction to such Committee, to ascertain whether Members of this House have been instrumental in obtaining such reserves, and whether any Member is likely to be personally benefited by the proceedings of the Executive in the matter.
 - (3.) That such Committee consist of Mr. Robertson, Mr. Wilson, Mr. Sutherland, Mr. White, Mr. Donnelly, Mr. Farnell, Mr. Lloyd, Mr. Lucas, Mr. Macleay, and the Mover.
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[*Price, 9d.*]

New South Wales.

No. 36.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 2 JANUARY, 1866.

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

Motions Withdrawn:—Mr. Lucas withdrew the Motions standing in his name, Nos. 1 and 2 on the Notice Paper of Other Business for to-day.

2. Motion for Adjournment:—Mr. Lord moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

3. Adjournment:—Mr. Cowper, having made a certain Ministerial Statement, moved, *with the concurrence of the House*, without Notice, That this House do now adjourn until this day week.

Debate ensued.

Question put.

The House divided.

Ayes 21.

Mr. Cowper,	Mr. Laycock.
Mr. Smart,	Mr. Lucas,
Mr. Cunneen,	Mr. Tunks,
Mr. Egan,	Mr. Neale,
Mr. Hart,	Mr. Oatley,
Mr. Martin,	Mr. Robertson,
Mr. Eagar,	Mr. Josephson,
Mr. Gordon,	
Mr. Macleay,	<i>Tellers.</i>
Mr. Lord,	Mr. Burdekin,
Mr. Phelps,	Mr. Pickering.
Mr. Isaacs,	

Noes 7.

Mr. Forster,
Mr. Wilson,
Mr. Tighe,
Mr. Buchanan,
Mr. Garrett,

Tellers.

Mr. Donnelly,
Mr. Parkes.

Whereupon the Speaker left the Chair, and the House stood adjourned, at twenty minutes after Six o'clock, until *Three o'clock on Tuesday, the 9th January.*

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, JANUARY 9.

Questions :—

1. MR. FORSTER *to ask* THE ACTING SECRETARY FOR LANDS,—Has any provision been made, or is any intended to be made, by the Government for a Public Ferry over the Dawson Creek, along the line of road between Cundletown and Taree, Manning River?
2. MR. FORSTER *to ask* THE ACTING SECRETARY FOR LANDS,—What course do the Government intend pursuing with reference to the proposed purchase or replacement of a Public Ferry at Blackman's Point, Hastings River, along the line of road from Port Macquarie to Kempsey?
3. MR. MARTIN *to ask* THE COLONIAL SECRETARY,—Whether he has received any communication from Dr. Jenkins, Mr. Wild, and Mr. Antill, Justices of the Peace, usually attending the Picton Bench, in reference to the recent appointment of Mr. R. D. Graham to the Commission of the Peace, and if so, whether he has any objection to lay it on the Table of the House?
4. MR. MARTIN *to ask* THE COLONIAL SECRETARY,—Whether it is his intention to lay on the Table of the House, Copies of all Communications from Captain Mayne to the Government of this Colony, in reference to the alleged overcharges for Railway Iron?
5. MR. MARTIN *to ask* THE COLONIAL SECRETARY,—Whether there is any objection on the part of the Government to lay on the Table of the House, Copies of any Correspondence which may have passed between the Attorney General and Mr. District Court Judge Meymott, in reference to the recent alterations of the Districts, and the removal of Mr. District Court Judge Purefoy, at his own request, to the Southern District, and the removal of Mr. Meymott, against his consent, to the Northern District?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. RODD *to move*, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
2. MR. GARRETT *to move*, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
3. MR. MARTIN *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
4. MR. DONNELLY *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
(1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
(2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places ; to inquire into the character and approximate extent of our Mineral Resources ; the best means of developing the same ; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands ; to inquire generally into the present condition and prospects of the mining interests of New South Wales ; with power to send for persons and papers ; to take evidence ; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
(3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
5. MR. LUCAS *to move*, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that Road, should be expended forthwith.
6. MR. FORSTER *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
(1.) That this House is of opinion,—
(1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
(2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.

(3.)

- (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
- (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
- (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
- (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
- (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
- (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
- (9.) That no person should be permitted to vote at any election without such certificate.
- (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
- (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
7. DR. LANG to move, That Nathaniel Lipscomb Kentish be now heard at the Bar of the House, in support of his Petition, presented to the Legislative Assembly on the 26th October last.
8. DR. LANG to move, That there be laid upon the Table of this House, a copy of all Correspondence between the Government and John J. Main and Isabella Main, as also of all Correspondence between Messrs. Kirk and Goldsborough, and the Government, on the subject of their pre-emptive right at Totaila, in the district of Moama.
9. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken at a private investigation before the Visiting Magistrate of Yass Gaol, into certain charges brought against Encas M'Donald, Robert Berry, and William M'Fadyon, warders of said gaol; and which investigation resulted in the dismissal of the above-named persons from their respective offices.
10. MR. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.
11. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.
12. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions in the case of Walmsley against Norrie, tried before the Wollombi Police Court in September or October last.
13. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
14. MR. BUCHANAN to move, That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.
15. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000, for the survey of a line of Railway from Piper's Flats to Mudgee.
16. MR. FORSTER to move,—
- (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
- (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.

17. MR. WISDOM to move,—
 (1.) That there be laid on the Table of this House, a Return of all Reserves from Sale or from Conditional Purchase made since the 1st July, 1865, in the Districts of Murrumbidgee, Lachlan, or Lower Darling—giving the extent in acres, boundaries, and situation in each case; together with the names of stations or runs, and their lessees, on which such Reserves are situate; and all correspondence which has passed between the said lessees, their agents, or any parties on their behalf, with any officer or officers of the Government. Also, all correspondence relative to Reserves applied for but not made, or in which the matter is still pending.
 (2.) Copies of all communications which have been addressed to conditional purchasers or others in the above Districts, now or lately in occupation of Reserves or portions of Reserves, or of land applied for or intended as Reserves; and of all correspondence between conditional purchasers and any officer or officers of the Government relative thereto; and of any petition, memorial, or remonstrance which has been addressed to the Government, or of any officer of the Government, relative to the resumption, or the intended resumption, of any lands for any purpose whatever by the Government in the said Districts.
18. MR. GARRETT to move, That the Petition presented by him on the 22nd December, 1865, from James Irvine, be printed.
19. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of this House, a Return shewing,—
 (1.) The number of acres of Crown Land offered for sale during the years 1864, and 1865, respectively.
 (2.) The number of acres sold in each year.
 (3.) The average price per acre obtained for Town, Suburban, and Country Lands respectively in each year.
20. MR. LAYCOCK to move, That there be laid upon the Table of this House, a Return of Revenue derivable from the sale of Lands by Auction, Pre-emption, and Conditional Purchase, in the Electorate of the Clarence, from the 1st January to the 31st December, 1865, inclusive.
21. MR. LAYCOCK to move, That there be laid upon the Table of this House, a Return showing the Amount derivable from Assessments and Rentals of Runs in the Clarence Electorate, since the Inauguration of Responsible Government, to the 31st December, 1865.

ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Terry,—
 (1.) “That in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisal*) shall be given for the value of the lands so taken.
 (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor.”
 Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word ‘That,’ with a view to insert in their place the following words, viz. :—“this House is of opinion,—
 “(1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars :—
 “(1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.
 “(2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.
 “(3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.
 “(4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.
 “(5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.
 “(2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor.”
2. Resumption of the adjourned Debate on the motion of Mr. Tunks, “That it is the opinion of this House, that the piece of land known as the “Reserve,” at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths.”
3. Triennial Parliament Bill; second reading.
4. Partnership Amendment Bill; second reading.
5. Clarence and New England Steam Navigation Company’s Bill; third reading.

6. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000, for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
7. Removal of Restrictions upon Distillation Bill; second reading.
8. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
9. Brands Registration Bill; to be further considered in Committee.
10. Game Protection Bill; second reading.
11. Small Debts Recovery Amendment Bill; to be further considered in Committee.
12. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act, 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
(2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—
Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."
13. Careless use of Fire Prevention Bill; consideration in Committee of the propriety of introducing this Bill.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
2. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

ORDERS OF THE DAY:—

1. Supply; resumption of the Committee.
2. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."
3. Prison Discipline Bill; second reading.
4. Municipalities Law Amendment Bill; to be further considered in Committee.
5. Gunpowder Law Consolidation Bill; second reading.
6. Reformatory and Industrial Schools Bill; Debate on the Motion of Mr. Cowper, "That this Bill be now read a second time."
7. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.
8. Ways and Means; resumption of the Committee.

FRIDAY, JANUARY 12.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Coal Fields Regulation Act Amendment Bill; Debate on the Motion of Mr. Tighe, "That this Bill be now read a second time."

TUESDAY, JANUARY 16.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burraborang.
2. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
3. MR. LUCAS to move, That the report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.

FRIDAY,

FRIDAY, JANUARY 19.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Funds for National Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.
2. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
3. Smoke Nuisance Abatement Bill; second reading.
4. Advances to Agents intrusted with Goods Bill; second reading.
5. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.

TUESDAY, JANUARY 23.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. PARKES to move,—
 - (1.) That a Select Committee be appointed with power to send for persons and papers, to ascertain and report to this House, what lands in the Pastoral Districts have been reserved from the operation of Conditional Purchase under the Crown Lands Alienation Act, the particulars of all applications for such reserves, and the object for which such reserves have been made.
 - (2.) That it be a special instruction to such Committee, to ascertain whether Members of this House have been instrumental in obtaining such reserves, and whether any Member is likely to be personally benefited by the proceedings of the Executive in the matter.
 - (3.) That such Committee consist of Mr. Robertson, Mr. Wilson, Mr. Sutherland, Mr. White, Mr. Donnelly, Mr. Farnell, Mr. Lloyd, Mr. Lucas, Mr. Macleay, and the Mover.

New South Wales.

No. 37.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 9 JANUARY, 1866.

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

Vacant Seats:—Mr. Cowper moved,—

- (1.) That the Seat of John Robertson, Esquire, hath become and is now vacant, by reason of his acceptance of the Office of Secretary for Lands, since his Election and Return to serve in this House as a Member for the Electoral District of West Sydney.

Question put and passed.

- (2.) That the Seat of Marshall Burdekin, Esquire, hath become and is now vacant, by reason of his acceptance of the Office of Colonial Treasurer, since his Election and Return to serve in this House as Member for the Electoral District of The Williams.

Mr. Parkes moved, That the Question be amended by the addition at the end thereof of the following words:—

“(2.) That, in declaring such vacancy, this House feels it to be its duty at once to express its entire disapproval of Mr. Burdekin’s appointment.

“(3.) That an Address, embodying the last preceding Resolution, be presented to “His Excellency the Governor.”

Debate ensued.

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

The House divided.

Ayes, 25.

Mr. Wilson,	Mr. Isaacs,
Mr. Macpherson,	Mr. Martin,
Mr. Driver,	Mr. Eagar,
Mr. De Salis,	Mr. Macleay,
Mr. Buchanan,	Mr. Tunks,
Mr. Parkes,	Mr. Tighe,
Mr. Pickering,	Mr. Farnell,
Mr. Donnelly,	Mr. Egan,
Mr. Byrnes,	Mr. Gordon,
Mr. Rodd,	<i>Tellers.</i>
Mr. Terry,	Mr. Piddington,
Mr. Graham,	Mr. Lucas.
Mr. Campbell,	
Mr. Forster,	

Noes, 10.

Mr. Cowper,
Mr. Smart,
Mr. Cunneen,
Mr. Samuel,
Mr. Neale,
Mr. Brown,
Mr. Garrett,
Dr. Lang,
<i>Tellers.</i>
Mr. Hart,
Mr. Josephson.

Question then put,—

- (1.) That the Seat of Marshall Burdekin, Esquire, hath become and is now vacant, by reason of his acceptance of the office of Colonial Treasurer, since his Election and Return to serve in this House as Member for the Electoral District of The Williams.

(2.) That, in declaring such vacancy, this House feels it to be its duty at once to express its entire disapproval of Mr. Burdekin’s appointment.

(3.) That an Address, embodying the last preceding Resolution, be presented to His Excellency the Governor.

The

The House divided.

Ayes, 25.		Noes, 11.	
Mr. Wilson,	Mr. Isaacs,	Mr. Cowper,	
Mr. Macpherson,	Mr. Martin,	Mr. Smart,	
Mr. Driver,	Mr. Eagar,	Mr. Cunneen,	
Mr. De Salis,	Mr. Macleay,	Mr. Samuel,	
Mr. Buchanan,	Mr. Tunks,	Mr. Garrett,	
Mr. Parkes,	Mr. Tighe,	Mr. Hart,	
Mr. Pickering,	Mr. Farnell,	Dr. Lang,	
Mr. Donnelly,	Mr. Egau,	Mr. Phelps,	
Mr. Byrnes,	Mr. Gordon,	Mr. Josephson,	
Mr. Rodd,	Tellers.	Tellers.	
Mr. Terry,	Mr. Piddington,	Mr. Neale,	
Mr. Graham,	Mr. Lucas.	Mr. Brown.	
Mr. Campbell,			
Mr. Forster,			

2. Questions on Notice Paper for to-day:—

(1.) Public Ferry, Dawson Creek:—Mr. Forster asked the Acting Secretary for Lands, pursuant to Notice No. 1,—Has any provision been made, or is any intended to be made, by the Government for a Public Ferry over the Dawson Creek, along the line of road between Cundletown and Taree, Manning River?

Mr. Cowper answered,—It is intended to make provision, in the next Estimates, for the construction of a Punt for the Ferry referred to.

(2.) Public Ferry, Blackman's Point, Hastings River:—Mr. Forster asked the Acting Secretary for Lands, pursuant to Notice No. 2,—What course do the Government intend pursuing with reference to the proposed purchase or replacement of a Public Ferry at Blackman's Point, Hastings River, along the line of road from Port Macquarie to Kempsey?

Mr. Cowper answered,—I find the subject was under consideration by me, when I was Acting Secretary for Lands, and I find from my Honorable friend and colleague, Mr. Robertson, that in his opinion it would be best to double the rates, and submit the ferry to auction, and thus bring it under the provisions of the law.

(3.) Mr. R. D. Graham, Magistrate:—Mr. Martin asked the Colonial Secretary, pursuant to Notice, No. 3,—Whether he has received any communication from Dr. Jenkins, Mr. Wild, and Mr. Antill, Justices of the Peace, usually attending the Picton Bench, in reference to the recent appointment of Mr. R. D. Graham to the Commission of the Peace, and if so, whether he has any objection to lay it on the Table of the House?

Mr. Cowper answered,—No letter has been received from the Picton Bench signed by Dr. Jenkins, but a letter has been received signed by Mr. Wild and Mr. Antill, which I have no objection to lay upon the Table of the House.

(4.) Alleged Overcharges for Railway Iron:—Mr. Martin asked the Colonial Secretary, pursuant to Notice No. 4,—Whether it is his intention to lay on the Table of the House, Copies of all Communications from Captain Mayne to the Government of this Colony, in reference to the alleged overcharges for Railway Iron?

Mr. Smart answered,—The only communication from Captain Mayne which it was considered necessary to lay on the Table of the House was his report, which was laid on the Table and ordered to be printed on 27th October last. There can be no objection to the other communications from Captain Mayne being laid on the Table if the Honorable Member desires it.

(5.) Alterations in District Court Arrangements:—Mr. Martin asked the Colonial Secretary, pursuant to Notice No. 5,—Whether there is any objection on the part of the Government to lay on the Table of the House, Copies of any Correspondence which may have passed between the Attorney General and Mr. District Court Judge Meymott, in reference to the recent alterations of the Districts, and the removal of Mr. District Court Judge Purefoy, at his own request, to the Southern District, and the removal of Mr. Meymott, against his consent, to the Northern District?

Mr. Cowper answered,—I am informed by my Honorable and learned friend the Attorney General, that there will be no objection to lay it upon the Table of the House when the Correspondence is ended, but that at present it is incomplete.

3. Papers:—

(1.) Mr. Smart laid upon the Table, Copies of all Communications from Captain Mayne to the Government of New South Wales, in reference to the alleged overcharges for Railway Iron (*in reference to Question 4 on Notice Paper for to-day.*) Ordered to be printed.

(2.) Mr. Cowper laid upon the Table, Return to Order, in reference to "Funds for Educational Purposes," made by this House, on motion of Mr. Caldwell, on 21 November, 1865.

Ordered to be printed.

4. Motions Withdrawn:—

(1.) Mr. Forster withdrew the Motion standing in his name, No. 6 on the Notice Paper of Other Business for to-day.

(2.) Mr. Donnelly withdrew the Motion standing in his name, No. 4 on the Notice Paper of Other Business for to-day.

(3.) Mr. Terry withdrew the Motion standing in his name, No. 15 on the Notice Paper of Other Business for to-day.

(4.) Mr. Buchanan withdrew the Motions standing in his name, Nos. 9 and 12 on the Notice Paper of Other Business for to-day.

5. Cattle Disease Bill No. 2.—The following Message, from His Excellency the Governor, was delivered by Mr. Cowper, and read by the Speaker:—

JOHN YOUNG,

Message No. 7.

Governor.

In accordance with the 54th clause of the Constitution Act, the Governor recommends to the Legislative Assembly to make provision for "Regulating the Importation of Cattle, and for preventing the Introduction of Contagious or Infectious Diseases in Cattle," and for the payment of salaries and other expenses connected therewith.

Government House,

Sydney, 9 January, 1866.

Ordered, on motion of Mr. Cowper, to be printed, and taken into consideration in Committee of the Whole, on the proposed Cattle Disease Bill, No. 2.

6. Motions Withdrawn:—
- (1.) Mr. Rodd withdrew the Motion standing in his name, No. 1 on the Notice Paper of Other Business for to-day.
 - (2.) Mr. Garrett withdrew the Motion standing in his name, No. 2 on the Notice Paper of Other Business for to-day.
7. Reserves of Crown Lands in Certain Districts ("Formal" Motion):—Mr. Forster, on behalf of Mr. Wisdom, moved, pursuant to Notice,
- (1.) That there be laid on the Table of this House, a Return of all Reserves from Sale or from Conditional Purchase made since the 1st July, 1865, in the Districts of Murrumbidgee, Lachlan, or Lower Darling—giving the extent in acres, boundaries, and situation in each case; together with the names of stations or runs, and their lessees, on which such Reserves are situate; and all correspondence which has passed between the said lessees, their agents, or any parties on their behalf, with any officer or officers of the Government. Also, all correspondence relative to Reserves applied for but not made, or in which the matter is still pending.
 - (2.) Copies of all communications which have been addressed to conditional purchasers or others in the above Districts, now or lately in occupation of Reserves or portions of Reserves, or of land applied for or intended as Reserves; and of all correspondence between conditional purchasers and any officer or officers of the Government relative thereto; and of any petition, memorial, or remonstrance which has been addressed to the Government, or of any officer of the Government, relative to the resumption, or the intended resumption, of any lands for any purpose whatever by the Government in the said Districts.
- Question put and passed.
8. James Irvine ("Formal" Motion):—Mr. Garrett moved, pursuant to Notice, That the Petition presented by him on the 22nd December, 1865, from James Irvine, be printed.
- Question put and passed.
- Ordered to be printed.
9. Crown Lands sold and offered for sale in 1864 and 1865 ("Formal" Motion):—Mr. Wilson moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of this House, a Return shewing,—
- (1.) The number of acres of Crown Land offered for sale during the years 1864, and 1865, respectively.
 - (2.) The number of acres sold in each year.
 - (3.) The average price per acre obtained for Town, Suburban, and Country Lands respectively in each year.
- Question put and passed.
10. Crown Lands Statistics, Electorate of The Clarence ("Formal" Motions):—
- (1.) Mr. Laycock moved, pursuant to Notice, That there be laid upon the Table of this House, a Return of Revenue derivable from the sale of Lands by Auction, Pre-emption, and Conditional Purchase, in the Electorate of the Clarence, from the 1st January to the 31st December, 1865, inclusive.
- Question put and passed.
- (2.) Mr. Laycock moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing the Amount derivable from Assessments and Rentals of Runs in the Clarence Electorate, since the Inauguration of Responsible Government, to the 31st December, 1865.
- Question put and passed.
11. Clarence and New England Steam Navigation Company's Bill ("Formal" Order of the Day) on motion of Mr. Driver, read a third time and passed.
- Mr. Driver then moved, That the Title of this Bill be, "An Act to incorporate the Proprietors of a certain Company called 'The Clarence and New England Steam Navigation Company' and for other purposes therein mentioned."
- Question put and passed.
- Whereupon Mr. Driver moved, That this Bill be carried to the Legislative Council with the following Message:—
- MR. PRESIDENT,
- The Legislative Assembly having this day passed a Bill, intituled, "An Act to incorporate the Proprietors of a certain Company called 'The Clarence and New England Steam Navigation Company' and for other purposes therein mentioned," presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.
- Legislative Assembly Chamber,
Sydney, 9th January, 1866.
- Question put and passed.

Speaker.

12.

12. **Adjournment**:—Mr. Cowper, having made a certain Ministerial Statement, moved, That this House do now adjourn.
Debate ensued.
Question put and passed.
Whereupon, the Speaker left the Chair, and the House stood adjourned, at twenty minutes before Seven o'clock, until To-morrow, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, JANUARY 10.

Questions:—

1. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—If it is the intention of the Government to reward Sergeant M'Hale with promotion for the energy and courage displayed by that officer in the capture of the bushranger Dunn?
2. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—
 - (1.) Is it intended by the Government to make provision for any increase of salary, or additional remuneration, to the Police Magistrate at Port Macquarie, to meet the expenses of his attendance at other Benches?
 - (2.) If so, to what extent, and in what form?
3. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—
 - (1.) Has any letter or application been received by the Government from certain Magistrates at Kempsey, Macleay River, praying that the costs of a prohibition, recently granted by the Supreme Court against a decision of the said Magistrates, in the case of Thomas Armitage Salmon, convicted before the Bench at Kempsey of having had spirits illegally on his premises, should be defrayed out of public funds?
 - (2.) If so, what course do the Government intend pursuing with reference to such letter or application?
4. MR. TIGHE *to ask* THE COLONIAL SECRETARY,—
 - (1.) Whether the Government have any objection to comply with the application of the Corporation of Newcastle, made in July last, for a certified copy of the official plan of Scott-street, in that Municipality?
 - (2.) If there is no objection to furnish the plan in question, what is the cause of the delay, and when will it be forwarded to the Corporation?
5. MR. DE SALIS *to ask* THE COLONIAL SECRETARY,—
 - (1.) Whether his attention has been called to an alleged case of cruel neglect on the part of the Police at Bungendore, whereby the death of one Richard Topping, in the lock-up of that town, was caused or accelerated?
 - (2.) If so, whether any steps have been taken to inquire into the matter?
 - (3.) Whether he will have any objection to place a copy of all papers connected with any such inquiry before the House?

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER *to move*, That this House do now resolve itself into a Committee of the Whole, to consider the propriety of introducing "A Bill for preventing the introduction or propagation of Infectious or Contagious Diseases among Cattle."
2. MR. COWPER *to move*, That so much of the Standing Orders be suspended as will enable "A Bill for preventing the introduction or propagation of Infectious or Contagious Diseases among Cattle" to be passed through all its stages in one day.
3. MR. COWPER *to move* for leave to bring in a Bill to amend the Superannuation Act of 1864.
4. MR. SAMUEL *to move* for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

ORDERS OF THE DAY:—

1. Supply; resumption of the Committee.
2. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."
3. Prison Discipline Bill; second reading.
4. Municipalities Law Amendment Bill; to be further considered in Committee.
5. Gunpowder Law Consolidation Bill; second reading.
6. Reformatory and Industrial Schools Bill; Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."
7. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.
8. Ways and Means; resumption of the Committee.

OTHER

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MARTIN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
2. MR. LUCAS to move, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that Road, should be expended forthwith.
3. DR. LANG to move, That Nathaniel Lipscomb Kentish be now heard at the Bar of the House, in support of his Petition, presented to the Legislative Assembly on the 26th October last.
4. DR. LANG to move, That there be laid upon the Table of this House, a copy of all Correspondence between the Government and John J. Main and Isabella Main, as also of all Correspondence between Messrs. Kirk and Goldsborough, and the Government, on the subject of their pre-emptive right at Totaila, in the district of Moama.
5. MR. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.
6. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.
7. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
8. MR. BUCHANAN to move, That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.
9. MR. FORSTER to move,—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.

ORDERS OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Terry,—
 - (1.) "That' in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisalment*) shall be given for the value of the lands so taken.
 - (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor."

Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word 'That,' with a view to insert in their place the following words, viz. :—"this House is of opinion,—

"(1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars :—

"(1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.

"(2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.

"(3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.

"(4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.

"(5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.

"(2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor."

2. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."
3. Triennial Parliament Bill; second reading.
4. Partnership Amendment Bill; second reading.
5. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000, for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
6. Removal of Restrictions upon Distillation Bill; second reading.
7. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
8. Brands Registration Bill; to be further considered in Committee.
9. Game Protection Bill; second reading.
10. Small Debts Recovery Amendment Bill; to be further considered in Committee.
11. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act, 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 - (2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—

Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."
12. Careless use of Fire Prevention Bill; consideration in Committee of the propriety of introducing this Bill.

FRIDAY, JANUARY 12.

Question:—

1. DR. LANG to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government to extend to Ministers of Religion, receiving State-aid in the Colony, a modification of the principle of the Superannuation Act, by allowing such Ministers, after having attained a certain age, or been in the receipt of State-aid for a certain term of years, to retire from active service on their present rates of allowance, provided they continue to reside in the Colony?

OTHER BUSINESS—ORDER OF THE DAY:—

1. Coal Fields Regulation Act Amendment Bill; Debate on the Motion of Mr. Tighe, "That this Bill be now read a second time."

TUESDAY, JANUARY 16.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.
2. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.

3. **MR. LUCAS** to move, That the report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.

FRIDAY, JANUARY 19.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Funds for National Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.
2. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
3. Smoke Nuisance Abatement Bill; second reading.
4. Advances to Agents intrusted with Goods Bill; second reading.
5. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.

TUESDAY, JANUARY 23.

OTHER BUSINESS—NOTICE OF MOTION:—

1. **MR. PARKES** to move,—
 - (1.) That a Select Committee be appointed with power to send for persons and papers, to ascertain and report to this House, what lands in the Pastoral Districts have been reserved from the operation of Conditional Purchase under the Crown Lands Alienation Act, the particulars of all applications for such reserves, and the object for which such reserves have been made.
 - (2.) That it be a special instruction to such Committee, to ascertain whether Members of this House have been instrumental in obtaining such reserves, and whether any Member is likely to be personally benefited by the proceedings of the Executive in the matter.
 - (3.) That such Committee consist of Mr. Robertson, Mr. Wilson, Mr. Sutherland, Mr. White, Mr. Donnelly, Mr. Farnell, Mr. Lloyd, Mr. Lucas, Mr. Macleay, and the Mover.
2. **MR. BUCHANAN** to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken at a private investigation before the Visiting Magistrate of Yass Gaol, into a charge against Mr. Fitzgerald, the Governor of the Gaol, to the effect that he was in the habit of using improper liberties with one of the female prisoners; also, all Telegrams and Correspondence between the Government and the authorities at Yass on this subject, together with Copies of the Depositions taken at a private investigation before the Visiting Magistrate of Yass Gaol, into certain charges brought against Eneas M'Donald, Robert Berry, and William M'Fadyen, Warders of said Gaol, and which investigation resulted in the dismissal of the above-named persons from their respective offices; also, all Telegrams and Correspondence between the Government and the Yass authorities bearing on the subject.
3. **MR. FORSTER** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.

(5.)

- (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
- (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
- (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
- (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
- (9.) That no person should be permitted to vote at any election without such certificate.
- (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
- (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
4. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000, for the survey of a line of Railway from Piper's Flats to Mudgee.
5. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.

TUESDAY, JANUARY 30.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions:—
- (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
- (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
- (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.

TUESDAY, FEBRUARY 6.

OTHER BUSINESS—NOTICE OF MOTION.

1. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.

New South Wales.

No. 33.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 10 JANUARY, 1866.

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

Questions on Notice Paper for to-day:—

- (1.) Reward for Capture of Dunn, the Bushranger:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice, No. 1,—If it is the intention of the Government to reward Sergeant M'Hale with promotion for the energy and courage displayed by that officer in the capture of the bushranger Dunn?

Mr. Cowper answered,—I am informed by the Inspector General of Police, "As far as can be judged from the report already received, Constable M'Hale appears to be deserving of great credit for his conduct in connection with Dunn's apprehension, as do also the Senior Constable Elliott (in charge of the party), and the other Constable (Hawthorn) present; no doubt, when full particulars are obtained, it will be found that all the men are deserving of promotion, and the reward will be divided between them."

- (2.) Police Magistrate, Port Macquarie:—*Mr. Eagar* (on behalf of Mr. Forster) asked the Colonial Secretary, pursuant to Notice No. 2,—

(1.) Is it intended by the Government to make provision for any increase of salary, or additional remuneration, to the Police Magistrate at Port Macquarie, to meet the expenses of his attendance at other Benches?

(2.) If so, to what extent, and in what form?

Mr. Cowper answered,—The subject has been under the consideration of Government, and I have called upon the Inspector General of Police to make a report as to the amount of allowance which he thinks, under the circumstances, would be fair to allow to the Police Magistrate at Port Macquarie.

- (3.) Prohibition *in re* Thomas Armitage Salmon (Administration of Justice):—*Mr. Eagar* (on behalf of Mr. Forster) asked the Colonial Secretary, pursuant to Notice No. 3,—

(1.) Has any letter or application been received by the Government from certain Magistrates at Kempsey, Macleay River, praying that the costs of a prohibition, recently granted by the Supreme Court against a decision of the said Magistrates, in the case of Thomas Armitage Salmon, convicted before the Bench at Kempsey of having had spirits illegally on his premises, should be defrayed out of public funds?

(2.) If so, what course do the Government intend pursuing with reference to such letter or application?

Mr. Cowper answered,—Such letter has been received, and is now under reference to the Crown Solicitor.

- (4.) Official Plan of Scott-street, Newcastle:—Mr. Tighe asked the Colonial Secretary, pursuant to Notice No. 4,—

(1.) Whether the Government have any objection to comply with the application of the Corporation of Newcastle, made in July last, for a certified copy of the official plan of Scott-street, in that Municipality?

(2.) If there is no objection to furnish the plan in question, what is the cause of the delay, and when will it be forwarded to the Corporation?

Mr.

Mr. Cowper answered,—I am informed by the Lands Department that, “previous to the application of the Newcastle Corporation, the portion of Scott-street referred to by them had no existence as a proclaimed or aligned street or thoroughfare, nor could any previous reference to it be traced on any map supplied. The application led to an investigation and correspondence, and was the subject of several interviews with the Mayor. The final report in the matter was received on the 19th ultimo, the result of which will be communicated immediately.”

(5.) Death of Richard Topping in Lock-up at Bungendore:—Mr. De Salis asked the Colonial Secretary, pursuant to Notice No. 5,—

(1.) Whether his attention has been called to an alleged case of cruel neglect on the part of the Police at Bungendore, whereby the death of one Richard Topping, in the lock-up of that town, was caused or accelerated?

(2.) If so, whether any steps have been taken to inquire into the matter?

(3.) Whether he will have any objection to place a copy of all papers connected with any such inquiry before the House?

Mr. Cowper answered,—I am informed by the Inspector General of Police, that having received from the Coroner at Queanbeyan, the depositions taken, and verdict returned, at an inquest held upon one Richard Topping—a rider being attached to the verdict, seriously reflecting upon the Police at Bungendore, for neglect of duty, the Inspector General has given instructions for the Police referred to to be brought before the Bench at Queanbeyan, and charged with neglect of duty under the 12th Section of the Police Regulation Act. The explanation already furnished by the Police, together with the proceedings at the inquiry, will be submitted when complete.

2. Pre-emptive Right at Totaiilla, District of Moama (“*Formal*” *Motion*):—Dr. Lang moved, pursuant to Notice, That there be laid upon the Table of this House, a copy of all Correspondence between the Government and John J. Main and Isabella Main, as also of all Correspondence between Messrs. Kirk and Goldsborough and the Government, on the subject of their pre-emptive right at Totaiilla, in the district of Moama.

Question put and passed.

3. Ministerial Statement—Adjournment:—Mr. Cowper stated that, in consequence of a certain Vote arrived at by this House yesterday, he had advised His Excellency the Governor to Dissolve the Legislative Assembly. Mr. Cowper then moved, That this House do now “adjourn” until Tuesday next.

Debate ensued.

Mr. Isaacs moved, That the Question be amended by omitting all the words after the word “adjourn.”

Debate continued.

Question put.—That the words proposed to be omitted stand part of the Question. The House divided.

Ayes, 32.

Mr. Cowper,	Mr. Campbell,
Mr. Smart,	Mr. Macleay,
Mr. Cunneen,	Mr. Wilson,
Mr. Hart,	Mr. Hay,
Mr. Lucas,	Mr. Alexander,
Mr. Samuel,	Mr. Pemell,
Mr. Egan,	Mr. Laycock,
Mr. Lee,	Mr. Neale,
Mr. Phelps,	Mr. Pickering,
Mr. Martin,	Mr. Oatley,
Mr. Brown,	Dr. Lang,
Mr. Eagar,	Mr. Josephson,
Mr. Piddington,	Mr. Garrett,
Mr. Mate,	
Mr. Donnelly,	<i>Tellers.</i>
Mr. Graham,	Mr. Sutherland,
Mr. Gordon,	Mr. Joseph.

Noes, 9.

Mr. Forster,
Mr. De Salis,
Mr. Rodd,
Mr. Tunks,
Mr. Driver,
Mr. Parkes,
Mr. Buchanan,
<i>Tellers.</i>
Mr. Isaacs,
Mr. Macpherson.

Original Question then put and passed.

Whereupon the Speaker left the Chair, and the House stood adjourned, at ten minutes before Seven o'clock, until *Tuesday next, at Three o'clock.*

W. M. ARNOLD.
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, JANUARY 16.

Questions :—

1. **MR. RODD to ask THE ACTING SECRETARY FOR LANDS,—**
(1.) Whether he has received any communication from the Trustees of the Moruya and Araluen Road, respecting a recommendation of theirs for a slight alteration from the Government surveyed line of Road between Araluen and Moruya, at its junction with the Bateman's Bay Road?
(2.) Whether such communication has been replied to?
(3.) If not, for what reason?
2. **DR. LANG to ask THE COLONIAL SECRETARY,—**Whether it is the intention of the Government to extend to Ministers of Religion, receiving State-aid in the Colony, a modification of the principle of the Superannuation Act, by allowing such Ministers, after having attained a certain age, or been in the receipt of State-aid for a certain term of years, to retire from active service on their present rates of allowance, provided they continue to reside in the Colony?

OTHER BUSINESS—NOTICES OF MOTION :—

1. **MR. MORRICE to move,** That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragarang.
2. **MR. LUCAS to move,** That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
3. **MR. LUCAS to move,** That the report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.
4. **MR. MARTIN to move,** That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
5. **MR. LUCAS to move,** That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that Road, should be expended forthwith.
6. **DR. LANG to move,** That Nathaniel Lipscomb Kentish be now heard at the Bar of the House, in support of his Petition, presented to the Legislative Assembly on the 26th October last.
7. **MR. BUCHANAN to move,** That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.
8. **MR. BUCHANAN to move,** That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.
9. **MR. BUCHANAN to move** for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
10. **MR. BUCHANAN to move,** That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.
11. **MR. FORSTER to move,—**
(1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.

(2.)

(2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.

ORDERS OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Terry,—
 - (1.) “That’ in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisalment*) shall be given for the value of the lands so taken.
 - (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor.”

Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word ‘That,’ with a view to insert in their place the following words, viz. :—“this House is of opinion,—

“ (1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars :—

“ (1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.

“ (2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.

“ (3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.

“ (4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.

“ (5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.

“ (2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor.”
2. Resumption of the adjourned Debate on the motion of Mr. Tunks, “That it is the opinion of this House, that the piece of land known as the “Reserve,” at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths.”
3. Triennial Parliament Bill ; second reading.
4. Partnership Amendment Bill ; second reading.
5. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000, for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
6. Removal of Restrictions upon Distillation Bill ; second reading.
7. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
8. Brands Registration Bill ; to be further considered in Committee.
9. Game Protection Bill ; second reading.
10. Small Debts Recovery Amendment Bill ; to be further considered in Committee.
11. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of “increasing” the number of Members of this “House”, in accordance with the 3rd Section of the Act, 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 - (2.) That such Committee consist of the following Members, namely :—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—

Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word “increasing” the word “altering,” and by omitting all the words of the section after the word “House.”
12. Careless use of Fire Prevention Bill ; consideration in Committee of the propriety of introducing this Bill.
13. Coal Fields Regulation Act Amendment Bill ; Debate on the Motion of Mr. Tighe, “That this Bill be now read a second time.”

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move, That this House do now resolve itself into a Committee of the Whole, to consider the propriety of introducing "A Bill for preventing the introduction or propagation of Infectious or Contagious Diseases among Cattle."
2. MR. COWPER to move, That so much of the Standing Orders be suspended as will enable "A Bill for preventing the introduction or propagation of Infectious or Contagious Diseases among Cattle" to be passed through all its stages in one day.
3. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
4. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

ORDERS OF THE DAY:—

1. Supply; resumption of the Committee.
2. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."
3. Prison Discipline Bill; second reading.
4. Municipalities Law Amendment Bill; to be further considered in Committee.
5. Gunpowder Law Consolidation Bill; second reading.
6. Reformatory and Industrial Schools Bill; Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."
7. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.
8. Ways and Means; resumption of the Committee.

FRIDAY, JANUARY 19.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Funds for National Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.
2. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
3. Smoke Nuisance Abatement Bill; second reading.
4. Advances to Agents intrusted with Goods Bill; second reading.
5. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.

TUESDAY, JANUARY 23.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. PARKES to move,—
 - (1.) That a Select Committee be appointed with power to send for persons and papers, to ascertain and report to this House, what lands in the Pastoral Districts have been reserved from the operation of Conditional Purchase under the Crown Lands Alienation Act, the particulars of all applications for such reserves, and the object for which such reserves have been made.
 - (2.) That it be a special instruction to such Committee, to ascertain whether Members of this House have been instrumental in obtaining such reserves, and whether any Member is likely to be personally benefited by the proceedings of the Executive in the matter.
 - (3.) That such Committee consist of Mr. Robertson, Mr. Wilson, Mr. Sutherland, Mr. White, Mr. Donnelly, Mr. Farnell, Mr. Lloyd, Mr. Lucas, Mr. Macleay, and the Mover.
2. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken at a private investigation before the Visiting Magistrate of Yass Gaol, into a charge against Mr. Fitzgerald, the Governor of the Gaol, to the effect that he was in the habit of using improper liberties with one of the female prisoners; also, all Telegrams and Correspondence between the Government and the authorities at Yass on this subject, together with Copies of the Depositions taken at a private investigation before the Visiting Magistrate of Yass Gaol, into certain charges brought against Eneas M'Donald, Robert Berry, and William M'Fadyen, Warders of said Gaol, and which investigation resulted in the dismissal of the above-named persons from their respective offices; also, all Telegrams and Correspondence between the Government and the Yass authorities bearing on the subject.

3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
- (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bona fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
4. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000, for the survey of a line of Railway from Piper's Flats to Mudgee.
5. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.

TUESDAY, JANUARY 30.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions:—
- (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.

TUESDAY, FEBRUARY 6.

OTHER BUSINESS—NOTICE OF MOTION.

1. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.

New South Wales.

No. 39.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 16 JANUARY, 1866.

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

Assent to Bills:—The following Messages from His Excellency the Governor were delivered by Mr. Cowper, and read by the Speaker:—

- (1.) Consolidated Revenue Fund Bill:—

JOHN YOUNG,
Governor.

Message No. 8.

A Bill intituled "*An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the year 1866,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 10th January, 1866.

- (2.) Scab in Sheep Act Continuation and Amendment Bill:—

JOHN YOUNG,
Governor.

Message No. 9.

A Bill intituled "*An Act to continue for a limited period and to amend the Scab in Sheep Act of 1863*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 10th January, 1866.

2. Papers:—Mr. Cowper laid upon the Table, the undermentioned Papers:—

(1.) Colonial Treasury Accounts, (Report of Board of Audit), Dated 5—8 January, 1866.

(2.) Stamp Duties Act, (Exemption of Widows from operation thereof), Treasury Minute, dated 12 December, 1865.

(3.) Correspondence respecting Appointment of Mr. R. D. Graham as a Justice of the Peace.

(4.) Correspondence respecting Retrenchment in the Public Expenditure.
Ordered to be printed.

3. Ministerial Statement:—Mr. Cowper informed the House, (with reference to his Statement of Wednesday last,) that the Governor had declined to Dissolve the Legislative Assembly—that the Ministry had tendered to His Excellency their Resignation—and that His Excellency had been pleased to place himself in communication with the Honorable Member for The Lachlan, Mr. Martin, at whose request Mr. Cowper now begged to ask the House for an adjournment for a week, on the ground of a bereavement in Mr. Martin's family.

4. Messages:—The Speaker reported the following Messages from the Legislative Council:—

(1.) Colonial Spirits Duty Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to alter the Duties on Colonial Spirits*," returns the same to the Legislative Assembly, without Amendment.

Legislative Council Chamber,
Sydney, 12th January, 1866.

T. A. MURRAY,
President.

(2.) Additional Customs Duties Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to impose Additional Duties of Customs*," returns the same to the Legislative Assembly, without Amendment.

Legislative Council Chamber,
Sydney, 12th January, 1866.

T. A. MURRAY,
President.

5. Papers:—Mr. Cowper laid upon the Table, the undermentioned Papers:—

(1.) Additional Regulations (Dated 29 December, 1865), under the Crown Lands Occupation Act of 1861.

(2.) Additional Regulations (Dated 15 December, 1865), under the Gold Fields Act of 1861.

Ordered to be printed.

6. Adjournment:—Mr. Cowper moved, That this House do now adjourn until this day week.

Debate ensued.

Question put and passed.

Whereupon the Speaker left the Chair, and the House stood adjourned, at twenty-three minutes after Four o'clock, until *Tuesday next at Three o'clock*.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, JANUARY 23.

Questions:—

1. MR. RODD *to ask* THE ACTING SECRETARY FOR LANDS,—
 - (1.) Whether he has received any communication from the Trustees of the Moruya and Araluen Road, respecting a recommendation of theirs for a slight alteration from the Government surveyed line of Road between Araluen and Moruya, at its junction with the Bateman's Bay Road?
 - (2.) Whether such communication has been replied to?
 - (3.) If not, for what reason?
2. DR. LANG *to ask* THE COLONIAL SECRETARY,—Whether it is the intention of the Government to extend to Ministers of Religion, receiving State-aid in the Colony, a modification of the principle of the Superannuation Act, by allowing such Ministers, after having attained a certain age, or been in the receipt of State-aid for a certain term of years, to retire from active service on their present rates of allowance, provided they continue to reside in the Colony?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. PARKES *to move*,—
 - (1.) That a Select Committee be appointed with power to send for persons and papers, to ascertain and report to this House, what lands in the Pastoral Districts have been reserved from the operation of Conditional Purchase under the Crown Lands Alienation Act, the particulars of all applications for such reserves, and the object for which such reserves have been made.
 - (2.) That it be a special instruction to such Committee, to ascertain whether Members of this House have been instrumental in obtaining such reserves, and whether any Member is likely to be personally benefited by the proceedings of the Executive in the matter.
 - (3.) That such Committee consist of Mr. Robertson, Mr. Wilson, Mr. Sutherland, Mr. White, Mr. Donnelly, Mr. Farnell, Mr. Lloyd, Mr. Lucas, Mr. Macleay, and the Mover.

2. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken at a private investigation before the Visiting Magistrate of Yass Gaol, into a charge against Mr. Fitzgerald, the Governor of the Gaol, to the effect that he was in the habit of using improper liberties with one of the female prisoners; also, all Telegrams and Correspondence between the Government and the authorities at Yass on this subject, together with Copies of the Depositions taken at a private investigation before the Visiting Magistrate of Yass Gaol, into certain charges brought against Eneas M'Donald, Robert Berry, and William M'Fadyen, Warders of said Gaol, and which investigation resulted in the dismissal of the above-named persons from their respective offices; also, all Telegrams and Correspondence between the Government and the Yass authorities bearing on the subject.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
- (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address, be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
4. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000, for the survey of a line of Railway from Piper's Flats to Mudgee.
5. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
6. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.
7. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
8. MR. LUCAS to move, That the report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.

9. MR. MARTIN to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
10. MR. LUCAS to move, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that Road, should be expended forthwith.
11. DR. LANG to move, That Nathaniel Lipscomb Kentish be now heard at the Bar of the House, in support of his Petition, presented to the Legislative Assembly on the 26th October last.
12. MR. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.
13. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.
14. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.
15. MR. BUCHANAN to move, That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.
16. MR. FORSTER to move,—
 - (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
 - (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.

ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Terry,—
 - (1.) "That' in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisement*) shall be given for the value of the lands so taken.
 - (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor."

Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word 'That,' with a view to insert in their place the following words, viz. :—"this House is of opinion,—

"(1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars :—

"(1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.

"(2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.

"(3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.

"(4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.

"(5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.

"(2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor."
2. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."

3. Triennial Parliament Bill ; second reading.
4. Partnership Amendment Bill ; second reading.
5. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000, for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
6. Removal of Restrictions upon Distillation Bill ; second reading.
7. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to be placed on the Estimates for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
8. Brands Registration Bill ; to be further considered in Committee.
9. Game Protection Bill ; second reading.
10. Small Debts Recovery Amendment Bill ; to be further considered in Committee.
11. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act, 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 - (2.) That such Committee consist of the following Members, namely :—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—

Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."
12. Careless use of Fire Prevention Bill ; consideration in Committee of the propriety of introducing this Bill.
13. Coal Fields Regulation Act Amendment Bill ; Debate on the Motion of Mr. Tighe, "That this Bill be now read a second time."
14. Funds for National Education ; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools ; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.
15. Funds for Denominational Education ; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools ; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
16. Smoke Nuisance Abatement Bill ; second reading.
17. Advances to Agents intrusted with Goods Bill ; second reading.
18. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. COWPER to move, That this House do now resolve itself into a Committee of the Whole, to consider the propriety of introducing "A Bill for preventing the introduction or propagation of Infectious or Contagious Diseases among Cattle."
2. MR. COWPER to move, That so much of the Standing Orders be suspended as will enable "A Bill for preventing the introduction or propagation of Infectious or Contagious Diseases among Cattle" to be passed through all its stages in one day.
3. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
4. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

ORDERS OF THE DAY :—

1. Supply ; resumption of the Committee.
2. Crown Land Dedication Amending Bill ; resumption of the adjourned Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."
3. Prison Discipline Bill ; second reading.
4. Municipalities Law Amendment Bill ; to be further considered in Committee.
5. Gunpowder Law Consolidation Bill ; second reading.
6. Reformatory and Industrial Schools Bill ; Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."
7. Volunteer Bill ; consideration in Committee of the propriety of introducing this Bill.
8. Ways and Means ; resumption of the Committee.

TUESDAY,

TUESDAY, JANUARY 30.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions:—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.

TUESDAY, FEBRUARY 6.

OTHER BUSINESS—NOTICE OF MOTION.

1. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.

New South Wales.

No. 40.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 23 JANUARY, 1866.

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

Return of Writ:—The Speaker reported that the Writ issued by him on the 9th instant, for the Election of a Member to serve for the Electoral District of West Sydney, in room of John Robertson, Esquire, whose Seat had been declared vacant by reason of his acceptance of the Office of Secretary for Lands, had been duly returned, with a certificate endorsed thereon of the Election of "William Charles Windeyer," to serve as such Member.

2. Committee of Elections and Qualifications:—The Speaker, pursuant to the requirement of the Electoral Act of 1858, laid upon the Table his Warrant, appointing Stephen Campbell Brown, Esquire, to be a Member of the Committee of Elections and Qualifications for the present Session, of which the following is a copy:—

"LEGISLATIVE ASSEMBLY.

"By the Honorable the Speaker of the Legislative Assembly
"of New South Wales.

"Pursuant to the power in that behalf vested in me, as Speaker of the Legislative
"Assembly of New South Wales, by the Electoral Act of 1858, I do hereby
"appoint

"Stephen Campbell Brown, Esquire,

"being a Member of the said Assembly, to be a Member of the Committee of
"Elections and Qualifications in the said Act referred to, during the present
"Session of the Assembly aforesaid, in the room of Marshall Burdekin, Esquire,
"whose Seat as a Member of the Legislative Assembly was declared vacant on the
"9th January instant, by reason of his acceptance of the Office of Colonial
"Treasurer.

"Given under my Hand, at the Legislative Assembly Chamber,
"Macquarie-street, Sydney, this twenty-third day of
"January, in the year of our Lord one thousand eight
"and sixty-six.

"W. M. ARNOLD,
"Speaker."

3. Motions Withdrawn:—Mr. Lucas withdrew the Motions standing in his name, Nos. 7, 8, and 10, on the Notice Paper of Other Business for to-day.
4. Acceptance of Office:—Mr. Tighe, on behalf of the New Premier, informed the House that the Honorable James Martin, Esquire, Henry Parkes, Esquire, Geoffrey Eagar, Esquire, John Bowie Wilson, Esquire, James Byrnes, Esquire, and Robert Mackintosh Isaacs, Esquire, had accepted Ministerial Offices under the Crown.
5. Vacant Seats:—Mr. Tighe then moved, consecutively:—
(1.) That the Seat of the Honorable James Martin, Esquire, hath become and is now vacant, by reason of his acceptance of the Office of Attorney General, since his Election and Return to serve in this House as Member for the Electoral District of "The Lachlan."
Question put and passed.

(2.)

(2.) That the Seat of Henry Parkes, Esquire, hath become and is now vacant, by reason of his acceptance of the Office of Colonial Secretary, since his Election and Return to serve in this House as Member for the Electoral District of "Kiama." Question put and passed.

(3.) That the Seat of Geoffrey Eagar, Esquire, hath become and is now vacant, by reason of his acceptance of the Office of Colonial Treasurer, since his Election and Return to serve in this House, as a Member for the Electoral District of "West Sydney." Question put and passed.

(4.) That the Seat of John Bowie Wilson, Esquire, hath become and is now vacant, by reason of his acceptance of the Office of Secretary for Lands, since his Election and Return to serve in this House, as Member for the Electoral District of "Patrick's Plains." Question put and passed.

(5.) That the Seat of James Byrnes, Esquire, hath become, and is now vacant, by reason of his acceptance of the Office of Secretary for Public Works, since his Election and Return to serve in this House as a Member for the Electoral District of "Parramatta." Question put and passed.

(6.) That the Seat of Robert Mackintosh Isaacs, Esquire, hath become, and is now vacant, by reason of his acceptance of the Office of Solicitor General, since his Election and Return to serve in this House as Member for the Electoral District of "Yass Plains." Question put and passed.

6. Adjournment:—Mr. Tighe then moved, That this House do now adjourn until Tuesday, the Twentieth day of February next.

Debate ensued.

Question put and passed.

Whereupon the Speaker left the Chair, and the House stood adjourned at two minutes after Four o'clock, until *Three o'clock on Tuesday, the 20th February next.*

W. M. ARNOLD.
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, FEBRUARY 20.

Questions:—

1. MR. RODD to ask THE ACTING SECRETARY FOR LANDS,—
 - (1.) Whether he has received any communication from the Trustees of the Moruya and Araluen Road, respecting a recommendation of theirs for a slight alteration from the Government surveyed line of Road between Araluen and Moruya, at its junction with the Bateman's Bay Road?
 - (2.) Whether such communication has been replied to?
 - (3.) If not, for what reason?
2. DR. LANG to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government to extend to Ministers of Religion, receiving State-aid in the Colony, a modification of the principle of the Superannuation Act, by allowing such Ministers, after having attained a certain age, or been in the receipt of State-aid for a certain term of years, to retire from active service on their present rates of allowance, provided they continue to reside in the Colony?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That the report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.
2. MR. LUCAS to move, That, the Mudgee Road being in a very bad state of repair, it is necessary that the money voted by this House, to be expended during the present year on that Road, should be expended forthwith.
3. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken at a private investigation before the Visiting Magistrate of Yass Gaol, into a charge against Mr. Fitzgerald, the Governor of the Gaol, to the effect that he was in the habit of using improper liberties with one of the female prisoners; also, all Telegrams and Correspondence between the Government and

and the authorities at Yass on this subject, together with Copies of the Depositions taken at a private investigation before the Visiting Magistrate of Yass Gaol, into certain charges brought against Eneas M'Donald, Robert Berry, and William M'Fadyen, Warders of said Gaol, and which investigation resulted in the dismissal of the above-named persons from their respective offices; also, all Telegrams and Correspondence between the Government and the Yass authorities bearing on the subject.

4. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—

(1.) That this House is of opinion,—

(1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.

(2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.

(3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.

(4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.

(5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.

(6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.

(7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.

(8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.

(9.) That no person should be permitted to vote at any election without such certificate.

(10.) That provision should be made to prevent the use of any such certificate more than once at the same election.

(2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.

5. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000, for the survey of a line of Railway from Piper's Flats to Mudgee.

6. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.

7. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burraborang.

8. DR. LANG to move, That Nathaniel Lipscomb Kentish be now heard at the Bar of the House, in support of his Petition, presented to the Legislative Assembly on the 26th October last.

9. MR. BUCHANAN to move, That the conduct of the Government, in refusing to carry out the opinions of a large majority of this House, by declining to introduce a Bill to reduce the Salaries of all future Governors of this Colony, is disrespectful to the Members of this House, and shews an utter contempt for its voice expressed by a large majority.

10. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.

11. MR. BUCHANAN to move for leave to introduce a Bill to reduce the Salaries of all future Governors of this Colony to £5,000.

12. MR. BUCHANAN to move, That, in the opinion of this House, it is undesirable that the Government should appoint Members of Parliament to the Commission of the Peace; and that, in order to promote perfectly free and independent action on the part of the people's representatives, the names of all Members of this House should be erased from the Magisterial Roll, and, in future, no such appointments made.

13. MR. FORSTER to move,—
- (1.) That, in the opinion of this House, the maintenance of internal communication by means of Minor and Branch Roads is of the utmost public importance, and any course of proceeding having a tendency to interrupt or obstruct such communication, is calculated seriously to impair the prosperity of the Colony, and to affect injuriously the public interest.
- (2.) That, consequently, this House disapproves of the course taken by the Government in having failed or declined to expend upon certain Minor Roads of the interior, the money voted for that purpose by the Legislature, in the Appropriation Act of last Session, and specified in the Schedule appended to the Estimates.
14. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions:—
- (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
- (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
- (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
15. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.

ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Terry,—
- (1.) "That in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisal*) shall be given for the value of the lands so taken.
- (2.) That the above Resolution be transmitted by an Address to His Excellency the Governor."
- Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word 'That,' with a view to insert in their place the following words, viz. :—"this House is of opinion,—
- "(1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars:—
- "(1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.
- "(2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.
- "(3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.
- "(4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.
- "(5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.
- "(2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor."
2. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."
3. Triennial Parliament Bill; second reading.
4. Partnership Amendment Bill; second reading.
5. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000, for the removal of obstructions to the navigation of the Rivers Manning and Macleay.

6. Removal of Restrictions upon Distillation Bill ; second reading.
7. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
8. Brands Registration Bill ; to be further considered in Committee.
9. Game Protection Bill ; second reading.
10. Small Debts Recovery Amendment Bill ; to be further considered in Committee.
11. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 (2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—
 Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."
12. Careless use of Fire Prevention Bill ; consideration in Committee of the propriety of introducing this Bill.
13. Coal Fields Regulation Act Amendment Bill ; Debate on the Motion of Mr. Tighe, "That this Bill be now read a second time."
14. Funds for National Education ; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools ; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education.
15. Funds for Denominational Education ; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools ; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
16. Smoke Nuisance Abatement Bill ; second reading.
17. Advances to Agents intrusted with Goods Bill ; second reading.
18. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move, That this House do now resolve itself into a Committee of the Whole, to consider the propriety of introducing "A Bill for preventing the introduction or propagation of Infectious or Contagious Diseases among Cattle."
2. MR. COWPER to move, That so much of the Standing Orders be suspended as will enable "A Bill for preventing the introduction or propagation of Infectious or Contagious Diseases among Cattle" to be passed through all its stages in one day.
3. MR. COWPER to move for leave to bring in a Bill to amend the Superannuation Act of 1864.
4. MR. SAMUEL to move for leave to bring in a Bill to declare the meaning and effect of certain words in the Customs Act of 1865.

ORDERS OF THE DAY:—

1. Supply ; resumption of the Committee.
2. Crown Land Dedication Amending Bill ; resumption of the adjourned Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."
3. Prison Discipline Bill ; second reading.
4. Municipalities Law Amendment Bill ; to be further considered in Committee.
5. Gunpowder Law Consolidation Bill ; second reading.
6. Reformatory and Industrial Schools Bill ; Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."
7. Volunteer Bill ; consideration in Committee of the propriety of introducing this Bill.
8. Ways and Means ; resumption of the Committee.

TUESDAY, FEBRUARY 27.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.

New South Wales.

No. 41.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 20 FEBRUARY, 1866.

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

Return of Writs:—The Speaker reported as follows:—

(1.) That the Writ issued by him on the 9th January last, for the Election of a Member to serve for the Electoral District of "The Williams," in room of Marshall Burdekin, Esquire, whose Seat had been declared vacant by reason of his acceptance of the Office of Colonial Treasurer, had been duly returned, with a Certificate endorsed thereon of the Election of "Frederick Julian Manton" to serve as such Member.

(2.) That, pursuant to Resolutions of this House passed on the 23rd January last, he had issued Writs for supplying Vacancies in the Assembly, as follows:—

(1.) In the room of the Honorable James Martin, Esquire, whose Seat as Member for the Electoral District of "The Lachlan" had been declared vacant by reason of his acceptance of the Office of Attorney General.

(2.) In the room of Henry Parkes, Esquire, whose Seat as Member for the Electoral District of "Kiama" had been declared vacant by reason of his acceptance of the Office of Colonial Secretary.

(3.) In the room of Geoffrey Eagar, Esquire, whose Seat as a Member for the Electoral District of "West Sydney" had been declared vacant by reason of his acceptance of the Office of Colonial Treasurer.

(4.) In the room of John Bowie Wilson, Esquire, whose Seat as Member for the Electoral District of "Patrick's Plains" had been declared vacant by reason of his acceptance of the Office of Secretary for Lands.

(5.) In the room of James Byrnes, Esquire, whose Seat as a Member for the Electoral District of "Parramatta" had been declared vacant by reason of his acceptance of the Office of Secretary for Public Works.

(6.) In the room of Robert Mackintosh Isaacs, Esquire, whose Seat as Member for the Electoral District of "Yass Plains" had been declared vacant by reason of his acceptance of the Office of Solicitor General,—

and that the said Writs had been duly returned to him, with Certificates endorsed thereon of the re-election of the whole of the said gentlemen as Members for the said Electorates, their Seats for which they had so vacated.

2. Members Sworn:—The undermentioned Gentlemen having each taken the Oath and subscribed the Roll, took their Seats as Members for the Electoral Districts respectively named, viz.:—

(1.) The Honorable James Martin, Esquire, for "The Lachlan."

(2.) Henry Parkes, Esquire, for "Kiama."

(3.) Geoffrey Eagar, Esquire, for "West Sydney."

(4.) John Bowie Wilson, Esquire, for "Patrick's Plains."

(5.) James Byrnes, Esquire, for "Parramatta."

(6.) Robert Mackintosh Isaacs, Esquire, for "Yass Plains."

(7.) Frederick Julian Manton, Esquire, for "The Williams."

3. Questions on Notice Paper for to-day :—

Mr. Rodd withdrew the Question standing in his name, No. 1.

(1.) Superannuation to Ministers of Religion :—Dr. Lang asked the Colonial Secretary, pursuant to Notice No. 2,—Whether it is the intention of the Government to extend to Ministers of Religion, receiving State-aid in the Colony, a modification of the principle of the Superannuation Act, by allowing such Ministers, after having attained a certain age, or been in the receipt of State-aid for a certain term of years, to retire from active service on their present rates of allowance, provided they continue to reside in the Colony?

Mr. Parkes answered,—The Government have no intention of extending the principle of the Superannuation Act to Ministers of Religion receiving State-aid.

4. Papers :—

(1.) Mr. Parkes laid upon the Table the undermentioned Papers :—

(1.) Despatch from the Secretary of State for the Colonies, dated 21 December, 1865, relative to Petitions in favour of Separation of Riverine District from Colony of New South Wales. (*Read at length by the Clerk by direction of the Speaker*).

(2.) Despatch from the Secretary of State for the Colonies, dated 14 December, 1865, with copy of New Contract with Peninsular and Oriental Steam Navigation Company for Conveyance of Mails between Point de Galle and Sydney, *via* King George's Sound and Melbourne.

(3.) Despatch from the Secretary of State for the Colonies, dated 10 November, 1865, with copy of Letter from Lords of Committee of Council on Education, on the subject of the Representation of the British Colonies in the Paris Universal Exhibition of 1867.

(4.) Commission, dated 19 December, 1865, to inquire into Condition of Harbour of Port Jackson, with Progress Report from Commissioners dated 14 February, 1866.

(5.) Despatch from the Secretary of State for the Colonies, dated 9 October, 1865, relative to Hospitals and Lunatic Asylums.

(6.) Despatch from the Secretary of State for the Colonies, dated 18 October, 1865, relative to Volunteer Corps.

Ordered to be printed.

(2.) Mr. Eagar laid upon the Table the undermentioned Papers :—

(1.) Colonial Treasury Accounts. (Report of Board of Audit, dated 1 February, 1866.)

(2.) Abstract of Bank Liabilities and Assets for Quarter ended 31 December, 1865.

(3.) Return to Order in reference to "Return of certain Civil Employés and their Salaries," made by this House on motion of Mr. Piddington, on 20th December, 1865.

(4.) Account Current of the Civil Service Superannuation Fund of New South Wales for the Year 1865.

Ordered to be printed.

(3.) Mr. Wilson laid upon the Table the undermentioned Papers :—

(1.) Abstract of Sites for Cities, Towns, and Villages, declared under the 4th section of the Act 25 Victoria, No. 1, since 23rd October, 1865.

(2.) Schedule of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the Act 25 Victoria, No. 1.

Ordered to be printed.

5. Lands Reserved from Conditional Purchase in the Electorate of the Bogan :—

Mr. Lord presented a Petition from certain Inhabitants of the Town of Dubbo, of the Bogan, Macquarie, and Castlereagh Rivers, of the Marvah, Duck, and Marthaguy Creeks, and other places in the Bogan Electorate, complaining that all the Lands available for Free Selection near Dubbo, and in many other places in The Bogan Electorate, have been reserved from Conditional Purchase, and praying that such reserves may be cancelled within a radius of seven miles round the Township of Dubbo.

Petition received.

6. Richard Coulton :—Mr. Pickering presented a Petition from Richard Coulton, of Tamworth, District of Liverpool Plains, representing that his Claim to certain Crown Land which he had taken up under Conditional Purchase, and considerably improved, has been disallowed ; and praying relief.

Petition received.

7. Quarter Sessions at Dubbo :—Mr. Lord presented a Petition from certain Inhabitants of the Town of Dubbo, of the Bogan, Macquarie, and Castlereagh Rivers, and other places in The Bogan Electorate, praying for the establishment of Quarter Sessions at Dubbo.

Petition received.

8. Conduct of City Coroner :—Mr. Driver, *with the concurrence of the House*, moved, without Notice, as follows :—

(1.) That Mr. Parkes and Mr. Wilson be added to the Committee now sitting on "Conduct of City Coroner."

Question put and passed.

(2.) That the Return to Address in reference to the "Inquest on Bridget Bourke," which was laid upon the Table on 22nd November last, be referred to the Committee now sitting on "Conduct of City Coroner."

Question put and passed.

9. Disease in Fruit Trees:—Mr. Tunks, *with the concurrence of the House*, moved, without Notice, That the names of Mr. Byrnes and Mr. Pemell be added to the Select Committee now sitting on the "Disease in Fruit Trees."
Question put and passed.
10. Motions Withdrawn:—The undermentioned Motions on the Notice Paper for to-day, were withdrawn, respectively, by the Members named:—
- (1.) OTHER BUSINESS:—
- (1.) No. 4, by Mr. Forster.
 - (2.) No. 6, by Mr. Garrett.
 - (3.) No. 14, by Mr. Pickering, on behalf of Mr. Donnelly.
 - (4.) No. 5, by Mr. Walker, on behalf of Mr. Terry.
 - (5.) No. 7, by Mr. Morrice.
 - (6.) No. 9, by Mr. Buchanan.
 - (7.) No. 13, by Mr. Forster.
- (2.) GOVERNMENT BUSINESS:—
- (8.) Nos. 1, 2, and 3, by Mr. Cowper.
 - (9.) No. 4, by Mr. Samuel.
11. Ministerial Statement:—Mr. Martin addressed to the House a Ministerial Statement.
12. Member Sworn:—William Charles Windeyer, Esquire, having taken the Oath and subscribed the Roll, took his Seat as a Member for the Electoral District of "West Sydney."
13. Conduct of City Coroner:—Mr. Josephson presented a Petition from John S. Parker, of Sydney, in the Colony of New South Wales, Coroner, praying that he may have leave to appear before the Select Committee now sitting on the conduct of the City Coroner, "either in person or by Counsel or Attorney, and that he "may be at liberty to produce and give evidence before such Committee with "reference to the matters in the said Petition referred to."
Petition received.
14. Charles Riordan:—Mr. Rodd presented a Petition from Charles Riordan, late Warder of the Braidwood Gaol, complaining of his dismissal from office, and praying inquiry into the circumstances of his case.
Petition received.
15. Railway through Ultimo Estate:—Mr. Lucas moved, pursuant to Notice, That the Report from the Select Committee appointed to inquire into, and report upon, the Petition of J. Harris, and others, relative to the Railway through the Ultimo Estate, and ordered by this House to be printed on the 9th of June, 1865, be now adopted.
Debate ensued.
Question put and passed.
16. Motion Withdrawn:—Mr. Lucas withdrew the Motion standing in his name, No. 2 on the Notice Paper of Other Business for to-day.
17. Charges against Governor and certain Warders of Yass Gaol:—Mr. Buchanan moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken at a private investigation before the Visiting Magistrate of Yass Gaol, into a charge against Mr. Fitzgerald, the Governor of the Gaol, to the effect that he was in the habit of using improper liberties with one of the female prisoners; also, all Telegrams and Correspondence between the Government and the authorities at Yass on this subject, together with Copies of the Depositions taken at a private investigation before the Visiting Magistrate of Yass Gaol, into certain charges brought against Eneas M'Donald, Robert Berry, and William M'Fadyen, Warders of said Gaol, and which investigation resulted in the dismissal of the above-named persons from their respective offices; also, all Telegrams and Correspondence between the Government and the Yass authorities bearing on the subject.
Debate ensued.
Question put and passed.
18. Motion Withdrawn:—Mr. Garrett, on behalf of Dr. Lang, withdrew the Motion standing as No. 8 on the Notice Paper of Other Business for to-day.
19. Boiler Explosion in Waterview Bay Dry Dock:—Mr. Buchanan moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of the Depositions taken before the City Coroner at the Inquest held on the bodies of Joseph Porter, John Gordon, and Robert Craig, killed by the bursting of a boiler at Waterview Bay Dry Dock.
Question put and passed.
20. Motions Withdrawn:—
- (1.) Mr. Buchanan withdrew the Motion standing in his name, No. 11 on the Notice paper of Other Business for to-day.
 - (2.) Mr. Rodd withdrew the Motion standing in his name, No. 15 on the Notice Paper of Other Business for to-day.

21. Reservation for Roads contained in Deeds of Grant:—The adjourned Debate on the motion of Mr. Terry,—

(1.) “That’ in the opinion of this House the reservation for Roads contained in the Deeds of Grant now issued by the Government are oppressive and unjust, and that in future a clause shall be inserted in the Deeds of Grant of purchased Land, to the effect that compensation (*to be determined by appraisement*) shall be given for the value of the lands so taken.

(2.) That the above Resolution be transmitted by an Address to His Excellency the Governor.”

Upon which Mr. Forster had moved by way of amendment the omission of all the words after the first word ‘That,’ with a view to insert in their place the following words, viz. :—“this House is of opinion,—

“(1.) That the law and practice of the Government, relating to the opening of new roads through private land, and to the appropriation, use, and reservation of private property for such purpose, requires to be amended in the following particulars :—

“(1.) That all undefined reservations of land for such purpose, whether past or future, inserted in Deeds of Grant issued by the Government, should be declared absolutely null and void.

“(2.) That the Government shall have full power to open any necessary road through private land, or to enter upon, appropriate, use, or reserve for such purpose, any private property whatsoever, subject to the conditions hereinafter specified.

“(3.) That, in case of any objection, the question of the necessity or expediency of opening any new road through private land, should in the first instance be submitted to arbitration.

“(4.) That such arbitration should only determine the question submitted for the time being, and should be no bar to future proceedings by the Government for the same purpose.

“(5.) That every owner of land or other property appropriated, used, destroyed, damaged, or reserved for, or by the opening of any public road by the Government, should be entitled to full compensation for all loss or damage occasioned thereby.

“(2.) That the purport of the above Resolutions be communicated by Address to His Excellency the Governor”—

Resumed and continued.

Motion made by Mr. Walker, and withdrawn (after Debate)—That this Debate be now adjourned until this day fortnight.

Debate on Main Question resumed and continued.

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

The House divided.

Ayes, 27.

Mr. Martin,	Mr. Kemp,
Mr. Eagar,	Mr. Rodd,
Mr. Parkes,	Mr. Dignam,
Mr. Wilson,	Mr. Garrett,
Mr. Byrnes,	Mr. Tunks,
Mr. Isaacs,	Mr. Manton,
Mr. Walker,	Mr. Wisdom,
Mr. Brown,	Mr. Lucas,
Mr. Hurley,	Mr. Burns,
Mr. Buchanan,	Mr. Joseph,
Mr. Terry,	<i>Tellers.</i>
Mr. Mate,	
Mr. Macleay,	Mr. Pickering,
Mr. Phelps,	Mr. Windeyer,
Mr. Piddington,	

Whereupon Original Question put.

The House divided.

Ayes, 12.

Mr. Burns,	<i>Tellers.</i>
Mr. Tunks,	
Mr. Macleay,	Mr. Terry,
Mr. Mate,	Mr. Driver,
Mr. Macpherson,	
Mr. Forster,	
Mr. Rodd,	
Mr. Morrice,	
Mr. Phelps,	
Mr. Oatley,	

Noes, 5.

Mr. Oatley,
Mr. Forster,
Mr. Macpherson,
<i>Tellers.</i>
Mr. Morrice,
Mr. Driver.

Noes, 19.

Mr. Martin,	Mr. Piddington,
Mr. Eagar,	Mr. Buchanan,
Mr. Parkes,	Mr. Manton,
Mr. Wilson,	Mr. Brown,
Mr. Byrnes,	Mr. Wisdom,
Mr. Isaacs,	Mr. Garrett,
Mr. Lucas,	<i>Tellers.</i>
Mr. Pickering,	
Mr. Dignam,	Mr. Walker,
Mr. Hurley,	Mr. Windeyer,
Mr. Kemp,	

22. Postponements:—The undermentioned Orders of the Day of Other Business postponed, respectively, on motion of the Members named, as follows:—

- (1.) Order No. 2, until this day fortnight. Mr. Lucas.
- (2.) Order No. 3, until Friday week. Mr. Garrett.
- (3.) Order No. 4, until this day fortnight. Mr. Windeyer.
- (4.) Order No. 5, until Friday next. Mr. Forster.
- (5.) Order No. 6, until Friday week. Mr. Forster.
- (6.) Order No. 7, until Friday next. Mr. Macleay.
- (7.) Order No. 8, until to-morrow. Mr. Wilson.

23. Game Protection Bill :—On motion of Mr. Driver, read a second time.
Whereupon, on motion of Mr. Driver, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again to-morrow.
24. Postponements :—The undermentioned Orders of the Day of Other Business postponed respectively on motion of the Members named, as follows :—
(1.) Order No. 10 until Friday week. Mr. Wilson.
(2.) Order No. 11 until this day week. Mr. Macpherson.
25. Careless use of Fire Prevention Bill :—On Motion of Mr. Mate, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of the propriety of introducing this Bill.
The Chairman reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, that the said Resolution be received to-morrow.
26. Postponement :—The Order of the Day, No. 13 of Other Business, postponed on motion of Mr. Wilson, until Thursday next.
27. Funds for National Education—(*Order discharged*) :—The Order of the Day for the consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for National Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for National Education—discharged, on motion of Mr. Wilson.
28. Postponements :—The undermentioned Orders of the Day of Other Business, postponed, respectively, on motion of the Members named, as follows :—
(1.) Order No. 15, until this day fortnight. Mr. Macpherson.
(2.) Order No. 16, until Thursday next. Mr. Wilson.
(3.) Orders Nos. 17 and 18, until Friday next. Mr. Lucas.
- The House adjourned, on motion of Mr. Martin, at thirteen minutes before Eleven o'clock, until To-morrow, at Three o'clock.

W. M. ARNOLD.
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, FEBRUARY 21. .

Questions :—

1. MR. BUCHANAN *to ask* THE ATTORNEY GENERAL,—
 - (1.) Is it true that Mr. Shadforth, formerly in the Public Service of this Country, has been tried and found guilty of getting money under false pretences?
 - (2.) Is it true that the sentence passed upon the prisoner was only one month imprisonment?
 - (3.) Is the prisoner now in custody; if not, what is the cause of this?
 - (4.) If the prisoner has been allowed bail, after having been found guilty and sentenced, in consequence of a point of law being reserved—what is the point of law so reserved?
 - (5.) Did the Jury recommend the prisoner to mercy?
 - (6.) If so, what were the grounds of such recommendation?
 - (7.) Who was the Judge who tried the case?
 - (8.) Is the prisoner related to His Honor the Chief Justice?
 - (9.) Was there a prisoner named Franz Brandt tried at the same sittings for a similar offence to that of Shadforth, namely, getting money under false pretences?
 - (10.) Was Franz Brandt found guilty?
 - (11.) What was the sentence passed upon him?
 - (12.) Who was the Judge who tried the case?
2. MR. BUCHANAN *to ask* THE ATTORNEY GENERAL,—Is it the intention of the Government to prosecute to a conclusion the Appeal against the decision of the Supreme Court in the matter of the Church and School Lands, and which Appeal, originally instituted by the Martin Government, was abandoned by the late Government?
3. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—Is it the intention of the Government to carry out the Resolution of this House, to the effect that the salaries of all future Governors of this Colony should be reduced to £5,000 a year, by the introduction of a Bill for that purpose this Session or early next?

4. MR. PIDDINGTON *to ask* THE COLONIAL TREASURER,—Is it the intention of the Government to introduce a Bill this Session authorizing the appointment of Commissioners for the reduction of the Public Debt; and also to appropriate and vest certain sums, at the end of every quarter, to the credit of the said Commissioners, to be by them applied to the reduction of the Public Debt?
5. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—What course do the Government intend pursuing with reference to the two votes arrived at by this House, on April 20, 1865, and December 21, 1865, recommending that steps be taken by the Government of this Colony, respectively to co-operate with the Government of New Zealand in the establishment of a Steam Postal Service *viâ* Panama, and to withdraw from the existing arrangement for a similar service *viâ* Suez?
6. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—
 - (1.) What is the nature of the arrangements made, or intended to be made, with the Visiting Surgeon to Port Macquarie Gaol, with reference to hours of visiting, dispensing medicines, furnishing reports and statistics, and remuneration?
 - (2.) Is it intended to place an invalid establishment in the same neighbourhood under the care of the Surgeon to the said gaol?
 - (3.) If so, what is the nature of the arrangements?
 - (4.) Will one or more chaplains; and if so, how many, be appointed to either one or other of these establishments?
7. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—
 - (1.) Is it the intention of the Government to introduce, during the present Session, any measure for the amalgamation of the two existing Boards and Systems of Public Education, with a view to the establishment of a single more efficient system, and to the more economical expenditure of the Funds voted for that purpose by the Legislature?
 - (2.) If not during the present Session, when?
8. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Has any report been received from the Officer entrusted with the Survey of Pepper's Creek and Rockley, upon the advisability of erecting a Bridge there?
 - (2.) What is the nature of such report?

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. PARKES *to move*, That Mr. Parkes be added to the Select Committee on the Pitt-street Tramway.
2. MR. PARKES *to move*, That Mr. Parkes be a member of the Standing Orders Committee.
3. MR. PARKES *to move*, That Mr. Brown be added to the Refreshment Room Committee for the present Session.
4. MR. PARKES *to move*, That Mr. Martin, Mr. Parkes, and Mr. Windeyer be added to the Select Committee on the Present State of the Colony.
5. MR. PARKES *to move*, That Mr. Wilson and Mr. Windeyer be Members of the Library Committee.

ORDERS OF THE DAY :—

1. Supply; resumption of the Committee.
2. Ways and Means; resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MACLEAY *to move*, That there be laid upon the Table of this House, Copies of all Memorials, Correspondence, and other Papers relating to the approaches to the Gundagai Bridge.
2. MR. PICKERING *to move*, That the Petition of Richard Coulton, presented by him on the 20th February, be printed.
3. MR. RODD *to move*, That the Petition presented by him on 20th February, from Charles Riardon, be printed.

ORDERS OF THE DAY :—

1. Brands Registration Bill; to be further considered in Committee.
2. Game Protection Bill; to be further considered in Committee.
3. Careless use of Fire Prevention Bill; reception of Resolution of Committee of the Whole.
4. Crown Land Dedication Amending Bill; resumption of the adjourned Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."
5. Prison Discipline Bill; second reading.
6. Municipalities Law Amendment Bill; to be further considered in Committee.
7. Gunpowder Law Consolidation Bill; second reading.
8. Reformatory and Industrial Schools Bill; Debate on the motion of Mr. Cowper, "That this Bill be now read a second time."
9. Volunteer Bill; consideration in Committee of the propriety of introducing this Bill.

THURSDAY, FEBRUARY 22.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. JOSEPHSON *to move*, That the prayer of the Petition presented by him on 20th February, from the Coroner of Sydney, be granted by this House.

ORDERS OF THE DAY :—

1. Coal Fields Regulation Act Amendment Bill; Debate on the Motion of Mr. Tighe, "That this Bill be now read a second time."
2. Smoke Nuisance Abatement Bill; second reading.

FRIDAY,

FRIDAY, FEBRUARY 23.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000, for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
2. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
3. Advances to Agents intrusted with Goods Bill; second reading.
4. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.

NOTICES OF MOTION:—

1. MR. LORD to move, That the Petition presented by him on the 20th February, in reference to Reserves in the Dubbo District, be printed.
2. MR. LORD to move, That the Petition presented by him on 20th February, praying the establishment of Courts of Quarter Sessions in the Bogan District, be printed.
3. DR. LANG to move, That Nathaniel Lipscomb Kentish be now heard at the Bar of the House, in support of his Petition, presented to the Legislative Assembly on the 26th October last.

TUESDAY, FEBRUARY 27.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
2. MR. MACPHERSON to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.

4. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
5. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000, for the survey of a line of Railway from Piper's Flats to Mudjee.
6. MR. COWPER to move,—
 - (1.) That in the opinion of this House, the retiring allowances granted to S. Greenhill, Charles Wilkinson, J. Crook, and W. C. Mayne, Esquires, under the Act 27 Vict., No. 11, were improvidently and illegally granted.
 - (2.) That it is unjust to the contributors to the Superannuation Fund that such retiring allowances should continue a charge upon it.
 - (3.) That an Address be presented to His Excellency the Governor transmitting a copy of the foregoing Resolutions.
7. MR. COWPER to move for leave to bring in a Bill to repeal the Act 27 Vict., No. 7, intituled an Act to render Newspapers liable to Postage.
8. MR. COWPER to move, That there be laid upon the Table of this House, Copies of all Correspondence respecting the appointment of Trustees to the Campbelltown Road Trust.
9. MR. SAMUEL to move, That there be laid on the Table of this House, Copies of the Opinions of the Crown Law Officers, together with all Papers and Correspondence relating to the mode of collecting the *ad valorem* Duties.

ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 - (2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—
 Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."

FRIDAY, MARCH 2.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Triennial Parliament Bill; second reading.
2. Removal of Restrictions upon Distillation Bill; second reading.
3. Small Debts Recovery Amendment Bill; to be further considered in Committee.

TUESDAY, MARCH 6.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.
2. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.

ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."
2. Partnership Amendment Bill; second reading.
3. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.

TUESDAY, MARCH 13.

OTHER BUSINESS—NOTICE OF MOTION :—

- I. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places ; to inquire into the character and approximate extent of our Mineral Resources ; the best means of developing the same ; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands ; to inquire generally into the present condition and prospects of the mining interests of New South Wales ; with power to send for persons and papers ; to take evidence ; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
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New South Wales.

No. 42.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 21 FEBRUARY, 1866.

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

Questions on Notice Paper for to-day :—

- (1.) Shadforth—Brandt (Administration of Justice) :—Mr. Buchanan asked the Attorney General, pursuant to Notice No. 1,—

(1.) Is it true that Mr. Shadforth, formerly in the Public Service of this Country, has been tried and found guilty of getting money under false pretences?

(2.) Is it true that the sentence passed upon the prisoner was only one month imprisonment?

(3.) Is the prisoner now in custody; if not, what is the cause of this?

(4.) If the prisoner has been allowed bail, after having been found guilty and sentenced, in consequence of a point of law being reserved—what is the point of law so reserved?

(5.) Did the Jury recommend the prisoner to mercy?

(6.) If so, what were the grounds of such recommendation?

(7.) Who was the Judge who tried the case?

(8.) Is the prisoner related to His Honor the Chief Justice?

(9.) Was there a prisoner named Franz Brandt tried at the same sittings for a similar offence to that of Shadforth, namely, getting money under false pretences?

(10.) Was Franz Brandt found guilty?

(11.) What was the sentence passed upon him?

(12.) Who was the Judge who tried the case?

Mr. Martin answered,—I am not possessed of the information necessary to enable me to answer any of the questions put by the Honorable Member. A telegram has been sent to Wagga Wagga to Mr. Crown Prosecutor Forbes, requesting him to forward that information to me without delay.

- (2.) Appeal *in re* Church and School Lands :—Mr. Buchanan asked the Attorney General, pursuant to Notice No. 2,—Is it the intention of the Government to prosecute to a conclusion the Appeal against the decision of the Supreme Court in the matter of the Church and School Lands, and which Appeal, originally instituted by the Martin Government, was abandoned by the late Government?

Mr. Martin answered,—The Government have not yet had an opportunity of determining upon the propriety of prosecuting the Appeal to which the Honorable Member refers. They intend shortly to take the matter into consideration.

- (3.) Salaries of future Governors :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 3,—Is it the intention of the Government to carry out the Resolution of this House, to the effect that the salaries of all future Governors of this Colony should be reduced to £5,000 a year, by the introduction of a Bill for that purpose this Session or early next?

Mr. Parkes answered,—It is not the intention of the Government, during the present Session, to introduce any measure that can be delayed till the Session proper to the year.

- (4.) Commissioners for Reduction of Public Debt :—Mr. Piddington asked the Colonial Treasurer, pursuant to Notice No. 4,—Is it the intention of the Government to introduce a Bill this Session authorizing the appointment of Commissioners for the reduction of the Public Debt; and also to appropriate and vest certain sums, at the end of every quarter, to the credit of the said Commissioners, to be by them applied to the reduction of the Public Debt?

Mr.

Mr. Eagar answered,—The subject indicated by my Honorable Friend's Question has been under consideration, but the Government have not decided to take action in the matter during the present Session.

- (5.) Steam Postal Service:—Mr. Forster asked the Colonial Secretary, pursuant to Notice No. 5,—What course do the Government intend pursuing with reference to the two votes arrived at by this House, on April 20, 1865, and December 21, 1865, recommending that steps be taken by the Government of this Colony, respectively to co-operate with the Government of New Zealand in the establishment of a Steam Postal Service *via* Panama, and to withdraw from the existing arrangement for a similar service *via* Suez?

Mr. Parkes answered,—It is the intention of the Government to take the necessary steps to carry out the decision of this House in favour of the establishment of Steam Communication between this Colony and England *via* Panama. In the course of a day or two, papers on the subject will be laid before Parliament. With reference to the concluding words of the Question, if the Honorable Member will put the Question in a separate form a few days hence, I shall then be in a position to inform the House of the decision of the Government.

Mr. Forster withdrew the Question standing in his name No. 6.

- (6.) Amalgamation of Educational Boards:—Mr. Forster asked the Colonial Secretary, pursuant to Notice No. 7,—

(1.) Is it the intention of the Government to introduce, during the present Session, any measure for the amalgamation of the two existing Boards and Systems of Public Education, with a view to the establishment of a single more efficient system, and to the more economical expenditure of the Funds voted for that purpose by the Legislature?

(2.) If not during the present Session, when?

Mr. Parkes answered,—The Government have no intention, during the present Session, of introducing any Bill for dealing with the subject of Education; I might add, as stated by the Premier yesterday, that the Government do intend introducing such a measure before very long.

Mr. Driver not asking the Question standing in his name No. 8, it dropped.

2. Licensed Publicans Act:—Mr. Phelps presented a Petition from certain Residents in the Township of Wentworth and District of the Lower Murray and Darling, representing that great increase of drunkenness and crime has arisen from the omission from the Licensed Publicans Act, 25 Viet., No. 14, of a clause prohibiting the selling or supplying of intoxicating drinks to the Aborigines; and praying that an enactment may be passed prohibiting such sale or supply under severe penalties.

Petition received.

3. Assent to Bills:—The following Messages were delivered by Mr. Martin, and read by the Speaker:—

- (1.) Additional Customs Duties Bill:—

JOHN YOUNG,

Message No. 10.

Governor.

A Bill intituled "*An Act to impose Additional Duties of Customs*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment in the manner required by law.

Government House,

Sydney, 23rd January, 1866.

- (2.) Colonial Spirits Duty Bill:—

JOHN YOUNG,

Message No. 11.

Governor.

A Bill intituled "*An Act to alter the Duties on Colonial Spirits*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 23rd January, 1866.

4. Pitt-street Tramway ("*Formal*" Motion):—Mr. Parkes moved, pursuant to Notice, That Mr. Parkes be added to the Select Committee on the Pitt-street Tramway. Question put and passed.
5. Standing Orders Committee ("*Formal*" Motion):—Mr. Parkes moved, pursuant to Notice, That Mr. Parkes be a member of the Standing Orders Committee. Question put and passed.
6. Refreshment Room Committee ("*Formal*" Motion):—Mr. Parkes moved, pursuant to Notice, That Mr. Brown be added to the Refreshment Room Committee for the present Session. Question put and passed.
7. Present State of the Colony ("*Formal*" Motion):—Mr. Parkes moved, pursuant to Notice, That Mr. Martin, Mr. Parkes, and Mr. Windeyer be added to the Select Committee on the Present State of the Colony. Question put and passed.

8. Library Committee (*"Formal" Motion*):—Mr. Parkes moved, pursuant to Notice, That Mr. Wilson and Mr. Windeyer be Members of the Library Committee.
Question put and passed.
9. Richard Coulton (*"Formal" Motion*):—Mr. Pickering moved, pursuant to Notice, That the Petition of Richard Coulton, presented by him on the 20th February, be printed.
Question put and passed.
Ordered to be printed.
10. Charles Riordan (*"Formal" Motion*):—Mr. Rodd moved, pursuant to Notice, That the Petition presented by him on 20th February, from Charles Riordan, be printed.
Question put and passed.
Ordered to be printed.
11. Gold Miners at Jembaicumbene:—Mr. Rodd presented a Petition from certain Gold Miners resident at Jembaicumbene, complaining that they are disturbed in their avocations by the conflicting claims of private land-owners, as therein set forth, owing to the unsettled state of the boundary line in the vicinity of the Swamp; and praying for the adoption of such measures as may lead to a cessation of the evils and annoyances of which they now complain.
Petition received.
12. Exchange of Land Scots Church Sydney Legalizing Bill:—Mr. Hart, *with the concurrence of the House*, moved, without Notice, That Messrs. Parkes and Wilson be placed on the Select Committee on the Exchange of Land Scots Church Sydney Legalizing Bill.
Question put and passed.
13. Postponements:—The Orders of the Day for the resumption of the Committee of Supply, and the resumption of the Committee of Ways and Means, postponed, respectively, on motion of Mr. Eagar, until to-morrow.
14. Approaches to Gundagai Bridge:—Mr. Macleay moved, pursuant to Notice, That there be laid upon the Table of this House, Copies of all Memorials, Correspondence, and other Papers relating to the approaches to the Gundagai Bridge.
Debate ensued.
Question put and passed.
15. Brands Registration Bill:—On the Order of the Day for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration.
The Chairman reported progress, and obtained leave to sit again this day week.
16. Game Protection Bill:—On the Order of the Day for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration.
The Chairman having reported the Bill with amendments, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for to-morrow.
17. Messages:—The Speaker reported the following Messages from the Legislative Council:—
- (1.) Australasian Mineral Oil Company's Incorporation Bill:—
MR. SPEAKER,
The Legislative Council having this day passed a Bill, intituled, "*An Act to incorporate the Australasian Mineral Oil Company*," presents the same to the Legislative Assembly for its concurrence, accompanied by a Copy of the Report from, and Minutes of Evidence taken before the Select Committee thereon.
Legislative Council Chamber, T. A. MURRAY,
Sydney, 21st February, 1866. President.
Bill, on motion of Mr. Josephson, read a first time.
Ordered to be printed, and read a second time on Friday week.
- (2.) Australian Agricultural Company's Bill:—
MR. SPEAKER,
The Legislative Council having this day passed a Bill, intituled, "*An Act to enable the 'Australian Agricultural Company' to sue and be sued in the 'Colony by their Corporate name'*," presents the same to the Legislative Assembly for its concurrence, accompanied by a Copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.
Legislative Council Chamber, T. A. MURRAY,
Sydney, 21st February, 1866. President.
Bill, on motion of Mr. Cowper, read a first time.
Ordered to be printed, and read a second time on Tuesday next.
- (3.) Sydney Marine Assurance Company's Incorporation Bill:—
MR. SPEAKER,
The Legislative Council having this day passed a Bill, intituled, "*An Act to incorporate the Sydney Marine Assurance Company*," presents the same to the Legislative Assembly for its concurrence, accompanied by a Copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.
Legislative Council Chamber, T. A. MURRAY,
Sydney, 21st February, 1866. President.
Bill, on motion of Mr. Cowper, read a first time.
Ordered to be printed, and read a second time on Friday week.

18. Careless use of Fire Prevention Bill :—
 (1.) The Chairman of Committees reported from a Committee of the Whole, a Resolution, which was read a first time, as follows :—
Resolved, That it is desirable to introduce a Bill to prevent the careless use of Fire.
 Resolution then, on motion of Mr. Mate, read a second time, and agreed to.
 (2.) Mr. Mate having *presented* this Bill, Bill, intituled, "*A Bill for preventing the careless use of Fire*," read a first time.
 Ordered to be printed, and read a second time on Friday week.
19. Crown Land Dedication Amending Bill :—The Order of the Day for the resumption of the adjourned Debate on the motion of Mr. Cowper, "That this Bill be now read a second time," discharged, on motion of Mr. Cowper.
 Bill then withdrawn, on motion of Mr. Cowper.
20. Postponement :—The Order of the Day, No. 5 of Other Business postponed, on motion of Mr. Cowper, until to-morrow.
21. Municipalities Law Amendment Bill :—Mr. Cowper moved, That the Order of the Day for the further consideration in Committee of this Bill, be postponed until to-morrow.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 18.

Mr. Cowper,	Mr. Oatley,
Mr. Samuel,	Mr. Brown,
Mr. Driver,	<i>Tellers.</i>
Mr. Lucas,	
Mr. Hurley,	Mr. Sutherland,
Mr. Josephson,	Mr. Hart.
Dr. Lang,	
Mr. Egan,	
Mr. Neale,	
Mr. Kemp,	
Mr. Morrice,	
Mr. Alexander,	
Mr. Garrett,	
Mr. Joseph,	

Noes, 25.

Mr. Martin,	Mr. Eagar,
Mr. Isaacs,	Mr. Byrnes,
Mr. Parkes,	Mr. Manton,
Mr. Wilson,	Mr. Gordon,
Mr. Roberts,	Mr. Windeyer,
Mr. Walker,	Mr. Phelps,
Mr. Dignam,	Mr. Macleay,
Mr. Donnelly,	Mr. Mate,
Mr. Buchanan,	Mr. Lloyd,
Mr. Wisdom,	<i>Tellers.</i>
Mr. Macpherson,	
Mr. Terry,	Mr. Rodd,
Mr. Forster,	Mr. Burns.
Mr. Forlonge,	

Order of the Day then read.

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

The Speaker resumed the Chair.

22. Gunpowder Law Consolidation Bill :—The Order of the Day for the second reading of this Bill discharged, on motion of Mr. Samuel.
 Bill then withdrawn, on motion of Mr. Samuel.
23. Reformatory and Industrial Schools Bill :—The Order of the Day for the Debate, on the motion of Mr. Cowper, "That this Bill be now read a second time," discharged, on motion of Mr. Cowper.
 Bill then withdrawn, on motion of Mr. Cowper.
24. Volunteer Bill :—The Order of the Day for the consideration in Committee of the propriety of introducing this Bill discharged, on motion of Mr. Cowper.
 The House adjourned at one minute before Midnight, until To-morrow, at Three o'clock.

W. M. ARNOLD.
 Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, FEBRUARY 22.

Questions:—

1. MR. DIGNAM *to ask* THE COLONIAL TREASURER,—Have the Government instituted any inquiry into the conduct of the Pilot in charge of the "Erl King" which was recently run ashore near Dawes Battery; and if not, do the Government intend to do so?
2. MR. SAMUEL *to ask* THE COLONIAL TREASURER,—If it is the intention of the Government to bring in a Bill to amend the Stamp Duties Act?
3. MR. SAMUEL *to ask* THE COLONIAL TREASURER,—
 - (1.) Were advices received by the last Mail of the sale of any Debentures?
 - (2.) If so, what amount, and at what rate?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply; resumption of the Committee.
2. Ways and Means; resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. JOSEPHSON *to move*, That the prayer of the Petition presented by him on 20th February, from the Coroner of Sydney, be granted by this House.
2. MR. BUCHANAN *to move* for leave to introduce a Bill to enable three-fourths of Juries of twelve to return verdicts in Civil and Criminal Cases.
3. MR. PHELPS *to move*, That the Petition from Wentworth, and the Lower Murray and Darling, presented by him on 21st February, relative to the Licensed Publicans Act, be printed.
4. MR. RODD *to move*, That the Petition presented by him on 21st February, from James Maher and others, be printed.

ORDERS OF THE DAY:—

1. Coal Fields Regulation Act Amendment Bill; Debate on the Motion of Mr. Tighe, "That this Bill be now read a second time."
2. Smoke Nuisance Abatement Bill; second reading.
3. Game Protection Bill; third reading.
4. Prison Discipline Bill; second reading.

FRIDAY, FEBRUARY 23.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000, for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
2. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
3. Advances to Agents intrusted with Goods Bill; second reading.
4. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.

NOTICES OF MOTION:—

1. MR. LORD *to move*, That the Petition presented by him on the 20th February, in reference to Reserves in the Dubbo District, be printed.
2. MR. LORD *to move*, That the Petition presented by him on 20th February, praying the establishment of Courts of Quarter Sessions in the Bogan District, be printed.
3. DR. LANG *to move*, That Nathaniel Lipscomb Kentish be now heard at the Bar of the House, in support of his Petition, presented to the Legislative Assembly on the 26th October last.
4. MR. COWPER *to move*,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the mode in which the Water Reserves proclaimed during December last under the 4th clause of the Crown Lands Alienation Act were determined upon, and also, into all applications for such other Reserves as have been refused or not yet dealt with.
 - (2.) That such Committee consist of Messrs. Wilson, Forster, White, Lang, Lucas, Cunneen, Tighe, Forlonge, Sutherland, and the Mover.

TUESDAY,

TUESDAY, FEBRUARY 27.

Questions :—

1. MR. FORSTER to ask THE COLONIAL SECRETARY,—
 - (1.) What is the nature of the arrangements made, or intended to be made, with the Visiting Surgeon to Port Macquarie Gaol, with reference to hours of visiting, dispensing medicines, furnishing reports and statistics, and remuneration?
 - (2.) Is it intended to place an invalid establishment in the same neighbourhood under the care of the Surgeon to the said gaol?
 - (3.) If so, what is the nature of the arrangements?
 - (4.) Will one or more chaplains, and, if so, how many, be appointed to either one or other of these establishments?
2. DR. LANG to ask THE COLONIAL SECRETARY,—
 - (1.) Whether the Honorable the Colonial Secretary is aware that the practice which is popularly styled in the English Universities *Coaching*, that is, the preparation of candidates for honors and degrees, has obtained for years past in the University of Sydney?
 - (2.) Whether he is aware that in certain cases the person discharging the office of Coachman or Coachman, has himself been a functionary of the University and one of the examiners for honors and degrees?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
2. MR. MACPHERSON to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £23,000 annually, for defraying the expense of Public Worship.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
4. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
5. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000, for the survey of a line of Railway from Piper's Flats to Mudgee.

6. MR. COWPER to move,—
 (1.) That in the opinion of this House, the retiring allowances granted to S. Greenhill, Charles Wilkinson, J. Crook, and W. C. Mayne, Esquires, under the Act 27 Vict., No. 11, were improvidently and illegally granted.
 (2.) That it is unjust to the contributors to the Superannuation Fund that such retiring allowances should continue a charge upon it.
 (3.) That an Address be presented to His Excellency the Governor transmitting a copy of the foregoing Resolutions.
7. MR. COWPER to move for leave to bring in a Bill to repeal the Act 27 Vict., No. 7, intituled an Act to render Newspapers liable to Postage.
8. MR. COWPER to move, That there be laid upon the Table of this House, Copies of all Correspondence respecting the appointment of Trustees to the Campbelltown Road Trust.
9. MR. SAMUEL to move, That there be laid on the Table of this House, Copies of the Opinions of the Crown Law Officers, together with all Papers and Correspondence relating to the mode of collecting the *ad valorem* Duties.
10. MR. TUNKS to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Depositions, medical enquiries and treatment, Correspondence, and other proceedings in connection with the confinement, death, and burial of the late Mr. William Roper.
11. MR. TUNKS to move, That there be laid upon the Table of this House, Copies of all Reports or recommendations of the Medical Board or Visitors to the Tarban Creek Lunatic Asylum, or any of them, to the Government, during the year 1865, having reference to an improved system of managing that establishment, or treatment of the insane; also, all Correspondence connected with the removal of Dr. J. Le Gay Brereton from the office of Medical Visitor to the Tarban Creek Asylum.
12. MR. FORSTER to move, That there be laid upon the Table of this House, Copies of any Memorials or Petitions, or of any Correspondence between the Government and any person or persons, or of any Reports, Minutes, or other Public Documents, having reference to a claim for compensation made by Mrs. Susan Oakes, of the Macleay River, for land taken or resumed by the Government from the said Mrs. Susan Oakes, for a public road or roads, or for vexatious delays in the survey and delineation of any such road.
13. MR. SAMUEL to move, That there be laid upon the Table of this House, Copies of all Correspondence between the Government and the Financial Agents of the Colony relating to the payment of the £300,000 Debentures falling due the 1st of January, 1866.

ORDERS OF THE DAY :—

1. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 (2.) That such Committee consist of the following Members, namely :—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—
 Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."
2. Australian Agricultural Company's Bill; second reading.

WEDNESDAY, FEBRUARY 28.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Brands Registration Bill; to be further considered in Committee.

FRIDAY, MARCH 2.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Triennial Parliament Bill; second reading.
 2. Removal of Restrictions upon Distillation Bill; second reading.
 3. Small Debts Recovery Amendment Bill; to be further considered in Committee.
 4. Australasian Mineral Oil Company's Incorporation Bill; second reading.
 5. Sydney Marine Assurance Company's Incorporation Bill; second reading.
 6. Careless use of Fire Prevention Bill; second reading.

TUESDAY,

TUESDAY, MARCH 6.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burraborang.
2. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.

ORDERS OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."
2. Partnership Amendment Bill; second reading.
3. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.

TUESDAY, MARCH 13.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.

New South Wales.

No. 43.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 22 FEBRUARY, 1866.

1. The House met pursuant to adjournment ; the Speaker took the Chair.
 Questions on Notice Paper for to-day :—
 - (1.) Steamer "Erl King" :—Mr. Driver, on behalf of Mr. Dignam, asked the Colonial Treasurer, pursuant to Notice No. 1,—Have the Government instituted any inquiry into the conduct of the Pilot in charge of the "Erl King" which was recently run ashore near Dawes Battery ; and if not, do the Government intend to do so ?
 Mr. Parkes, on behalf of Mr. Eagar, answered,—An inquiry is now being made in the case referred to.
 - (2.) Stamp Duties Act :—Mr. Piddington, on behalf of Mr. Samuel, asked the Colonial Treasurer, pursuant to Notice No. 2,—If it is the intention of the Government to bring in a Bill to amend the Stamp Duties Act ?
 Mr. Parkes, on behalf of Mr. Eagar, answered,—In contemplation of a short Session, and the calling together of Parliament in June next, the Government do not propose to submit to the House, at present, any amendment of the Stamp Duties Act.
 - (3.) Sale of Debentures :—Mr. Piddington, on behalf of Mr. Samuel, asked the Colonial Treasurer, pursuant to Notice No. 3,—
 - (1.) Were advices received by the last Mail of the sale of any Debentures ?
 - (2.) If so, what amount, and at what rate ?
 Mr. Parkes, on behalf of Mr. Eagar, answered,—Advices were received by the last mail of the sale of £14,600 of Debentures at 90 per cent.
2. Papers :—
 - (1.) Mr. Parkes laid upon the Table, Return shewing Distribution of Police Force, on 1 January, 1866.
 Ordered to be printed.
 - (2.) Mr. Byrnes laid upon the Table, Report of the Commissioner for Railways, on the Origin and Progress of the Railways of New South Wales, from 1846 to 1864, inclusive.
 Ordered to be printed.
3. Pitt-street Tramway :—Mr. Caldwell presented a Petition from the Municipal Council of the City of Sydney, under the signature of the Mayor and the Seal of the Corporation, praying that steps may be taken for the removal of the Pitt-street Tramway.
 Petition received.
4. Verdicts Amendment Bill ("Formal" Motion) :—Mr. Buchanan moved, pursuant to Notice, for leave to introduce a Bill to enable three-fourths of Juries of twelve to return verdicts in Civil and Criminal Cases.
 Question put and passed.
5. Licensed Publicans Act ("Formal" Motion) :—Mr. Phelps moved, pursuant to Notice, That the Petition from Wentworth, and the Lower Murray and Darling, presented by him on 21st February, relative to the Licensed Publicans Act, be printed.
 Question put and passed.
 Ordered to be printed.

6. Gold Miners at Jembaicumbene ("Formal" Motion):—Mr. Terry, on behalf of Mr. Rodd, moved, pursuant to Notice, That the Petition presented by Mr. Rodd on 21st February, from James Maher and others, be printed.
Question put and passed.
Ordered to be printed.

7. Game Protection Bill ("Formal" Order of the Day), on motion of Mr. Driver, read a third time, and passed.

Mr. Driver then moved, That the title of this Bill be "*An Act to provide for the preservation of Imported Game and during the breeding season of Native Game.*"
Question put and passed.

Whereupon Mr. Driver moved, That this Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to provide for the preservation of Imported Game and during the breeding season of Native Game*" presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 22nd February, 1866.

Speaker.

Question put and passed.

8. Postponements:—The Orders of the Day for the resumption of the Committee of Supply and the resumption of the Committee of Ways and Means, postponed, respectively, on motion of Mr. Martin, until Wednesday next.

9. Conduct of City Coroner:—Mr. Josephson moved, pursuant to Notice, *as amended with the concurrence of the House*, That the Petition presented by him on the 20th February, from the Coroner of Sydney, be referred to the Select Committee now sitting on the "Conduct of City Coroner."

Question put and passed.

10. Verdicts Amendment Bill:—Mr. Buchanan having presented this Bill, intituled, "*A Bill to empower three-fourths of Juries of Twelve to bring in Verdicts in Civil and Criminal Trials,*" read a first time.

Ordered to be printed, and read a second time on Friday week.

11. Coal Fields Regulation Act Amendment Bill:—The Debate on the motion of Mr. Tighe, "That this Bill be now read a second time," resumed and continued.

Question put.

The House divided.

Ayes, 17.

Mr. Martin,	Mr. Driver,
Mr. Wilson,	Mr. Lloyd,
Mr. Parkes,	Mr. Wisdom,
Mr. Garrett,	Mr. Gordon,
Mr. Donnelly,	Mr. Cowper,
Mr. Egan,	<i>Tellers.</i>
Mr. Dignam,	Mr. Buchanan,
Mr. Alexander,	Mr. Tighe.
Mr. Phelps,	
Mr. Macleay,	

Noes, 7.

Mr. Samuel,
Mr. Forster,
Mr. Hurley,
Mr. Morrice,
Mr. Caldwell,
<i>Tellers.</i>
Mr. Josephson,
Mr. Macpherson.

Bill thereupon read a second time.

Ordered, on motion of Mr. Tighe, that the consideration in Committee of this Bill stand an Order of the Day for to-morrow week.

12. Smoke Nuisance Abatement Bill, on motion of Mr. Wilson, read a second time.

Whereupon, on motion of Mr. Wilson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.

The Chairman having reported the Bill with an amendment, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for to-morrow.

13. Postponement:—The Order of the Day for the second reading of the Prison Discipline Bill postponed, on motion of Mr. Cowper, until Tuesday next.

The House adjourned at nine minutes after Five o'clock, until To-morrow at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, FEBRUARY 23.

Questions :—

1. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—
(1.) If he is aware that both Boards of Education have refused to give any funds for the support of the Schools in connection with the Denomination known as the Free Church of England?
(2.) Is it the intention of the Government to compel either of the Boards to do justice in this matter, by awarding the Free Church of England their fair share of the funds voted by this House for educational purposes?
2. MR. CALDWELL *to ask* THE COLONIAL SECRETARY,—Is it the intention of the Government, during the present Session, to introduce a Bill for the establishment of Juvenile Reformatories?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000, for the removal of obstructions to the navigation of the Rivers Manning and Macleay.
2. Consideration in Committee of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.
3. Advances to Agents intrusted with Goods Bill; second reading.
4. Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson.
5. Smoke Nuisance Abatement Bill; third reading.

NOTICES OF MOTION :—

1. MR. LORD to move, That the Petition presented by him on the 20th February, in reference to Reserves in the Dubbo District, be printed.
2. MR. LORD to move, That the Petition presented by him on 20th February, praying the establishment of Courts of Quarter Sessions in the Bogan District, be printed.
3. DR. LANG to move, That Nathaniel Lipscomb Kentish be now heard at the Bar of the House, in support of his Petition, presented to the Legislative Assembly on the 26th October last.
4. MR. COWPER to move,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the mode in which the Water Reserves proclaimed during December last under the 4th clause of the Crown Lands Alienation Act were determined upon, and also, into all applications for such other Reserves as have been refused or not yet dealt with.
(2.) That such Committee consist of Messrs. Wilson, Forster, White, Lang, Lucas, Cunneen, Tighe, Forlonge, Sutherland, and the Mover.

TUESDAY, FEBRUARY 27.

Questions :—

1. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—
(1.) What is the nature of the arrangements made, or intended to be made, with the Visiting Surgeon to Port Macquarie Gaol, with reference to hours of visiting, dispensing medicines, furnishing reports and statistics, and remuneration?
(2.) Is it intended to place an invalid establishment in the same neighbourhood under the care of the Surgeon to the said gaol?
(3.) If so, what is the nature of the arrangements?
(4.) Will one or more chaplains, and, if so, how many, be appointed to either one or other of these establishments?
2. DR. LANG *to ask* THE COLONIAL SECRETARY,—
(1.) Whether the Honorable the Colonial Secretary is aware that the practice which is popularly styled in the English Universities *Coaching*, that is, the preparation of candidates for honors and degrees, has obtained for years past in the University of Sydney?
(2.) Whether he is aware that in certain cases the person discharging the office of Coachman or Coachman, has himself been a functionary of the University and one of the examiners for honors and degrees?

OTHER

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
2. MR. MACPHERSON to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
4. MR. GABRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
5. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000, for the survey of a line of Railway from Piper's Flats to Mudgee.
6. MR. COWPER to move,—
 - (1.) That in the opinion of this House, the retiring allowances granted to S. Greenhill, Charles Wilkinson, J. Crook, and W. C. Mayne, Esquires, under the Act 27 Vict., No. 11, were improvidently and illegally granted.
 - (2.) That it is unjust to the contributors to the Superannuation Fund that such retiring allowances should continue a charge upon it.
 - (3.) That an Address be presented to His Excellency the Governor transmitting a copy of the foregoing Resolutions.
7. MR. COWPER to move for leave to bring in a Bill to repeal the Act 27 Vict., No. 7, intituled an Act to render Newspapers liable to Postage.
8. MR. COWPER to move, That there be laid upon the Table of this House, Copies of all Correspondence respecting the appointment of Trustees to the Campbelltown Road Trust.
9. MR. SAMUEL to move, That there be laid on the Table of this House, Copies of the Opinions of the Crown Law Officers, together with all Papers and Correspondence relating to the mode of collecting the *ad valorem* Duties.

10. MR. TUNKS to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Depositions, medical enquiries and treatment, Correspondence, and other proceedings in connection with the confinement, death, and burial of the late Mr. William Roper.
11. MR. TUNKS to move, That there be laid upon the Table of this House, Copies of all Reports or recommendations of the Medical Board or Visitors to the Tarban Creek Lunatic Asylum, or any of them, to the Government, during the year 1865, having reference to an improved system of managing that establishment, or treatment of the insane; also, all Correspondence connected with the removal of Dr. J. Le Gay Brereton from the office of Medical Visitor to the Tarban Creek Asylum.
12. MR. FORSTER to move, That there be laid upon the Table of this House, Copies of any Memorials or Petitions, or of any Correspondence between the Government and any person or persons, or of any Reports, Minutes, or other Public Documents, having reference to a claim for compensation made by Mrs. Susan Oakes, of the Macleay River, for land taken or resumed by the Government from the said Mrs. Susan Oakes, for a public road or roads, or for vexatious delays in the survey and delineation of any such road.
13. MR. SAMUEL to move, That there be laid upon the Table of this House, Copies of all Correspondence between the Government and the Financial Agents of the Colony relating to the payment of the £300,000 Debentures falling due the 1st of January, 1866.
14. MR. CALDWELL to move, That the Petition from the Municipal Council of Sydney, presented by him on the 22nd February, praying the removal of the Pitt-street Tramway, be printed.

ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of “increasing” the number of Members of this “House”, in accordance with the 3rd Section of the Act 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 - (2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—

Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word “increasing” the word “altering,” and by omitting all the words of the section after the word “House.”
2. Australian Agricultural Company's Bill; second reading.
3. Prison Discipline Bill; second reading.

WEDNESDAY, FEBRUARY 28.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. MARTIN to move for leave to bring in a Bill to amend the Municipalities Act of 1858.

ORDERS OF THE DAY:—

1. Supply; resumption of the Committee.
2. Ways and Means; resumption of the Committee.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Brands Registration Bill; to be further considered in Committee.

FRIDAY, MARCH 2.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Triennial Parliament Bill; second reading.
2. Removal of Restrictions upon Distillation Bill; second reading.
3. Small Debts Recovery Amendment Bill; to be further considered in Committee.
4. Australasian Mineral Oil Company's Incorporation Bill; second reading.
5. Sydney Marine Assurance Company's Incorporation Bill; second reading.
6. Careless use of Fire Prevention Bill; second reading.
7. Verdicts Amendment Bill; second reading.
8. Coal Fields Regulation Act Amendment Bill; to be considered in Committee.

TUESDAY,

TUESDAY, MARCH 6.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.
2. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.

ORDERS OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."
2. Partnership Amendment Bill; second reading.
3. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.

TUESDAY, MARCH 13.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.

New South Wales.

No. 44.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 23 FEBRUARY, 1866.

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

(1.) Questions on Notice Paper for to-day:—

(1.) Schools in connection with Free Church of England:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 1,—

(1.) If he is aware that both Boards of Education have refused to give any funds for the support of the Schools in connection with the Denomination known as the Free Church of England?

(2.) Is it the intention of the Government to compel either of the Boards to do justice in this matter, by awarding the Free Church of England their fair share of the funds voted by this House for educational purposes?

Mr. Parkes answered,—

(1.) I believe it is quite true that both Boards of Education have refused to give any funds for the support of the Schools in connection with the Denomination known as the Free Church of England.

(2.) The subject will be taken into consideration by the Government at an early day.

(2.) Juvenile Reformatories:—Mr. Garrett, on behalf of Mr. Caldwell, asked the Colonial Secretary, pursuant to Notice No. 2,—Is it the intention of the Government, during the present Session, to introduce a Bill for the establishment of Juvenile Reformatories?

Mr. Parkes answered,—The whole subject of criminal management is under the consideration of the Government; but before any determination can be arrived at on any branch of the subject, much inquiry is considered necessary, and such inquiry will have to be governed by arbitrary circumstances, such as the adaptability of existing buildings. The establishment of a Reformatory will be proceeded with as early as possible.

(2.) Question on Notice Paper for 21 February (Votes 42), *repeated by permission*:—

(1.) Shadforth—Brandt (Administration of Justice):—Mr. Buchanan asked the Attorney General, pursuant to Notice No. 1,—

(1.) Is it true that Mr. Shadforth, formerly in the Public Service of this Country, has been tried and found guilty of getting money under false pretences?

(2.) Is it true that the sentence passed upon the prisoner was only one month imprisonment?

(3.) Is the prisoner now in custody; if not, what is the cause of this?

(4.) If the prisoner has been allowed bail, after having been found guilty and sentenced, in consequence of a point of law being reserved—what is the point of law so reserved?

(5.) Did the Jury recommend the prisoner to mercy?

(6.) If so, what were the grounds of such recommendation?

(7.) Who was the Judge who tried the case?

(8.) Is the prisoner related to His Honor the Chief Justice?

(9.) Was there a prisoner named Franz Brandt tried at the same sittings for a similar offence to that of Shadforth, namely, getting money under false pretences?

(10.) Was Franz Brandt found guilty?

(11.) What was the sentence passed upon him?

(12.) Who was the Judge who tried the case?

Mr. Martin answered:—Mr. Shadforth, formerly in the Public Service of the Colony, was tried before the District Court Judge Francis, and found guilty of obtaining money by means of false pretences. On delivering their verdict the

Jury

Jury stated that they believed the defendant intended to have provided funds to meet the cheque if he had had sufficient time. It was contended for the defendant that this was substantially a verdict of acquittal. In this the Judge did not acquiesce, and directed the Jury to find a verdict of guilty or not guilty. They then found the defendant guilty, and the Judge reserved the point. He then sentenced the defendant to one month's imprisonment, and respited the execution of the sentence, and liberated the defendant on bail until the determination of the point reserved. The Jury recommended the defendant to mercy on the ground stated by them when they first announced the verdict, and because in their opinion the defendant intended that the holder of the cheque should get his money. There was a person named Franz Brandt found guilty at the same sittings, and before the same Judge, of a like offence, and he was sentenced to six months imprisonment. Against this person there were two cases, and in both it was clear that there had been systematic fraud, and an attempt to abscond. All the foregoing information I give on the authority of Mr. Crown Prosecutor Forbes, to whom I telegraphed as soon as I received notice of the Honorable Member's questions.

2. Morpeth Railway:—Mr. Burns presented a Petition from the Inhabitants of the Electorate of Morpeth, praying that the Morpeth Railway be not extended so far as Mrs. Bell's Paddock, but that the Terminus be fixed in some central position, such as that indicated in the said Petition, namely, between Tank-street and Northumberland-street.
Petition received.

3. Committee of Elections and Qualifications—*Maturity of Warrant reported*:—The Speaker reported that his Warrant, appointing Stephen Campbell Brown, Esquire, a Member of the Committee of Elections and Qualifications for the present Session, to fill a vacancy in the said Committee, laid upon the Table on the 23rd January, 1866, not having been disapproved by the Assembly in the course of the three next sitting days on which the Assembly met for the dispatch of business, had now taken effect; and intimated that it was therefore open to the said Member to be sworn at the Table by the Clerk, in accordance with the 70th section of the Electoral Act of 1858.

4. Exchange of Land Scots Church Sydney Legalizing Bill:—Mr. Hart, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 15th December last.

Ordered to be printed.

Whereupon, Mr. Hart moved, That the second reading of this Bill stand an Order of the Day for Friday next.

5. Smoke Nuisance Abatement Bill (*"Formal" Order of the Day*), on motion of Mr. Wilson, read a third time, and *passed*.

Mr. Wilson then moved, That the Title of this Bill be "*An Act to abate the Nuisance arising from the Smoke of Furnaces.*"

Question put and passed.

Whereupon, Mr. Wilson moved, That this Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Bill, returned herewith, intituled, "*An Act to abate the Nuisance arising from the Smoke of Furnaces,*" with the Amendment indicated by the accompanying Schedule, in which Amendment the Assembly requests the concurrence of the Legislative Council.

Legislative Assembly Chamber,

Sydney, 23rd February, 1866.

Speaker.

SMOKE NUISANCE ABATEMENT BILL.

SCHEDULE of the Amendment made by the Legislative Assembly in the Bill intituled "An Act to abate the Nuisance arising from the Smoke of Furnaces," returned to the Legislative Council with Message of 23rd February, 1866.

CHA. TOMPSON,

Clerk of the Legislative Assembly.

Page 2, clause 4, line 22. After "Police" insert "or by any Inspector of Nuisances."

Examined—

THOMAS GABBETT,

Chairman of Committees.

Question put and passed.

6. Lands reserved from Conditional Purchase in the Electorate of The Bogan (*"Formal" Motion*):—Mr. Lord moved, pursuant to *amended Notice*,—That the Petition presented by him on the 20th February, in reference to the cancellation of the Reserves in the Dubbo District, be printed.

Question put and passed.

Ordered to be printed.

7. Quarter Sessions at Dubbo (*"Formal" Motion*):—Mr. Lord moved, pursuant to *amended Notice*,—That the Petition presented by him on 20th February, praying the establishment of Courts of Quarter Sessions at Dubbo, be printed.

Question put and passed.

Ordered to be printed.

8. Obstructions to Navigation of Rivers Manning and Macleay:—On motion of Mr. Forster, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1866, a sum not exceeding £5,000, for the removal of obstructions to the navigation of the Rivers Manning and Macleay.

The Speaker resumed the Chair.

9. Obstructions to Navigation of Murrumbidgee, between Gundagai and Hay:—On the Order of the Day No. 2 of Other Business being read, Mr. Macleay moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Estimates for the year 1866, a sum not exceeding £3,000 for the removal of the obstructions to the navigation of the Murrumbidgee, between Gundagai and Hay.

Debate ensued.

Question put.

The House divided.

Ayes, 10.

Mr. Driver,	
Mr. Forster,	<i>Tellers.</i>
Mr. Wisdom,	Mr. Mate.
Mr. Piddington,	Mr. Macleay.
Mr. Morrice,	
Mr. Kemp,	
Mr. Burns,	
Mr. Garrett,	

Noes, 13.

Mr. Martin,	Mr. Isaacs,
Mr. Wilson,	Mr. Pickering,
Mr. Eagar,	Mr. Byrnes,
Mr. Manton,	<i>Tellers.</i>
Mr. Cowper,	
Mr. Hart,	Mr. Forlonge,
Mr. Parkes,	Mr. Rodd.
Mr. Tighe,	

Whereupon, Mr. Wilson moved, That the said Order of the Day No. 2 of Other Business be discharged.

Question put.

The House divided.

Ayes, 13.

Mr. Martin,	Mr. Tighe,
Mr. Eagar,	Mr. Rodd,
Mr. Parkes,	Mr. Isaacs,
Mr. Wilson,	<i>Tellers.</i>
Mr. Byrnes,	
Mr. Cowper,	Mr. Pickering,
Mr. Forlonge,	Mr. Manton.
Mr. Hart,	

Noes, 10.

Mr. Forster,	<i>Tellers.</i>
Mr. Piddington,	
Mr. Wisdom,	Mr. Macleay,
Mr. Mate,	Mr. Burns.
Mr. Morrice,	
Mr. Kemp,	
Mr. Driver,	
Mr. Garrett,	

10. Postponement:—The Order of the Day No. 3 of Other Business postponed, on motion of Mr. Cowper, until Tuesday next.

11. James Lowe (Administration of Justice)—(*Order discharged*):—The Order of the Day for the Debate on the motion of Mr. Josephson, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the Depositions taken before the Bench at Penrith in the case of James Lowe, lately committed on the charge of Arson, discharged, on motion of Mr. Cowper.

12. Postponement:—The Notice of Motion No. 3 postponed by Mr. Garrett, on behalf of Dr. Lang, until the next following Notice of Motion be disposed of.

13. Reserves under Crown Lands Alienation Act:—Mr. Cowper moved, pursuant to Notice, *as amended with the concurrence of the House*,—

(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the Reserves proclaimed under the 4th clause of the Crown Lands Alienation Act since the passing of the said Act, and also, into all applications for such other Reserves as have been refused or not yet dealt with.

(2.) That such Committee consist of Messrs. Wilson, Forster, White, Lang, Lucas, Cunneen, Tighe, Forlonge, Sutherland, and the Mover.

Debate ensued.

And Mr. Wisdom requiring that the said Committee be appointed by Ballot,—

Question,—That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the Reserves proclaimed under the 4th clause of the Crown Lands Alienation Act since the passing of the said Act, and also, into all applications for such other Reserves as have been refused or not yet dealt with,—put and passed.

Whereupon the House proceeded to the Ballot, and the Speaker declared the following to be the Committee duly appointed:—Mr. Cowper, Mr. Tighe, Mr. Forster, Mr. Lucas, Mr. Sutherland, Mr. White, Mr. Cunneen, Mr. Hay, Dr. Lang, and Mr. Wilson.

The House adjourned, on motion of Mr. Martin, at twenty-nine minutes after Eleven o'clock, until Tuesday next, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, FEBRUARY 27.

Questions :—

1. MR. FORSTER to ask THE COLONIAL SECRETARY,—
 - (1.) What is the nature of the arrangements made, or intended to be made, with the Visiting Surgeon to Port Macquarie Gaol, with reference to hours of visiting, dispensing medicines, furnishing reports and statistics, and remuneration ?
 - (2.) Is it intended to place an invalid establishment in the same neighbourhood under the care of the Surgeon to the said gaol ?
 - (3.) If so, what is the nature of the arrangements ?
 - (4.) Will one or more chaplains, and, if so, how many, be appointed to either one or other of these establishments ?
2. DR. LANG to ask THE COLONIAL SECRETARY,—
 - (1.) Whether the Honorable the Colonial Secretary is aware that the practice which is popularly styled in the English Universities *Coaching*, that is, the preparation of candidates for honors and degrees, has obtained for years past in the University of Sydney ?
 - (2.) Whether he is aware that in certain cases the person discharging the office of Coachman or Coachman, has himself been a functionary of the University and one of the examiners for honors and degrees ?
3. MR. FORSTER to ask THE COLONIAL SECRETARY,—
 - (1.) What course do the Government intend pursuing with reference to the Department of Postmaster General ?
 - (2.) Is it intended to continue the arrangements recently made by the late Government, under which the Postmaster General occupies a political position, and is made eligible for a seat in either House of Parliament ?
 - (3.) If the said arrangements are intended to be modified, in what will the modification consist ?
4. MR. FORSTER to ask THE COLONIAL TREASURER,—
 - (1.) Is it the intention of the Government to introduce any measure to declare, or to render less ambiguous, the principle upon which *ad valorem* duties are, or will be, levied, and the value upon imported goods ascertained in levying such duties ?
 - (2.) Is there any truth in the following statement in the *Empire* of February 3rd :—
“ We have full warrant to believe that the Government and the Legislature will lose “ no time in providing an equitable substitute, and putting an end to the *ad valorem* “ and package duties ” ?
5. MR. DIGNAM to ask THE COLONIAL SECRETARY,—
 - (1.) Whether Mr. Parker, Clerk of Petty Sessions and Gold Receiver at Forbes, received special expenses as a witness on the trial of the Escort Robbers in 1863 ?
 - (2.) Whether Mr. Parker was at the time in Sydney on sick leave from his district ?
 - (3.) Whether such special expenses were paid in opposition to the opinion of the Crown Law Officers of that day ?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales ; that a large and immediate extension of Railways should be effected ; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
2. MR. MACPHERSON to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.

(4.)

- (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
- (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
- (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
- (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
- (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
- (9.) That no person should be permitted to vote at any election without such certificate.
- (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
- (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
4. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
5. MR. TERRY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000, for the survey of a line of Railway from Piper's Flats to Mudgee.
6. MR. COWPER to move,—
- (1.) That in the opinion of this House, the retiring allowances granted to S. Greenhill, Charles Wilkinson, J. Crook, and W. C. Mayne, Esquires, under the Act 27 Vict., No. 11, were improvidently and illegally granted.
- (2.) That it is unjust to the contributors to the Superannuation Fund that such retiring allowances should continue a charge upon it.
- (3.) That an Address be presented to His Excellency the Governor transmitting a copy of the foregoing Resolutions.
7. MR. COWPER to move for leave to bring in a Bill to repeal the Act 27 Vict., No. 7, intituled an Act to render Newspapers liable to Postage.
8. MR. COWPER to move, That there be laid upon the Table of this House, Copies of all Correspondence respecting the appointment of Trustees to the Campbelltown Road Trust.
9. MR. SAMUEL to move, That there be laid on the Table of this House, Copies of the Opinions of the Crown Law Officers, together with all Papers and Correspondence relating to the mode of collecting the *ad valorem* Duties.
10. MR. TUNKS to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Depositions, medical enquiries and treatment, Correspondence, and other proceedings in connection with the confinement, death, and burial of the late Mr. William Roper.
11. MR. TUNKS to move, That there be laid upon the Table of this House, Copies of all Reports or recommendations of the Medical Board or Visitors to the Tarban Creek Lunatic Asylum, or any of them, to the Government, during the year 1865, having reference to an improved system of managing that establishment, or treatment of the insane; also, all Correspondence connected with the removal of Dr. J. Le Gay Brereton from the office of Medical Visitor to the Tarban Creek Asylum.
12. MR. FORSTER to move, That there be laid upon the Table of this House, Copies of any Memorials or Petitions, or of any Correspondence between the Government and any person or persons, or of any Reports, Minutes, or other Public Documents, having reference to a claim for compensation made by Mrs. Susan Oakes, of the Macleay River, for land taken or resumed by the Government from the said Mrs. Susan Oakes, for a public road or roads, or for vexatious delays in the survey and delineation of any such road.
13. MR. SAMUEL to move, That there be laid upon the Table of this House, Copies of all Correspondence between the Government and the Financial Agents of the Colony relating to the payment of the £300,000 Debentures falling due the 1st of January, 1866.
14. MR. CALDWELL to move, That the Petition from the Municipal Council of Sydney, presented by him on the 22nd February, praying the removal of the Pitt-street Tramway, be printed.
15. MR. FORSTER to move, That there be laid upon the Table of this House, copies of any letters or applications from certain Magistrates at Kempsey, Macleay River, praying that the costs of a prohibition granted by the Supreme Court against a decision of such Magistrates, in the case of Thomas Armitage Salmon, should be defrayed out of public funds; as also of any correspondence between the Government and any person or persons, and of any report or minute having reference to the same subject.

16. Mr. BURNS to move, That the Petition presented by him on Friday, 23rd February, from certain residents of the Electorate of Morpeth, against the extension of the Morpeth Railway to Bell's Paddock, and in favor of the establishment of the terminus between Tank and Northumberland Streets, be printed.
17. DR. LANG to move, That Nathaniel Lipscomb Kentish be now heard at the Bar of the House, in support of his Petition, presented to the Legislative Assembly on the 26th October last.

ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
(2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—
Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."
2. Australian Agricultural Company's Bill; second reading.
3. Prison Discipline Bill; second reading.
4. Advances to Agents intrusted with Goods Bill; second reading.

WEDNESDAY, FEBRUARY 28.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. Mr. MARTIN to move for leave to bring in a Bill to amend the Municipalities Act of 1858.

ORDERS OF THE DAY:—

1. Supply; resumption of the Committee.
2. Ways and Means; resumption of the Committee.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Brands Registration Bill; to be further considered in Committee.

FRIDAY, MARCH 2.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Triennial Parliament Bill; second reading.
2. Removal of Restrictions upon Distillation Bill; second reading.
3. Small Debts Recovery Amendment Bill; to be further considered in Committee.
4. Australasian Mineral Oil Company's Incorporation Bill; second reading.
5. Sydney Marine Assurance Company's Incorporation Bill; second reading.
6. Careless use of Fire Prevention Bill; second reading.
7. Verdicts Amendment Bill; second reading.
8. Coal Fields Regulation Act Amendment Bill; to be considered in Committee.
9. Exchange of Land Scots Church Sydney Legalizing Bill (*as amended in Select Committee*); second reading.

TUESDAY, MARCH 6.

OTHER BUSINESS—NOTICES OF MOTION:—

1. Mr. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.
2. Mr. ROBB to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.

ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."
2. Partnership Amendment Bill; second reading.
3. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.

TUESDAY,

TUESDAY, MARCH 13.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places ; to inquire into the character and approximate extent of our Mineral Resources ; the best means of developing the same ; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands ; to inquire generally into the present condition and prospects of the mining interests of New South Wales ; with power to send for persons and papers ; to take evidence ; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
2. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.



New South Wales.

No. 45.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 27 FEBRUARY, 1866.

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

Questions on Notice Paper for to-day:—

- (1.) Port Macquarie Gaol:—Mr. Forster asked the Colonial Secretary, pursuant to Notice No. 1,—

(1.) What is the nature of the arrangements made, or intended to be made, with the Visiting Surgeon to Port Macquarie Gaol, with reference to hours of visiting, dispensing medicines, furnishing reports and statistics, and remuneration?

(2.) Is it intended to place an invalid establishment in the same neighbourhood under the care of the Surgeon to the said gaol?

(3.) If so, what is the nature of the arrangements?

(4.) Will one or more chaplains, and, if so, how many, be appointed to either one or other of these establishments?

Mr. Parkes answered,—In part of the buildings containing the Gaol at Port Macquarie, an asylum for the infirm and destitute is about to be opened, but no appointment has yet been made to that establishment. It is probable that arrangements may be made in some measure affecting the position of the Visiting Surgeon to the Gaol, and these arrangements may or may not include the appointment of Chaplains. No final decision has yet been arrived at.

- (2.) University of Sydney:—Dr. Lang asked the Colonial Secretary, pursuant to Notice No. 2,—

(1.) Whether the Honorable the Colonial Secretary is aware that the practice which is popularly styled in the English Universities *Coaching*, that is, the preparation of candidates for honors and degrees, has obtained for years past in the University of Sydney?

(2.) Whether he is aware that in certain cases the person discharging the office of Coachman or Coachman, has himself been a functionary of the University and one of the examiners for honors and degrees?

Mr. Parkes answered,—I caused a note to be addressed to the Registrar of the University of Sydney, and received about an hour ago the following reply:—

“ University of Sydney,
“ 27th February, 1866.

“ Sir,

“ In reply to your letter of the 26th instant, enclosing an extract from the Votes and Proceedings of the Legislative Assembly, and requesting explanation on certain matters connected with the University, I do myself the honor to state:—

“ 1. That the practice of private tuition has existed in the University since its foundation; that as such tuition is a matter of private arrangement between teacher and pupil, and is carried on outside the University walls, and at times during which attendance on the University lectures is not called for, the Senate cannot interfere; further, that the object of such private tuition is to prepare students for their lectures and examinations.

“ 2. The principle, that no one in any way engaged in, or connected with, private tuition, should be permitted to act as examiner in the University, has always been maintained by the Senate.

“ The

“ The fact that an examiner in classics at the late examinations had engaged
 “ in the tuition of certain undergraduates with a view to enable them to compete
 “ successfully for honors, having been brought before the Senate, a resolution
 “ was passed to the effect that such an act was incompatible with his position as
 “ examiner, and that in consequence of it he was considered ineligible to hold
 “ office in that capacity in future.

“ I have the honor to be,

“ Sir,

“ Your most obedient servant,

“ H. M. KENNEDY,

“ Registrar.

“ The Honorable the Colonial Secretary.”

(3.) Office of Postmaster General :—Mr. Forster asked the Government, pursuant to Notice No. 3,—

(1.) What course do the Government intend pursuing with reference to the Department of Postmaster General?

(2.) Is it intended to continue the arrangements recently made by the late Government, under which the Postmaster General occupies a political position, and is made eligible for a seat in either House of Parliament?

(3.) If the said arrangements are intended to be modified, in what will the modification consist?

Mr. Martin answered,—Under the late Administration the Postmaster General was a Responsible Minister without a seat in the Cabinet, and he was, by Proclamation dated the 29th September, 1865, made eligible to be a Member of this House. The present Postmaster General is a Responsible Minister and a Member of the Cabinet, with a seat in the Legislative Council. It is the intention of the Government to continue that arrangement. It is also the intention of the Government to rescind the Proclamation which renders the Postmaster General eligible to be a Member of this House.

(4.) *Ad valorem* and Package Duties :—Mr. Forster asked the Government, pursuant to Notice No. 4,—

(1.) Is it the intention of the Government to introduce any measure to declare, or to render less ambiguous, the principle upon which *ad valorem* duties are, or will be, levied, and the value upon imported goods ascertained in levying such duties?

(2.) Is there any truth in the following statement in the *Empire* of February 3rd :—“ We have full warrant to believe that the Government and the Legislature will lose no time in providing an equitable substitute, and putting an end to the “ *ad valorem* and package duties ” ?

Mr. Martin answered,—

(1.) It is the intention of the Government to submit such a Bill as the Honorable Member refers to.

(2.) The Government has no official information of the statements which appear in public newspapers. The Government do not intend to “ lose no time in providing an equitable substitute, and putting an end to the *ad valorem* and package duties.”

(5.) Mr. Parker, Clerk of Petty Sessions and Gold Receiver at Forbes :—Mr. Dignam asked the Government, pursuant to Notice No. 5,—

(1.) Whether Mr. Parker, Clerk of Petty Sessions and Gold Receiver at Forbes, received special expenses as a witness on the trial of the Escort Robbers in 1863?

(2.) Whether Mr. Parker was at the time in Sydney on sick leave from his district?

(3.) Whether such special expenses were paid in opposition to the opinion of the Crown Law Officers of that day?

Mr. Martin answered,—

(1.) Mr. Parker did receive such expenses.

(2.) He was, at the time of his attendance as a witness, absent from his duties through illness, but not on leave.

(3.) The expenses were paid under the authority of the late Attorney General, Mr. Plunkett.

2. Motion for Adjournment :—Mr. Buchanan moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

3. Motions Withdrawn :—

(1.) Mr. Lucas withdrew the Motion standing in his name, No. 1 on the Notice Paper for to-day.

(2.) Mr. Garrett withdrew the Motion standing in his name, No. 4 on the Notice Paper for to-day.

4. Pitt Town Common :—Mr. Cunneen presented a Petition from the Commoners of Pitt Town, in the County of Cumberland, representing that the general management of the said Common is against both the interests and desires of the Petitioners, as therein set forth, and praying, therefore, that a Bill may be introduced by which Trustees of Commons may be appointed for the period of three years only, instead of as at present.

Petition received.

5. Motion for Adjournment :—Mr. Forlonge moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

6. Committee of Elections and Qualifications :—Stephen Campbell Brown, Esquire, came to the Table, and was sworn by the Clerk, as a Member of the Committee of Elections and Qualifications for the present Session.

7. *Ad valorem* Duties (“*Formal*” *Motion*):—Mr. Samuel moved, pursuant to Notice, That there be laid on the Table of this House, Copies of the Opinions of the Crown Law Officers, together with all Papers and Correspondence relating to the mode of collecting the *ad valorem* Duties.
Question put and passed.
8. Mr. William Roper (deceased) (“*Formal*” *Motion*):—Mr. Tunks moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Depositions, medical enquiries and treatment, Correspondence, and other proceedings in connection with the confinement, death, and burial of the late Mr. William Roper.
Question put and passed.
9. Tarban Creek Lunatic Asylum—Dr. Brereton—(“*Formal*” *Motion*):—Mr. Tunks moved, pursuant to Notice, That there be laid upon the Table of this House, Copies of all Reports or recommendations of the Medical Board or Visitors to the Tarban Creek Lunatic Asylum, or any of them, to the Government, during the year 1865, having reference to an improved system of managing that establishment, or treatment of the insane; also, all Correspondence connected with the removal of Dr. J. Le Gay Brereton from the office of Medical Visitor to the Tarban Creek Asylum.
Question put and passed.
10. Government Debentures (“*Formal*” *Motion*):—Mr. Samuel moved, pursuant to Notice, That there be laid upon the Table of this House, Copies of all Correspondence between the Government and the Financial Agents of the Colony relating to the payment of the £300,000 Debentures falling due the 1st of January, 1866.
Question put and passed.
11. Pitt-street Tramway (“*Formal*” *Motion*):—Mr. Caldwell moved, pursuant to Notice, That the Petition from the Municipal Council of Sydney, presented by him on the 22nd February, praying the removal of the Pitt-street Tramway, be printed.
Question put and passed.
Ordered to be printed.
12. Morpeth Railway (“*Formal*” *Motion*):—Mr. Piddington, on behalf of Mr. Burns, moved, pursuant to Notice, That the Petition presented by Mr. Burns on Friday, 23rd February, from certain residents of the Electorate of Morpeth, against the extension of the Morpeth Railway to Bell’s Paddock, and in favor of the establishment of the terminus between Tank and Northumberland Streets, be printed.
Question put and passed.
Ordered to be printed.
13. State Aid to Religion:—Mr. Macpherson moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
Debate ensued.
Mr. Piddington moved the Previous Question.
Debate ensued.
Motion made by Mr. Macleay, and Question,—That this Debate be now adjourned until to-morrow,—put and passed.
14. Motion Withdrawn:—Mr. Forster withdrew the Motion standing in his name, No. 3 on the Notice Paper for to-day.
15. Railway Survey from Piper’s Flats to Mudgee:—Mr. Terry moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on the Supplementary Estimates for 1866, a sum of money not exceeding £5,000, for the survey of a line of Railway from Piper’s Flats to Mudgee.
Debate ensued.
Question put.
The House divided.

Ayes, 13.

Mr. Nanton,
Dr. Lang,
Mr. Macpherson,
Mr. Egan,
Mr. Lee,
Mr. Mate,
Mr. Hurley,
Mr. Driver,
Mr. Lloyd,
Mr. Garrett,
Mr. Macleay,

Tellers.

Mr. Donnelly,
Mr. Terry.

Noes, 27.

Mr. Martin,	Mr. Morrice,
Mr. Parkes,	Mr. Cunneen,
Mr. Cowper,	Mr. Campbell,
Mr. Wilson,	Mr. Pickering,
Mr. Samuel,	Mr. Buchanan,
Mr. Byrnes,	Mr. Gordon,
Mr. Windeyer,	Mr. Eagar,
Mr. Isaacs,	Mr. Piddington,
Mr. Forster,	Mr. Joseph,
Mr. Farnell,	Mr. Rodd,
Mr. Sutherland,	
Mr. Neale,	Tellers.
Mr. Hannell,	Mr. Dignam,
Mr. Oatley,	Mr. Alexander.
Mr. Josephson,	

16. Motions Withdrawn:—Mr. Cowper withdrew the Motions standing in his name, Nos. 6 and 7 on the Notice Paper for to-day.

17. Campbelltown Road Trust :—Mr. Cowper moved, pursuant to Notice, That there be laid upon the Table of this House, Copies of all Correspondence respecting the appointment of Trustees to the Campbelltown Road Trust.
Question put and passed.
18. Paper :—Mr. Eagar laid upon the Table, *Amended Regulations*, dated 25 January, 1866, under Stamp Duties Act, *in lieu of Nos. 1 and 3 of Regulations laid on Table and ordered to be printed on 29 November, 1865.*
Ordered to be printed.
19. Mrs. Susan Oakes :—Mr. Forster moved, pursuant to Notice, That there be laid upon the Table of this House, Copies of any Memorials or Petitions, or of any Correspondence between the Government and any person or persons, or of any Reports Minutes, or other Public Documents, having reference to a claim for compensation made by Mrs. Susan Oakes, of the Macleay River, for land taken or resumed by the Government from the said Mrs. Susan Oakes, for a public road or roads, or for vexatious delays in the survey and delineation of any such road.
Debate ensued.
Question put and passed.
20. Prohibition *in re* Thomas Armitage Salmon (Administration of Justice) :—Mr. Forster moved, pursuant to *amended* Notice, That there be laid upon the Table of this House, copies of any letters or applications from certain Magistrates at Kempsey, Macleay River, praying that the costs of a Prohibition granted by the Supreme Court against a decision of such Magistrates, in the case of Thomas Armitage Salmon, should be defrayed out of public funds; as also of any correspondence between the Government and any person or persons, and of any report or minute having reference to the same subject; together with copies of all documents upon which the Prohibition was granted,
Debate ensued.
Question put and passed.
21. Motion Withdrawn :—Mr. Garrett, on behalf of Dr. Lang, withdrew the Motion No. 17 on the Notice Paper for to-day.
22. Postponement :—The Order of the Day, No. 1 postponed, on motion of Mr. Forster, until Friday next.
23. Australian Agricultural Company's Bill, on motion of Mr. Cowper, read a second time.
Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill. The Chairman having reported the Bill without amendment, the House adopted the report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for to-morrow.
24. Postponements :—
(1.) The Order of the Day, No. 3 postponed, on motion of Mr. Cowper, until Thursday next.
(2.) The Order of the Day No. 4 postponed, on motion of Mr. Driver, until Friday next.
The House adjourned at three minutes after Eleven o'clock, until To-morrow, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, FEBRUARY 28.

Questions :—

1. MR. DONNELLY *to ask* THE SECRETARY FOR LANDS,—Is it the intention of the Government to introduce, during the present Session of Parliament, any measure to amend the Laws relating to the Gold Fields?
2. MR. FORSTER *to ask* THE ATTORNEY GENERAL,—Is it intended by the Government to make any provision for extra allowance or remuneration to the Police Magistrate of Port Macquarie, to meet the expense of visiting or attending other Benches, or for acting as Visiting Justice to the Gaol at Port Macquarie?
3. MR. RODD *to ask* THE COLONIAL TREASURER,—
(1.) Whether the Government intend reducing the present charges now exacted for Minting Gold Dust?
(2.) Whether the Government are aware that Gold, the produce of this Colony, is subject to a Mint Charge of three-eighths per cent more than foreign Gold?
4. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—If it is true that a Magistrate of this Colony, lately a Candidate for election as a Member of this House, has been arrested for getting money under false pretences; and if such is the case, and satisfactorily proved, is it the intention of the Government to retain this gentleman in the Commission of the Peace?

GOVERNMENT

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. MARTIN to move for leave to bring in a Bill to amend the Municipalities Act of 1858.

ORDERS OF THE DAY:—

1. Supply; resumption of the Committee.
2. Ways and Means; resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move, That Mr. Macpherson be appointed a Member of the Committee upon "Reserves under the Crown Lands Alienation Act," in the room of Mr. Hay.
2. MR. COWPER to move,—
 - (1.) That in the opinion of this House, the retiring allowances granted to S. Greenhill, Charles Wilkinson, J. Crook, and W. C. Mayne, Esquires, under the Act 27 Vict., No. 11, were improvidently and illegally granted.
 - (2.) That it is unjust to the contributors to the Superannuation Fund that such retiring allowances should continue a charge upon it.
 - (3.) That an Address be presented to His Excellency the Governor transmitting a copy of the foregoing Resolutions.
3. MR. COWPER to move for leave to bring in a Bill to repeal the Act 27 Vict., No. 7, intituled an Act to render Newspapers liable to Postage.

ORDERS OF THE DAY:—

1. Brands Registration Bill; to be further considered in Committee.
2. Resumption of the Adjourned Debate on the motion of Mr. Macpherson,—That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship,—Upon which Mr. Piddington had moved the Previous Question.
3. Australian Agricultural Company's Bill; third reading.

THURSDAY, MARCH 1.

Questions:—

1. MR. DRIVER to ask THE COLONIAL SECRETARY,—Do the Government intend to introduce any measure, during the present Session, for the amendment of the Volunteer Act?
2. MR. DRIVER to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Have any complaints been made to the Government, of negligence on the part of the person in charge of the Electric Telegraph Station at Bathurst; if so, has any, and what action been taken thereon?
 - (2.) Is it true that a message left at the said Station on Thursday last by Mr. Thomss Green for Mr. W. Green, in Sydney, was not forwarded; if so, what is the cause of the delay?

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return of the number of Conditional Purchases under clause 18 of the Crown Lands Alienation Act of 1861, which have reverted to Her Majesty, from the 1st of January, 1865, to 23rd February, 1866, shewing the aggregate number of acres, and the total amount of balances due at the last date, and the aggregate amount of interest due and unpaid at the last date; also, a Return of the total quantity of such reverted Land submitted to sale by auction, the number of acres sold, the amount realised, and the number of acres remaining unsold.

ORDER OF THE DAY:—

1. Prison Discipline Bill; second reading.

FRIDAY, MARCH 2.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Triennial Parliament Bill; second reading.
2. Removal of Restrictions upon Distillation Bill; second reading.
3. Small Debts Recovery Amendment Bill; to be further considered in Committee.
4. Australasian Mineral Oil Company's Incorporation Bill; second reading.
5. Sydney Marine Assurance Company's Incorporation Bill; second reading.
6. Careless use of Fire Prevention Bill; second reading.
7. Verdicts Amendment Bill; second reading.
8. Coal Fields Regulation Act Amendment Bill; to be considered in Committee.
9. Exchange of Land Scots Church Sydney Legalizing Bill (*as amended in Select Committee*); second reading.

10. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 (2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—
 Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."
11. Advances to Agents intrusted with Goods Bill; second reading.

NOTICES OF MOTION:—

1. MR. RODD to move, That the Petition presented by him on the 21st February, from James Maher and other Miners, of Jembaicumbene, be transmitted by Address to the Governor, praying that His Excellency may cause the same to receive the favourable consideration of the Government.
2. MR. CUNNEEN to move, That the Petition presented by him on 27th February, from certain Commoners in the Parish of Pitt Town, be printed.

TUESDAY, MARCH 6.

Question:—

1. MR. FORSTER to ask THE ATTORNEY GENERAL,—
 (1.) Is there any truth in the report that Mr. Rowley, Police Magistrate at Berrima, has charged, or is in the habit of charging fees, from 2s. 6d. to 5s. and upwards, in his capacity as land agent for receiving or preparing applications for conditional purchase under the Crown Lands Alienation Act of 1861?
 (2.) Is there any truth in the report that the same officer, without concert with, or approval of, the other Magistrates of the same Bench, lately appointed his son as Collector of the Electoral Rolls, in conjunction with another person named Sheppard, and that an amount at the rate of £2 per diem, or greatly in excess of the amount paid last year for similar services, was divided by the authority of the Police Magistrate between the two Collectors so appointed; also, without concert with, or approval of, the other Magistrates of the same Bench?
 (3.) Are the two said Collectors known to be fully qualified for the office?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.
2. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
3. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
4. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
5. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 (1.) That this House is of opinion,—
 (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1853, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures. (4.)

(4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.

(5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.

(6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.

(7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.

(8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.

(9.) That no person should be permitted to vote at any election without such certificate.

(10.) That provision should be made to prevent the use of any such certificate more than once at the same election.

(2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.

6. DR. LANG to move, That Nathaniel Lipscomb Kentish be now heard at the Bar of the House, in support of his Petition, presented to the Legislative Assembly on the 26th October last.

ORDERS OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."
2. Partnership Amendment Bill; second reading.
3. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.

TUESDAY, MARCH 13.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
2. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.



New South Wales.

No. 46.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 28 FEBRUARY, 1866.

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

Questions on Notice Paper for to-day:—

- (1.) Laws relating to the Gold Fields:—Mr. Donnelly asked the Secretary for Lands, pursuant to Notice No. 1,—Is it the intention of the Government to introduce, during the present Session of Parliament, any measure to amend the Laws relating to the Gold Fields?

Mr. Wilson answered,—A measure to amend the Gold Fields Act, and for the more economical working of the Gold Fields, is at present under the consideration of the Government, and will be introduced without delay.

- (2.) Police Magistrate, Port Macquarie:—Mr. Forster asked the Attorney General, pursuant to Notice No. 2,—Is it intended by the Government to make any provision for extra allowance or remuneration to the Police Magistrate of Port Macquarie, to meet the expense of visiting or attending other Benches, or for acting as Visiting Justice to the Gaol at Port Macquarie?

Mr. Martin answered,—A sum of money has been placed upon the Estimates of Expenditure for this year, out of which it is intended to pay the Police Magistrate of Port Macquarie the sum of £75 per annum to meet the expense of attending other Benches; but no provision has been made for additional remuneration to that officer for acting as Visiting Justice to the Gaol at Port Macquarie.

Mr. Donnelly (on behalf of Mr. Rodd) withdrew the Question No. 3.

- (3.) Mr. Robert Scott Ross, J.P.:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 4,—If it is true that a Magistrate of this Colony, lately a Candidate for election as a Member of this House, has been arrested for getting money under false pretences; and if such is the case, and satisfactorily proved, is it the intention of the Government to retain this gentleman in the Commission of the Peace?

Mr. Parkes answered,—It has been reported by the Yass Police that Mr. Robert Scott Ross was given in charge on the 24th instant, by Joshua Shipway, for obtaining goods under false pretences. Mr. Ross is a Justice of the Peace, and if the charge against him is satisfactorily proved, he will of course be immediately removed from the Commission.

2. Police Magistrate, Wentworth:—Mr. Phelps presented a Petition from certain Inhabitants of Wentworth and others, praying (with reference to the representations contained in the said Petition) that this House will withhold its consent from any arrangement which will have the effect of abolishing the Office of Police Magistrate in the Town and District of Wentworth.

Petition received.

3. Municipalities Act Amendment Bill ("Formal" Motion):—Mr. Martin moved, pursuant to Notice, for leave to bring in a Bill to amend the Municipalities Act of 1858.

Question put and passed.

4. Reserves under the Crown Lands Alienation Act (" *Formal* " *Motion*) :—Mr. Cowper moved, pursuant to Notice, That Mr. Macpherson be appointed a Member of the Committee upon "Reserves under the Crown Lands Alienation Act," in the room of Mr. Hay.
Question put and passed.
5. Australian Agricultural Company's Bill (" *Formal* " *Order of the Day*) :—On motion of Mr. Cowper, read a third time and *passed*.
Mr. Cowper then moved, That the Title of this Bill be " *An Act to enable the ' Australian Agricultural Company ' to sue and be sued in the Colony by their ' corporate name .'* "
Question put and passed.
Whereupon, Mr. Cowper moved, that this Bill be carried to the Legislative Council with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day agreed to the Bill, intituled, " *An Act to enable the ' Australian Agricultural Company ' to sue and be sued in the ' Colony by their corporate name .'* " returns the same to the Legislative Council without amendment.

Legislative Assembly Chamber,

Sydney, 28th February, 1866.

Speaker.

Question put and passed.

6. Withdrawal of Estimates for 1865-6 :—The following Message from His Excellency the Governor was delivered by Mr. Eagar, and read by the Speaker :—

JOHN YOUNG.

Governor.

February 21st, 1866.

Message No. 12.

A change having taken place in the Administration since the transmission of the Estimates of Expenditure for the present year, and the Supplementary Estimates of Expenditure for the year 1865, which accompanied His Excellency's Message, No. 1, the Governor requests that those documents (except in so far as the Committee of Supply may have voted any sums therein submitted) may be returned to him with a view to the substitution of other Estimates, which have been prepared under the present Administration.

Mr. Eagar then moved, That His Excellency's Message No. 12, be now taken into consideration.

Question put and passed.

And the Message having been read by the Clerk by direction of the Speaker,—

Mr. Eagar moved, That the request contained in His Excellency's Message No. 12, be complied with, and that an Address be accordingly presented to His Excellency, returning the Estimates which accompanied his Message No. 1, with an intimation that the sum set down in the Estimates for 1866, for the Establishment of His Excellency the Governor, has been already voted.

Question put and passed.

7. Estimates for 1865-6, in substitution for those submitted with Message No. 1 (*and withdrawn by Message No. 12—see next preceding Entry*) :—The following Message from His Excellency the Governor was delivered by Mr. Eagar and read by the Speaker :—

JOHN YOUNG.

Governor.

February 21st, 1866.

Message No. 13.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends, for the consideration of the Legislative Assembly, the accompanying Estimates of Expenditure of this Government for the year 1866, together with a Supplementary Estimate of Expenditure for the year 1865, in substitution for those submitted with His Excellency's Message, No. 1, of — November, 1865.

Ordered, on motion of Mr. Eagar, to be printed, together with the accompanying Estimates, and referred for consideration to the Committee of Supply.

8. Postponements :—The Orders of the Day for the resumption of the Committee of Supply, and the resumption of the Committee of Ways and Means, postponed, respectively, on motion of Mr. Eagar, until to-morrow.
9. Retiring Allowances under the Superannuation Act of 1864 :—Mr. Cowper moved, pursuant to Notice,—
- (1.) That in the opinion of this House, the retiring allowances granted to S. Greenhill, Charles Wilkinson, J. Crook, and W. C. Mayne, Esquires, under the Act 27 Vict., No. 11, were improvidently and illegally granted.
- (2.) That it is unjust to the contributors to the Superannuation Fund that such retiring allowances should continue a charge upon it.
- (3.) That an Address be presented to His Excellency the Governor transmitting a copy of the foregoing Resolutions.
- Mr. Martin moved the Previous Question.
- Debate ensued.
- Previous Question put,—That that Question be now put.

The

The House divided.

Ayes, 23.		Noes, 21.	
Mr. Cowper,	Dr. Lang,	Mr. Martin,	Mr. Hannell,
Mr. Smart,	Mr. Caldwell.	Mr. Isaacs,	Mr. Gordon,
Mr. Samuel,	Mr. Pickering.	Mr. Parkes,	Mr. Dignam.
Mr. Hart,	Mr. Kemp,	Mr. Wilson,	Mr. Lucas,
Mr. Cunneen,	Mr. Tunks,	Mr. Farnell,	Mr. Byrnes,
Mr. Cummings,	Mr. Joseph,	Mr. Macleay,	Mr. Eagar,
Mr. Donnelly,	Mr. Garrett.	Mr. White,	<i>Tellers.</i>
Mr. Forlonge,	Mr. Driver,	Mr. Piddington,	
Mr. Egan,	<i>Tellers.</i>	Mr. Lee,	Mr. Buchanan.
Mr. Rodd,		Mr. Hay,	Mr. Tighe.
Mr. Sutherland,	Mr. Brown,	Mr. Manton,	
Mr. Hurley,	Mr. Josephson.	Mr. Forster,	
Mr. Morrice,		Mr. Mate,	

Original Question then put and passed.

10. Postponement:—Mr. Cowper postponed the Motion standing in his name, No. 3 on the Notice Paper of Other Business for to-day, until Friday next.
11. Leases and Sales of Settled Estates Facilitation Bill:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled, "*An Act to facilitate Leases and Sales of Settled Estates,*" presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,

Sydney, 28th February, 1866.

T. A. MURRAY,

President.

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

Ordered to be printed, and read a second time on Friday week.

12. State Aid to Religion:—The adjourned Debate, on the motion of Mr. Macpherson, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship,—Upon which Mr. Piddington had moved the Previous Question,—resumed and continued.

Motion made by Mr. Parkes, That this Debate be now adjourned until "Tuesday" next.

Debate ensued.

Amendment proposed by Mr. Martin, That the word "Tuesday" be omitted, with a view to inserting in its place the word "Friday"

Debate continued.

Proposed Amendment and motion for Adjournment by leave withdrawn.

Main Question stated.

Previous Question put,—That that Question be now put.

The House divided.

Ayes, 27.		Noes, 22.	
Mr. Martin,	Mr. Morrice,	Mr. Eagar,	Mr. Lucas,
Mr. Cowper,	Mr. White,	Mr. Driver,	Dr. Lang,
Mr. Osborne,	Mr. Campbell,	Mr. Wilson,	Mr. Caldwell,
Mr. Kemp,	Mr. Lloyd,	Mr. Parkes,	Mr. Garrett,
Mr. Manton,	Mr. Hurley,	Mr. Byrnes,	Mr. Joseph,
Mr. Macleay,	Mr. Mate,	Mr. Piddington,	<i>Tellers.</i>
Mr. Donnelly,	Mr. Cunneen,	Mr. Forster,	
Mr. Egan,	Mr. Gordon,	Mr. Alexander,	Mr. Sutherland,
Mr. Rodd,	Mr. Tunks,	Mr. Oatley,	Mr. Windeyer.
Mr. Lee,	Mr. Isaacs,	Mr. Buchanan,	
Mr. Phelps,	<i>Tellers.</i>	Mr. Brown,	
Mr. Forlonge,		Mr. Pemell,	
Mr. Pickering,	Mr. Macpherson,	Mr. Neale,	
Mr. Cummings,	Mr. Hart.	Mr. Farnell,	
Mr. Terry,		Mr. Tighe.	

Original Question then put.

The House divided.

Ayes, 26.		Noes, 23.	
Mr. Martin,	Mr. Morrice,	Mr. Eagar,	Mr. Farnell,
Mr. Osborne,	Mr. White,	Mr. Driver,	Mr. Tighe,
Mr. Kemp,	Mr. Campbell,	Mr. Wilson,	Mr. Lucas,
Mr. Manton,	Mr. Lloyd,	Mr. Parkes,	Dr. Lang,
Mr. Macleay,	Mr. Hurley,	Mr. Byrnes,	Mr. Caldwell,
Mr. Donnelly,	Mr. Mate,	Mr. Cowper,	Mr. Garrett,
Mr. Egan,	Mr. Cunneen,	Mr. Piddington,	Mr. Joseph,
Mr. Rodd,	Mr. Gordon,	Mr. Forster,	<i>Tellers.</i>
Mr. Lee,	Mr. Tunks,	Mr. Alexander,	
Mr. Phelps,	Mr. Isaacs,	Mr. Oatley,	Mr. Sutherland,
Mr. Forlonge,	<i>Tellers.</i>	Mr. Buchanan,	Mr. Windeyer.
Mr. Pickering,		Mr. Brown,	
Mr. Cummings,	Mr. Macpherson,	Mr. Pemell,	
Mr. Terry,	Mr. Hart.	Mr. Neale,	

The House adjourned at seven minutes after Eleven o'clock, until To-morrow, at Three o'clock.

W. M. ARNOLD,

Speaker.

NOTICES

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

THURSDAY, MARCH 1.

Questions :—

1. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—Do the Government intend to introduce any measure, during the present Session, for the amendment of the Volunteer Act?
2. MR. DRIVER *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Have any complaints been made to the Government, of negligence on the part of the person in charge of the Electric Telegraph Station at Bathurst; if so, has any, and what action been taken thereon?
 - (2.) Is it true that a message left at the said Station on Thursday last by Mr. Thomss Green for Mr. W. Green, in Sydney, was not forwarded; if so, what is the cause of the delay?
3. MR. COWPER *to ask* THE COLONIAL SECRETARY,—If it is true that the Colonial Secretary has given a special authority for Mrs. Browne, the paramour of the notorious Gardiner, to have access to him in Darlinghurst Gaol; and if so, whether he has any objection to lay a copy of such authority upon the Table of the House?
4. MR. BUCHANAN *to ask* THE ATTORNEY GENERAL,—
 - (1.) Is it true that Mrs. Kinder has been discharged from custody?
 - (2.) Did Mrs. Bertrand confess that Bertrand shot Kinder, as stated by His Honor the Chief Justice; and if so, to whom and under what circumstances was this confession made?
 - (3.) Was Mrs. Kinder in the house at the time Kinder was shot; and if so, had she not the same means of information which led Mrs. Bertrand to the knowledge of Kinder's murder?
 - (4.) Were not Mrs. Bertrand and Mrs. Kinder, as proved by the evidence, in the same room, while the murder was being carried into execution in the next room?
 - (5.) By Mrs. Kinder's concealment of what she manifestly knew of this murder, is she not liable to be charged as an accessory after the fact, if not privy to the whole design previous to its execution?
 - (6.) If so, why is she not arraigned and tried for the crime of murder?
5. MR. RODD *to ask* THE COLONIAL TREASURER,—
 - (1.) Whether the Government intend reducing the present charges now exacted for Minting Gold Dust?
 - (2.) Whether the Government are aware that Gold, the produce of this Colony, is subject to a Mint Charge of three-eighths per cent more than foreign Gold?

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Supply; resumption of the Committee.
2. Ways and Means; resumption of the Committee.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. PIDDINGTON *to move*, That there be laid upon the Table of this House, a Return of the number of Conditional Purchases under clause 18 of the Crown Lands Alienation Act of 1861, which have reverted to Her Majesty, from the 1st of January, 1865, to 28th February, 1866, shewing the aggregate number of acres, and the total amount of balances due at the last date, and the aggregate amount of interest due and unpaid at the last date; also, a Return of the total quantity of such reverted Land submitted to sale by auction, the number of acres sold, the amount realised, and the number of acres remaining unsold.

ORDER OF THE DAY :—

1. Prison Discipline Bill; second reading.

FRIDAY, MARCH 2.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Triennial Parliament Bill; second reading.
2. Removal of Restrictions upon Distillation Bill; second reading.
3. Small Debts Recovery Amendment Bill; to be further considered in Committee.
4. Australasian Mineral Oil Company's Incorporation Bill; second reading.
5. Sydney Marine Assurance Company's Incorporation Bill; second reading.
6. Careless use of Fire Prevention Bill; second reading.
7. Verdicts Amendment Bill; second reading.
8. Coal Fields Regulation Act Amendment Bill; to be considered in Committee.
9. Exchange of Land Scots Church Sydney Legalizing Bill (*as amended in Select Committee*); second reading.

10. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 (2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—
 Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."
11. Advances to Agents intrusted with Goods Bill; second reading.
12. State Aid to Religion:—Consideration, in Committee of the Whole, of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.

NOTICES OF MOTION:—

1. MR. RODD to move, That the Petition presented by him on the 21st February, from James Maher and other Miners, of Jembaicumbene, be transmitted by Address to the Governor, praying that His Excellency may cause the same to receive the favourable consideration of the Government.
2. MR. CUNNEEN to move, That the Petition presented by him on 27th February, from certain Commoners in the Parish of Pitt Town, be printed.
3. MR. COWPER to move for leave to bring in a Bill to repeal the Act 27 Vict., No. 7, intituled an Act to render Newspapers liable to Postage.

TUESDAY, MARCH 6.

Question:—

1. MR. FORSTER to ask THE ATTORNEY GENERAL,—
 (1.) Is there any truth in the report that Mr. Rowley, Police Magistrate at Berrima, has charged, or is in the habit of charging fees, from 2s. 6d. to 5s. and upwards, in his capacity as land agent for receiving or preparing applications for conditional purchase under the Crown Lands Alienation Act of 1861?
 (2.) Is there any truth in the report that the same officer, without concert with, or approval of, the other Magistrates of the same Bench, lately appointed his son as Collector of the Electoral Rolls, in conjunction with another person named Sheppard, and that an amount at the rate of £2 per diem, or greatly in excess of the amount paid last year for similar services, was divided by the authority of the Police Magistrate between the two Collectors so appointed; also, without concert with, or approval of, the other Magistrates of the same Bench?
 (3.) Are the two said Collectors known to be fully qualified for the office?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.
2. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
3. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
4. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
5. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 (1.) That this House is of opinion,—
 (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.

(3.)

(3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.

(4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.

(5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.

(6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.

(7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.

(8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.

(9.) That no person should be permitted to vote at any election without such certificate.

(10.) That provision should be made to prevent the use of any such certificate more than once at the same election.

(2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.

6. DR. LANG to move, That Nathaniel Lipscomb Kentish be now heard at the Bar of the House, in support of his Petition, presented to the Legislative Assembly on the 26th October last.
7. MR. CUMMINGS to move, That, in the opinion of this House, it is the duty of the Government to at once call for tenders for the construction of the Great Western Line of Railroad to the Town of Bathurst, and the Government should make it one of the conditions with the contracting party to commence work at the Bathurst end of said Line, as well as a continuation from No. 4 contract.
8. MR. PHELPS to move, That the Petition presented by him on 28th February, relative to Police Magistrate at Wentworth, be printed.

ORDERS OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."
2. Partnership Amendment Bill; second reading.
3. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.

WEDNESDAY, MARCH 7.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Brands Registration Bill; to be further considered in Committee.

FRIDAY, MARCH 9.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Leases and Sales of Settled Estates Facilitation Bill; second reading.

TUESDAY, MARCH 13.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other

other necessary places ; to inquire into the character and approximate extent of our Mineral Resources ; the best means of developing the same ; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands ; to inquire generally into the present condition and prospects of the mining interests of New South Wales ; with power to send for persons and papers ; to take evidence ; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.

- (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
2. Mr. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.



New South Wales.

No. 47.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 1 MARCH, 1866.

1. The House met pursuant to adjournment; the Speaker took the Chair.
 State Aid to Religion:—Mr. Piddington presented a Petition, signed by William M'Intyre, Minister, James M'Culloch, Minister, and Peter Steward, Elder, styling themselves "a Committee on Indiscriminate Endowments, appointed by the Synod of Eastern Australia," against the "restoration and exercise of the power to make grants of Public Money in aid of Public Worship."
 Petition received.
2. Questions on Notice Paper for to-day:—
 - (1.) Volunteer Act:—Mr. Driver asked the Colonial Secretary, pursuant to Notice No. 1,—Do the Government intend to introduce any measure, during the present Session, for the amendment of the Volunteer Act?
 Mr. Parkes answered,—A Bill to amend the Volunteer Act will be introduced by this Government in the next Session, which we hope to open in June next.
 - (2.) Electric Telegraph Station, Bathurst—Supposed delay in transmission of a Message:—Mr. Driver asked the Secretary for Public Works, pursuant to Notice No. 2,—
 - (1.) Have any complaints been made to the Government of negligence on the part of the person in charge of the Electric Telegraph Station at Bathurst; if so, has any, and what action been taken thereon?
 - (2.) Is it true that a message left at the said Station on Thursday last by Mr. Thomas Green for Mr. W. Green, in Sydney, was not forwarded; if so, what is the cause of the delay?
 Mr. Byrnes answered,—
 - (1.) No such complaints have been received.
 - (2.) This message was forwarded from Bathurst shortly after it was deposited there, and was delivered at the address in Sydney within one hour from the time of such deposit at the Bathurst Telegraph Office.
 - (3.) Permission to Mrs. Brown to see Francis Gardiner in Gaol:—Mr. Cowper asked the Colonial Secretary, pursuant to Notice No. 3,—If it is true that the Colonial Secretary has given a special authority for Mrs. Brown, the paramour of the notorious Gardiner, to have access to him in Darlinghurst Gaol; and if so, whether he has any objection to lay a copy of such authority upon the Table of the House?
 Mr. Parkes answered,—I shall feel it incumbent upon me to state the whole of the facts relating to the circumstance which the Honorable Member has brought under the notice of the House. Soon after I was called to office I visited Darlinghurst Gaol, and, during my stay there, a number of prisoners intimated to the Gaoler that they desired to make certain requests of me. Amongst these prisoners was a person whom I afterwards understood to be Francis Gardiner. His request was that Mrs. Brown might be allowed to see him once a month. He added that he should not make this request only that he had reason to believe that this woman was living as his wife. I told the whole of these prisoners that their cases would be considered, and they would receive my decision through the Sheriff. Two or three days after this, in considering the whole of these cases, I instructed the Sheriff

Sheriff as follows in relation to Gardiner,—“ You will be pleased to inform the “ prisoner Francis Clarke, *alias* Christie *alias* Gardiner, that permission cannot be “ granted, as desired, for him to be visited by Mrs. Brown, who is another man’s “ wife, and that this refusal does not arise from any disposition to treat him “ harshly, but on account of the respect that must be paid to the law and the “ obligations of society.” Two or three days after this, the name of Mrs. Hyams was announced to me by the Messenger attached to the office. As in other cases, I requested that this person might be shewn into the office. A person of very respectable appearance came in, accompanied by another female, also respectably dressed. This person represented herself as the sister of the prisoner Gardiner, and she made the request to me that Mrs. Brown, who she said was living in her house, and had been living in her house since the conviction of Gardiner, should be allowed to see that prisoner. As this person had all the appearance of a respectable woman, and as I felt that commiseration for her which any one must feel for a respectable person who has a relative in the position of Gardiner, I spoke calmly to her, and represented the impossibility of the Government granting this petition. She at last pleaded strongly that this person should be allowed to see Gardiner once. I came to no decision, and these persons—one of whom I understood was Mrs. Brown, but to whom I never spoke, my conversation being entirely with the sister of Gardiner—went away. I consulted with another member of the Government, and also made inquiries of the Police as to the character of this person, Mrs. Hyams, and was assured by Captain M’Lerie, the Inspector General, she was a respectable married woman. I made further inquiries which satisfied me that Mrs. Brown appeared to be permanently separated from her own husband, and that she had lived, since the conviction of Gardiner, in the house of this person who was represented to me as a respectable married woman. On making these inquiries, I gave this special order to the Principal Gaoler, Darlinghurst,—“ You will allow the bearer, Catherine Brown, “ to see Francis Gardiner (or Clarke), now under sentence in Darlinghurst Prison. “ This order, however, is available for this day only, and must not be held to alter or “ modify in any respect further the instructions from this office on the 2nd inst.” I have no objection to lay these papers on the Table of the House.

(4.) Mrs. Kinder :—Mr. Buchanan asked the Attorney General, pursuant to Notice No. 4,—

- (1.) Is it true that Mrs. Kinder has been discharged from custody ?
- (2.) Did Mrs. Bertrand confess that Bertrand shot Kinder, as stated by His Honor the Chief Justice; and if so, to whom and under what circumstances was this confession made ?
- (3.) Was Mrs. Kinder in the house at the time Kinder was shot; and if so, had she not the same means of information which led Mrs. Bertrand to the knowledge of Kinder’s murder ?
- (4.) Were not Mrs. Bertrand and Mrs. Kinder, as proved by the evidence, in the same room, while the murder was being carried into execution in the next room ?
- (5.) By Mrs. Kinder’s concealment of what she manifestly knew of this murder, is she not liable to be charged as an accessory after the fact, if not privy to the whole design previous to its execution ?
- (6.) If so, why is she not arraigned and tried for the crime of murder ?

Mr. Martin answered,—Mrs. Kinder has been discharged from custody. According to the evidence of Mrs. Kerr (Bertrand’s sister), as given by her at the Water Police Office, Mrs. Bertrand stated to Mrs. Kerr that Bertrand had shot Kinder, and that they (Bertrand, herself, and Mrs. Kinder) poisoned him, she, Mrs. Bertrand, being compelled to assist in such poisoning by her husband. Mrs. Kerr further stated, that on a subsequent occasion Mrs. Bertrand denied that she had anything to do with the poisoning. Mrs. Bertrand herself, as I understand, stated, in answer to inquiries made by the Police, but not in the course of any Magisterial investigation, that she could not say that that which she gave her husband was poison. By the evidence it appears that both Mrs. Kinder and Mrs. Bertrand were in the house and in the same room with Kinder, when he was shot. I cannot say whether Mrs. Kinder had the same means of information of the occurrences referred to as Mrs. Bertrand, nor was there any proof that Mrs. Bertrand knew of the murder beyond the statement which Mrs. Kerr alleged Mrs. Bertrand to have made. There was no evidence to shew that Mrs. Kinder manifestly knew of Kinder’s murder; and if she did know of it, and concealed it by merely abstaining from disclosing it, she would not by reason of such abstaining be an accessory; still less would such abstaining be evidence that she was privy to the whole design previous to its execution. If a person knows of a felony and does not discover it, such non-discovery does not make him an accessory after the fact. He must be proved to have done some act to assist the felon personally. There was no evidence that Kinder died by poison, and therefore no evidence to convict any person of the crime of murdering, or assisting in murdering Kinder, by poison. There was evidence that Kinder was killed by a pistol shot, but there was no evidence that Mrs. Kinder assisted in the shooting, or counselled, aided, or abetted it. If she knew of the shooting after it occurred, there was no evidence that after such knowledge she assisted Bertrand. There was therefore no evidence to warrant her trial, either as a principal or an accessory. She was therefore entitled to be discharged.

Mr. Rodd withdrew the Question standing in his name, No. 5.

3. Papers:—

(1.) Mr. Parkes laid upon the Table, Correspondence, dated in February 1866, between Chief Secretary, Victoria, and Colonial Secretary, New South Wales, relative to Steam Postal Service.

Ordered to be printed.

(2.) Mr. Eagar laid upon the Table, Return to Order, in reference to "Government Debentures," made by this House, on motion of Mr. Samuel, on 27th February, 1866.

Ordered to be printed.

4. Railway Plans, &c.:—Mr. Byrnes, pursuant to the requirement of the Government Railways Act, 22 Vic., No. 19, Sec. 9, laid before the House (as Exhibits only, and not to remain as Records of the House), copies of certain Plans, Sections, and a Book of Reference, relative to the Proposed Extension of the Great Northern Railway from Musclebrook to Murrurundi.

5. Conditional Purchases of Land which have reverted to the Crown ("Formal Motion"):—Mr. Piddington moved, pursuant to notice, That there be laid upon the Table of this House, a Return of the number of Conditional Purchases under clause 18 of the Crown Lands Alienation Act of 1861, which have reverted to Her Majesty, from the 1st of January, 1865, to 28th February, 1866, shewing the aggregate number of acres, and the total amount of balances due at the last date, and the aggregate amount of interest due and unpaid at the last date; also, a Return of the total quantity of such reverted Land submitted to sale by auction, the number of acres sold, the amount realised, and the number of acres remaining unsold.

Question put and passed.

6. Supply:—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

The Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman, with the concurrence of the House, That the said Resolution be now received.

The Chairman then reported a Resolution, which was read a first time, as follows:—
(2.) Resolved, That there be granted to Her Majesty a sum not exceeding £1,447 to defray the Salaries and Contingencies of the Establishment of His Excellency the Governor for the year 1866.

Resolution then, on motion of Mr. Eagar, read a second time, and agreed to.

Leave granted to the Committee to sit again at a later hour this day.

7. Ways and Means:—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of Ways and Means.

The Chairman reported progress, and obtained leave to sit again.

8. Paper:—Mr. Eagar laid upon the Table, Estimates of the Ways and Means of the Government of New South Wales, for the year 1866.

Ordered to be printed.

9. Messages:—The Speaker reported the following Messages from the Legislative Council:—

(1.) Smoke Nuisance Abatement Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Amendment made by the Legislative Assembly in the Bill, intituled, "*An Act to abate the Nuisance arising from the Smoke of Furnaces.*"

Legislative Council Chamber,
Sydney, 1st March, 1866.

T. A. MURRAY,
President.

(2.) Parramatta River Steam Company's Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill returned herewith, intituled, "*An Act to incorporate 'The Parramatta River Steam Company'*" with the Amendment indicated by the accompanying Schedule, in which Amendment the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 1st March, 1866.

T. A. MURRAY,
President.

PARRAMATTA RIVER STEAM COMPANY'S BILL.

SCHEDULE of the Amendment made by the Legislative Council in the Bill intituled, "*An Act to incorporate 'The Parramatta River Steam Company,'*" returned to the Legislative Assembly with Message of 1st March, 1866.

R. O'CONNOR,
Clerk of the Parliaments.

Page 4, clause 13, line 13. Before "Capital." insert. "paid up."

Examined—

ALEX. CAMPBELL,
Substitute Chairman of Committees.

Ordered, on motion of Mr. Driver, That the consideration in Committee of the Legislative Council's Amendment in the Parramatta River Steam Company's Bill stand an Order of the Day for To-morrow.

10. Supply :—On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee having continued to sit till after Midnight ;—

FRIDAY, 2 MARCH, 1866, A.M.

The Chairman reported progress and obtained leave to sit again.

The House adjourned, on motion of Mr. Martin, at ten minutes after One o'clock, A.M., until Three o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, MARCH 2.

Question :—

1. MR. RODD *to ask* THE COLONIAL TREASURER,—
 - (1.) Whether the Government intend reducing the present charges now exacted for Minting Gold Dust?
 - (2.) Whether the Government are aware that Gold, the produce of this Colony, is subject to a Mint Charge of three-eighths per cent more than foreign Gold?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Triennial Parliament Bill ; second reading.
2. Removal of Restrictions upon Distillation Bill ; second reading.
3. Small Debts Recovery Amendment Bill ; to be further considered in Committee.
4. Australasian Mineral Oil Company's Incorporation Bill ; second reading.
5. Sydney Marine Assurance Company's Incorporation Bill ; second reading.
6. Careless use of Fire Prevention Bill ; second reading.
7. Verdicts Amendment Bill ; second reading.
8. Coal Fields Regulation Act Amendment Bill ; to be considered in Committee.
9. Exchange of Land Scots Church Sydney Legalizing Bill (*as amended in Select Committee*) ; second reading.
10. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 - (2.) That such Committee consist of the following Members, namely :—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—
Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."
11. Advances to Agents intrusted with Goods Bill ; second reading.
12. State Aid to Religion :—Consideration, in Committee of the Whole, of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
13. Parramatta River Steam Company's Bill ; consideration in Committee of the Legislative Council's Amendment.
14. Prison Discipline Bill ; second reading.

NOTICES

NOTICES OF MOTION :—

1. MR. RODB to move, That the Petition presented by him on the 21st February, from James Mahor and other Miners, of Jembaicumbene, be transmitted by Address to the Governor, praying that His Excellency may cause the same to receive the favourable consideration of the Government.
2. MR. CUNNEEN to move, That the Petition presented by him on 27th February, from certain Commoners in the Parish of Pitt Town, be printed.
3. MR. COWPER to move for leave to bring in a Bill to repeal the Act 27 Vict., No. 7, intituled an Act to render Newspapers liable to Postage.

TUESDAY, MARCH 6.

Questions :—

1. MR. FORSTER to ask THE ATTORNEY GENERAL,—
 - (1.) Is there any truth in the report that Mr. Rowley, Police Magistrate at Berrima, has charged, or is in the habit of charging fees, from 2s. 6d. to 5s. and upwards, in his capacity as land agent for receiving or preparing applications for conditional purchase under the Crown Lands Alienation Act of 1861?
 - (2.) Is there any truth in the report that the same officer, without concert with, or approval of, the other Magistrates of the same Bench, lately appointed his son as Collector of the Electoral Rolls, in conjunction with another person named Sheppard, and that an amount at the rate of £2 per diem, or greatly in excess of the amount paid last year for similar services, was divided by the authority of the Police Magistrate between the two Collectors so appointed; also, without concert with, or approval of, the other Magistrates of the same Bench?
 - (3.) Are the two said Collectors known to be fully qualified for the office?
2. MR. DRIVER to ask THE COLONIAL SECRETARY,—
 - (1.) Why the item of £748 19s. placed upon the Supplementary Estimates for the present year by the late Government, "as the difference between the pension of three shillings per diem granted from the Consolidated Revenue Fund to James Graves, late Sergeant in the Gold Guard, and that of six shillings per diem which should have been granted to him from the Police Superannuation Fund from 1st May, 1852, to 31st December, 1865," has been withdrawn by the present Government.
 - (2.) Is there any objection to lay upon the Table of this House, the papers and correspondence upon this subject.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.
2. MR. RODB to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
3. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
4. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
5. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.

(5.)

- (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
- (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
- (7.) That in case of *bond fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
- (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
- (9.) That no person should be permitted to vote at any election without such certificate.
- (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
- (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
6. DR. LANG to move, That Nathaniel Lipscomb Kentish be now heard at the Bar of the House, in support of his Petition, presented to the Legislative Assembly on the 26th October last.
7. MR. CUMMINGS to move, That, in the opinion of this House, it is the duty of the Government to at once call for tenders for the construction of the Great Western Line of Railroad to the Town of Bathurst, and the Government should make it one of the conditions with the contracting party to commence work at the Bathurst end of said Line, as well as a continuation from No. 4 contract.
8. MR. PHELPS to move, That the Petition presented by him on 28th February, relative to Police Magistrate at Wentworth, be printed.
9. MR. LLOYD to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Papers having reference to the dismissal of Mr. Surveyor Flide from the Public Service.
10. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the depositions taken before Mr. Pearce, Police Magistrate at Young, in the case of Illingworth Fletcher, charged with perjury, in the month of November last; also, all telegrams and correspondence with the Crown Law Officers in reference to this matter.
11. MR. PIDDINGTON to move, That the Petition presented by him on Thursday, 1st March, from the Revd. Messrs. M'Intyre, M'Culloch, and Mr. Peter Stewart, against State Aid to Religion, be printed.

ORDERS OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Tunks, " That it is the opinion of this House, that the piece of land known as the " Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."
2. Partnership Amendment Bill; second reading.
3. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.

WEDNESDAY, MARCH 7.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Ways and Means; resumption of the Committee.
2. Supply; resumption of the Committee.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Brands Registration Bill; to be further considered in Committee.

FRIDAY, MARCH 9.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Leases and Sales of Settled Estates Facilitation Bill; second reading.

TUESDAY,

TUESDAY, MARCH 13.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places ; to inquire into the character and approximate extent of our Mineral Resources ; the best means of developing the same ; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands ; to inquire generally into the present condition and prospects of the mining interests of New South Wales ; with power to send for persons and papers ; to take evidence ; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
2. MR. HARR to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.
3. MR. FORSTER to move,—
 - (1.) That this House is of opinion, That in order to promote economy in the Public Expenditure, as well as to afford facilities for the employment of Colonial Steamers in the carriage of Ocean Mails, by such modification of existing or intended arrangements for that purpose as may obviate the undue preference for British Steamers which appears to have arisen thereby, the subsidies granted for that purpose by the Legislature of this Colony should, in future, be confined to an equivalent to the carriage of Mails, and tenders for any such service be invited publicly in this Colony.
 - (2.) That consequently this House is further of opinion, That the vote arrived at by this House last Session, on 20th April, 1865, in favor of steam communication by way of Panama, be rescinded.
 - (3.) That an Address be presented to His Excellency the Governor embodying the substance of the foregoing Resolutions.
4. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence that may have taken place by private persons with the Senate of the University of Sydney on the practice of *Coaching* in the University ;— As also, that His Excellency will be pleased to direct information to be communicated to the House on the following particulars :—
 - (1.) Whether there are any functionaries or employés of the University engaged in the practice of *Coaching* at the present time.
 - (2.) Whether there has been any, and if so, what applications have been made to the Senate of the University for dispensations from attending the University Lectures ; and on what grounds such applications have either been conceded or declined, respectively.



New South Wales.

No. 48.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 2 MARCH, 1866.

1. The House met pursuant to adjournment; the Speaker took the Chair.
Question on Notice Paper for to-day :—
Charge for Minting Gold :—Mr. Rodd asked the Colonial Treasurer, pursuant to Notice,—
(1.) Whether the Government intend reducing the present charges now exacted for Minting Gold Dust?
(2.) Whether the Government are aware that Gold, the produce of this Colony, is subject to a Mint Charge of three-eighths per cent more than Foreign Gold?
Mr. Eagar answered,—
(1.) The Government have not determined to make any alteration in the present Mint charges.
(2.) The Government are aware of the fact to which their attention has been drawn by the Honorable Member.
2. Triennial Parliament Bill :—On the Order of the Day for the second reading of this Bill being read, Dr. Lang moved, That this Order of the Day be discharged.
Debate ensued.
Question put and passed.
Dr. Lang then moved, That the Triennial Parliament Bill be withdrawn.
Debate ensued.
Question put and passed.
3. Postponement :—The Order of the Day No. 2 postponed, on motion of Mr. Forster, until this day week.
4. Small Debts Recovery Amendment Bill :—On the Order of the Day for the further consideration in Committee of this Bill being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such further consideration.

The Speaker resumed the Chair.
5. Australasian Mineral Oil Company's Incorporation Bill, on motion of Mr. Josephson, read a second time.
Whereupon, on motion of Mr. Josephson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.
The Chairman having reported the Bill with an Amendment, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for Tuesday next.
6. Sydney Marine Assurance Company's Incorporation Bill, on motion of Mr. Cowper, read a second time.
Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.
The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for Tuesday next.

7. Careless use of Fire Prevention Bill, on motion of Mr. Mate, read a second time.
Whereupon, on motion of Mr. Mate, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill. The Chairman having reported the Bill with an Amendment, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for Tuesday next.
8. Verdicts Amendment Bill:—Order of the Day for the second reading of this Bill, read.
Mr. Buchanan, addressing the House on the subject of this Bill, was interrupted by notice being taken that there was not a Quorum present.
Whereupon the Speaker counted the House; and, there being only Nineteen Members present, exclusive of the Speaker, namely,—Mr. Buchanan, Mr. Byrnes, Mr. Cowper, Mr. Cummings, Mr. Eagar, Mr. Forster, Mr. Garrett, Mr. Hurley, Mr. Isaacs, Mr. Landale, Dr. Lang, Mr. Macpherson, Mr. Martin, Mr. Mate, Mr. Oatley, Mr. Parkes, Mr. Rodd, Mr. Tighe, and Mr. Wilson,—the Speaker adjourned the House, at five minutes before Midnight, until Tuesday next, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, MARCH 6.

Questions:—

1. MR. FORSTER to ask THE ATTORNEY GENERAL,—
(1.) Is there any truth in the report that Mr. Rowley, Police Magistrate at Berrima, has charged, or is in the habit of charging fees, from 2s. 6d. to 5s. and upwards, in his capacity as Land Agent for receiving or preparing applications for conditional purchase under the Crown Lands Alienation Act of 1861?
(2.) Is there any truth in the report that the same officer, without concert with, or approval of, the other Magistrates of the same Bench, lately appointed his son as Collector of the Electoral Rolls, in conjunction with another person named Sheppard, and that an amount at the rate of £2 per diem, or greatly in excess of the amount paid last year for similar services, was divided by the authority of the Police Magistrate between the two Collectors so appointed; also, without concert with, or approval of, the other Magistrates of the same Bench?
(3.) Are the two said Collectors known to be fully qualified for the office?
2. MR. DRIVER to ask THE COLONIAL SECRETARY,—
(1.) Why the item of £748 19s. placed upon the Supplementary Estimates for the present year by the late Government, "as the difference between the pension of three shillings per diem granted from the Consolidated Revenue Fund to James Graves, late Sergeant in the Gold Guard, and that of six shillings per diem which should have been granted to him from the Police Superannuation Fund from 1st May, 1852, to 31st December, 1865," has been withdrawn by the present Government?
(2.) Is there any objection to lay upon the Table of this House, the Papers and Correspondence upon this subject?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.
2. MR. RODD to move, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties, and ought therefore to be abolished.
3. MR. LUCAS to move, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this city, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause an immediate survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.

4. MR. GARRETT to move, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
5. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
6. DR. LANG to move, That Nathaniel Lipscomb Kentish be now heard at the Bar of the House, in support of his Petition, presented to the Legislative Assembly on the 26th October last.
7. MR. CUMMINGS to move, That, in the opinion of this House, it is the duty of the Government to at once call for tenders for the construction of the Great Western Line of Railroad to the Town of Bathurst, and the Government should make it one of the conditions with the contracting party to commence work at the Bathurst end of said Line, as well as a continuation from No. 4 contract.
8. MR. PHELPS to move, That the Petition presented by him on 28th February, relative to Police Magistrate at Wentworth, be printed.
9. MR. LLOYD to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Papers having reference to the dismissal of Mr. Surveyor Flide from the Public Service.
10. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will please to cause to be laid upon the Table of this House, Copies of the depositions taken before Mr. Pearce, Police Magistrate at Young, in the case of Illingworth Fletcher, charged with perjury, in the month of November last; also, all telegrams and correspondence with the Crown Law Officers in reference to this matter.
11. MR. PIDDINGTON to move, That the Petition presented by him on Thursday, 1st March, from the Revd. Messrs. M'Intyre, M'Culloch, and Mr. Peter Stewart, against State Aid to Religion, be printed.
12. MR. ROND to move, That the Petition presented by him on the 21st February, from James Maher and other Miners, of Jembaicumbene, be transmitted by Address to the Governor, praying that His Excellency may cause the same to receive the favourable consideration of the Government.
13. MR. CUNNEEN to move, That the Petition presented by him on 27th February, from certain Commoners in the Parish of Pitt Town, be printed.
14. MR. COWPER to move for leave to bring in a Bill to repeal the Act 27 Vict., No. 7, intituled an Act to render Newspapers liable to Postage.

ORDERS OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Tunks, " That it is the opinion of this House, that the piece of land known as the " Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths."
2. Partnership Amendment Bill; second reading.

3. Funds for Denominational Education ; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools ; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
4. Australasian Mineral Oil Company's Incorporation Bill ; third reading.
5. Sydney Marine Assurance Company's Incorporation Bill ; third reading.
6. Careless use of Fire Prevention Bill ; third reading.
7. Verdicts Amendment Bill ; second reading.
8. Coal Fields Regulation Act Amendment Bill ; to be considered in Committee.
9. Exchange of Land Scots Church Sydney Legalizing Bill (*as amended in Select Committee*) ; second reading.
10. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 - (2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—
 Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."
11. Advances to Agents intrusted with Goods Bill ; second reading.
12. State Aid to Religion:—Consideration, in Committee of the Whole, of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
13. Parramatta River Steam Company's Bill ; consideration in Committee of the Legislative Council's Amendment.
14. Prison Discipline Bill ; second reading.

WEDNESDAY, MARCH 7.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Ways and Means ; resumption of the Committee.
 2. Supply ; resumption of the Committee.
- OTHER BUSINESS—ORDER OF THE DAY:—
1. Brands Registration Bill ; to be further considered in Committee.

FRIDAY, MARCH 9.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Leases and Sales of Settled Estates Facilitation Bill ; second reading.
2. Removal of Restrictions upon Distillation Bill ; second reading.

TUESDAY, MARCH 13.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions:—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places ; to inquire into the character and approximate extent of our Mineral Resources ; the best means of developing the same ; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands ; to inquire generally into the present condition and prospects of the mining interests of New South Wales ; with power to send for persons and papers ; to take evidence ; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.

2. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.
 3. MR. FORSTER to move,—
 - (1.) That this House is of opinion, That in order to promote economy in the Public Expenditure, as well as to afford facilities for the employment of Colonial Steamers in the carriage of Ocean Mails, by such modification of existing or intended arrangements for that purpose as may obviate the undue preference for British Steamers which appears to have arisen thereby, the subsidies granted for that purpose by the Legislature of this Colony should, in future, be confined to an equivalent to the carriage of Mails, and tenders for any such service be invited publicly in this Colony.
 - (2.) That consequently this House is further of opinion, That the vote arrived at by this House last Session, on 20th April, 1865, in favor of steam communication by way of Panama, be rescinded.
 - (3.) That an Address be presented to His Excellency the Governor embodying the substance of the foregoing Resolutions.
 4. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence that may have taken place by private persons with the Senate of the University of Sydney on the practice of *Coaching* in the University;— As also, that His Excellency will be pleased to direct information to be communicated to the House on the following particulars:—
 - (1.) Whether there are any functionaries or employés of the University engaged in the practice of *Coaching* at the present time.
 - (2.) Whether there has been any, and if so, what applications have been made to the Senate of the University for dispensations from attending the University Lectures; and on what grounds such applications have either been conceded or declined, respectively.
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New South Wales.

No. 49.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 6 MARCH, 1866.

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

Questions on Notice Paper for to-day :—

- (1.) Mr. Rowley, Police Magistrate at Berrima :—Mr. Forster asked the Attorney General, pursuant to Notice No. 1,—

(1.) Is there any truth in the report that Mr. Rowley, Police Magistrate at Berrima, has charged, or is in the habit of charging fees, from 2s. 6d. to 5s. and upwards, in his capacity as Land Agent for receiving or preparing applications for conditional purchase under the Crown Lands Alienation Act of 1861?

(2.) Is there any truth in the report that the same officer, without concert with, or approval of, the other Magistrates of the same Bench, lately appointed his son as Collector of the Electoral Rolls, in conjunction with another person named Sheppard, and that an amount at the rate of £2 per diem, or greatly in excess of the amount paid last year for similar services, was divided by the authority of the Police Magistrate between the two Collectors so appointed ; also, without concert with, or approval of, the other Magistrates of the same Bench?

(3.) Are the two said Collectors known to be fully qualified for the office?

Mr. Martin answered,—So soon as the Honorable Member's questions appeared among the printed Notices, I caused application to be made to Mr. Rowley to supply me with the information necessary to enable me to answer them. I have received two letters from him, one of which relates to the first question, and the other to the second. As to the first question, Mr. Rowley says that he did make the charge alluded to. He says, in substance, that it was no part of his duty as Land Agent to fill up the forms of application, but that he did nevertheless fill up such forms until he found the tax upon his time and attention too great—that he then told applicants they must fill up their own forms and he would give them every assistance, but that if they wished him to fill them up he must make them a small charge.

As to the second question, Mr. Rowley says that he did not, either with or without the approval of other Magistrates, appoint his son Collector of Electoral Rolls. His son, he says, was so appointed by four Magistrates, he having, before the consideration of the tenders, withdrawn from the Bench. His son's tender, he says, was for £50. The amounts paid in 1860, 1861, 1862, and 1863, were £70 for each year. For 1864 the sum paid was £40, but the tenderers for that year did not again tender. He further says that Sheppard was not appointed in conjunction with his son, and received no part of the remuneration. Mr. Rowley's letters can be seen by the Honorable Member if he desires to see them.

Mr. Driver withdrew the Question standing in his name, No. 2.

2. Lands Reserved in the District of Wellington :—Mr. Forlonge presented a Petition from certain Landowners and Residents of the Town and District of Orange, representing that certain lands therein specified in the District of Wellington, are reserved from sale until surveyed, for the preservation of water supply and other public purposes ; that such reserves comprise some of the richest land in the neighbourhood of the Towns of Orange and Molong, well adapted to agricultural purposes, the reservation of which from free selection will prove a serious injury and detriment to the prosperity of the Towns of Orange and Molong, and the Western Districts generally ; and praying that the said lands may be thrown open to persons willing to take them up under the provisions of the Crown Lands Alienation Act of 1861.

Petition received.

3.

3. Municipalities :—Mr. Parkes presented a Petition from the Mayor and Aldermen of the Municipality of Kiama, under Corporate Seal, in favour of a Municipal system under which the inhabitants of every District, aided in some degree from the Public Funds, shall undertake the construction and maintenance of all local works of a public nature.
Petition received.
4. Police Magistrate, Wentworth (*"Formal" Motion*) :—Mr. Phelps moved, pursuant to Notice, That the Petition presented by him on 28th February, relative to Police Magistrate at Wentworth, be printed.
Question put and passed.
Ordered to be printed.
5. Pitt Town Common (*"Formal" Motion*) :—Mr. Cunneen moved, pursuant to Notice, That the Petition presented by him on 27th February, from certain Commoners in the Parish of Pitt Town, be printed.
Question put and passed.
Ordered to be printed.
6. Australasian Mineral Oil Company's Incorporation Bill (*"Formal" Order of the Day*), on motion of Mr. Josephson, read a third time and *passed*.
Mr. Josephson then moved, That the Title of this Bill be "*An Act to Incorporate the 'Australasian Mineral Oil Company.'*"
Question put and passed.
Whereupon Mr. Josephson moved, That this Bill be carried to the Legislative Council, with the following Message :—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Bill returned herewith, intituled, "*An Act to Incorporate the 'Australasian Mineral Oil Company,'*" with the Amendment indicated by the accompanying Schedule, in which Amendment the Assembly requests the concurrence of the Legislative Council.

Legislative Assembly Chamber,

Sydney, 6th March, 1866.

Speaker.

AUSTRALASIAN MINERAL OIL COMPANY'S INCORPORATION BILL.

SCHEDULE of the Amendment made by the Legislative Assembly in the Bill intituled, "An Act to Incorporate the 'Australasian Mineral Oil Company,'" returned to the Legislative Council with Message of 6th March, 1866.

CHA. TOMPSON,

Clerk of the Legislative Assembly.

Page 4, clause 9, line 9, At the end of the clause,—*add* "Provided that nothing herein contained shall give the Company power to borrow to a greater extent than double the amount of the paid up capital."

Examined—

THOMAS GARRETT,

Chairman of Committees.

Question put and passed.

7. Sydney Marine Assurance Company's Incorporation Bill (*"Formal" Order of the Day*), on motion of Mr. Cowper, read a third time and *passed*.
Mr. Cowper then moved, That the Title of this Bill be, "*An Act to Incorporate the 'Sydney Marine Assurance Company.'*"
Question put and passed.
Whereupon Mr. Cowper moved, That this Bill be carried to the Legislative Council with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day agreed to the Bill, intituled, "*An Act to Incorporate the 'Sydney Marine Assurance Company,'*" returns the same to the Legislative Council without Amendment.

Legislative Assembly Chamber,

Sydney, 6th March, 1866.

Speaker.

Question put and passed.

8. Proposed Road to Burratorang :—Mr. Morrice moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burratorang.
Debate ensued.
Question put.
The House divided.

Ayes, 21.

Mr. Mate,	Mr. Cooper,
Mr. Forster,	Mr. Lucas,
Mr. Josephson,	Mr. Macpherson,
Mr. Dignam,	Mr. Garrett,
Mr. Farnell,	Mr. Graham,
Mr. Tighe,	Mr. Cummings,
Mr. Donnelly,	Mr. Cunneen,
Mr. Egan,	
Dr. Lang,	<i>Tellers.</i>
Mr. Hurley,	Mr. Morrice,
Mr. Alexander,	Mr. Roberts.
Mr. Driver,	

Noes, 12.

Mr. Martin,	<i>Tellers.</i>
Mr. Eagar,	
Mr. Wilson,	Mr. Lloyd,
Mr. Parkes,	Mr. Tunks.
Mr. Byrnes,	
Mr. Pickering,	
Mr. Buchanan,	
Mr. Rodd,	
Mr. Dodds,	
Mr. Isaacs,	

9. **Export Duty on Gold:**—Mr. Rodd moved, pursuant to Notice, That, in the opinion of this House, the present Export Duty on Gold is unjust and impolitic, "is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties," and ought therefore to be "abolished."

Debate ensued.

Mr. Forster moved, That the Question be amended by omitting the words, "is injurious to the prosperity of our Gold Fields, a tax on an industry pursued under great difficulties," and by adding after the word "abolished," the words, "so soon as the state of the Public Finances will admit."

Debate continued.

Question put, That the words proposed to be omitted stand part of the Question. The House divided.

Ayes, 30.

Mr. Martin,	Mr. White,
Mr. Wilson,	Mr. Graham,
Mr. Byrnes,	Mr. Phelps,
Mr. Parkes,	Mr. Landale,
Mr. Eagar,	Mr. Lucas,
Mr. Kemp,	Mr. Cunneen,
Mr. Roberts,	Mr. Buchanan,
Mr. Josephson,	Mr. Tunks,
Dr. Lang,	Mr. Driver,
Mr. Dodds,	Mr. Gordon,
Mr. Tighe,	Mr. Isaacs,
Mr. Donnelly,	Mr. Garrett,
Mr. Macpherson,	<i>Tellers.</i>
Mr. Alexander,	Mr. Pickering,
Mr. Neale,	Mr. Rodd.
Mr. Cummings,	

Noes, 4.

Mr. Forster,
Mr. Macleay,
<i>Tellers.</i>
Mr. Forlonge,
Mr. Caldwell.

Question,—That the words proposed to be added be there added,—put and negatived.

Original Question then put.

The House divided.

Ayes, 16.

Mr. Garrett,	Mr. Cooper,
Mr. Driver,	Mr. Alexander,
Mr. Buchanan,	Mr. Forster,
Mr. Lucas,	<i>Tellers.</i>
Mr. Graham,	Mr. Pickering,
Mr. Cunneen,	Mr. Rodd.
Mr. Josephson,	
Dr. Lang,	
Mr. Tighe,	
Mr. Donnelly,	
Mr. Cummings,	

Noes, 19.

Mr. Martin,	Mr. Phelps,
Mr. Eagar,	Mr. White,
Mr. Wilson,	Mr. Landale,
Mr. Parkes,	Mr. Campbell,
Mr. Byrnes,	Mr. Tunks,
Mr. Isaacs,	Mr. Gordon,
Mr. Dignam,	<i>Tellers.</i>
Mr. Dodds,	
Mr. Macpherson,	Mr. Roberts,
Mr. Caldwell,	Mr. Kemp.
Mr. Neale,	

10. **Railway Extension:**—Mr. Lucas moved, pursuant to *amended* Notice, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develope, and draw to this City, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause the earliest practicable survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.

Debate ensued.

Motion made by Mr. Sutherland, and Question put, (after Debate), That this Debate be now adjourned until Friday next.

The House divided.

Ayes, 27.

Mr. Martin,	Mr. Pemell,
Mr. Eagar,	Mr. Mate,
Mr. Wilson,	Dr. Lang,
Mr. Byrnes,	Mr. Garrett,
Mr. Ryan,	Mr. Dodds,
Mr. Sutherland,	Mr. Caldwell,
Mr. Rodd,	Mr. Driver,
Mr. Piddington,	Mr. Joseph,
Mr. Alexander,	Mr. Parkes,
Mr. Graham,	Mr. Isaacs,
Mr. Tighe,	<i>Tellers.</i>
Mr. Morrice,	Mr. Lucas,
Mr. Farnell,	Mr. Donnelly.
Mr. Cummings,	
Mr. Neale,	

Noes, 14.

Mr. Gordon,
Mr. Tunks,
Mr. Landale,
Mr. Cunneen,
Mr. Phelps,
Mr. Forlonge,
Mr. Macpherson,
Mr. White,
Mr. Lloyd,
Mr. Dignam,
Mr. Cooper,
Mr. Forster,
<i>Tellers.</i>
Mr. Egan,
Mr. Macleay,

11. **Standard Weights for Agricultural Produce:**—Mr. Piddington, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this subject was referred, on 16th November, 1865.

Ordered to be printed.

12. State Aid to Religion :—Mr. Piddington presented a Petition from Richard Sadleir, Commander, R.N., against the revival of State Aid to Religion.
Petition received.
13. Motion Withdrawn :—Mr. Forster withdrew the Motion standing in his name, No. 5 on the Notice Paper for to-day.
14. Licenses to cut Timber :—Mr. Garrett moved, pursuant to Notice, That the 72nd section of the Regulations appended to the Crown Lands Regulation Act of 1861, should be amended by the substitution of a fee of 30s. for a license to cut any kind of timber, and 10s. for a license to cut hardwood, for the amounts now charged for such licenses respectively.
Debate ensued.
Question put, *as amended with the concurrence of the House*, That the 3rd section of the Regulations made under the Crown Lands Regulation Act of 1861, issued on the 19th July, 1864, should be amended by the substitution of a fee of 60s. for a license to cut any kind of timber, and 20s. for a license to cut hardwood, for the amounts now charged for such licenses respectively, and that such license may be issued for any period not less than three months, and charged in proportion.
The House divided.

Ayes, 17.		Noes, 15.	
Mr. Buchanan,	Mr. Lloyd,	Mr. Martin,	Mr. Mate,
Mr. Rodd,	Mr. Tighe,	Mr. Eagar,	Mr. Macleay,
Mr. Donnelly,	Mr. Dodds,	Mr. Wilson,	Mr. Isaacs,
Mr. White,	Mr. Cummings,	Mr. Parkes,	<i>Tellers.</i>
Mr. Forster,	Mr. Caldwell,	Mr. Byrnes,	Mr. Walker,
Mr. Graham,	<i>Tellers.</i>	Mr. Dignam,	Mr. Ryan.
Mr. Cooper,	Mr. Driver,	Mr. Farnell,	
Dr. Lang,	Mr. Garrett.	Mr. Piddington,	
Mr. Sutherland,		Mr. Alexander,	
Mr. Pemell,		Mr. Joseph,	

And the House continuing to sit until after Midnight,—

WEDNESDAY, 7 MARCH, 1866, A.M.

15. Mr. N. L. Kentish :—Dr. Lang moved, pursuant to Notice, That Nathaniel Lipscomb Kentish be now heard at the Bar of the House, in support of his Petition, presented to the Legislative Assembly on the 26th October last.
Debate ensued.
Question put.
The House divided.

Ayes, 9.		Noes, 22.	
Mr. Farnell,	Mr. Sutherland,	Mr. Martin,	Mr. Alexander,
Mr. Pemell,	Mr. Caldwell,	Mr. Eagar,	Mr. Graham,
Mr. Driver,	Mr. Egan,	Mr. Wilson,	Mr. Dodds,
Mr. Garrett,	<i>Tellers.</i>	Mr. Parkes,	Mr. Joseph,
	Mr. Rodd,	Mr. Byrnes,	Mr. Lloyd,
	Dr. Lang.	Mr. Donnelly,	Mr. Macleay,
		Mr. Macpherson,	Mr. Buchanan,
		Mr. Ryan,	Mr. Mate,
		Mr. Piddington,	<i>Tellers.</i>
		Mr. Forster,	Mr. Lucas,
		Mr. Cooper,	Mr. Walker.
		Mr. White,	

16. Motions Withdrawn :—
(1.) Mr. Cummings withdrew the Motion standing in his name, No. 7 on the Notice Paper for to-day.
(2.) Mr. Lloyd withdrew the Motion standing in his name, No. 9 on the Notice Paper for to-day.
(3.) Mr. Buchanan withdrew the Motion standing in his name, No. 10 on the Notice Paper for to-day.
17. State Aid to Religion :—Mr. Piddington moved, pursuant to Notice, That the Petition presented by him on Thursday, 1st March, from the Revd. Messrs. M'Intyre, M'Culloch, and Mr. Peter Stewart, against State Aid to Religion, be printed.
Question put and passed.
Ordered to be printed.
18. Gold Miners at Jembaicumbene :—Mr. Rodd moved, pursuant to Notice, *as amended with the concurrence of the House*, That the Petition presented by him on the 21st February, from James Maher and other Miners, of Jembaicumbene, be transmitted by Address to the Governor, praying that His Excellency may cause the same to be inquired into.
Question put and passed.
19. Motion Dropped :—Mr. Cowper not making the Motion standing in his name, No. 14 on the Notice Paper for to-day, it dropped.
20. Reserve, Lavender Bay :—The Order of the Day for the resumption of the adjourned Debate on the motion of Mr. Tunks, "That it is the opinion of this House, that the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths,"—read.

Mr.

Mr. Lucas moved, That the Question be amended by omitting all the words after the first word *That*, with a view to inserting in their place the words "it be referred to a Select Committee to consider whether the piece of land known as the 'Reserve,' at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths.

(2.) That such Committee consist of Mr. Cowper, Mr. Eagar, Mr. Farnell, Mr. Driver, Mr. Neale, Mr. Sutherland, Mr. Tunks, Mr. Wilson, Mr. Piddington, and the Mover."

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

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

Whereupon Question,—

(1.) That it be referred to a Select Committee to consider whether the piece of land known as the "Reserve," at the Head of Lavender Bay, North Shore, should be permanently reserved as a place of public recreation, and as a site for public baths.

(2.) That such Committee consist of Mr. Cowper, Mr. Eagar, Mr. Farnell, Mr. Driver, Mr. Neale, Mr. Sutherland, Mr. Tunks, Mr. Wilson, Mr. Piddington, and the Mover,—

Put and passed.

21. Postponement:—The Order of the Day, No. 2 postponed, on motion of Mr. Piddington, until Friday next.
22. Funds for Denominational Education:—Mr. Piddington moved, That the Order of the Day on this subject, No. 3, be postponed until "Friday" next.
- Mr. Macpherson moved, That the Question be amended by omitting the word "Friday," with a view to inserting in its place the word "Tuesday."
- Question put,—That the word proposed to be omitted stand part of the Question. The House divided.

Ayes, 19.

Mr. Parkes,	Mr. Piddington,
Mr. Eagar,	Mr. Ryan,
Mr. Wilson,	Mr. Joseph,
Mr. Byrnes,	Mr. Buchanan,
Mr. Sutherland,	Mr. Caldwell,
Mr. Farnell,	Dr. Lang,
Mr. Tighe,	<i>Tellers.</i>
Mr. Neale,	
Mr. Dodds,	Mr. Garrett,
Mr. Alexander,	Mr. Driver.
Mr. Pemell,	

Noes, 14.

Mr. Martin,	Mr. Egan,
Mr. Isaacs,	<i>Tellers.</i>
Mr. Lucas,	
Mr. Donnelly,	Mr. Macpherson,
Mr. Macleay,	Mr. Walker.
Mr. White,	
Mr. Forster,	
Mr. Mate,	
Mr. Graham,	
Mr. Cooper,	
Mr. Cummings,	

Original Question then put and passed.

23. Careless use of Fire Prevention Bill, on motion of Mr. Mate, read a third time and passed.

Mr. Mate then moved, That the Title of this Bill be "*An Act for preventing the careless use of Fire.*"

Question put and passed.

Whereupon, Mr. Mate moved, That this Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act for preventing the careless use of Fire,*" presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 7th March, 1866, A.M.

Speaker.

Question put and passed.

24. Postponement:—The Order of the Day, No. 7 postponed, on motion of Mr. Buchanan, until Friday week.
25. Coal Fields Regulation Act Amendment Bill:—Mr. Tighe moved, "That" the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of this Bill.
- Debate ensued.

Mr. Piddington moved, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words, "the consideration in Committee of the Coal Fields Regulation Act Amendment Bill stand an Order of the Day for Friday next."

Question put, That the words proposed to be omitted stand part of the Question. The House divided.

Ayes, 18.

Mr. Donnelly,	Mr. Mate,
Mr. Farnell,	Mr. Macpherson,
Mr. Tighe,	Mr. Egan,
Mr. Forster,	Mr. Macleay,
Mr. Pemell,	Mr. Garrett,
Mr. Cummings,	Mr. Buchanan,
Mr. White,	<i>Tellers.</i>
Mr. Graham,	
Mr. Cooper,	Mr. Lucas,
Mr. Lloyd,	Mr. Walker.

Noes, 16.

Mr. Martin,	Mr. Sutherland,
Mr. Wilson,	Mr. Driver,
Mr. Parkes,	Mr. Caldwell,
Mr. Byrnes,	Dr. Lang,
Mr. Eagar,	<i>Tellers.</i>
Mr. Isaacs,	
Mr. Neale,	Mr. Ryan,
Mr. Dodds,	Mr. Piddington.
Mr. Alexander,	
Mr. Joseph,	

Original Question then put and passed.

Whereupon

Whereupon the Speaker left the Chair, and the House resolved itself into the said Committee.

The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for to-morrow.

26. Postponements:—

(1.) The Order of the Day No. 9 postponed, on motion of Dr. Lang, until Friday next.

(2.) The Order of the Day No. 10 postponed, on motion of Mr. Piddington, until Friday next.

(3.) The Order of the Day No. 11 postponed, on motion of Mr. Piddington, until Friday next.

27. State Aid to Religion:—Mr. Macpherson moved, That the Order of the Day on this subject, No. 12, be postponed until Friday "week."

Mr. Driver moved, That the Question be amended by omitting the word "week," with a view to inserting in its place the words "June the first."

Debate ensued.

Question,—That the word proposed to omitted stand part of the Question,—put and passed.

Whereupon, original Question put and passed.

28. Postponements:—

(1.) The Order of the Day No. 13 postponed, on motion of Mr. Farnell, until Friday next.

(2.) The Order of the Day No. 14 postponed, on motion of Mr. Garrett, until Friday next.

The House adjourned at a quarter before Two o'clock, A.M., until Three o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, MARCH 7.

Questions:—

1. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—

(1.) Why the item of £748 19s. placed upon the Supplementary Estimates for the present year by the late Government, "as the difference between the pension of three shillings per diem granted from the Consolidated Revenue Fund to James Graves, late Sergeant in the Gold Guard, and that of six shillings per diem which should have been granted to him from the Police Superannuation Fund from 1st May, 1852, to 31st December, 1865," has been withdrawn by the present Government?

(2.) Is there any objection to lay upon the Table of this House, the Papers and Correspondence upon this subject?

2. MR. FORSTER *to ask* THE ATTORNEY GENERAL,—

(1.) What steps have been, or are intended to be, taken by the Government to remedy the public inconvenience caused by the resignation of three resident Magistrates, at or near Kempsey, Macleay River, namely, Messrs. Kemp, Chapman, and Rudder, in consequence of the refusal of the Government to make provision for compensation for the costs of the Prohibition recently granted by the Supreme Court against a decision of the said Magistrates in the case of Thomas Armitage Salmon?

(2.) What course has been, or is intended to be pursued, by the Government with reference to the Constable Fairweather, for his alleged ill-treatment of Mrs. Salmon, in the matter above referred to?

3. MR. LLOYD *to ask* THE COLONIAL TREASURER,—Whether the Government have made, or intend to make, any communication to the Custom House authorities in England relative to the export of the Nitro-glycerine from that Country to this Colony?

4. MR. EGAN *to ask* THE SECRETARY FOR PUBLIC WORKS,—

(1.) Whether the Government has received any report respecting the Memorial adopted at a Public Meeting held at Moruya, praying that a Public Road be made from Moruya to Araluen?

(2.) If so, does the report approve of the necessity of such Road?

(3.) And if so, does the Government intend to carry the same into effect?

5.

5. MR. BUCHANAN *to ask* THE ATTORNEY GENERAL,—If the Government has instituted an inquiry into the nature and causes of the disastrous explosion which took place in this City on Sunday last, with a view to the discovery if any person or persons have wilfully endangered the lives of the inhabitants, by the illegal storing of explosive material; and if such be the result of any inquiry that may have been instituted, whether it is the intention of the Attorney General to proceed criminally against any person or persons so charged, without any unnecessary delay?

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Ways and Means; resumption of the Committee.
2. Supply; resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. FORLONGE to move, That the Petition presented by him on the 6th March, from the Residents in Orange and its vicinity, be printed, and referred to the Select Committee now sitting on Reserves under Crown Lands Alienation Act.
2. MR. PARKES to move, That the Petition from the Municipal Council of Kiama, presented by him on the 6th March, be printed.
3. MR. LANDALE to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Correspondence with the Right Honorable the Secretary of State for the Colonies, in relation to the Petition to Her Most Gracious Majesty the Queen, from the Inhabitants of Riverina, praying that that portion of New South Wales should be constituted a separate Colony.
4. MR. GARRETT to move, That there be laid upon the Table of this House, Copies of the Petition of Mrs. Halcrow, of Shoalhaven, to the Government, for compensation for injury done by recent floods to an allotment of land purchased from the Crown by her late husband, and all other documents in connection with this claim.

ORDERS OF THE DAY :—

1. Brands Registration Bill; to be further considered in Committee.
2. Coal Fields Regulation Act Amendment Bill; third reading.

THURSDAY, MARCH 8.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. PIDDINGTON to move for leave to bring in a Bill to declare the Standard Weight of a Bushel of Maize, Wheat, Barley, and Oats.
2. MR. PIDDINGTON to move, That the Petition presented by him on the 6th of March, from Richard Sadleir, Commander, R.N., be printed.

FRIDAY, MARCH 9.

Questions :—

1. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—What course does the Government intend to take with regard to the transfer of Conditional Purchases after the three years during which the purchasers are bound to reside thereon, has expired?
2. MR. GARRETT *to ask* THE COLONIAL TREASURER,—What course is taken with regard to the payment of interest on the balance of payments for Conditional Purchases in cases where such interest becomes payable at periods other than the end of the year?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Leases and Sales of Settled Estates Facilitation Bill; second reading.
2. Removal of Restrictions upon Distillation Bill; second reading.
3. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.
4. Resumption of the Adjourned Debate on the motion of Mr. Lucas, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this City, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause the earliest practicable survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
5. Partnership Amendment Bill; second reading.
6. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.

7. Exchange of Land Scots Church Sydney Legalizing Bill (*as amended in Select Committee*); second reading.
8. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 - (2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—
Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."
9. Advances to Agents intrusted with Goods Bill; second reading.
10. Parramatta River Steam Company's Bill; consideration in Committee of the Legislative Council's Amendment.
11. Prison Discipline Bill; second reading.

NOTICES OF MOTION:—

1. MR. MANTON to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the next Supplementary Estimates, a sum not exceeding £650, for the construction of a Bridge over the creek known as "Mammy Johnson's Creek," on the main line of road from Raymond Terrace to the Manning River.
2. MR. MORRICE to move, That there be laid upon the Table of this House, a Return, shewing the number of Alpacas first purchased by the Government; the number which died in that year, and the increase during the same period; also, the increase and decrease in each year up to 1st January, 1866, and number now alive.

TUESDAY, MARCH 13.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions:—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of, our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
2. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.
3. MR. FORSTER to move,—
 - (1.) That this House is of opinion, That in order to promote economy in the Public Expenditure, as well as to afford facilities for the employment of Colonial Steamers in the carriage of Ocean Mails, by such modification of existing or intended arrangements for that purpose as may obviate the undue preference for British Steamers which appears to have arisen thereby, the subsidies granted for that purpose by the Legislature of this Colony should, in future, be confined to an equivalent to the carriage of Mails, and tenders for any such service be invited publicly in this Colony.
 - (2.) That consequently this House is further of opinion, That the vote arrived at by this House last Session, on 20th April, 1865, in favor of steam communication by way of Panama, be rescinded.
 - (3.) That an Address be presented to His Excellency the Governor embodying the substance of the foregoing Resolutions.

4. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence that may have taken place by private persons with the Senate of the University of Sydney on the practice of *Coaching* in the University;— As also, that His Excellency will be pleased to direct information to be communicated to the House on the following particulars :—
- (1.) Whether there are any functionaries or employés of the University engaged in the practice of *Coaching* at the present time.
 - (2.) Whether there has been any, and if so, what applications have been made to the Senate of the University for dispensations from attending the University Lectures; and on what grounds such applications have either been conceded or declined, respectively.
5. MR. CUMMINGS to move, That, in the opinion of this House, it is the duty of the Government to at once call for tenders for the construction of the Great Western Line of Railroad to the Town of Bathurst, and the Government should make it one of the conditions with the contracting party to commence work at the Bathurst end of said Line, as well as a continuation from No. 4 contract.
6. MR. LLOYD to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Papers having reference to the dismissal of Mr. Surveyor Flide from the Public Service.

FRIDAY, MARCH 16.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Verdicts Amendment Bill; second reading.
2. State Aid to Religion:—Consideration, in Committee of the Whole, of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.

TUESDAY, MARCH 20.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffectual.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.



New South Wales.

No. 50.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 7 MARCH, 1866.

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

Questions on Notice Paper for to-day:—

- (1.) James Graves, late Sergeant in the Gold Guard:—Mr. Driver asked the Colonial Secretary, pursuant to Notice No. 1,—

(1.) Why the item of £748 19s. placed upon the Supplementary Estimates for the present year by the late Government, “as the difference between the pension of three shillings per diem granted from the Consolidated Revenue Fund to James Graves, late Sergeant in the Gold Guard, and that of six shillings per diem which should have been granted to him from the Police Superannuation Fund from 1st May, 1852, to 31st December, 1865,” has been withdrawn by the present Government?

(2.) Is there any objection to lay upon the Table of this House, the Papers and Correspondence upon this subject?

Mr. Parkes answered,—

(1.) In answer to the question just asked by the Honorable Member, I beg to say that the item of £748 19s. referred to by the Honorable Member's question was withdrawn from the Supplementary Estimates on the representation of the Inspector General of Police, that Graves, at the time of his accident, received a liberal pension according to the rules of the Service then in force; and that the Police Superannuation Fund could not be properly charged with the proposed pension of 6s. per diem. The papers relating to Graves's case are voluminous and conflicting. A report of the Police Pension Board, signed by Mr. Fosberry, Captain Scott, and Mr. Morrisct, who inquired very fully into the subject, is entirely unfavourable to the validity of the claims set up on behalf of Graves. A minute of the Colonial Secretary, Mr. Forster, dated January 31, 1865, says the sum was placed on the Estimates by him, “leaving it to the House to determine, or to express an opinion whether Graves should get the difference at all; and if so, from what fund it should be paid.”

(2.) I have no objection to lay the papers on the Table of the House.

- (2.) Resignation of Magistrates, Kempsey—*Re* Thomas Armitage Salmon:—Mr. Forster asked the Attorney General, pursuant to Notice No. 2,—

(1.) What steps have been, or are intended to be, taken by the Government to remedy the public inconvenience caused by the resignation of three resident Magistrates, at or near Kempsey, Macleay River, namely, Messrs. Kemp, Chapman, and Rudder, in consequence of the refusal of the Government to make provision for compensation for the costs of the Prohibition recently granted by the Supreme Court against a decision of the said Magistrates in the case of Thomas Armitage Salmon?

(2.) What course has been, or is intended to be pursued, by the Government with reference to the Constable Fairweather, for his alleged ill-treatment of Mrs. Salmon, in the matter above referred to?

Mr. Martin answered,—I have not been informed of any inconvenience that has been caused by the resignation of Messrs. Kemp, Chapman, and Rudder, though I think it extremely likely that such resignation will cause inconvenience to the public. If so the Government will endeavour to remedy such inconvenience by placing other gentlemen, at or near Kempsey, in the Commission of the Peace, if gentlemen properly qualified can be found willing to accept such a position. The alleged ill-treatment of Mrs. Salmon was charged, not against Constable Fairweather, but against Constable Scott. By letter dated 3rd March, 1865, Messrs.

Kemp

Kemp and Rudder called the attention of the Inspector General of Police to the charges made against Constable Scott, and suggested the propriety of an inquiry into his conduct. By letter dated the 25th March, 1865, the Inspector General of Police stated to the Bench of Magistrates at Kempsey, that he did not think there was any reason for investigating the charges against Scott, but that he should offer no opposition to the Bench doing so under the 12th clause of the Police Act, if they thought fit to adopt that course. I am not aware that the Bench did make any such investigation. The Government do not intend to pursue any course against Constable Scott in reference to the matter in question.

- (3.) Nitro-glycerine:—Mr. Lloyd asked the Colonial Treasurer, pursuant to Notice No. 3,—Whether the Government have made, or intend to make, any communication to the Custom House authorities in England relative to the export of the Nitro-glycerine from that Country to this Colony?

Mr. Egan answered,—In reply to the Honorable Member, I beg to state that the Collector of Customs has been directed to communicate with the Board of Customs in London by the outgoing Mail, on the subject referred to in the Honorable Member's question.

- (4.) Road from Moruya to Araluen:—Mr. Egan asked the Secretary for Public Works, pursuant to Notice No. 4,—

(1.) Whether the Government has received any report respecting the Memorial adopted at a Public Meeting held at Moruya, praying that a Public Road be made from Moruya to Araluen?

(2.) If so, does the report approve of the necessity of such Road?

(3.) And if so, does the Government intend to carry the same into effect?

Mr. Byrnes answered,—

(1.) Yes.

(2.) The report states that there is considerable traffic on this Road, which is at present only passable for pack-horses, and that it would cost £4,000 to make it available for wheel vehicles.

(3.) The Road has been placed under the Department of Lands and transferred to trustees, with a recommendation that the Schedule be re-arranged so as to admit of a larger expenditure on this Road.

- (5.) Recent Disastrous Explosion in Sydney:—Mr. Buchanan asked the Attorney General, pursuant to Notice No. 5,—If the Government has instituted an inquiry into the nature and causes of the disastrous explosion which took place in this City on Sunday last, with a view to the discovery if any person or persons have wilfully endangered the lives of the inhabitants, by the illegal storing of explosive material; and if such be the result of any inquiry that may have been instituted, whether it is the intention of the Attorney General to proceed criminally against any person or persons so charged, without any unnecessary delay?

Mr. Martin answered,—Steps have been taken by the Government to have the matter referred to in the Honorable Member's question inquired into. I have heard of no loss of life in connection with this explosion, or that any crime has been committed by any one.

2. Papers:—

(1.) Mr. Wilson laid upon the Table, Schedule, shewing classification and proposed distribution for 1866, of Subordinate Roads of New South Wales.

Ordered to be printed.

(2.) Mr. Byrnes laid upon the Table, Schedule, shewing classification and proposed distribution for 1866, of Subordinate Roads of New South Wales, under the Department of Public Works, Road Branch, provided for on Estimates for 1866.

Ordered to be printed.

3. Lands Reserved in the District of Wellington (*Formal Motion*):—Mr. Forlonge moved pursuant to Notice, That the Petition presented by him on the 6th March, from the Residents in Orange and its vicinity, be printed, and referred to the Select Committee now sitting on Reserves under Crown Lands Alienation Act.

Question put and passed.

Ordered to be printed and referred accordingly.

4. Municipalities (*Formal Motion*):—Mr. Parkes moved, pursuant to Notice, That the Petition from the Municipal Council of Kiama, presented by him on the 6th March, be printed.

Question put and passed.

Ordered to be printed.

5. Riverina (*Formal Motion*):—Mr. Landale moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Correspondence with the Right Honorable the Secretary of State for the Colonies, in relation to the Petition to Her Most Gracious Majesty the Queen, from the Inhabitants of Riverina, praying that that portion of New South Wales should be constituted a separate Colony.

Question put and passed.

6. Mrs. Halcrow (*Formal Motion*):—Mr. Garrett moved, pursuant to Notice, That there be laid upon the Table of this House, Copies of the Petition of Mrs. Halcrow, of Shoalhaven, to the Government, for compensation for injury done by recent floods to an allotment of land purchased from the Crown by her late husband, and all other documents in connection with this claim.

Question put and passed.

7. Coal Fields Regulation Act Amendment Bill (*"Formal" Order of the Day*), on motion of Mr. Tighe, read a third time and *passed*.

Mr. Tighe then moved, That the Title of this Bill be "*An Act for the better recovery of Coal Miners Wages and to amend the Coal Fields Regulation Act of 1862.*"

Question put and passed.

Whereupon, Mr. Tighe moved, That this Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act for the better recovery of Coal Miners Wages and to amend the Coal Fields Regulation Act of 1862.*" presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 7th March, 1866.*

Speaker.

Question put and passed.

8. Postponement:—The Order of the Day for the resumption of the Committee of Ways and Means postponed, on motion of Mr. Eagar, until to-morrow.

9. Supply:—The Order of the Day for the resumption of the Committee of Supply having been read,—Mr. Eagar moved, "That" the Speaker do now leave the Chair.

Debate ensued.

Mr. Forster moved, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words,—"*this House is of opinion that, with a view to uniformity, and to more thorough and systematic reduction of the Public Expenditure, the Estimates of Expenditure now before the House ought to be withdrawn, and re-submitted in a more economical form.*"

Debate continued.

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

Original Question then put and passed.

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee having continued to sit till after Midnight;—

THURSDAY, 8 MARCH, 1866, A.M.

The Chairman obtained leave to sit again, and reported that the Committee had come to some Resolutions.

Ordered, on motion of the Chairman, that the said Resolutions be received to-morrow.

The House adjourned, on motion of Mr. Martin, at eight minutes after Twelve o'clock A.M., until Three o'clock P.M., This Day.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, MARCH 8.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Ways and Means; resumption of the Committee.
2. Supply; resumption of the Committee.
3. Supply; reception of Resolutions from Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. PIDDINGTON to move for leave to bring in a Bill to declare the Standard Weight of a Bushel of Maize, Wheat, Barley, and Oats.
2. MR. PIDDINGTON to move, That the Petition presented by him on the 6th of March, from Richard Sadleir, Commander, R.N., be printed.
3. MR. GARRETT to move, That the Resolution agreed to on the 6th March, with reference to the reduction of Timber License Fees, be communicated by Address to His Excellency the Governor.

ORDER OF THE DAY:—

1. Brands Registration Bill; to be further considered in Committee.

FRIDAY,

FRIDAY, MARCH 9.

Questions :—

1. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—What course does the Government intend to take with regard to the transfer of Conditional Purchases after the three years during which the purchasers are bound to reside thereon has expired?
2. MR. GARRETT *to ask* THE COLONIAL TREASURER,—What course is taken with regard to the payment of interest on the balance of payments for Conditional Purchases in cases where such interest becomes payable at periods other than the end of the year?
3. MR. LUCAS *to ask* THE SECRETARY FOR LANDS,—Whether the statement in the *Empire* of 7th instant is correct—that certain squatters have been permitted to exercise extensive Pre-emptive Rights, on the water frontages of the Murrumbidgee and other rivers, in respect of stations or blocks of country held by them at a distance from such rivers; if so, to what extent has this practice been carried, and under whose authority has it taken place?
4. MR. ROBERTS *to ask* THE COLONIAL SECRETARY,—
 - (1.) If Mr. Sheppard, a Contractor for Supplies to Berrima Gaol, has been paid for the last two months' Supplies?
 - (2.) If not, on what account has payment been withheld?
 - (3.) Who is the Contractor for the supply of Wood and Water to Police Establishment, Berrima?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Leases and Sales of Settled Estates Facilitation Bill; second reading.
2. Removal of Restrictions upon Distillation Bill; second reading.
3. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burraborang.
4. Resumption of the Adjourned Debate on the motion of Mr. Lucas, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this City, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause the earliest practicable survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
5. Partnership Amendment Bill; second reading.
6. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
7. Exchange of Land Scots Church Sydney Legalizing Bill (*as amended in Select Committee*); second reading.
8. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 - (2.) That such Committee consist of the following Members, namely :—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—

Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."
9. Advances to Agents intrusted with Goods Bill; second reading.
10. Parramatta River Steam Company's Bill; consideration in Committee of the Legislative Council's Amendment.
11. Prison Discipline Bill; second reading.

NOTICES OF MOTION :—

1. MR. MANTON *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the next Supplementary Estimates, a sum not exceeding £650, for the construction of a Bridge over the creek known as "Mammy Johnson's Creek," on the main line of road from Raymond Terrace to the Manning River.
2. MR. MORRICE *to move*, That there be laid upon the Table of this House, a Return, shewing the number of Alpacas first purchased by the Government; the number which died in that year, and the increase during the same period; also, the increase and decrease in each year up to 1st January, 1866, and number now alive.

TUESDAY,

TUESDAY, MARCH 13.

Question :—

1. MR. FORSTER to ask THE SECRETARY FOR LANDS,—
 - (1.) Has the attention of the Government been called to, or have they any information regarding, "the numerous wrongful Pre-emptive Rights which," as stated in the *Empire* newspaper of March 7, "certain influential squatters were permitted to exercise during the last few weeks of Mr. Cowper's tenure of office"?
 - (2.) Is it true that such "influential squatters" have been so permitted to exercise "numerous wrongful Pre-emptive Rights," or, as stated on the same authority, that "extensive illegal and dishonest pre-emptions" have been granted, and hitherto "kept in the background"?
 - (3.) If so, what are the names of such "influential squatters," to what extent have such "wrongful Pre-emptive Rights" been exercised by each, and what steps have been, or are intended to be, taken by the Government to defeat the alleged illegality and dishonesty, and to maintain the public rights and interests?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places ; to inquire into the character and approximate extent of our Mineral Resources ; the best means of developing the same ; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands ; to inquire generally into the present condition and prospects of the mining interests of New South Wales ; with power to send for persons and papers ; to take evidence ; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
2. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.
3. MR. FORSTER to move,—
 - (1.) That this House is of opinion, That in order to promote economy in the Public Expenditure, as well as to afford facilities for the employment of Colonial Steamers in the carriage of Ocean Mails, by such modification of existing or intended arrangements for that purpose as may obviate the undue preference for British Steamers which appears to have arisen thereby, the subsidies granted for that purpose by the Legislature of this Colony should, in future, be confined to an equivalent to the carriage of Mails, and tenders for any such service be invited publicly in this Colony.
 - (2.) That consequently this House is further of opinion, That the vote arrived at by this House last Session, on 20th April, 1865, in favor of steam communication by way of Panama, be rescinded.
 - (3.) That an Address be presented to His Excellency the Governor embodying the substance of the foregoing Resolutions.
4. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence that may have taken place by private persons with the Senate of the University of Sydney on the practice of *Coaching* in the University ;— As also, that His Excellency will be pleased to direct information to be communicated to the House on the following particulars :—
 - (1.) Whether there are any functionaries or employés of the University engaged in the practice of *Coaching* at the present time.
 - (2.) Whether there has been any, and if so, what applications have been made to the Senate of the University for dispensations from attending the University Lectures ; and on what grounds such applications have either been conceded or declined, respectively.
5. MR. CUMMINGS to move, That, in the opinion of this House, it is the duty of the Government to at once call for tenders for the construction of the Great Western Line of Railroad to the Town of Bathurst, and the Government should make it one of the conditions with the contracting party to commence work at the Bathurst end of said Line, as well as a continuation from No. 4 contract.
6. MR. LLOYD to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Papers having reference to the dismissal of Mr. Surveyor Flide from the Public Service.

7. MR. COWPER to move for leave to bring in a Bill to repeal the Act 27 Vict., No. 7, intituled an Act to render Newspapers liable to Postage.
8. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, £2,000 as compensation to Mrs. Caroline Chisholm for services rendered to this Colony.

FRIDAY, MARCH 16.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Verdicts Amendment Bill; second reading.
2. State Aid to Religion:—Consideration, in Committee of the Whole, of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.

TUESDAY, MARCH 20.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.

New South Wales.

No. 51.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 8 MARCH, 1866.

1. The House met pursuant to adjournment; the Speaker took the Chair.
 Dog Bill:—The Speaker reported the following Message (received yesterday) from the Legislative Council:—
 MR. SPEAKER,
 The Legislative Council having this day passed a Bill, intituled, "*An Act to prohibit the use of Dogs for the purposes of draught,*" presents the same to the Legislative Assembly, for its concurrence.
 Legislative Council Chamber, T. A. MURRAY,
 Sydney, 7 March, 1866. President.
- Bill, on motion of Mr. Josephson, read a first time.
 Ordered to be printed, and read a second time to-morrow.
2. Standard Weight of Maize Wheat Barley and Oats Bill ("*Formal*" Motion):—
 Mr. Piddington moved, pursuant to Notice, for leave to bring in a Bill to declare the Standard Weight of a Bushel of Maize Wheat Barley and Oats.
 Question put and passed.
3. Motion Withdrawn:—Mr. Garrett withdrew the Motion standing in his name, No. 3 on the Notice Paper for to-day.
4. Postponement:—The Order of the Day for the resumption of the Committee of Ways and Means postponed, on motion of Mr. Eagar, until Wednesday next.
5. Supply:—The Order of the Day for the resumption of the Committee of Supply having been read,—on motion of Mr. Eagar the Speaker left the Chair, and the House resolved itself into the said Committee.
 The Chairman obtained leave to sit again, and reported that the Committee had come to some Resolutions.
 Ordered, on motion of the Chairman, that the said Resolutions be received on Wednesday next.
6. Postponement:—The Order of the Day No. 3 of Government Business postponed, on motion of Mr. Eagar, until Wednesday next.
 The House adjourned, on motion of Mr. Martin, at one minute before Midnight, until To-morrow, at Three o'clock P.M.

W. M. ARNOLD,
 Speaker.

NOTICES

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

FRIDAY, MARCH 9.

Questions :—

1. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—What course does the Government intend to take with regard to the transfer of Conditional Purchases after the three years during which the purchasers are bound to reside thereon has expired?
2. MR. GARRETT *to ask* THE COLONIAL TREASURER,—What course is taken with regard to the payment of interest on the balance of payments for Conditional Purchases in cases where such interest becomes payable at periods other than the end of the year?
3. MR. LUCAS *to ask* THE SECRETARY FOR LANDS,—Whether the statement in the *Empire* of 7th instant is correct—that certain squatters have been permitted to exercise extensive Pre-emptive Rights, on the water frontages of the Murrumbidgee and other rivers, in respect of stations or blocks of country held by them at a distance from such rivers; if so, to what extent has this practice been carried, and under whose authority has it taken place?
4. MR. ROBERTS *to ask* THE COLONIAL SECRETARY,—
 - (1.) If Mr. Sheppard, a Contractor for Supplies to Berrima Gaol, has been paid for the last two months' Supplies?
 - (2.) If not, on what account has payment been withheld?
 - (3.) Who is the Contractor for the supply of Wood and Water to Police Establishment, Berrima?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Leases and Sales of Settled Estates Facilitation Bill; second reading.
2. Removal of Restrictions upon Distillation Bill; second reading.
3. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.
4. Resumption of the Adjourned Debate on the motion of Mr. Lucas, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this City, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause the earliest practicable survey to be made of the countries between Goulburn and the Murrumbidgee River, and also between Bathurst and the Murrumbidgee River, with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River.
5. Partnership Amendment Bill; second reading.
6. Funds for Denominational Education; consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1865, the sum of £2,500 to supplement the vote for Denominational Schools; also, that he will be pleased to cause to be placed on the Supplementary Estimates for 1866, £10,000 in addition to the sum proposed to be voted for Denominational Education.
7. Exchange of Land Scots Church Sydney Legalizing Bill (*as amended in Select Committee*); second reading.
8. Resumption of the adjourned Debate on the Motion of Mr. Forster,—
 - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.
 - (2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—

Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House."
9. Advances to Agents intrusted with Goods Bill; second reading.
10. Parramatta River Steam Company's Bill; consideration in Committee of the Legislative Council's Amendment.
11. Prison Discipline Bill; second reading.
12. Dog Bill; second reading.
13. Brands Registration Bill; to be further considered in Committee.

NOTICES OF MOTION:—

1. MR. MANTON to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the next Supplementary Estimates, a sum not exceeding £650, for the construction of a Bridge over the creek known as "Mammy Johnson's Creek," on the main line of road from Raymond Terrace to the Manning River.
2. MR. MORRICE to move, That there be laid upon the Table of this House, a Return, shewing the number of Alpacas first purchased by the Government; the number which died in that year, and the increase during the same period; also, the increase and decrease in each year up to 1st January, 1866, and number now alive.
3. MR. PIDDINGTON to move, That the Petition presented by him on the 6th of March, from Richard Sadleir, Commander, R.N., be printed.

TUESDAY, MARCH 13.

Question:—

1. MR. FORSTER to ask THE SECRETARY FOR LANDS,—
 - (1.) Has the attention of the Government been called to, or have they any information regarding, "the numerous wrongful Pre-emptive Rights which," as stated in the *Empire* newspaper of March 7, "certain influential squatters were permitted to exercise during the last few weeks of Mr. Cowper's tenure of office"?
 - (2.) Is it true that such "influential squatters" have been so permitted to exercise "numerous wrongful Pre-emptive Rights," or, as stated on the same authority, that "extensive illegal and dishonest pre-emptions" have been granted, and hitherto "kept in the background"?
 - (3.) If so, what are the names of such "influential squatters," to what extent have such "wrongful Pre-emptive Rights" been exercised by each, and what steps have been, or are intended to be, taken by the Government to defeat the alleged illegality and dishonesty, and to maintain the public rights and interests?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions:—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
2. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.
3. MR. FORSTER to move,—
 - (1.) That this House is of opinion, That in order to promote economy in the Public Expenditure, as well as to afford facilities for the employment of Colonial Steamers in the carriage of Ocean Mails, by such modification of existing or intended arrangements for that purpose as may obviate the undue preference for British Steamers which appears to have arisen thereby, the subsidies granted for that purpose by the Legislature of this Colony should, in future, be confined to an equivalent to the carriage of Mails, and tenders for any such service be invited publicly in this Colony.
 - (2.) That consequently this House is further of opinion, That the vote arrived at by this House last Session, on 20th April, 1865, in favor of steam communication by way of Panama, be rescinded.
 - (3.) That an Address be presented to His Excellency the Governor embodying the substance of the foregoing Resolutions.
4. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence that may have taken place by private persons with the Senate of the University of Sydney on the practice of *Coaching* in the University;—As also, that His Excellency will be pleased to direct information to be communicated to the House on the following particulars:—
 - (1.) Whether there are any functionaries or employés of the University engaged in the practice of *Coaching* at the present time.
 - (2.)

- (2.) Whether there has been any, and if so, what applications have been made to the Senate of the University for dispensations from attending the University Lectures; and on what grounds such applications have either been conceded or declined, respectively.
5. MR. CUMMINGS to move, That, in the opinion of this House, it is the duty of the Government to at once call for tenders for the construction of the Great Western Line of Railroad to the Town of Bathurst, and the Government should make it one of the conditions with the contracting party to commence work at the Bathurst end of said Line, as well as a continuation from No. 4 contract.
 6. MR. LLOYD to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Papers having reference to the dismissal of Mr. Surveyor Flide from the Public Service.
 7. MR. COWPER to move for leave to bring in a Bill to repeal the Act 27 Vict., No. 7, intituled an Act to render Newspapers liable to Postage.
 8. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, £2,000 as compensation to Mrs. Caroline Chisholm for services rendered to this Colony.

WEDNESDAY, MARCH 14.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Ways and Means; resumption of the Committee.
2. Supply; resumption of the Committee.
3. Supply; reception of Resolutions from Committee (ordered, on 5th March, A.M., and 5th March, P.M., to be received.)

FRIDAY, MARCH 16.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Verdicts Amendment Bill; second reading.
2. State Aid to Religion:—Consideration, in Committee of the Whole, of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.

TUESDAY, MARCH 20.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
2. MR. GARRETT to move, That the Resolution agreed to on the 6th March, with reference to the reduction of Timber License Fees, be communicated by Address to His Excellency the Governor.

New South Wales.

No. 52.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 9 MARCH, 1866.

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

Questions on Notice Paper for to-day :—

- (1.) Conditional Purchases :—

(1.) Mr. Garrett asked the Secretary for Lands, pursuant to Notice No. 1,—What course does the Government intend to take with regard to the transfer of Conditional Purchases after the three years during which the purchasers are bound to reside thereon have expired?

Mr. Wilson answered,—By the 18th section of the Crown Lands Alienation Act of 1861, at the expiration of three years from the date of Conditional Purchase, or in three months thereafter, the balance of the purchase money is to be tendered, with a declaration that the law as to improvements and occupation has been complied with. On the Minister being satisfied as to such compliance, and on payment of the balance, a grant is to issue. In such a case no consent from the Government to a transfer is necessary. By the same section, however, it is provided that the payment of the balance may be deferred from year to year on payment of interest. In cases in which payment shall be so deferred, the Government, as at present advised, do not think that they can object to any transfer during the period for which such payments may be so deferred, provided the person transferring in each case shall have been twelve months in *bonâ fide* occupation.

(2.) Mr. Garrett asked the Colonial Treasurer, pursuant to Notice No. 2,—What course is taken with regard to the payment of interest on the balance of payments for Conditional Purchases in cases where such interest becomes payable at periods other than the end of the year?

Mr. Eagar answered,—The course taken is, that in such cases the interest is charged, not for the whole year, but for the remaining or broken part of this year ending 31st December, as explained in the Treasury Notice of 26th ultimo, respecting payments on account of "Conditional Purchases made in 1862," sections 1 and 2.

Mr. Lucas withdrew the Question standing in his name, No. 3.

- (2.) Mr. Sheppard, Contractor, Berrima:—Mr. Roberts asked the Colonial Secretary, pursuant to Notice No. 4,—

(1.) If Mr. Sheppard, a Contractor for Supplies to Berrima Gaol, has been paid for the last two months' Supplies?

(2.) If not, on what account has payment been withheld?

(3.) Who is the Contractor for the supply of Wood and Water to Police Establishment, Berrima?

Mr. Eagar answered,—

(1 and 2.) Mr. Sheppard's account for supplies in January was returned to the Treasury, from the Sheriff's Office, on the 3rd, and paid on the 6th instant. The account for supplies in February has not yet been received in the Treasury. On reference to the Sheriff's Office yesterday, the answer returned was:—"J. Sheppard's February account only just come to hand; will be forwarded "immediately after examination."

(3.) Mr. Sheppard is the Contractor for the supply referred to, since 1st January, 1866.

2. Alpacas (*"Formal" Motion*):—Mr. Morrice moved, pursuant to Notice, That there be laid upon the Table of this House, a Return, shewing the number of Alpacas first purchased by the Government; the number which died in that year, and the increase during the same period; also, the increase and decrease in each year up to 1st January, 1866, and number now alive.
Question put and passed.
3. Postponement:—The Order of the Day No. 1 postponed, on motion of Mr. Martin, until this day three weeks.
4. Removal of Restrictions upon Distillation Bill:—Mr. Forster moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 16.

Mr. Garrett,	Mr. Dignam,
Mr. Buchanan,	Mr. Morrice,
Mr. Lucas,	Mr. Hannell,
Mr. Cummings,	<i>Tellers.</i>
Mr. Mate,	Mr. Sutherland,
Mr. Cunneen,	Mr. Farnell.
Mr. Tunks,	
Mr. Forster,	
Mr. Terry,	
Mr. Oatley,	
Mr. Donnelly,	

Noes, 19.

Mr. Cowper,	Mr. Macleay,
Mr. Eagar,	Mr. Alexander,
Mr. Martin,	Mr. Hurley,
Mr. Byrnes,	Dr. Lang,
Mr. Wilson,	Mr. Isaacs,
Mr. Parkes,	Mr. Forlonge,
Mr. Osborne,	<i>Tellers.</i>
Mr. Tighe,	
Mr. Dodds,	Mr. Egan,
Mr. Cooper,	Mr. Roberts.
Mr. Graham,	

Whereupon, Order of the Day for the second reading of this Bill, and Bill also, discharged, on motion of Mr. Eagar.

5. Proposed Road to Burragorang:—On motion of Mr. Morrice, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burragorang.
The Chairman reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, That the said Resolution be received on Tuesday next.
6. Railway Extension:—The adjourned Debate on the motion of Mr. Lucas, That, in the opinion of this House, it is absolutely necessary to the present and future welfare of this Colony, that cheap and expeditious transit should be provided to open up, develop, and draw to this City, the vast agricultural, mineral, and pastoral resources of New South Wales; that a large and immediate extension of Railways should be effected; and that, having these objects in view, the Government should cause the earliest practicable survey to be made of the countries between Goulburn and the Murrumbidgee River, "and also between Bathurst and the Murrumbidgee River," with the view of determining upon the most desirable route for a main trunk line of Railway between Sydney and that River,—resumed. Mr. Sutherland moved, That the Question be amended by omitting the words "and also between Bathurst and the Murrumbidgee River."
Debate continued.
Question,—That the words proposed to be omitted stand part of the Question,—put and passed.
Original Question then put.
The House divided.

Ayes, 20.

Mr. Martin,	Mr. Wilson,
Mr. Eagar,	Mr. Isaacs,
Mr. Byrnes,	Mr. Roberts,
Mr. Parkes,	Mr. Tunks,
Mr. Driver,	Mr. Mate,
Mr. Hart,	Mr. Morrice,
Mr. Donnelly,	Mr. Graham,
Mr. Hurley,	<i>Tellers.</i>
Mr. Macleay,	Mr. Cummings.
Mr. Sutherland,	Mr. Lucas.
Dr. Lang,	

Noes, 16.

Mr. Josephson,	Mr. Cunneen,
Mr. Hannell,	Mr. Gordon,
Mr. Forlonge,	Mr. Garrett,
Mr. Forster,	<i>Tellers.</i>
Mr. Lee,	
Mr. Oatley,	Mr. Egan,
Mr. White,	Mr. Buchanan.
Mr. Piddington,	
Mr. Landale,	
Mr. Dodds,	
Mr. Terry,	

7. Postponement:—The Order of the Day No. 5 postponed, on motion of Mr. Garrett, until this day week.
8. Funds for Denominational Education:—The Order of the Day on this subject, No. 6, discharged, on motion of Mr. White.
9. Postponement:—The Order of the Day No. 7 postponed, on motion of Dr. Lang, until Tuesday next.
10. Proposed Amendments in Electoral Act of 1858:—The Order of the Day for the resumption of the adjourned Debate, on the motion of Mr. Forster,—
(1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of "increasing" the number of Members of this "House", in accordance with the 3rd Section of the Act 22 Vic., No. 20, commonly known as the Electoral Act of 1858, with a view to fill up the vacancy caused by the separation of Queensland, to alter the Electoral Representation, and to correct certain anomalies and inconveniences of the existing system, by

by the addition of eight new Members, by distribution of the same among such portions of the population as are least fairly represented at present, and by the construction of new, or division of existing, Electoral Districts, as may be required.

(2.) That such Committee consist of the following Members, namely:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—

Upon which Mr. Martin had moved, That the Question be amended in section (1) by substituting for the word "increasing" the word "altering," and by omitting all the words of the section after the word "House,"—having been read,—
Proposed Amendment by leave withdrawn.

And Question, *as amended with the concurrence of the House*,—

(1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the expediency of altering the number of Members of this House, and correcting certain anomalies and inconveniences of the existing system of representation, by the construction of new, or division of existing Electoral Districts, if required.

(2.) That such Committee consist of the following Members, viz.:—Mr. Cowper, Mr. Egan, Mr. Farnell, Mr. Laycock, Mr. Macleay, Mr. Macpherson, Mr. Roberts, Mr. Tighe, Mr. Tunks, and the Mover,—put and passed.

11. Postponement:—The Order of the Day No. 9 postponed, on motion of Mr. Hart, until Friday next.

12. Parramatta River Steam Company's Bill:—On motion of Mr. Tunks, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendment made by the Legislative Council in this Bill. The Chairman having reported that the Committee had agreed to the said Amendment, the House adopted the Report, and ordered, on motion of Mr. Tunks, that the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendment made by the Legislative Council in the Bill, intituled, "*An Act to incorporate 'The Parramatta River Steam Company.'*"

*Legislative Assembly Chamber,
Sydney, 9th March, 1866.*

Speaker.

13. Postponement:—The Order of the Day No. 11 postponed, on motion of Mr. Garrett, until Friday next.

14. Dog Bill:—Mr. Josephson moved, That this Bill be now read a second time.

Question put.

The House divided.

Ayes, 18.		Noes, 8.
Mr. Martin,	Mr. Forlonge,	Mr. Terry,
Mr. Eagar,	Mr. Graham,	Mr. Cummings,
Mr. Byrnes,	Mr. Sutherland,	Mr. Forster,
Mr. Parkes,	Mr. Macleay,	Mr. Farnell,
Mr. Hannell,	Mr. Isaacs,	Mr. Morrice,
Mr. Driver,	Mr. Garrett,	Mr. Gunneen,
Mr. Lucas,		
Mr. Mate,	<i>Tellers.</i>	<i>Tellers.</i>
Mr. Hurley,	Mr. Josephson,	Mr. Tunks,
Mr. White,	Mr. Hart,	Mr. Donnelly.

Bill thereupon read a second time.

Whereupon, on motion of Mr. Josephson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.

The Chairman reported that it was discovered on Division that there was not a Quorum present in the Committee.

Whereupon the Speaker counted the House; and, there being a Quorum present, the Committee resumed.

The Chairman having reported the Bill with Amendments, *and with an amendment in the Title*, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for Tuesday next.

15. Postponement:—The Order of the Day No. 13 postponed, on motion of Mr. Wilson, until Wednesday next.

The House adjourned, on motion of Mr. Martin, at nineteen minutes after Ten o'clock, until Tuesday next, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, MARCH 13.

Questions :—

1. MR. FORSTER to ask THE SECRETARY FOR LANDS,—
 - (1.) Has the attention of the Government been called to, or have they any information regarding, “the numerous wrongful Pre-emptive Rights which,” as stated in the *Empire* newspaper of March 7, “certain influential squatters were permitted to exercise during the last few weeks of Mr. Cowper’s tenure of office”?
 - (2.) Is it true that such “influential squatters” have been so permitted to exercise “numerous wrongful Pre-emptive Rights,” or, as stated on the same authority, that “extensive illegal and dishonest pre-emptions” have been granted, and hitherto “kept in the background”?
 - (3.) If so, what are the names of such “influential squatters,” to what extent have such “wrongful Pre-emptive Rights” been exercised by each, and what steps have been, or are intended to be, taken by the Government to defeat the alleged illegality and dishonesty, and to maintain the public rights and interests?
2. MR. LUCAS to ask THE SECRETARY FOR LANDS,—
 - (1.) Whether the statement in the *Empire* of the 7th instant is correct, viz., That the squatters have been permitted to exercise their Pre-emptive Right otherwise than in the proportion of one portion to each area of twenty-five square miles that their run contains?
 - (2.) If so, by whose authority, and to what extent?
 - (3.) The names of the Applicants; the names and situation of the runs?
3. MR. BUCHANAN to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Who is the Contractor whose tender has been accepted for finishing the Museum?
 - (2.) What was the amount of his tender?
 - (3.) Was the accepted tender the lowest that offered.
4. MR. BUCHANAN to ask THE ATTORNEY GENERAL,—On how many occasions, and for what period on each occasion, has the Police Magistrate of Wollombi obtained leave of absence from duty during the year 1865, and also, if he is at present absent from his duties on leave?
5. MR. RYAN to ask THE SECRETARY FOR PUBLIC WORKS,—Whether it is the intention of the Government to carry into effect the resolution which this House arrived at on the 4th of September, 1863, with reference to Members of Parliament travelling by Railway free of charge?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DONNELLY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the following Resolutions :—
 - (1.) That, in order to promote the general prosperity of the Colony, it is desirable that greater facilities than those already existing should be extended towards the development of its Mineral Resources.
 - (2.) That, having the principle contained in the foregoing Resolution in view, and to expedite the carrying out of the same, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in the first Resolution.
 - (3.) That an Address be presented to the Governor embodying the foregoing Resolutions, and praying that His Excellency will cause to be placed upon the Supplementary Estimates for 1866, a sum not exceeding £1,000, for the purpose of defraying the necessary outlay of the therein-mentioned Commission of Inquiry.
2. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.
3. MR. FORSTER to move,—
 - (1.) That this House is of opinion, That in order to promote economy in the Public Expenditure, as well as to afford facilities for the employment of Colonial Steamers in the carriage of Ocean Mails, by such modification of existing or intended arrangements for that purpose as may obviate the undue preference for British Steamers which appears to have arisen thereby, the subsidies granted for that purpose by the Legislature of this Colony should, in future, be confined to an equivalent to the carriage of Mails, and tenders for any such service be invited publicly in this Colony.
 - (2.)

- (2.) That, consequently, this House is further of opinion, That the vote arrived at by this House last Session, on 20th April, 1865, in favor of steam communication by way of Panama, be rescinded.
- (3.) That an Address be presented to His Excellency the Governor embodying the substance of the foregoing Resolutions.
4. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence that may have taken place by private persons with the Senate of the University of Sydney on the practice of *Coaching* in the University;— As also, that His Excellency will be pleased to direct information to be communicated to the House on the following particulars:—
- (1.) Whether there are any functionaries or employés of the University engaged in the practice of *Coaching* at the present time.
- (2.) Whether there has been any, and if so, what applications have been made to the Senate of the University for dispensations from attending the University Lectures; and on what grounds such applications have either been conceded or declined, respectively.
5. MR. CUMMINGS to move, That, in the opinion of this House, it is the duty of the Government to at once call for tenders for the construction of the Great Western Line of Railroad to the Town of Bathurst, and the Government should make it one of the conditions with the contracting party to commence work at the Bathurst end of said Line, as well as a continuation from No. 4 contract.
6. MR. LLOYD to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Papers having reference to the dismissal of Mr. Surveyor Flide from the Public Service.
7. MR. COWPER to move for leave to bring in a Bill to repeal the Act 27 Vict., No. 7, intituled an Act to render Newspapers liable to Postage.
8. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, £2,000 as compensation to Mrs. Caroline Chisholm for services rendered to this Colony.

ORDERS OF THE DAY:—

1. Proposed Road to Burragorang; reception of Resolution from Committee of the Whole.
2. Exchange of Land Scots Church Sydney Legalizing Bill (*as amended in Select Committee*); second reading.
3. Dog Bill; third reading.

WEDNESDAY, MARCH 14.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Ways and Means; resumption of the Committee.
2. Supply; resumption of the Committee.
3. Supply; reception of Resolutions from Committee (ordered, on 8th March, A.M., and 8th March, P.M., to be received.)

OTHER BUSINESS—ORDER OF THE DAY:—

1. Brands Registration Bill; to be further considered in Committee.

FRIDAY, MARCH 16.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Verdicts Amendment Bill; second reading.
2. State Aid to Religion:—Consideration, in Committee of the Whole, of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
3. Partnership Amendment Bill; second reading.
4. Advances to Agents intrusted with Goods Bill; second reading.
5. Prison Discipline Bill; second reading.

TUESDAY, MARCH 20.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.

(3.)

- (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
- (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
- (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
- (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
- (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
- (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
- (9.) That no person should be permitted to vote at any election without such certificate.
- (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
- (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
2. MR. GABBETT to move, That the Resolution agreed to on the 6th March, with reference to the reduction of Timber License Fees, be communicated by Address to His Excellency the Governor.

FRIDAY, MARCH 30.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Leases and Sales of Settled Estates Facilitation Bill; second reading.

New South Wales.

No. 53.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 13 MARCH, 1866.

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

Questions on Notice Paper for to-day:—

- (1.) Pre-emptive Rights of Squatters:—

(1.) Mr. Forster asked the Secretary for Lands, pursuant to Notice No. 1,—

(1.) Has the attention of the Government been called to, or have they any information regarding, “the numerous wrongful Pre-emptive Rights which,” as stated in the *Empire* newspaper of March 7, “certain influential squatters were permitted to exercise during the last few weeks of Mr. Cowper’s tenure of office”?

(2.) Is it true that such “influential squatters” have been so permitted to exercise “numerous wrongful Pre-emptive Rights,” or, as stated on the same authority, that “extensive illegal and dishonest pre-emptions” have been granted, and hitherto “kept in the background”?

(3.) If so, what are the names of such “influential squatters,” to what extent have such “wrongful Pre-emptive Rights” been exercised by each, and what steps have been, or are intended to be, taken by the Government to defeat the alleged illegality and dishonesty, and to maintain the public rights and interests? Mr. Wilson answered,—It is no part of the duty of the Government to direct their attention to the statements made in newspapers respecting their own conduct, or the conduct of any of their predecessors. If the Honorable Member will, on his own responsibility, and without reference to any statement in a newspaper, put any question in reference to which the Government think it desirable that a public answer should be given, they will, at all times, be prepared to give the fullest information. Without intending any discourtesy to the Honorable Member, they regret that they are compelled to decline to answer the questions in the form in which he has put them.

(2.) Mr. Lucas asked the Secretary for Lands, pursuant to amended Notice No. 2,—

(1.) Is it true that the squatters have been permitted to exercise their Pre-emptive Right otherwise than in the proportion of one portion of 640 acres out of each area of twenty-five square miles that their Run contains?

(2.) If so, by whose authority, and to what extent?

(3.) The names of the Applicants; the names and situation of the Runs?

Mr. Wilson answered,—In the month of February, 1865, application was put in by the executors of the late Mr. Parnell for the exercise of certain pre-emptive rights at Tulcumbah, Liverpool Plains. On that application Mr. Robertson, my predecessor, wrote the following minute:—“I have read and considered the “minutes of the Under Secretary for Lands, the Chief Commissioner of Crown Lands, and the Deputy Surveyor General, and am disposed to think the difficulty “intended to be dealt with will best be met by the suggestion of Mr. Fitzpatrick, “to the effect that in cases of this class where the land is not taken up in blocks “of twenty-five square miles, one portion not exceeding 640 acres pre-emptive “right should be allowed for every twenty-five square miles of a Run without “reference to blocks. The regulations made immediately at the time of the passing “of the Act would seem to indicate that a principle of that kind was intended. No “public inconvenience can arise from dealing with the matter in this way, “for

“ for should land that ought not to be sold be applied for, the Surveyor General has only to point out that such is the case, and the application could be refused. I note the statement of the Chief Commissioner of Crown Lands that he ‘always foresaw the utmost difficulty in giving effect to the limitation of the pre-emptive right provided for in the present Act.’ I feel sure Mr. Moriarty must have intended to have limited his ‘always’ so as not to go back to a period anterior to the passing of the Act, for as the difficulty only arises from the intention of its framer being insufficiently stated, I feel sure that Mr. Moriarty would, if he had foreseen it, while yet in time to make the correction, have called attention to the matter. The cases may go on in accordance with this decision. Signed “ John Robertson.” The following are the only cases that I know that have been decided upon since the issuing of that minute—“ Wantabadgeri Run; belonging to Mr. Windeyer, has a frontage of nine miles to the Murrumbidgee River. Two blocks of 640 acres each, having frontage to that river of $1\frac{3}{4}$ square miles, have been alienated adjoining each other. Walla Walla, Mr. Henty’s Run, two blocks of 640 acres each, not upon any frontage, adjoining. Melool, Mr. Officer’s, blocks 640, 640, and 340, adjoining, not on frontage. Murray Downs, Mr. Officer, three blocks of 613, 617, and 513, frontage to a dry lake—two adjoining, and one separate. With exception of Melool Run, where one of the blocks lies near the boundary of the run, all the above measurements could be brought into blocks of twenty-five square miles, but not in every case to square blocks of that area. On the Warbrihan Run, Mr. Shanahan, three blocks have been measured having frontage to Edward River, adjoining each other. The appraisement was directed to be stopped when the fact appeared of its not being in accordance with the decision of Mr. Wilson. On the Perricoota Run, Messrs. Rich and Goldsborough, the appraisement had been ordered of two blocks of 640 and $584\frac{1}{2}$ acres, not upon frontage or clearly within separate blocks of twenty-five square miles, and the appraisement has been stopped pending submission. The areas of the above runs are all equal to or greater than the proportion of twenty-five square miles for each portion of the 640 acres measured. A great many applications for excessive frontage have been sent in; some have been refused, and the others are not yet dealt with.” As allusions have been made to the instructions I caused to be issued on accepting office, I will read them also. The circular is dated 3rd February, 1866, and was addressed to the surveyors who had the measurement of these pre-emptive blocks. “ With reference to the measurement of land under pre-emptive right, I have the honor to inform you that by a recent decision of the Honorable the Minister for Lands it has been determined that the provisions of the 7th section of the Crown Lands Alienation Act, which restricts that right to one portion not exceeding 640 acres, and no more, of each block of twenty-five square miles which the run may contain, must be strictly adhered to; and as regards water frontage, only one mile in five can be so taken. 2. In cases in which measurements have been carried out under the previous decision, allowing the portions to be measured with reference to the aggregate area of the Run, and not by reference to blocks of twenty-five square miles, you will, after consultation with the lessees, submit separate plans shewing the areas of the portion or portions which they may desire to retain in accordance with the conditions required by the section of the Act already referred to. Should the lessees be desirous of purchasing at auction any of the remaining blocks, you will subdivide them into suitable areas.”

(2.) Australian Museum :—Mr. Buchanan asked the Secretary for Public Works, pursuant to Notice No. 3,—

- (1.) Who is the Contractor whose tender has been accepted for finishing the Museum?
- (2.) What was the amount of his tender?
- (3.) Was the accepted tender the lowest that offered.

Mr. Byrnes answered,—

- (1.) The tender of Messrs. Brown and Grace has been accepted.
- (2.) £4,995.
- (3.) No. A tender from Alfred Usher for £4,850 was received, but it was informal, and one of the sureties proposed declined to act.

(3.) Police Magistrate, Wollombi :—Mr. Buchanan asked the Attorney General, pursuant to Notice No. 4,—On how many occasions, and for what period on each occasion, has the Police Magistrate of Wollombi obtained leave of absence from duty during the year 1865, and also, if he is at present absent from his duties on leave?

Mr. Martin answered,—The Police Magistrate at the Wollombi received one month’s leave of absence, under two minutes, in the months of March and April, 1865. He also received a month’s leave in May and a month’s leave in September in the same year. The leave appears to have been given on each occasion on the ground of illness and the necessity for obtaining medical advice, and a medical certificate accompanied each application. On the 23rd of last month he received seven days leave of absence to attend to urgent private affairs and consult his medical adviser.

Mr. Lucas, on behalf of Mr. Ryan, withdrew the Question, No. 5.

2. Paper:—Mr. Martin laid upon the Table, Return to Address, in reference to "Boiler Explosion in Waterview Bay Dry Dock," adopted by this House, on motion of Mr. Buchanan, on 20th February, 1866.
Ordered to be printed.
3. University of Sydney ("Formal" Motion):—Dr. Lang moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of any Correspondence that may have taken place by private persons with the Senate of the University of Sydney on the practice of *Coaching* in the University;—As also, that His Excellency will be pleased to direct information to be communicated to the House on the following particulars:—
(1.) Whether there are any functionaries or employés of the University engaged in the practice of *Coaching* at the present time.
(2.) Whether there has been any, and if so, what applications have been made to the Senate of the University for dispensations from attending the University Lectures; and on what grounds such applications have either been conceded or declined, respectively.
Question put and passed.
4. Mr. Surveyor Flide ("Formal" Motion):—Mr. Lloyd moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Papers having reference to the dismissal of Mr. Surveyor Flide from the Public Service.
Question put and passed.
5. Development of Mineral Resources of the Colony:—Mr. Donnelly moved, pursuant to amended Notice,—
(1.) That in the opinion of this House, it is necessary that a Commission of Inquiry should be at once appointed for the purpose of visiting the various Gold Fields and other necessary places; to inquire into the character and approximate extent of our Mineral Resources; the best means of developing the same; to define the duties and powers of the Gold Commissioners and other officials having administrative powers in connection with mineral lands; to inquire generally into the present condition and prospects of the mining interests of New South Wales; with power to send for persons and papers; to take evidence; and to perform such other acts as may be required, in order to obtain all accessible data upon which to base legislation suitable for properly carrying out the object contemplated in this Resolution.
(2.) That the foregoing Resolution be embodied in an Address, and presented to His Excellency the Governor.
Debate ensued.
Motion by leave withdrawn.
6. Licensed Publicans Act:—Mr. Eagar presented a Petition from G. B. Kelly, as Chairman of the Licensed Victuallers of New South Wales, praying for certain Amendments of the said Act, as therein set forth.
Petition received.
7. Motion Withdrawn:—Mr. Cowper, on behalf of Mr. Hart, withdrew the Motion standing No. 2 on the Notice Paper for to-day.
8. Ocean Mail Service by Colonial Steamers—Panama Route:—Mr. Forster moved, pursuant to Notice,—
(1.) That this House is of opinion, That in order to promote economy in the Public Expenditure, as well as to afford facilities for the employment of Colonial Steamers in the carriage of Ocean Mails, by such modification of existing or intended arrangements for that purpose as may obviate the undue preference for British Steamers which appears to have arisen thereby, the subsidies granted for that purpose by the Legislature of this Colony should, in future, be confined to an equivalent to the carriage of Mails, and tenders for any such service be invited publicly in this Colony.
(2.) That, consequently, this House is further of opinion, That the vote arrived at by this House last Session, on 20th April, 1865, in favour of stean communication by way of Panama, be rescinded.
(3.) That an Address be presented to His Excellency the Governor embodying the substance of the foregoing Resolutions.
Debate ensued.
Question put.
The House divided.
- | Ayes, 16. | | Noes, 21. | |
|-----------------|-----------------|-----------------|-----------------|
| Mr. Pickering, | Mr. Gordon, | Mr. Cowper, | Mr. Neale, |
| Mr. Lucas, | Mr. Mate, | Mr. Eagar, | Mr. Egan, |
| Mr. Forster, | <i>Tellers.</i> | Mr. Parkes, | Mr. Joseph, |
| Mr. Lloyd, | | Mr. Martin, | Dr. Lang, |
| Mr. Morrice, | Mr. Dignam, | Mr. Isaacs, | Mr. Alexander, |
| Mr. White, | Mr. De Salis, | Mr. Byrnes, | Mr. Garrett, |
| Mr. Cooper, | | Mr. Pemell, | Mr. Wilson, |
| Mr. Macleay, | | Mr. Hurley, | <i>Tellers.</i> |
| Mr. Cunneen, | | Mr. Josephson, | |
| Mr. Piddington, | | Mr. Tighe, | Mr. Farnell, |
| Mr. Cummings, | | Mr. Windeyer, | Mr. Donnelly, |
| Mr. Buchanan, | | Mr. Sutherland, | |
9. Paper:—Mr. Parkes laid upon the Table, Correspondence respecting Steam Postal Service *via* Panama.
Ordered to be printed.

10. **Railroad to Bathurst**:—Mr. Cummings moved, pursuant to Notice, That, in the opinion of this House, it is the duty of the Government to at once call for tenders for the construction of the Great Western Line of Railroad to the Town of Bathurst, and the Government should make it one of the conditions with the contracting party to commence work at the Bathurst end of said Line, as well as a continuation from No. 4 contract.
Debate ensued.
Motion by leave withdrawn.
11. **Newspaper Postage Act**:—Mr. Cowper moved, pursuant to Notice, for leave to bring in a Bill to repeal the Act 27 Vict., No. 7, intituled an Act to render Newspapers liable to Postage.
Debate ensued.

And the House continuing to sit until after Midnight,—

WEDNESDAY, 14 MARCH, 1866, A.M.,—

Notice was taken that there was not a Quorum present.

Whereupon the Speaker counted the House; and there being only sixteen Members present, exclusive of the Speaker, namely,—Mr. Alexander, Mr. Byrnes, Mr. Cooper, Mr. Cowper, Mr. Cummings, Mr. Cunneen, Mr. De Salis, Mr. Driver, Mr. Forster, Mr. Garrett, Dr. Lang, Mr. Martin, Mr. Morrice, Mr. Parkes, Mr. Pickering, and Mr. Wilson,— the Speaker adjourned the House at three minutes after Twelve o'clock A.M., until Three o'clock P.M. This Day.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, MARCH 14.

Questions:—

1. **MR. RYAN to ask THE SECRETARY FOR PUBLIC WORKS**,—Whether it is the intention of the Government to carry into effect the resolution which this House arrived at on the 4th of September, 1863, with reference to Members of Parliament travelling by Railway free of charge?
2. **MR. COWPER to ask THE SECRETARY FOR LANDS**,—Whether he has any objection to lay upon the Table of the House the Minute of the Chief Commissioner of Crown Lands, also that by the Deputy Surveyor General, and the Under Secretary for Lands, when the matters referred to in his reply to Mr. Lucas' question on 13th instant were determined upon?
3. **MR. PICKERING to ask THE ATTORNEY GENERAL**,—
 - (1.) Is it a fact that His Honor the Chief Justice has had an interview with the condemned criminal, Bertrand, since his conviction and sentence, as reported in the *Empire* newspaper?
 - (2.) If so, what was the purport of such interview, and what the result?
 - (3.) Is it usual; and if not, under what circumstances can a conference between a Judge and a convicted Prisoner be held to be justifiable?
4. **MR. FORSTER to ask THE SECRETARY FOR LANDS**,—
 - (1.) Has the attention of the Government been called to, or have they any information regarding, "the numerous wrongful Pre-emptive Rights which," as stated in the *Empire* newspaper of March 7, "certain influential squatters were permitted to exercise during the last few weeks of Mr. Cowper's tenure of office"?
 - (2.) Is it true that such "influential squatters" have been so permitted to exercise "numerous wrongful Pre-emptive Rights," or, as stated on the same authority, that "extensive illegal and dishonest pre-emptions" have been granted, and hitherto "kept in the background"?
 - (3.) If so, what are the names of such "influential squatters," to what extent have such "wrongful Pre-emptive Rights" been exercised by each, and what steps have been, or are intended to be, taken by the Government to defeat the alleged illegality and dishonesty, and to maintain the public rights and interests?

5. MR. BUCHANAN *to ask* THE ATTORNEY GENERAL,—

- (1.) In the case of the prisoner Bertrand, found guilty of murder, how long were the first Jury locked up before they were discharged?
- (2.) Does the law specify any particular time during which a Jury, who cannot agree as to their verdict, must be locked up before they can be legally discharged?
- (3.) How long was the first Jury in the case of Bow and Fordyce, tried on a capital charge, locked up before they were discharged?
- (4.) Were those prisoners convicted on the unsupported testimony of an accomplice?
- (5.) In Bertrand's case, did any of the Jury assert that they were ill and unable to sit any longer, and that the prospect of their agreeing to a verdict was utterly hopeless?
- (6.) Was there any plea of illness on the part of any of the Jury who could not agree, and were discharged, in the case of Bow and Fordyce above referred to?
- (7.) Have any affidavits or declarations been forwarded to the Government from witnesses examined upon either trial at variance with, or in addition to, the evidence given by them; if so, is there any objection to state the nature of such affidavits or declarations?
- (8.) If such declarations or affidavits have been received since the conviction of the prisoner Bertrand from witnesses examined at the trial, and who, under the influence of extraordinary pressure, adopt this method of adding to the original testimony given by them, without being subject to the test of cross-examination on the part of the Crown, are the ends of justice not likely to be seriously compromised by receiving testimony in this irregular and unheard of manner?
- (9.) Is it true that Mrs. Bertrand, or any person in her behalf, solicited an interview between her and any Members of the Executive; and if such interview took place, has the Attorney General any objection to state the object of the interview, and what transpired at it?

*Contingent Notice :—*1. MR. FORSTER *to move*, by way of amendment, *on the motion for going into Committee of Supply*,—

- (1.) That this House disapproves of the Office of Postmaster General being made a Political Office by being attached to a Seat in Parliament; but not desiring to embarrass the Government, recommends that the subject be further taken into consideration by the Government before next Session.
- (2.) That an Address be presented to His Excellency the Governor embodying the substance of the foregoing Resolution.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Ways and Means; resumption of the Committee.
2. Supply; resumption of the Committee.
3. Supply; reception of Resolutions from Committee (ordered, on 8th March, A.M., and 8th March, P.M., to be received.)

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Brands Registration Bill; to be further considered in Committee.
2. Proposed Road to Burragorang; reception of Resolution from Committee of the Whole.
3. Exchange of Land Scots Church Sydney Legalizing Bill (*as amended in Select Committee*); second reading.
4. Dog Bill; third reading.

NOTICES OF MOTION :—

1. MR. EAGAR *to move*, That the Petition presented by him on the 13th March, from Mr. G. B. Kelly, Chairman of the Licensed Victuallers Association, be printed.
2. MR. PIDDINGTON *to move*, That the Petition presented by him on the 6th of March, from Richard Sadleir, Commander, R.N., be printed.
3. MR. CUMMINGS *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, £2,000 as compensation to Mrs. Caroline Chisholm for services rendered to this Colony.

FRIDAY, MARCH 16.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Verdicts Amendment Bill; second reading.
2. State Aid to Religion:—Consideration, in Committee of the Whole, of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
3. Partnership Amendment Bill; second reading.
4. Advances to Agents intrusted with Goods Bill; second reading.
5. Prison Discipline Bill; second reading.

NOTICES

NOTICES OF MOTION :—

1. MR. COWPER to move, That there be laid on the Table of this House,—
 - (1.) A Return of the new Gaols erected in the Colony since the year 1857, stating the cost of each, the place where situated, and the number of prisoners each will contain.
 - (2.) Also, a Return shewing the amount expended in enlarging and generally improving the accommodation in the Gaols already erected, distinguishing the amount expended upon each building.
 - (3.) Also, a Return of the number of Prisoners removed from Darlinghurst Gaol during the last five years, stating the dates when such removals took place, the number of Prisoners removed on each occasion, and the Gaol or Penal Establishment to which they were removed.
2. MR. COWPER to move, That there be laid upon the Table, a Return of the number of Conditional Purchases under the Crown Lands Alienation Act of 1861, during the months of January and February, in the years 1865 and 1866, distinguishing the number of purchasers and acreage in each year and in each case.
3. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.

TUESDAY, MARCH 20.

Question :—

1. DR. LANG to ask THE SECRETARY FOR LANDS,—Whether it is the intention of Government to cause to be fenced in and planted with ornamental shrubbery during the ensuing winter, the Government Reserve on Church Hill, and the other reserves in other parts of the City?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
2. MR. GARRETT to move, That the Resolution agreed to on the 6th March, with reference to the reduction of Timber License Fees, be communicated by Address to His Excellency the Governor.

FRIDAY, MARCH 30.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Leases and Sales of Settled Estates Facilitation Bill; second reading.
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New South Wales.

No. 54.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 14 MARCH, 1866.

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

Questions on Notice Paper for to-day :—

- (1.) Freedom of Charge to Members of Parliament travelling by Railway :—*Mr. Lucas*, on behalf of *Mr. Ryan*, asked the Secretary for Public Works, pursuant to Notice No. 1,—Whether it is the intention of the Government to carry into effect the resolution which this House arrived at on the 4th of September, 1863, with reference to Members of Parliament travelling by Railway free of charge?

Mr. Byrnes answered,—In reply to the Question of the Honorable Member, I beg to state that I have obtained the written opinion of the Honorable the Attorney General, which is as follows :—“The power of the Governor and Executive Council in reference to charges to be made for travelling upon the Railways depends upon the construction of the 100th and 115th sections of the Act 22nd Victoria, No. 19. The latter section empowers the Governor and Council (*inter alia*) to make regulations ‘for regulating the travelling upon or using and working of the Railway,’ and the former section authorizes the Commissioner to make such charges in respect (*inter alia*) of the carriage of passengers as may from time to time be determined upon by the Governor with the advice of the Executive Council. There is a proviso to the 100th section to the effect that tolls shall ‘be at all times charged equally to all persons’—‘in respect of all passengers,’ and that ‘no reduction or advance in any such tolls shall be made either directly or indirectly in favour of or against any particular company or person travelling upon or using the Railway.’ I am disposed to think that this proviso was intended to prevent different charges being made to different individuals for the same or the like accommodation, and not to prevent the Governor and Executive Council directing that certain persons or classes of persons should be permitted to use the Railways free of charge. The question, however, appears to me to be involved in sufficient doubt to prevent the Government giving its assent to the Resolution of the Assembly without further and more explicit Legislative authority.”

- (2.) Pre-emptive Rights of Squatters :—*Mr. Cowper* asked the Secretary for Lands, pursuant to Notice No. 2,—Whether he has any objection to lay upon the Table of the House the Minute of the Chief Commissioner of Crown Lands, also that by the Deputy Surveyor General, and the Under Secretary for Lands, when the matters referred to in his reply to *Mr. Lucas*’ question on 13th instant were determined upon?

Mr. Wilson answered,—There is no objection, on the part of the Government, to lay the papers upon the Table of the House.

- (3.) Convict Bertrand :—*Mr. Pickering* asked the Attorney General, pursuant to Notice No. 3,—

(1.) Is it a fact that His Honor the Chief Justice has had an interview with the condemned criminal, Bertrand, since his conviction and sentence, as reported in the *Empire* newspaper?

(2.) If so, what was the purport of such interview, and what the result?

(3.) Is it usual; and if not, under what circumstances can a conference between a Judge and a convicted Prisoner be held to be justifiable?

Mr.

Mr. Parkes answered,—On behalf of the Honorable the Attorney General, I give his answer in his own words. “I have been informed by the Principal Gaoler, “at Darlinghurst, where Bertrand has been confined since his conviction and “sentence, that it is not the fact that His Honor the Chief Justice has had an “interview with Bertrand since such conviction and sentence. I have been further “told by the Principal Gaoler that he never knew or heard of any Judge con- “ferring with a convicted prisoner in a gaol.”

- (4.) *Point of Order* :—The Speaker, with reference to the Question standing in the name of Mr. Forster, No. 4, said that he had, as he promised yesterday, looked more carefully into the rule, in such cases, which governed Legislative Assemblies, and he found the practice, as laid down in Cushing (par. 1571 *et seq.*), to be established by various precedents in the House of Commons (which he quoted), shewing that to entitle a question to be answered by a Minister, it should be so framed as to avoid anything which involves opinion, argument, or inference (May, 4th Edition, page 295), or which infringes the rules first alluded to. The question put by Mr. Forster was objectionable on both grounds; but, the Speaker added, where a question, unobjectionable in itself, is put to a Minister or other official person, in a proper manner, it is clearly the duty of such Member, from the respect he owes to a Representative of the People, to afford as full information in his power as is consistent with the public interest.

Whereupon, Mr. Forster withdrew the Question (with a view to giving fresh notice in another form).

- (5.) *Convict Bertrand*—Bow and Fordyce :—Mr. Buchanan asked the Attorney General, pursuant to Notice No. 5,—

(1.) In the case of the prisoner Bertrand, found guilty of murder, how long were the first Jury locked up before they were discharged?

(2.) Does the law specify any particular time during which a Jury, who cannot agree as to their verdict, must be locked up before they can be legally discharged?

(3.) How long was the first Jury in the case of Bow and Fordyce, tried on a capital charge, locked up before they were discharged?

(4.) Were those prisoners convicted on the unsupported testimony of an accomplice?

(5.) In Bertrand's case, did any of the Jury assert that they were ill and unable to sit any longer, and that the prospect of their agreeing to a verdict was utterly hopeless?

(6.) Was there any plea of illness on the part of any of the Jury who could not agree, and were discharged, in the case of Bow and Fordyce above referred to?

(7.) Have any affidavits or declarations been forwarded to the Government from witnesses examined upon either trial at variance with, or in addition to, the evidence given by them; if so, is there any objection to state the nature of such affidavits or declarations?

(8.) If such declarations or affidavits have been received since the conviction of the prisoner Bertrand from witnesses examined at the trial, and who, under the influence of extraordinary pressure, adopt this method of adding to the original testimony given by them, without being subject to the test of cross-examination on the part of the Crown, are the ends of justice not likely to be seriously compromised by receiving testimony in this irregular and unheard of manner?

(9.) Is it true that Mrs. Bertrand, or any person in her behalf, solicited an interview between her and any Members of the Executive; and if such interview took place, has the Attorney General any objection to state the object of the interview, and what transpired at it?

Mr. Parkes (on behalf of Mr. Martin) answered,—In the absence of the Attorney General, I beg to give his answer :—“The case of Bertrand being about to be “argued before the Supreme Court, I do not feel myself justified in answering “any question in reference to it at present. I cannot say how long the Jury in “the case of Bow and Fordyce were locked up. I believe that the Jury were “not discharged in that case on the ground of illness. I cannot state as a fact “whether Bow and Fordyce were convicted on the unsupported testimony of an “accomplice.”

2. *William Cronan* :—Mr. White presented a Petition from William Cronan, of Sydney, representing that, having been a Digger at Lambing Flat in 1863, and being desirous of removing from thence, he offered a certain sum of money in gold, for safe custody, to the local Gold Commissioners, but that those Officers declined the charge, and that he was subsequently robbed of the money, since which he has become almost blind, and incapable of resuming his occupation as a Digger; and praying favourable consideration and equity in the case.
Petition received.

3. *Papers* :—Mr. Parkes laid upon the Table the undermentioned Papers :—

(1.) Return to Address, in reference to “Riverina,” adopted by this House, on motion of Mr. Landale, on 7th March, 1866.

(2.) Sewerage and Water Supply—(Corporation of Sydney) :—(Ninth Yearly Report—1865.)

(3.) Destitute Children's Asylum :—(List of Office Bearers and Directors for 1866.)

Ordered to be printed.

4. Contingent Notice withdrawn:—Mr. Forster withdrew the *Contingent Notice*, (in connection with the Committee of Supply), standing in his name on the Paper for to-day.
5. Licensed Publicans' Act ("Formal" Motion):—Mr. Eagar moved, pursuant to Notice, That the Petition presented by him on the 13th March, from Mr. G. B. Kelly, Chairman of the Licensed Victuallers' Association, be printed.
Question put and passed.
Ordered to be printed.
6. Postponement:—The Order of the Day for the resumption of the Committee of Ways and Means postponed, on motion of Mr. Eagar, until to-morrow.
7. Supply:—The Order of the Day for the resumption of the Committee of Supply having been read,—on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into the said Committee.

And the Committee having continued to sit till after Midnight,—

THURSDAY, 15 MARCH, 1866, A.M.,—

The Chairman reported progress, and obtained leave to sit again.

The House adjourned, on motion of Mr. Martin, at twelve minutes after Twelve o'clock, A.M., until Three o'clock, P.M., this day.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, MARCH 15.

Questions:—

1. MR. COWPER to ask THE COLONIAL SECRETARY,—Whether he has any objection to lay upon the Table of the House, a copy of my Minute upon the applications for the office of Under Secretary and of the next Senior Clerk for promotion, in consequence of the contemplated retirement of Mr. Vallack?
2. MR. FORSTER to ask THE SECRETARY FOR LANDS,—
(1.) Is it true that any squatters have been permitted to exercise numerous wrongful Pre-emptive Rights, or that extensive illegal and dishonest pre-emptions have been granted, and hitherto kept in the background?
(2.) If so, what are the names of such squatters, to what extent have such wrongful Pre-emptive Rights been exercised by each, and what steps have been, or are intended to be, taken by the Government to maintain the public rights and interests?
3. MR. LANDALE to ask THE ATTORNEY GENERAL,—
(1.) Whether he received any letter from Mr. Hugh Jamieson, Justice of the Peace, Lower Murray, dated 8th December, 1865, in which he respectfully calls the attention of the Honorable the Attorney General to statements made by Mr. Crown Lands Commissioner Cole, reflecting on his (Mr. Jamieson's) conduct in his Magisterial capacity?
(2.) If so, what steps have been taken?

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. EAGAR to move for leave to bring in a Bill to make provision for the payment of certain portions of the Public Debt of New South Wales.

ORDERS OF THE DAY:—

1. Ways and Means; resumption of the Committee.
2. Supply; resumption of the Committee.
3. Supply; reception of Resolutions from Committee (ordered, on 8th March, A.M., and 8th March, P.M., to be received.)

OTHER

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. TUNKS to move, That the Select Committee on the "Reserve, Lavender Bay," have power to report upon the subject referred to them, and also to send for persons and papers.
2. MR. WHITE to move, That the Petition from William Cronan, presented by him on 14th March, be printed.
3. MR. COWPER to move for leave to bring in a Bill to extend the powers of the Municipal Council of Sydney.
4. MR. PIDDINGTON to move, That the Petition presented by him on the 6th of March, from Richard Sadleir, Commander, R.N., be printed.
5. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, £2,000 as compensation to Mrs. Caroline Chisholm for services rendered to this Colony.

ORDERS OF THE DAY :—

1. Brands Registration Bill ; to be further considered in Committee.
2. Proposed Road to Burraborang ; reception of Resolution from Committee of the Whole.
3. Exchange of Land Scots Church Sydney Legalizing Bill (*as amended in Select Committee*) ; second reading.
4. Dog Bill ; third reading.

FRIDAY, MARCH 16.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Verdicts Amendment Bill ; second reading.
2. State Aid to Religion :—Consideration, in Committee of the Whole, of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
3. Partnership Amendment Bill ; second reading.
4. Advances to Agents intrusted with Goods Bill ; second reading.
5. Prison Discipline Bill ; second reading.

NOTICES OF MOTION :—

1. MR. COWPER to move, That there be laid on the Table of this House,—
 - (1.) A Return of the new Gaols erected in the Colony since the year 1857, stating the cost of each, the place where situated, and the number of prisoners each will contain.
 - (2.) Also, a Return showing the amount expended in enlarging and generally improving the accommodation in the Gaols already erected, distinguishing the amount expended upon each building.
 - (3.) Also, a Return of the number of Prisoners removed from Darlinghurst Gaol during the last five years, stating the dates when such removals took place, the number of Prisoners removed on each occasion, and the Gaol or Penal Establishment to which they were removed.
2. MR. COWPER to move, That there be laid upon the Table, a Return of the number of Conditional Purchases under the Crown Lands Alienation Act of 1861, during the months of January and February, in the years 1865 and 1866, distinguishing the number of purchasers and acreage in each year and in each case.
3. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.
4. MR. COWPER to move, That there be laid upon the Table of this House, a Return of the amount expended in each year since the year 1857, in enlarging the accommodation at the Lunatic Asylums of Tarban Creek and Parramatta, describing the additions and improvements made to those establishments, and stating the additional number of Patients for whom accommodation was thus provided ; also, a Return of the amount expended in erecting a Criminal Lunatic Asylum on the premises at Parramatta, describing the Buildings and stating the number of patients for which it is calculated to provide.

TUESDAY, MARCH 20.

Questions :—

1. DR. LANG to ask THE SECRETARY FOR LANDS,—Whether it is the intention of Government to cause to be fenced in and planted with ornamental shrubbery during the ensuing winter, the Government Reserve on Church Hill, and the other reserves in other parts of the City ?

2. MR. HART to ask THE SECRETARY FOR LANDS,—
- (1.) How long is it since the Punts between Balmain and Five Dock and the North Shore, have been finished?
 - (2.) Are they in working order?
 - (3.) What delays the opening of the road for traffic?
 - (4.) Will the same ever be opened?
3. MR. GARRETT to ask THE COLONIAL SECRETARY,—
- (1.) Is it the intention of the Government to carry out the determination conveyed to Mr. Garrett in a letter from the Colonial Secretary's Office, dated 29th December last, relative to the payment of the remainder of the costs in the suit of Berry against the Mayor of Shoalhaven, in connection with the appeal against the decision of the Supreme Court in that case; and also, in the matter of the injunction moved for and obtained by Mr. Berry, to restrain the action of the Corporation, after the said appeal had been made?
 - (2.) If so, when will the amount the Attorney General of the day advised ought to be paid, viz.,—£54 15s. 6d., be paid?
 - (3.) What course do the Government intend to take with regard to the balance of the costs and those incurred in connection with the injunction, viz.,—£55 15s. 8d. defendant's costs, and £182 9s. 8d. plaintiff's costs, for which latter sum executions have been issued against the ex-Aldermen of the said Municipality?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
- (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
2. MR. GARRETT to move, That the Resolution agreed to on the 6th March, with reference to the reduction of Timber License Fees, be communicated by Address to His Excellency the Governor.
3. MR. COWPER to move for leave to bring in a Bill to repeal the Act 27 Vic., No. 7, intituled an Act to render Newspapers liable to Postage.
4. MR. FORSTER to move,—
- (1.) That this House, disapproving of the office of Postmaster General being made a Political Office by being attached to a seat in Parliament, recommends that the subject be further taken into consideration by the Government before next Session.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the substance of the foregoing Resolution.

FRIDAY, MARCH 30.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Leases and Sales of Settled Estates Facilitation Bill; second reading.



New South Wales.

No. 55.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 15 MARCH, 1866.

1. The House met pursuant to adjournment; the Speaker took the Chair.
 Questions on Notice Paper for to-day :—
 - (1.) Mr. Cowper's Minute on Applications for certain Offices in the Colonial Secretary's Department :—Mr. Cowper asked the Colonial Secretary, pursuant to Notice No. 1,—Whether he has any objection to lay upon the Table of the House, a copy of my Minute upon the applications for the office of Under Secretary and of the next Senior Clerk for promotion, in consequence of the contemplated retirement of Mr. Vallack ?
 Mr. Parkes answered,—I am not quite sure that I understand the purport of the Question. If it is a copy of the Honorable Member's Minute only that is asked for, I have no objection to lay that Minute upon the Table of the House.
 - (2.) Pre-emptive Rights of Squatters :—Mr. Forster asked the Secretary for Lands, pursuant to Notice No. 2,—
 - (1.) Is it true that any squatters have been permitted to exercise numerous wrongful Pre-emptive Rights, or that extensive illegal and dishonest pre-emptions have been granted, and hitherto kept in the background ?
 - (2.) If so, what are the names of such squatters, to what extent have such wrongful Pre-emptive Rights been exercised by each, and what steps have been, or are intended to be, taken by the Government to maintain the public rights and interests ?
 Mr. Wilson answered,—I am not aware that any squatters have been permitted to exercise numerous wrongful Pre-emptive Rights, or that extensive illegal and dishonest pre-emptions have been granted and hitherto kept in the background.
Mr. Landale withdrew the Question standing in his name, No. 3.
2. Paper :—Mr. Parkes laid upon the Table (*with reference to Question 1 on the Notice Paper for to-day*) Mr. Cowper's Minute on applications for certain offices in the Colonial Secretary's Department.
 Ordered to be printed.
3. Lands Reserved in the District of Molong :—Mr. Samuel presented a Petition from Edward Jones, Charles Blakefield, John Burgess, and others, residents of Molong and its suburbs, complaining of the reservation from sale or selection of certain lands in the District of Molong, as notified in the *Government Gazette* in December last, and praying for the immediate revocation of said reservations.
 Petition received.
4. Reserve, Lavender Bay :—
 - (1.) Mr. James Milson, senior :—Mr. Cowper presented a Petition from James Milson, the elder, of Sydney, Esquire, praying for leave to appear before the Select Committee now sitting on the subject of the 'Reserve, Lavender Bay,' " either " in person or by Counsel or Attorney, and that he may be at liberty to produce " and give Evidence before such Committee with reference to the matters in the " said Petition referred to"
 Petition received.
 Mr. Cowper then, *with the concurrence of the House*, moved, without notice, that the said Petition be referred to the Committee now sitting on the "Reserve, Lavender Bay."
 Question put and passed.

(2.)

- (2.) (*Formal Motion*):—Mr. Lucas, on behalf of Mr. Tunks, moved, pursuant to Notice, That the Select Committee on the "Reserve, Lavender Bay," have power to report upon the subject referred to them, and also to send for persons and papers.
Question put and passed.
5. William Cronan (*Formal Motion*):—Mr. White moved, pursuant to Notice, That the Petition from William Cronan, presented by him on 14th March, be printed.
Question put and passed.
Ordered to be printed.
6. Sydney Municipal Council Powers Extension Bill (*Formal Motion*):—Mr. Cowper moved, pursuant to Notice, for leave to bring in a Bill to extend the powers of the Municipal Council of Sydney.
Question put and passed.
7. Dog Bill (*Formal Order of the Day*):—Mr. Josephson moved, That this Bill be now read a third time.
Question put.
The House divided.

Ayes, 21.

Mr. Parkes,	Mr. Macleay,
Mr. Eagar,	Mr. Osborne,
Mr. Wilson,	Mr. Hurley,
Mr. Byrnes,	Mr. Sutherland,
Mr. Cowper,	Mr. Lucas,
Mr. Landale,	Mr. Gordon,
Mr. Mate,	Mr. Isaacs,
Mr. Alexander,	<i>Tellers.</i>
Mr. Phelps,	Mr. Josephson,
Mr. Graham,	Mr. Walker.
Mr. Pickering,	
Mr. White,	

Noes, 11.

Mr. Samuel,	<i>Tellers.</i>
Mr. Tunks,	
Mr. Forster,	Mr. Egan,
Mr. Donnelly,	Mr. Burns.
Mr. Farnell,	
Mr. Dignam,	
Mr. Tighe,	
Mr. Lee,	
Mr. Garrett,	

Bill thereupon read a third time; and, on motion of Mr. Josephson, *passed*.
Mr. Josephson then moved, That the Title of this Bill be "*An Act to prohibit the use of Dogs or Goats for the purposes of draught.*"

Question put,—
The House divided.

Ayes, 22.

Mr. Parkes,	Mr. Cooper,
Mr. Eagar,	Mr. Landale,
Mr. Wilson,	Mr. Macleay,
Mr. Byrnes,	Mr. Driver,
Mr. Burns,	Mr. Sutherland,
Mr. Mate,	Mr. Lucas,
Mr. Alexander,	Mr. Gordon,
Mr. Phelps,	Mr. Isaacs,
Mr. Graham,	<i>Tellers.</i>
Mr. Neale,	Mr. Josephson,
Mr. Pickering,	Mr. Walker.
Mr. Lloyd,	

Noes, 13.

Mr. Samuel,	<i>Tellers.</i>
Mr. Tunks,	
Mr. Forster,	Mr. Cummings,
Mr. Egan,	Mr. Donnelly.
Mr. Dignam,	
Mr. Ryan,	
Mr. Lee,	
Mr. Tighe,	
Mr. Garrett,	
Mr. Farnell,	
Mr. Penell,	

Whereupon, Mr. Josephson moved, That this Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Bill, returned herewith, intituled, "*An Act to prohibit the use of Dogs for the purposes of draught,*" with the Amendments indicated by the accompanying Schedule, including an Amendment in the Title, in which Amendments the Assembly requests the concurrence of the Legislative Council.

Legislative Assembly Chamber,

Sydney, 15th March, 1866.

Speaker.

DOG BILL.

SCHEDULE of the Amendments made by the Legislative Assembly, in the Bill intituled "An Act to prohibit the use of Dogs for the purposes of draught," returned to the Legislative Council with Message of 15th March, 1866.

CHA. TOMPSON,
Clerk of the Legislative Assembly.

Title. *After "Dogs" insert "or Goats."*
Preamble, line 1. *After "Dogs" insert "or Goats."*
Clause 1, line 7. *After "Dog" insert "or Goat."*
Clause 3, line 19. *After "Dog" insert "and Goat."*
Examined—

THOMAS GARRETT,

Chairman of Committees.

Question put and passed.

8. Paper:—Mr. Eagar laid upon the Table, Return to Order, in reference to "*Ad valorem Duties,*" made by this House, on motion of Mr. Samuel, on 27 February, 1866.

Ordered to be printed.

9. Public Debt Commissioners Bill:—Mr. Eagar moved, pursuant to Notice, for leave to bring in a Bill to make provision for the payment of certain portions of the Public Debt of New South Wales.
Question put and passed.
10. Postponement:—The Order of the Day for the resumption of the Committee of Ways and Means postponed, on motion of Mr. Eagar, until Wednesday next.
11. Supply:—The Order of the Day for the resumption of the Committee of Supply having been read,—on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into the said Committee.

And the Committee having continued to sit till after Midnight,—

FRIDAY, 16 MARCH, 1866, A.M.—

The Chairman reported progress, and obtained leave to sit again.

12. Messages:—The Speaker reported the following Messages from the Legislative Council:—

- (1.) Clarence and New England Steam Navigation Company's Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled, "*An Act to Incorporate the Proprietors of a certain Company called 'The Clarence and New England Steam Navigation Company' and for other purposes therein mentioned,*" with the Amendment indicated by the accompanying Schedule, in which Amendment the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 15 March, 1866.

T. A. MURRAY,
President.

CLARENCE AND NEW ENGLAND STEAM NAVIGATION COMPANY'S BILL.

Schedule of the Amendment made by the Legislative Council in the Bill intituled, "An Act to Incorporate the Proprietors of a certain Company called "The Clarence and New England Steam Navigation Company" and for "other purposes therein mentioned," returned to the Legislative Assembly with Message of 15th March, 1866.

R. O'CONNOR,
Clerk of the Parliaments.

Page 4, clause 11, line 36. *Omit* "be responsible to the amount of their subscribed shares only in addition to such subscribed shares"; *substitute* "in addition to the amount of their subscribed shares in the capital of the said Company be responsible to the extent only of a sum equal to the amount of their said shares."

Examined—

GEORGE ALLEN,
Chairman of Committees.

Ordered, on motion of Mr. Wilson, that the consideration in Committee of the Amendment made by the Legislative Council in this Bill stand an Order of the Day for to-morrow.

- (2.) Issue of Process Bill:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled, "*An Act to make further provision for the Issue of Process at Circuit Towns,*" presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 15 March, 1866.

T. A. MURRAY,
President.

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

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

- (3.) Companies Bill:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled, "*An Act for the Incorporation Regulation and Winding up of Trading Companies and other Associations,*" presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 15 March, 1866.

T. A. MURRAY,
President.

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

Mr. Parkes then moved, That the Bill be printed, and read a second time on "Tuesday next."

Debate ensued.

Mr. Piddington moved, That the Question be amended by omitting the words "Tuesday next," with a view to inserting in their place the words "Friday week."

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

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

Whereupon, Question,—That the Bill be printed, and read a second time on Friday week,—put and passed.

13. Postponement:—The Order of the Day, No. 3 of Government Buisness postponed, on motion of Mr. Eagar, until Wednesday next.
14. Public Debt Commissioners Bill:—Mr. Eagar having *presented* this Bill, Bill, intituled, "*A Bill to make provision for the payment of certain portions of the Public Debt of New South Wales,*"—read a first time.
Ordered to be printed, and read a second time on Wednesday next.
- The House adjourned, on motion of Mr. Martin, at a quarter after Twelve o'clock, A.M., until Three o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, MARCH 16.

Question :—

1. MR. LANDALE to ask THE ATTORNEY GENERAL,—
(1.) Whether he received any letter from Mr. Hugh Jamieson, Justice of the Peace, Lower Murray, dated 8th December, 1865, in which he respectfully calls the attention of the Honorable the Attorney General to statements made by Mr. Crown Lands Commissioner Cole, reflecting on his (Mr. Jamieson's) conduct in his Magisterial capacity?
(2.) If so, what steps have been taken?

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Verdicts Amendment Bill; second reading.
2. State Aid to Religion:—Consideration, in Committee of the Whole, of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
3. Partnership Amendment Bill; second reading.
4. Advances to Agents intrusted with Goods Bill; second reading.
5. Prison Discipline Bill; second reading.
6. Clarence and New England Steam Navigation Company's Bill; consideration in Committee of Legislative Council's Amendment.
7. Issuc of Process Bill; second reading.
8. Brands Registration Bill; to be further considered in Committee.
9. Proposed Road to Burragorang; reception of Resolution from Committee of the Whole.
10. Exchange of Land Scots Church Sydney Legalizing Bill (*as amended in Select Committee*); second reading.

NOTICES OF MOTION :—

1. MR. COWPER to move, That there be laid on the Table of this House,—
(1.) A Return of the new Gaols erected in the Colony since the year 1857, stating the cost of each, the place where situated, and the number of prisoners each will contain.
(2.) Also, a Return shewing the amount expended in enlarging and generally improving the accommodation in the Gaols already erected, distinguishing the amount expended upon each building.
(3.) Also, a Return of the number of Prisoners removed from Darlinghurst Gaol during the last five years, stating the dates when such removals took place, the number of Prisoners removed on each occasion, and the Gaol or Penal Establishment to which they were removed.
2. MR. COWPER to move, That there be laid upon the Table, a Return of the number of Conditional Purchases under the Crown Lands Alienation Act of 1861, during the months of January and February, in the years 1865 and 1866, distinguishing the number of purchasers and acreage in each year and in each case.
3. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.

4. MR. COWPER to move, That there be laid upon the Table of this House, a Return of the amount expended in each year since the year 1857, in enlarging the accommodation at the Lunatic Asylums of Tarban Creek and Parramatta, describing the additions and improvements made to those establishments, and stating the additional number of Patients for whom accommodation was thus provided; also, a Return of the amount expended in erecting a Criminal Lunatic Asylum on the premises at Parramatta, describing the Buildings and stating the number of patients for which it is calculated to provide.
5. MR. SAMUEL to move, That the Petition presented by him on the 15th March, from the residents of Molong, praying for a revocation of the Reserves made in that District, be printed.
6. MR. MANTON to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the next Supplementary Estimates, a sum not exceeding £650, for the construction of a Bridge over the creek known as "Mammy Johnson's Creek," on the main line of road from Raymond Terrace to the Manning.
7. MR. PIDDINGTON to move, That the Petition presented by him on the 6th of March, from Richard Sadleir, Commander, R.N., be printed.
8. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, £2,000 as compensation to Mrs. Caroline Chisholm for services rendered to this Colony.

TUESDAY, MARCH 20.

Questions:—

1. DR. LANG to ask THE SECRETARY FOR LANDS,—Whether it is the intention of Government to cause to be fenced in and planted with ornamental shrubbery during the ensuing winter, the Government Reserve on Church Hill, and the other reserves in other parts of the City?
2. MR. HART to ask THE SECRETARY FOR LANDS,—
 - (1.) How long is it since the Punts between Balmain and Five Dock and the North Shore, have been finished?
 - (2.) Are they in working order?
 - (3.) What delays the opening of the road for traffic?
 - (4.) Will the same ever be opened?
3. MR. GARRETT to ask THE COLONIAL SECRETARY,—
 - (1.) Is it the intention of the Government to carry out the determination conveyed to Mr. Garrett in a letter from the Colonial Secretary's Office, dated 29th December last, relative to the payment of the remainder of the costs in the suit of Berry against the Mayor of Shoalhaven, in connection with the appeal against the decision of the Supreme Court in that case; and also, in the matter of the injunction moved for and obtained by Mr. Berry, to restrain the action of the Corporation, after the said appeal had been made?
 - (2.) If so, when will the amount the Attorney General of the day advised ought to be paid, viz.,—£54 15s. 6d., be paid?
 - (3.) What course do the Government intend to take with regard to the balance of the costs and those incurred in connection with the injunction, viz.,—£55 15s. 8d. defendant's costs, and £182 9s. 8d. plaintiff's costs, for which latter sum executions have been issued against the ex-Aldermen of the said Municipality?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.

- (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
- (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
- (9.) That no person should be permitted to vote at any election without such certificate.
- (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
- (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
2. MR. GARRETT to move, That the Resolution agreed to on the 6th March, with reference to the reduction of Timber License Fees, be communicated by Address to His Excellency the Governor.
3. MR. COWPER to move for leave to bring in a Bill to repeal the Act 27 Vic., No. 7, intituled an Act to render Newspapers liable to Postage.
4. MR. FORSTER to move,—
- (1.) That this House, disapproving of the office of Postmaster General being made a Political Office by being attached to a seat in Parliament, recommends that the subject be further taken into consideration by the Government before next Session.
- (2.) That an Address be presented to His Excellency the Governor, embodying the substance of the foregoing Resolution.

WEDNESDAY, MARCH 21.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Ways and Means; resumption of the Committee.
2. Supply; resumption of the Committee.
3. Supply; reception of Resolutions from Committee (ordered, on 8th March, A.M., and 8th March, P.M., to be received.)
4. Public Debt Commissioners Bill; second reading.

FRIDAY, MARCH 23.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Companies Bill; second reading.

FRIDAY, MARCH 30.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Leases and Sales of Settled Estates Facilitation Bill; second reading.
-

New South Wales.

No. 56.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 16 MARCH, 1866.

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

Question on Notice Paper for to-day:—

Mr. Hugh Jamieson, J.P.:—Mr. Landale asked the Attorney General, pursuant to Notice,—

(1.) Whether he received any letter from Mr. Hugh Jamieson, Justice of the Peace, Lower Murray, dated 8th December, 1865, in which he respectfully calls the attention of the Honorable the Attorney General to statements made by Mr. Crown Lands Commissioner Cole, reflecting on his (Mr. Jamieson's) conduct in his Magisterial capacity?

(2.) If so, what steps have been taken?

Mr. Isaacs (on behalf of Mr. Martin) answered,—I have been requested by my Honorable and learned friend the Attorney General, to give the following reply to the Honorable Member's Question:—"There are two letters in my office from Mr. Jamieson, the one dated the 8th December, 1865, and addressed to the Attorney General, and the other dated the 15th December, 1865, and addressed to the Colonial Secretary, and both calling attention to statements made by Mr. Cole, reflecting on Mr. Jamieson's conduct in his Magisterial capacity. No steps were taken by the late Government in reference to Mr. Jamieson's complaint. No steps were taken by the present Government in the matter until to-day. I this day directed a letter to be written to Mr. Jamieson, stating that "I do not consider his complaint one which calls for my interference."

2. State Aid to Religion:—Mr. Egan presented a Petition from certain Members of the several Religious Denominations in receipt of, and entitled to, a portion of the annual grant of £28,000 in aid of Public Worship, of the Electorate of Eden,—praying for the repeal of the Act for the Abolition of State Aid to Public Worship, and the re-enactment of Sir Richard Bourke's Church Act.
Petition received.
3. Mr. B. H. M'Cann (deceased):—Mr. Kemp presented a Petition from certain Inhabitants of the Town and District of Bathurst, representing that Mr. B. H. M'Cann, Inspector of National Schools for the Southern District, but previously for the Western District, was drowned on 21st October, 1864, in crossing the Wollondilly River, while in the execution of his duty, leaving a widow and four young children entirely destitute of the means of support, and having no claim under the Superannuation Act; and praying that this House will take such steps and adopt such measures as may be deemed most advisable under the circumstances.
Petition received.
4. Motion Withdrawn:—Mr. Hart withdrew the Motion standing in his name, No. 3 on the Notice Paper for to-day.
5. Gaol Statistics ("Formal" Motion):—Mr. Cowper, *with the concurrence of the House*, moved, pursuant to amended Notice, That there be laid on the Table of this House,—
- (1.) A Return of the new Gaols erected in the Colony since the year 1857, stating the cost of each, the place where situated, and the number of prisoners each will contain.
- (2.) Also, a Return shewing the amount expended in enlarging and generally improving the accommodation in the Gaols already erected, distinguishing the amount expended upon each building.
- (3.) Also, a Return of the number of Prisoners removed from Darlinghurst Gaol during the last five years in consequence of the overcrowded state of that building, stating the dates when such removals took place, the number of Prisoners removed on each occasion, and the Gaol or Penal Establishment to which they were removed.
- Question put and passed. 6.

6. Conditional Purchases under Crown Lands Alienation Act ("Formal" Motion):—Mr. Cowper moved, pursuant to Notice, That there be laid upon the Table of this House, a Return of the number of Conditional Purchases under the Crown Lands Alienation Act of 1861, during the months of January and February, in the years 1865 and 1866, distinguishing the number of purchasers and acreage in each year and in each case.
Question put and passed.
7. Lunatic Asylums ("Formal" Motion):—Mr. Cowper moved, pursuant to Notice, That there be laid upon the Table of this House, a Return of the amount expended in each year since the year 1857, in enlarging the accommodation at the Lunatic Asylums of Tarban Creek and Parramatta, describing the additions and improvements made to those establishments, and stating the additional number of Patients for whom accommodation was thus provided; also, a Return of the amount expended in erecting a Criminal Lunatic Asylum on the premises at Parramatta, describing the Buildings and stating the number of patients for which it is calculated to provide.
Question put and passed.
8. Lands Reserved in the District of Molong ("Formal" Motion):—Mr. Samuel moved, pursuant to Notice, That the Petition presented by him on the 15th March, from the residents of Molong, praying for a revocation of the Reserves made in that District, be printed.
Question put and passed.
Ordered to be printed.
9. State Aid to Religion ("Formal" Motion):—Mr. Piddington moved, pursuant to Notice, That the Petition presented by him on the 6th of March, from Richard Sadleir, Commander, R.N., be printed.
Question put and passed.
Ordered to be printed.
10. Paper:—Mr. Wilson laid upon the Table (*with reference to Questions (1)⁽²⁾ in Votes and Proceedings No. 53, and Question (2) in Votes and Proceedings No. 54 of present Session*), Minutes from the Crown Lands Department respecting application from Representatives of the late Thomas Parnell to purchase under Pre-emptive right in virtue of Tulcumbah Run, District of Liverpool Plains.
Ordered to be printed.
11. State Aid to Religion:—Mr. Caldwell presented a Petition from J. Richardson, against the revival of State Aid to Religion.
Petition received.
12. Municipalities:—Mr. Terry presented a Petition from certain Ratepayers and other Inhabitants of the Municipalities of Mudgee and Cudgegong, setting forth the hardship of residents within Municipalities having to pay local rates, and at the same time to submit to increased taxation to provide funds for costly works in other Districts of the Colony, the Inhabitants of which pay no such local rates; and suggesting, as a remedy, the application to the whole Colony of a Municipal system under which the Inhabitants of every District, aided in some degree from the Public Funds, shall undertake the construction and maintenance of all Local Works.
Petition received.
13. Verdicts Amendment Bill:—Mr. Buchanan moved, That this Bill be now read a second time.
Debate ensued.
Motion made and Question put (after Debate), That this Debate be now adjourned until this day week.
The House divided.

Ayes, 29.

Mr. Martin,	Mr. Phelps,
Mr. Isaacs,	Mr. Macleay,
Mr. Eagar,	Mr. De Salis,
Mr. Parkes,	Mr. Cooper,
Mr. Byrnes,	Mr. Kemp,
Mr. Wilson,	Mr. Burns,
Mr. Macpherson,	Mr. Tighe,
Mr. Cowper,	Mr. Lucas,
Mr. Egan,	Mr. Driver,
Mr. Dodds,	Mr. Garrett,
Mr. Pickering,	Mr. Gordon,
Mr. Sutherland,	
Mr. Piddington,	<i>Tellers.</i>
Mr. Graham,	Mr. Ryan,
Mr. Morrice,	Mr. Josephson.
Mr. Forlonge,	

Noes, 13.

Mr. Cunneen,
Mr. Forster,
Mr. Mate,
Mr. Lee,
Mr. Campbell,
Mr. Tunks,
Mr. Pennell,
Mr. Buchanan,
Mr. Hurley,
Mr. Walker,
Mr. Brown,

*Tellers.*Mr. Terry,
Mr. Caldwell.

14. Dog Bill:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Amendments made by the Legislative Assembly in the Bill, intituled, "*An Act to prohibit the use of Dogs for the purposes of draught*," including the Amendment in the Title.

Legislative Council Chamber,
Sydney, 16 March, 1866.

T. A. MURRAY,
President.

15.

15. State Aid to Religion:—The Order of the Day on this subject, No. 2, having been read,—Mr. Macpherson moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, for the consideration of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship. Debate ensued.

Motion made by Dr. Lang, and Question put,—That this Debate be now adjourned until Friday next.

The House divided.

Ayes, 18.		Noes, 25.	
Mr. Wilson,	Mr. Eagar,	Mr. Martin,	Mr. Landale,
Mr. Parkes,	Mr. Tighe,	Mr. Hart,	Mr. Cunneen,
Mr. Windeyer,		Mr. Donnelly,	Mr. Dignam,
Mr. Farnell,	<i>Tellers.</i>	Mr. De Salis,	Mr. Cummings,
Mr. Cowper,	Mr. Garrett,	Mr. Terry,	Mr. Tunks,
Mr. Burns,	Mr. Driver.	Mr. Forlonge,	Mr. Hurley,
Mr. Piddington,		Mr. Phelps,	Mr. Egan,
Mr. Sutherland,		Mr. White,	Mr. Macleay,
Mr. Ryan,		Mr. Graham,	Mr. Isaacs,
Mr. Neale,		Mr. Osborne,	<i>Tellers.</i>
Mr. Dodds,		Mr. Gordon,	Mr. Pickering,
Mr. Caldwell,		Mr. Mate,	Mr. Macpherson.
Dr. Lang,		Mr. Lee,	
Mr. Byrnes,		Mr. Cooper,	

Main Question stated.

Debate continued.

And the House continuing to sit until after Midnight,—

SATURDAY, 17 MARCH, 1866, A.M.—

Motion made by Mr. Burns, and Question put,—That this House do now adjourn.

The House divided.

Ayes, 19.		Noes, 26.	
Mr. Wilson,	Mr. Byrnes,	Mr. Martin,	Mr. Hurley,
Mr. Eagar,	Dr. Lang,	Mr. Macpherson,	Mr. Forlonge,
Mr. Parkes,	Mr. Garrett,	Mr. Isaacs,	Mr. Tunks,
Mr. Windeyer,	<i>Tellers.</i>	Mr. De Salis,	Mr. Terry,
Mr. Forster,		Mr. Egan,	Mr. Cunneen,
Mr. Buchanan,	Mr. Farnell,	Mr. Mate,	Mr. Macleay,
Mr. Sutherland,	Mr. Piddington.	Mr. Graham,	Mr. Pickering,
Mr. Cowper,		Mr. Landale,	Mr. Dignam,
Mr. Ryan,		Mr. White,	Mr. Gordon,
Mr. Neale,		Mr. Lee,	Mr. Walker,
Mr. Burns,		Mr. Cooper,	<i>Tellers.</i>
Mr. Dodds,		Mr. Phelps,	Mr. Donnelly,
Mr. Caldwell,		Mr. Osborne,	Mr. Hart.
Mr. Driver,		Mr. Cummings,	

Main Question stated.

Debate continued.

Motion made by Mr. Driver, and Question put (after Debate),—That this Debate be now adjourned until Friday next.

The House divided.

Ayes, 19.		Noes, 26.	
Mr. Eagar,	Mr. Garrett,	Mr. Isaacs,	Mr. Cummings,
Mr. Parkes,	Mr. Cowper,	Mr. Martin,	Mr. Cunneen,
Mr. Burns,	Dr. Lang,	Mr. De Salis,	Mr. Terry,
Mr. Farnell,	<i>Tellers.</i>	Mr. Hart,	Mr. Egan,
Mr. Sutherland,		Mr. Forlonge,	Mr. Dignam,
Mr. Buchanan,	Mr. Dodds,	Mr. Phelps,	Mr. Macleay,
Mr. Piddington,	Mr. Windeyer.	Mr. Graham,	Mr. Hurley,
Mr. Forster,		Mr. Osborne,	Mr. Tunks,
Mr. Driver,		Mr. White,	Mr. Gordon,
Mr. Ryan,		Mr. Landale,	Mr. Walker,
Mr. Neale,		Mr. Mate,	<i>Tellers.</i>
Mr. Caldwell,		Mr. Cooper,	Mr. Donnelly,
Mr. Byrnes,		Mr. Lee,	Mr. Macpherson.
Mr. Wilson,		Mr. Pickering,	

Main Question stated.

Debate continued.

Motion made by Mr. Farnell, and Question put (after Debate),—That this House do now adjourn.

The House divided.

Ayes, 16.		Noes, 25.	
Mr. Eagar,	<i>Tellers.</i>	Mr. Martin,	Mr. Lee,
Mr. Farnell,		Mr. Macpherson,	Mr. Cunneen,
Mr. Wilson,	Mr. Caldwell,	Mr. Cummings,	Mr. Phelps,
Mr. Parkes,	Mr. Burns.	Mr. Dignam,	Mr. Macleay.
Mr. Garrett,		Mr. Isaacs,	Mr. Donnelly,
Mr. Piddington,		Mr. Osborne,	Mr. Hurley,
Mr. Driver,		Mr. Egan,	Mr. Tunks,
Mr. Sutherland,		Mr. Graham,	Mr. De Salis,
Mr. Ryan,		Mr. Mate,	Mr. Gordon,
Mr. Dodds,		Mr. White,	<i>Tellers.</i>
Mr. Neale,		Mr. Landale,	Mr. Hart,
Mr. Buchanan,		Mr. Forlonge,	Mr. Pickering.
Dr. Lang,		Mr. Cooper,	
Mr. Byrnes,		Mr. Terry,	

Main

Main Question stated.

Motion made by Mr. Neale, and Question put (after Debate),—That this Debate be now adjourned until Tuesday next.

The House divided.

Ayes, 17.

Mr. Cowper,	Mr. Byrnes,
Mr. Eagar,	Mr. Garrett,
Mr. Parkes,	<i>Tellers.</i>
Mr. Wilson,	
Mr. Piddington,	Mr. Farnell,
Mr. Sutherland,	Mr. Driver.
Mr. Ryan,	
Mr. Dodds,	
Mr. Buchanan,	
Mr. Caldwell,	
Mr. Neale,	
Mr. Burns,	
Dr. Lang,	

Noes, 24.

Mr. Martin,	Mr. Isaacs,
Mr. Hart,	Mr. Mate,
Mr. Cummings,	Mr. Phelps,
Mr. Dignam,	Mr. Macleay,
Mr. Pickering,	Mr. Donnelly,
Mr. Osborne,	Mr. Hurley,
Mr. Landale,	Mr. Tunks,
Mr. Graham,	Mr. De Salis,
Mr. White,	Mr. Gordon,
Mr. Cooper,	<i>Tellers.</i>
Mr. Forlonge,	
Mr. Terry,	Mr. Egan,
Mr. Cunneen,	Mr. Macpherson.

Main Question stated.

Motion made by Mr. Farnell, and Question put (after Debate),—That this House do now adjourn.

The House divided.

Ayes, 20.

Mr. Parkes,	Dr. Lang,
Mr. Eagar,	Mr. Wilson,
Mr. Cowper,	Mr. Garrett,
Mr. Burns,	Mr. Byrnes,
Mr. Forster,	<i>Tellers.</i>
Mr. Oatley,	
Mr. Sutherland,	Mr. Driver,
Mr. Dodds,	Mr. Farnell.
Mr. Neale,	
Mr. Ryan,	
Mr. Buchanan,	
Mr. Piddington,	
Mr. Caldwell,	
Mr. Morrice,	

Noes, 25.

Mr. Martin,	Mr. Landale,
Mr. Isaacs,	Mr. Macleay,
Mr. Hart,	Mr. Egan,
Mr. Cummings,	Mr. Cunneen,
Mr. Osborne,	Mr. Pickering,
Mr. Phelps,	Mr. Donnelly,
Mr. Forlonge,	Mr. Terry,
Mr. White,	Mr. Tunks,
Mr. Graham,	Mr. Dignam,
Mr. Hurley,	<i>Tellers.</i>
Mr. Cooper,	
Mr. Lee,	Mr. De Salis,
Mr. Mate,	Mr. Macpherson.
Mr. Gordon,	

Main Question stated.

Motion made by Mr. Oatley, and Question put (after Debate),—That this Debate be now adjourned until Tuesday next.

The House divided.

Ayes, 22.

Mr. Parkes,	Mr. Osborne,
Mr. Eagar,	Mr. Farnell,
Mr. Cowper,	Mr. Buchanan,
Mr. Piddington,	Mr. Neale,
Mr. Forster,	Mr. Caldwell,
Dr. Lang,	Mr. Burns,
Mr. Oatley,	Mr. Garrett,
Mr. Morrice,	Mr. Byrnes,
Mr. Macleay,	<i>Tellers.</i>
Mr. Mate,	
Mr. Dodds,	Mr. Hart,
Mr. Ryan,	Mr. Sutherland.

Noes, 17.

Mr. Martin,	Mr. Cunneen,
Mr. De Salis,	Mr. Terry,
Mr. Isaacs,	Mr. Hurley,
Mr. Donnelly,	<i>Tellers.</i>
Mr. Cummings,	
Mr. Dignam,	Mr. Josephson,
Mr. Forlonge,	Mr. Macpherson.
Mr. Egan,	
Mr. Lee,	
Mr. White,	
Mr. Pickering,	
Mr. Cooper,	

The House adjourned, on motion of Mr. Martin, at two minutes before One o'clock P.M., until Tuesday next, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS
OF THE DAY.

TUESDAY, MARCH 20.

Questions:—

1. DR. LANG to ask THE SECRETARY FOR LANDS,—Whether it is the intention of Government to cause to be fenced in and planted with ornamental shrubbery during the ensuing winter, the Government Reserve on Church Hill, and the other reserves in other parts of the City?
2. MR. HART to ask THE SECRETARY FOR LANDS,—
 - (1.) How long is it since the Punts between Balmain and Five Dock and the North Shore, have been finished?
 - (2.) Are they in working order?
 - (3.) What delays the opening of the road for traffic?
 - (4.) Will the same ever be opened?
3. MR. GARRETT to ask THE COLONIAL SECRETARY,—
 - (1.) Is it the intention of the Government to carry out the determination conveyed to Mr. Garrett in a letter from the Colonial Secretary's Office, dated 29th December last, relative to the payment of the remainder of the costs in the suit of Berry against the Mayor of Shoalhaven, in connection with the appeal against the decision of the Supreme Court in that case; and also, in the matter of the injunction moved for and obtained by Mr. Berry, to restrain the action of the Corporation, after the said appeal had been made?
 - (2.) If so, when will the amount the Attorney General of the day advised ought to be paid, viz.,—£54 15s. 6d., be paid?
 - (3.) What course do the Government intend to take with regard to the balance of the costs and those incurred in connection with the injunction, viz.,—£55 15s. 8d. defendant's costs, and £182 9s. 8d. plaintiff's costs, for which latter sum executions have been issued against the ex-Aldermen of the said Municipality?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
2. MR. GARRETT to move, That the Resolution agreed to on the 6th March, with reference to the reduction of Timber License Fees, be communicated by Address to His Excellency the Governor.
3. MR. COWPER to move for leave to bring in a Bill to repeal the Act 27 Vic., No. 7, intitled an Act to render Newspapers liable to Postage.
4. MR. FORSTER to move,—
 - (1.) That this House, disapproving of the office of Postmaster General being made a Political Office by being attached to a seat in Parliament, recommends that the subject be further taken into consideration by the Government before next Session.
 - (2.) That an Address be presented to His Excellency the Governor, embodying the substance of the foregoing Resolution.

5. MR. HART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.
6. MR. CALDWELL to move, That the Petition respecting State Aid to Religion, presented by him on the 16th March, from J. Richardson, be printed.
7. MR. TERRY to move, That the Petition presented by him on the 16th March, from certain Ratepayers and others residing in Mudgee, for the extension of Municipalities, be printed.
8. MR. MANTON to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the next Supplementary Estimates, a sum not exceeding £650, for the construction of a Bridge over the creek known as "Mammy Johnson's Creek," on the main line of road from Raymond Terrace to the Manning.
9. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, £2,000 as compensation to Mrs. Caroline Chisholm for services rendered to this Colony.

ORDERS OF THE DAY :—

1. State Aid to Religion :—Resumption of the Adjourned Debate on the motion of Mr. Macpherson, That the Speaker do now leave the Chair and the House resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
2. Partnership Amendment Bill ; second reading.
3. Advances to Agents intrusted with Goods Bill ; second reading.
4. Prison Discipline Bill ; second reading.
5. Clarence and New England Steam Navigation Company's Bill ; consideration in Committee of Legislative Council's Amendment.
6. Issue of Process Bill ; second reading.
7. Brands Registration Bill ; to be further considered in Committee.
8. Proposed Road to Burraborang ; reception of Resolution from Committee of the Whole.
9. Exchange of Land Scots Church Sydney Legalizing Bill (*as amended in Select Committee*) ; second reading.

WEDNESDAY, MARCH 21.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Ways and Means ; resumption of the Committee.
2. Supply ; resumption of the Committee.
3. Supply ; reception of Resolutions from Committee (ordered, on 8th March, A.M., and 8th March, P.M., to be received.)
4. Public Debt Commissioners Bill ; second reading.

THURSDAY, MARCH 22.

Question :—

1. MR. LUCAS to ask THE SECRETARY FOR LANDS,—
 - (1.) Were not the squatters required to estimate the area of their runs, previous to granting of the fourteen years leases?
 - (2.) As a rule were not these leases granted on the faith of the squatter's estimate?
 - (3.) Have not the runs been estimated by their occupiers in many cases at less than one-half, and in several cases at less than one-third of their actual area?
 - (4.) In cases where squatters have estimated their runs as containing (say) twenty-five square miles, and have paid rent (during the currency of their leases) for that quantity only, but have in reality held twice or three times the quantity—have their pre-emptive rights been confined to the estimated quantity for which they have paid rent, or are they allowed to pre-empt on the whole of the lands which they have held, although they have paid rent for only one-half or one-third of it?

FRIDAY, MARCH 23.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Companies Bill ; second reading.
2. Verdicts Amendment Bill ; Resumption of the adjourned Debate, on the motion of Mr. Buchanan, That this Bill be now read a second time.

NOTICE

NOTICE OF MOTION :—

1. MR. KEMP to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1867, a sum not exceeding One Hundred Pounds (£100) to provide for a Queen's Plate, to be run for annually on Bathurst Race Course, under the auspices of the Bathurst Jockey Club.

TUESDAY, MARCH 27.

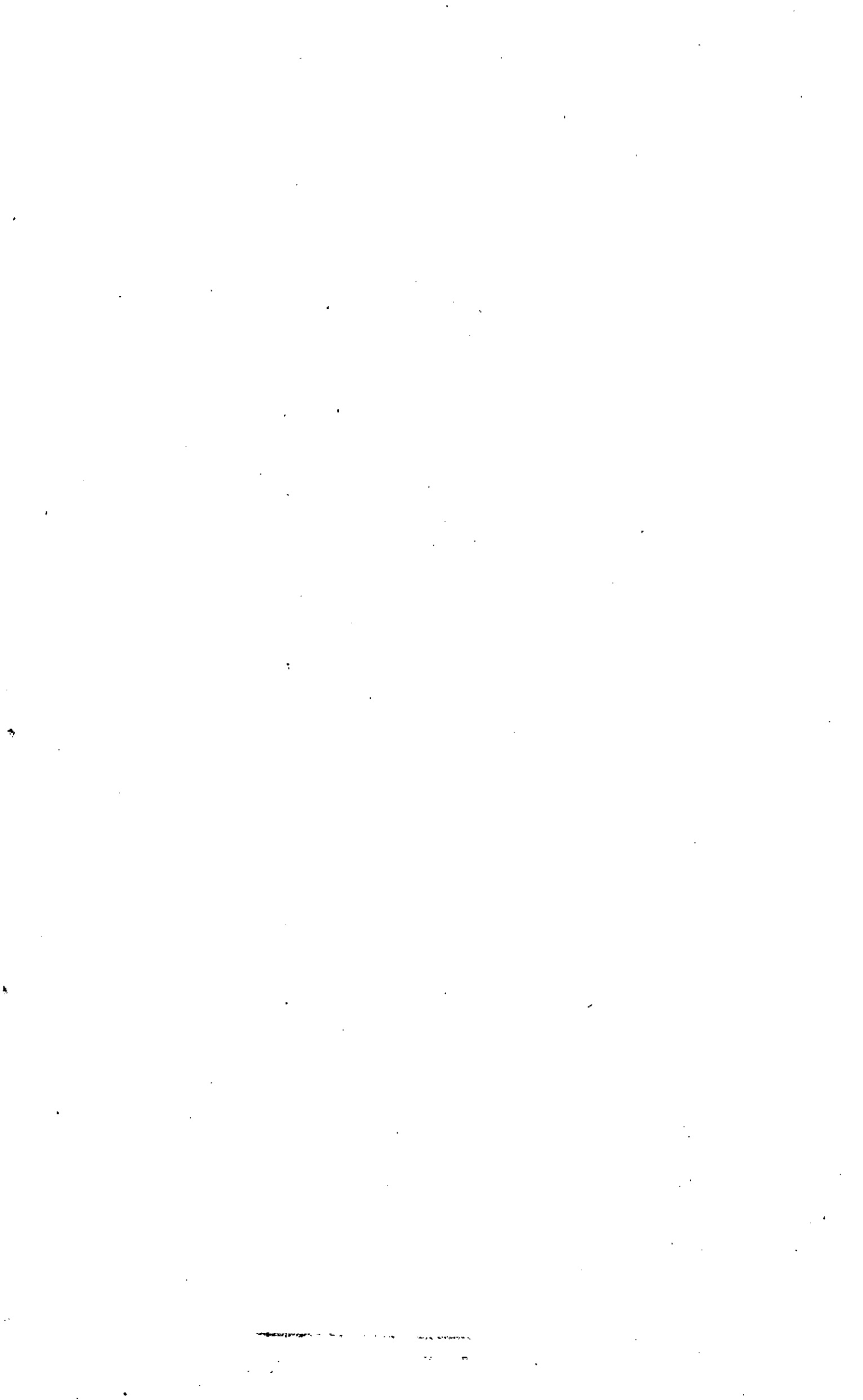
OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. MACLEAY to move, That this House is of opinion,—
 - (1.) That the sum of £55,000 per annum, required to meet the expense of Steam Communication with Panama, is greatly in excess of any advantages which the people of this Country can derive therefrom.
 - (2.) That, therefore, any contract which may have been, or is about to be, entered into by the Government of this Colony with that of New Zealand for the aforesaid purpose, should be terminated with as little delay as possible consistently with the public faith.
 - (3.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor.

FRIDAY, MARCH 30.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Leases and Sales of Settled Estates Facilitation Bill; second reading.
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New South Wales.

No. 57.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 20 MARCH, 1866.

1. The House met pursuant to adjournment; the Speaker took the Chair.
Australasian Mineral Oil Company's Incorporation Bill;—The Speaker reported the following Message (received on Friday last) from the Legislative Council:—
MR. SPEAKER,
The Legislative Council has this day agreed to the Amendment made by the Legislative Assembly in the Bill, intituled, "*An Act to Incorporate the Australasian Mineral Oil Company.*"
Legislative Council Chamber, T. A. MURRAY,
Sydney, 16th March, 1866. President.
2. Paper:—Mr. Martin laid upon the Table, Return to Order, in reference to "Prohibition *in re* Thomas Armitage Salmon (Administration of Justice)," made by this House, on motion of Mr. Forster, on 27th February, 1866.
3. Questions on Notice Paper for to-day:—
 - (1.) Inclosure and Plantation of City Reserves:—Dr. Lang asked the Secretary for Lands, pursuant to Notice No. 1,—Whether it is the intention of Government to cause to be fenced in and planted with ornamental shrubbery during the ensuing winter, the Government Reserve on Church Hill, and the other reserves in other parts of the City?
Mr. Wilson answered,—It is not the intention of the Government to cause to be fenced in and planted either the reserve on Church Hill or any of the other reserves in the City of Sydney; but the Government have no objection to take into consideration the propriety of handing over these reserves to the City Corporation, provided they can make suitable arrangements for that purpose.
Mr. Hart not asking the Question standing in his name, No. 2, it dropped.
 - (2.) Costs *in re* Berry v. Mayor of Shoalhaven:—Mr. Garrett asked the Colonial Secretary, pursuant to Notice No. 3,—
 - (1.) Is it the intention of the Government to carry out the determination conveyed to Mr. Garrett in a letter from the Colonial Secretary's Office, dated 29th December last, relative to the payment of the remainder of the costs in the suit of Berry against the Mayor of Shoalhaven, in connection with the appeal against the decision of the Supreme Court in that case; and also, in the matter of the injunction moved for and obtained by Mr. Berry, to restrain the action of the Corporation, after the said appeal had been made?
 - (2.) If so, when will the amount the Attorney General of the day advised ought to be paid, viz.,—£54 15s. 6d., be paid?
 - (3.) What course do the Government intend to take with regard to the balance of the costs and those incurred in connection with the injunction, viz.,—£55 15s. 8d. defendant's costs, and £182 9s. 8d. plaintiff's costs, for which latter sum executions have been issued against the ex-Aldermen of the said Municipality?
Mr. Parkes answered,—It is the intention of the Government to carry out the purpose of the letter of the Colonial Secretary, dated 29th December. The sum of £54 15s. 6d., advised by the late Attorney General to be paid, will be paid whenever Mr. Garrett may be pleased to receive it. With regard to the balance of the costs, and those incurred in connection with the injunction, the Government will also abide by the decision conveyed to Mr. Garrett in the Colonial Secretary's letter of 29th December, founded on the Attorney General's opinion.

4. Papers :—
- (1.) Mr. Byrnes laid upon the Table, Correspondence having reference to the Drainage of the Gaol and Court House, Darlinghurst.
Ordered to be printed.
 - (2.) Mr. Parkes laid upon the Table the undermentioned Papers :—
 - (1.) Report of Board of Inquiry on late Explosion in Bridge-street, Sydney,—with Minutes of Evidence, and other Papers.
 - (2.) Report, dated 28th February, 1866, from Board of Visitors, respecting Lunatic Asylum, Tarban Creek,—with Letter from Mr. Eyre G. Ellis annexed.
Ordered to be printed.
5. Railway Plans, &c. :—Mr. Byrnes, pursuant to the requirement of the Government Railways Act, 22 Victoria, No. 19, sec. 9, laid before the House (as Exhibits only, and not as Records of the House), Copies of certain Plans, Sections, and a Book of Reference, relative to a proposed Extension of the Morpeth Railway from the present Terminus to Bell's Paddock.
6. Papers :—Mr. Wilson laid upon the Table the undermentioned Papers :—
- (1.) Return to Order, in reference to "Mrs. Halcrow," made by this House, on motion of Mr. Garrett, on 7th March, 1866.
Ordered to be printed.
 - (2.) Return to Order, in reference to "Alpacas," made by this House, on motion of Mr. Morrice, on 9th March, 1866.
7. Motion Withdrawn :—Mr. Forster withdrew the Motion standing in his name, No. 1 on the Notice Paper for to-day.
8. Additional Estimate for 1866 :—The following Message from His Excellency the Governor was delivered by Mr. Eagar, and read by the Speaker :—

JOHN YOUNG,

Governor.

Message No. 14.

In accordance with the provisions of the 54th Clause of the Constitution Act, the Governor recommends to the Legislative Assembly the appropriation of a sum of £1,500, to enable the Government to take measures for the adequate representation of New South Wales at the Exhibition to be held in Paris during the year 1867.

Ordered, on motion of Mr. Eagar, to be printed, together with the accompanying Estimate, and taken into consideration in Committee of Supply.

9. Licenses to Cut Timber ("Formal" Motion) :—Mr. Garrett moved, pursuant to Notice, That the Resolution agreed to on the 6th March, with reference to the reduction of Timber License Fees, be communicated by Address to His Excellency the Governor.
Question put and passed.
10. State Aid to Religion ("Formal" Motion) :—Mr. Caldwell moved, pursuant to Notice, That the Petition respecting State Aid to Religion, presented by him on the 16th March, from J. Richardson, be printed.
Question put and passed.
Ordered to be printed.
11. Municipalities ("Formal" Motion) :—Mr. Donnelly, on behalf of Mr. Terry, moved, pursuant to Notice, That the Petition presented by Mr. Terry on the 16th March, from certain Ratepayers and others residing in Mudgee, for the extension of Municipalities, be printed.
Question put and passed.
Ordered to be printed.
12. Proposed Newspaper Postage Act Repeal Bill :—Mr. Cowper moved, pursuant to Notice, for leave to bring in a Bill to repeal the Act 27 Vic., No. 7, intituled an Act to render Newspapers liable to Postage.
Debate ensued.
Mr. Lucas moved the Previous Question.
Debate ensued.
Previous Question by leave withdrawn.
Debate on Original Question continued.
Original Question put.
The House divided.

Ayes, 20.

Noes, 24.

Mr. Cowper,	Mr. Buchanan,	Mr. Martin,	Mr. White,
Mr. Lloyd,	Dr. Lang,	Mr. Isaacs,	Mr. Dignam,
Mr. Donnelly,	Mr. Garrett,	Mr. Eagar,	Mr. Tunks,
Mr. Hurley,	Mr. Kemp,	Mr. Parkes,	Mr. Phelps,
Mr. Sutherland,	Mr. Driver,	Mr. Byrnes,	Mr. Neale,
Mr. Cummings,		Mr. Samuel,	Mr. Lucas,
Mr. Josephson,	<i>Tellers.</i>	Mr. Tighe,	Mr. Piddington,
Mr. Cunneen,	Mr. De Salis,	Mr. Forster,	Mr. Wilson,
Mr. Hart,	Mr. Pickering,	Mr. Graham,	Mr. Gordon,
Mr. Morrice,		Mr. Macpherson,	<i>Tellers.</i>
Mr. Cooper,		Mr. Mate,	
Mr. Farnell,		Mr. Ryan,	Mr. Walker,
Mr. Dodds,		Mr. Macleay,	Mr. Burns.

13. Standard Weight of Maize Wheat Barley and Oats Bill :—Mr. Piddington having presented this Bill, intituled, "A Bill to declare the Standard Weight of a Bushel of Maize Wheat Barley and Oats," read a first time.
Ordered to be printed, and read a second time on Friday next.

14. Sydney Municipal Council Powers Extension Bill:—Mr. Cowper having *presented* this Bill, Bill, intituled, "*A Bill to extend the Powers of the Municipal Council of Sydney,*" read a first time.
Ordered to be printed, and read a second time on Friday next.
15. Motion for Adjournment:—Mr. Buchanan moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
16. Office of Postmaster General:—Mr. Forster moved, pursuant to Notice,—
(1.) That this House, disapproving of the office of Postmaster General being made a Political Office by being attached to a seat in Parliament, recommends that the subject be further taken into consideration by the Government before next Session.
(2.) That an Address be presented to His Excellency the Governor, embodying the substance of the foregoing Resolution.
Debate ensued.
Mr. Lucas moved, That this Debate be now adjourned until Tuesday next.
Debate ensued.

And the House continuing to sit until after Midnight,—

WEDNESDAY, 21 MARCH, 1866, A.M.

Question put,—That this Debate be now adjourned until Tuesday next.
The House divided.

Ayes, 17.

Mr. Cowper,	Mr. Alexander,
Mr. Driver,	<i>Tellers.</i>
Mr. Forster,	Mr. Hart,
Mr. Neale,	Mr. Burns.
Mr. Morrice,	
Mr. Oatley,	
Mr. Garrett,	
Mr. Ryan,	
Mr. Farnell,	
Mr. Lucas,	
Mr. Caldwell,	
Mr. Mate,	
Mr. Joseph,	
Mr. Pickering,	

Noes, 25.

Mr. Martin,	Mr. Buchanan,
Mr. Byrnes,	Mr. Piddington,
Mr. Eagar,	Mr. Cummings,
Mr. Manton,	Dr. Lang,
Mr. Parkes,	Mr. Gordon,
Mr. Graham,	Mr. Cunneen,
Mr. Dignam,	Mr. Wilson,
Mr. Walker,	Mr. Egan,
Mr. De Salis,	Mr. Isaacs,
Mr. Cooper,	<i>Tellers.</i>
Mr. Lloyd,	Mr. Donnelly,
Mr. Phelps,	Mr. Macpherson.
Mr. Macleay,	
Mr. White,	

Main Question stated.
Debate continued.
Main Question put.
The House divided.

Ayes, 3.

Mr. Forster,
<i>Tellers.</i>
Mr. Caldwell.
Mr. Hart.

Noes, 35.

Mr. Cowper,	Mr. Buchanan,
Mr. Eagar,	Mr. Ryan,
Mr. Martin,	Mr. Pickering,
Mr. Isaacs,	Mr. Manton,
Mr. Parkes,	Mr. Morrice,
Mr. Byrnes,	Mr. Cummings,
Mr. Donnelly,	Dr. Lang,
Mr. Dignam,	Mr. Alexander,
Mr. Walker,	Mr. Gordon,
Mr. De Salis,	Mr. Cunneen,
Mr. Cooper,	Mr. Egan,
Mr. Phelps,	Mr. Wilson,
Mr. Mate,	Mr. Joseph,
Mr. Garrett,	Mr. Piddington,
Mr. Driver,	<i>Tellers.</i>
Mr. Lloyd,	Mr. Macpherson,
Mr. Macleay,	Mr. Burns.
Mr. White,	
Mr. Graham,	

17. Mrs. De Courcy:—Mr. Hart moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.
Question put and passed.
18. Adjournment:—Mr. Martin moved, That this House do now adjourn.
Debate ensued.
Question put.

The

The House divided.

Ayes, 27.

Mr. Byrnes,	Mr. Alexander,
Mr. Martin,	Mr. Macleay,
Mr. Parkes,	Mr. Morrice,
Mr. Eagar,	Mr. Lloyd,
Mr. Isaacs,	Mr. Lucas,
Mr. Ryan,	Mr. Farnell,
Mr. Walker,	Mr. Piddington,
Mr. Dignam,	Mr. Caldwell,
Mr. Oatley,	Mr. Manton,
Mr. De Salis,	Mr. Wilson,
Mr. White,	<i>Tellers.</i>
Mr. Matc,	Mr. Hart,
Mr. Graham,	Mr. Macpherson.
Mr. Phelps,	
Mr. Neale,	

Noes, 10.

Mr. Donnelly,
Mr. Cummings,
Mr. Forster,
Mr. Pickering,
Mr. Lang,
Mr. Egan,
Mr. Driver,
Mr. Garrett,
Tellers.
Mr. Burns,
Mr. Hurley.

Whereupon the Speaker left the Chair, and the House stood adjourned, at nineteen minutes before One o'clock, A.M., until Three o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, MARCH 21.

- MR. PEMELL *to ask* THE SECRETARY FOR LANDS,—
(1.) Is it the intention of the Government to prohibit Interments in the Newtown Cemetery after the 31st December, 1866?
(2.) Will the Bill promised by the Honorable the Secretary for Lands be sufficiently comprehensive to effect this object?
- MR. HART *to ask* THE SECRETARY FOR LANDS,—
(1.) How long is it since the Punts between Balmain and Five Dock and the North Shore, have been finished?
(2.) Are they in working order?
(3.) What delays the opening of the road for traffic?
(4.) Will the same ever be opened?

Contingent Notice:—

- MR. COWPER to move, *as an Amendment on the Motion for the resumption of the Committee of Supply*, That in the opinion of this House, the Attorney General ought to have prosecuted the Prisoner Louis Bertrand.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

- MR. WILSON to move for leave to introduce a Bill to amend the Gold Fields Act.
- MR. EAGAR to move, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider of the propriety of introducing a Bill to make provision for the payment of certain portions of the Public Debt of New South Wales.

ORDERS OF THE DAY:—

- Ways and Means; resumption of the Committee.
- Supply; resumption of the Committee.
- Supply; reception of Resolutions from Committee (ordered, on 8th March, A.M., and 8th March, P.M., to be received.)
- Public Debt Commissioners Bill; second reading.

OTHER BUSINESS—NOTICES OF MOTION:—

- MR. EGAN to move, That the Petition presented by him on the 16th March, from a portion of the Inhabitants of the Electorate of Eden, praying the continuation of the appropriation of £28,000 in support of Religion, and the restoration of Sir Richard Bourke's Act, be printed.
- MR. KEMP to move, That the Petition presented by him on the 16th March, from certain Inhabitants of Bathurst, in behalf of Mr. B. H. M'Cann, be printed.

3. MR. MANTON to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the next Supplementary Estimates, a sum not exceeding £650, for the construction of a Bridge over the creek known as "Mammy Johnson's Creek," on the main line of road from Raymond Terrace to the Manning.
4. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, £2,000 as compensation to Mrs. Caroline Chisholm for services rendered to this Colony.

ORDERS OF THE DAY :—

1. State Aid to Religion:—Resumption of the Adjourned Debate on the motion of Mr. Macpherson, That the Speaker do now leave the Chair and the House resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
2. Partnership Amendment Bill; second reading.
3. Advances to Agents intrusted with Goods Bill; second reading.
4. Prison Discipline Bill; second reading.
5. Clarence and New England Steam Navigation Company's Bill; consideration in Committee of Legislative Council's Amendment.
6. Issue of Process Bill; second reading.
7. Brands Registration Bill; to be further considered in Committee.
8. Proposed Road to Burraborang; reception of Resolution from Committee of the Whole.
9. Exchange of Land Scots Church Sydney Legalizing Bill (*as amended in Select Committee*); second reading.

THURSDAY, MARCH 22.

Questions :—

1. MR. LUCAS to ask THE SECRETARY FOR LANDS,—
 - (1.) Were not the squatters required to estimate the area of their runs, previous to granting of the fourteen years leases?
 - (2.) As a rule were not these leases granted on the faith of the squatter's estimate?
 - (3.) Have not the runs been estimated by their occupiers in many cases at less than one-half, and in several cases at less than one-third of their actual area?
 - (4.) In cases where squatters have estimated their runs as containing (say) twenty-five square miles, and have paid rent (during the currency of their leases) for that quantity only, but have in reality held twice or three times the quantity—have their pre-emptive rights been confined to the estimated quantity for which they have paid rent, or are they allowed to pre-empt on the whole of the lands which they have held, although they have paid rent for only one-half or one-third of it?
2. DR. LANG to ask THE COLONIAL SECRETARY,—What is the amount of the unexpended balance at present available for the promotion of Immigration, either here or in the hands of the Commissioners in London; as also, what amount of expenditure the Government are now pledged for against that balance?
3. DR. LANG to ask THE SECRETARY FOR PUBLIC WORKS,—Whether it is the intention of the Government to complete the Line of Railway from the Fitz Roy Mines, on the Great Southern Road, to Sutton Forest, on the completion of the Contracts Nos. 4 and 5, so as to render the Line available for the numerous population of that district previous to its extension to Goulburn or Marulan?
4. MR. GARRETT to ask THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to take steps, during the forthcoming recess, to carry out the recommendation contained in the Report of the Select Committee of the Legislative Council on Light-houses in 1863; and also that portion of the Report on the Defences, adopted by this House last Session, so far as they recommend the Extension of the Electric Telegraph to the Light-houses at Jervis Bay, Eden, and Port Stephens?

FRIDAY, MARCH 23.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Companies Bill; second reading.
2. Verdicts Amendment Bill; Resumption of the adjourned Debate, on the motion of Mr. Buchanan, That this Bill be now read a second time.
3. Standard Weight of Maize Wheat Barley and Oats Bill; second reading.
4. Sydney Municipal Council Powers Extension Bill; second reading.
5. Mrs. De Courcy:—Consideration in Committee of the Whole, of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.

NOTICE

NOTICE OF MOTION:—

1. MR. KEMP to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1867, a sum not exceeding One Hundred Pounds (£100) to provide for a Queen's Plate, to be run for annually on Bathurst Race Course, under the auspices of the Bathurst Jockey Club.

TUESDAY, MARCH 27.

Question:—

1. MR. RYAN to ask THE SECRETARY FOR LANDS,—If it is the intention of the Government to make facilities for the travelling of stock on Bell's line of Road to Bathurst, in consequence of the obstructions caused by the Railway Works now in progress?

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MACLEAY to move, That this House is of opinion,—
 - (1.) That the sum of £55,000 per annum, required to meet the expense of Steam Communication with Panama, is greatly in excess of any advantages which the people of this Country can derive therefrom.
 - (2.) That, therefore, any contract which may have been, or is about to be, entered into by the Government of this Colony with that of New Zealand for the aforesaid purpose, should be terminated with as little delay as possible consistently with the public faith.
 - (3.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor.
2. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
3. MR. DRIVER to move,—
 - (1.) That in the opinion of this House, the claim of William Cummings for injury to, and loss of, property sustained by him on account of the discovery of Gold upon his rented Crown Lands, and reported upon to this House on the 28th of April, 1865, by the Select Committee appointed "to inquire into, and report upon, the claims of tenants of the Crown lodged with the Government for injuries done to their properties since the discovery of Gold on their rented Crown Lands," is a fit one to be referred to arbitration by the Government.
 - (2.) That an Address, embodying the foregoing Resolution, be presented to His Excellency the Governor.
4. MR. MACPHERSON to move, That it be a Sessional Order of this House,—
 - (1.) That, in future, after a Debate on any Question, whether an amendment of the same, or any motion for adjournment, shall have been proposed or not, shall have continued for *twelve* consecutive hours, or for *thirty-two* hours accumulated from adjournments,

adjournments, (in either case including the time occupied in debating such amendments or motions for adjournment) it shall be in the power of any Member who has not spoken, to intercept the Debate by moving "That the Question be now put;" and that on such motion being seconded, the Speaker or Chairman of Committees, as the case may be, shall put immediately such intercepting Question without debate; and on its being decided in the affirmative, the original Question, as well as any amendment or amendments proposed, shall be put from the Chair in their due order and decided without further Debate.

(2.) That in Committees of the Whole House, the words "Original Question" shall be held to mean the whole Question originally submitted to the consideration of the Committee, together with such amendments as may have been determined on during the discussion in Committee.

(3.) That no Member, except the mover of a Question or an amendment shall be permitted (except by permission of the House) to address the House for a longer period than *sixty* minutes on such Question or Amendment.

(4.) That no Member shall be permitted to address a Committee of the Whole House more than *once* on each amendment moved in Committee, nor more than *fifteen* minutes on each occasion of his addressing the Committee, except by permission of the Committee.

(5.) On a question of adjournment of the House, or the adjournment of a Debate, no Member shall be permitted to address the House more than *ten* minutes, except by permission of the House.

(6.) No Member shall be permitted to move the adjournment of the House, or the adjournment of a Debate more than *once* during the same sitting.

(7.) In a Committee of the Whole House, no Member shall be permitted to move "That the Chairman leave the Chair," with or without additional words more than *once* during the same sitting of the Committee, and no Member shall be permitted to address the Committee upon this Question for a longer period than *five* minutes.

(8.) At any time during a Debate in the House, or during a discussion in a Committee of the Whole, it shall be competent for any Member *once* to move that the whole or any part of the foregoing order be suspended for a given number of hours, and on the motion being seconded, it shall be put from the Chair without Debate, and if carried, the order, or any portion of it, shall be suspended for the number of hours specified.

(9.) No portion of the foregoing order shall apply to discussions in Committees of Ways and Means and of Supply, or to Debates on the Question that the House do resolve itself into such Committees.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. BYRNES to move, That this House approves of the Plans and Book of Reference of a proposed Extension of the Great Northern Railway from Muswellbrook to Murrurundi, laid before this House on the 1st March, 1866, in accordance with the 9th section of the Government Railways Act, 22 Victoria, No. 19.

FRIDAY, MARCH 30.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Leases and Sales of Settled Estates Facilitation Bill; second reading.
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New South Wales.

No. 58.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 21 MARCH, 1866.

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

Questions on Notice Paper for to-day:—

Mr. Pemell not asking the Question standing in his name, No. 1, it dropped.

- (1.) Punts between Balmain and Five Dock and the North Shore:—Mr. Hart asked the Secretary for Lands, pursuant to Notice No. 2,—

- (1.) How long is it since the Punts between Balmain and Five Dock and the North Shore, have been finished?
(2.) Are they in working order?
(3.) What delays the opening of the road for traffic?
(4.) Will the same ever be opened?

Mr. Wilson answered,—

- (1.) March, 1865.
(2.) They are.
(3.) The opening of this Road has been delayed, pending the adjustment of certain claims for compensation for land appropriated for its formation. The awards in these cases have now been received.
(4.) It is hoped the Road will now be shortly opened.

2. Destitution of Agriculturists:—

- (1.) Mr. Cowper presented a Petition from certain Farmers, &c., resident in, and in the vicinity of Tenterfield, representing that, in consequence of the visitation of a severe Hailstorm which entirely destroyed their Crops, they are left without the means of sustenance, and are totally unable to procure sufficient seed to crop their land; and praying favourable consideration.

Petition received.

- (2.) Mr. Cummings presented a Petition from certain Farmers and other Inhabitants of O'Connell (County of Westmorland) and surrounding Neighbourhood, representing that they are now suffering from the late Drought in loss of Crops and Cattle,—statistics shewing that from 1,540 acres under wheat cultivation, only 2,174 bushels have been realized; that many of them have no means of purchasing seed wheat; and that, in consequence, their farms must be disposed of and themselves rendered homeless, unless relief be afforded; and praying favourable consideration and relief,—

And the same having been read at length by the Clerk, by direction of the Speaker,—

Petition received.

3. State Aid to Religion (*"Formal" Motion*):—Mr. Egan moved, pursuant to Notice, That the Petition presented by him on the 16th March, from a portion of the Inhabitants of the Electorate of Eden, praying the continuation of the appropriation of £28,000 in support of Religion, and the restoration of Sir Richard Bourke's Act, be printed.

Question put and passed.

Ordered to be printed.

4. Gold Fields Act Amendment Bill :—
 - (1.) Mr. Wilson moved, pursuant to Notice, for leave to introduce a Bill to amend the Gold Fields Act.
Question put and passed.
 - (2.) Mr. Wilson having *presented* this Bill, Bill, intituled, “ *A Bill to amend the Gold Fields Act of 1861,*” read a first time.
Ordered to be printed, and read a second time to-morrow.
5. Public Debt Commissioners Bill, (No. 2) :—Mr. Eagar moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider of the propriety of introducing a Bill to make provision for the payment of certain portions of the Public Debt of New South Wales.
Question put and passed.
6. Postponement :—The Order of the Day for the resumption of the Committee of Ways and Means postponed, on motion of Mr. Eagar, until to-morrow.
7. Supply :—The Order of the Day for the resumption of the Committee of Supply having been read, Mr. Eagar moved “ That” the Speaker do now leave the Chair. Mr. Cowper moved, pursuant to *Contingent* Notice, That the Question be amended by omitting all the words after the word “ That,” with a view to inserting in their place the words, “ in the opinion of this House, the Attorney General ought to have prosecuted the Prisoner Louis Bertrand.”
Debate ensued.
Question,—That the words proposed to be omitted stand part of the Question,—put and passed.
Original Question then put and passed.
Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of Supply.

And the Committee having continued to sit till after Midnight ;—

THURSDAY, 22 MARCH, 1866, A.M.

The Chairman reported progress, and obtained leave to sit again.

8. Postponement :—The Order of the Day No. 3 of Government Business postponed, on motion of Mr. Eagar, until a later hour this day.
 9. Public Debt Commissioners Bill :—The Order of the Day for the second reading of this Bill discharged, and Bill withdrawn, on motion of Mr. Eagar.
- The House adjourned, on motion of Mr. Martin, at eleven minutes after Two o'clock A.M., until Three o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, MARCH 22.

Questions :—

1. MR. LUCAS *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Were not the squatters required to estimate the area of their runs, previous to granting of the fourteen years leases ?
 - (2.) As a rule were not these leases granted on the faith of the squatter's estimate ?
 - (3.) Have not the runs been estimated by their occupiers in many cases at less than one-half, and in several cases at less than one-third of their actual area ?
 - (4.) In cases where squatters have estimated their runs as containing (say) twenty-five square miles, and have paid rent (during the currency of their leases) for that quantity only, but have in reality held twice or three times the quantity—have their pre-emptive rights been confined to the estimated quantity for which they have paid rent, or are they allowed to pre-empt on the whole of the lands which they have held, although they have paid rent for only one-half or one-third of it ?
2. DR. LANG *to ask* THE COLONIAL SECRETARY,—What is the amount of the unexpended balance at present available for the promotion of Immigration, either here or in the hands of the Commissioners in London ; as also, what amount of expenditure the Government are now pledged for against that balance ?

3. DR. LANG *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether it is the intention of the Government to complete the Line of Railway from the Fitz Roy Mines, on the Great Southern Road, to Sutton Forest, on the completion of the Contracts Nos. 4 and 5, so as to render the Line available for the numerous population of that district previous to its extension to Goulburn or Marulan?
4. MR. GARRETT *to ask* THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to take steps, during the forthcoming recess, to carry out the recommendation contained in the Report of the Select Committee of the Legislative Council on Light-houses in 1863; and also that portion of the Report on the Defences, adopted by this House last Session, so far as they recommend the Extension of the Electric Telegraph to the Light-houses at Jervis Bay, Eden, and Port Stephens?
5. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—
 - (1.) Has any letter been recently received by the Government from the Medical Officer to the Gaol at Port Macquarie, making certain suggestions regarding his own duties and position, and in particular, regarding his appointment as Medical Officer to the proposed Asylum at the same place, as well as the appointment of a person to perform the combined duties of Clerk, Storekeeper, and Dispenser to both the Gaol and the Asylum?
 - (2.) If so, what course has been, or is intended to be, taken by the Government with reference to such suggestions?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Gold Fields Act Amendment Bill; second reading.
2. Public Debt Commissioners Bill, (No. 2); consideration in Committee of the propriety of introducing this Bill.
3. Ways and Means; resumption of the Committee.
4. Supply; resumption of the Committee.
5. Supply; reception of Resolutions from Committee (ordered, on 8th March, A.M., and 8th March, P.M., to be received.)

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. KEMP to move, That the Petition presented by him on the 16th March, from certain Inhabitants of Bathurst, relative to Mr. B. H. McCann, deceased, be printed.
2. MR. MANTON to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the next Supplementary Estimates, a sum not exceeding £650, for the construction of a Bridge over the creek known as "Mammy Johnson's Creek," on the main line of road from Raymond Terrace to the Manning.
3. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, £2,000 as compensation to Mrs. Caroline Chisholm for services rendered to this Colony.

ORDERS OF THE DAY:—

1. State Aid to Religion:—Resumption of the Adjourned Debate on the motion of Mr. Macpherson, That the Speaker do now leave the Chair and the House resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
2. Partnership Amendment Bill; second reading.
3. Advances to Agents intrusted with Goods Bill; second reading.
4. Prison Discipline Bill; second reading.
5. Clarence and New England Steam Navigation Company's Bill; consideration in Committee of Legislative Council's Amendment.
6. Issue of Process Bill; second reading.
7. Brands Registration Bill; to be further considered in Committee.
8. Proposed Road to Burragorang; reception of Resolution from Committee of the Whole.
9. Exchange of Land Scots Church Sydney Legalizing Bill (*as amended in Select Committee*); second reading.

FRIDAY, MARCH 23.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Companies Bill; second reading.
2. Verdicts Amendment Bill; Resumption of the adjourned Debate, on the motion of Mr. Buchanan, That this Bill be now read a second time.
3. Standard Weight of Maize Wheat Barley and Oats Bill; second reading.
4. Sydney Municipal Council Powers Extension Bill; second reading.
5. Mrs. De Courcy:—Consideration in Committee of the Whole, of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.

NOTICE

NOTICE OF MOTION :—

1. MR. KEMP to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1867, a sum not exceeding One Hundred Pounds (£100) to provide for a Queen's Plate, to be run for annually on Bathurst Race Course, under the auspices of the Bathurst Jockey Club.

TUESDAY, MARCH 27.

Question :—

1. MR. RYAN to ask THE SECRETARY FOR LANDS,—If it is the intention of the Government to make facilities for the travelling of stock on Bell's line of Road to Bathurst, in consequence of the obstructions caused by the Railway Works now in progress?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MACLEAY to move, That this House is of opinion,—
 - (1.) That the sum of £55,000 per annum, required to meet the expense of Steam Communication with Panama, is greatly in excess of any advantages which the people of this Country can derive therefrom.
 - (2.) That, therefore, any contract which may have been, or is about to be, entered into by the Government of this Colony with that of New Zealand for the aforesaid purpose, should be terminated with as little delay as possible consistently with the public faith.
 - (3.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor.
2. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
3. MR. DRIVER to move,—
 - (1.) That in the opinion of this House, the claim of William Cummings for injury to, and loss of, property sustained by him on account of the discovery of Gold upon his rented Crown Lands, and reported upon to this House on the 28th of April, 1865, by the Select Committee appointed "to inquire into, and report upon, the claims of tenants of the Crown lodged with the Government for injuries done to their properties since the discovery of Gold on their rented Crown Lands," is a fit one to be referred to arbitration by the Government.
 - (2.) That an Address, embodying the foregoing Resolution, be presented to His Excellency the Governor.
4. MR. MACPHERSON to move, That it be a Sessional Order of this House,—
 - (1.) That, in future, after a Debate on any Question, whether an amendment of the same, or any motion for adjournment, shall have been proposed or not, shall have continued for *twelve* consecutive hours, or for *thirty-two* hours accumulated from adjournments, (in either case including the time occupied in debating such amendments

ments or motions for adjournment) it shall be in the power of any Member who has not spoken, to intercept the Debate by moving "That the Question be now put;" and that on such motion being seconded, the Speaker or Chairman of Committees, as the case may be, shall put immediately such intercepting Question without debate; and on its being decided in the affirmative, the original Question, as well as any amendment or amendments proposed, shall be put from the Chair in their due order and decided without further Debate.

(2.) That in Committees of the Whole House, the words "Original Question" shall be held to mean the whole Question originally submitted to the consideration of the Committee, together with such amendments as may have been determined on during the discussion in Committee.

(3.) That no Member, except the mover of a Question or an amendment shall be permitted (except by permission of the House) to address the House for a longer period than *sixty* minutes on such Question or Amendment.

(4.) That no Member shall be permitted to address a Committee of the Whole House more than *once* on each amendment moved in Committee, nor more than *fifteen* minutes on each occasion of his addressing the Committee, except by permission of the Committee.

(5.) On a question of adjournment of the House, or the adjournment of a Debate, no Member shall be permitted to address the House more than *ten* minutes, except by permission of the House.

(6.) No Member shall be permitted to move the adjournment of the House, or the adjournment of a Debate more than *once* during the same sitting.

(7.) In a Committee of the Whole House, no Member shall be permitted to move "That the Chairman leave the Chair," with or without additional words more than *once* during the same sitting of the Committee, and no Member shall be permitted to address the Committee upon this Question for a longer period than *five* minutes.

(8.) At any time during a Debate in the House, or during a discussion in a Committee of the Whole, it shall be competent for any Member *once* to move that the whole or any part of the foregoing order be suspended for a given number of hours, and on the motion being seconded, it shall be put from the Chair without Debate, and if carried, the order, or any portion of it, shall be suspended for the number of hours specified.

(9.) No portion of the foregoing order shall apply to discussions in Committees of Ways and Means and of Supply, or to Debates on the Question that the House do resolve itself into such Committees.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. BYRNES to move, That this House approves of the Plans and Book of Reference of a proposed Extension of the Great Northern Railway from Muswellbrook to Murrurundi, laid before this House on the 1st March, 1866, in accordance with the 9th section of the Government Railways Act, 22 Victoria, No. 19.

FRIDAY, MARCH 30.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Leases and Sales of Settled Estates Facilitation Bill; second reading.
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New South Wales.

No. 59.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 22 MARCH, 1866.

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

(1.) Questions on Notice Paper for to-day :—

(1.) Leases and Pre-emptive Rights of Squatters :—Mr. Lucas asked the Secretary for Lands, pursuant to Notice No. 1,—

(1.) Were not the squatters required to estimate the area of their runs, previous to granting of the fourteen years leases ?

(2.) As a rule were not these leases granted on the faith of the squatter's estimate ?

(3.) Have not the runs been estimated by their occupiers in many cases at less than one-half, and in several cases at less than one-third of their actual area ?

(4.) In cases where squatters have estimated their runs as containing (say) twenty-five square miles, and have paid rent (during the currency of their leases) for that quantity only, but have in reality held twice or three times the quantity—have their pre-emptive rights been confined to the estimated quantity for which they have paid rent, or are they allowed to pre-empt on the whole of the lands which they have held, although they have paid rent for only one-half or one-third of it ?

Mr. Wilson answered,—

(1.) Yes.

(2.) No. Leases were seldom granted until after survey, and where granted previously thereto, the squatter's estimates of area were never adopted without official verification.

(3.) The estimates were generally (but almost necessarily) inaccurate. The discrepancies, in some cases, may have amounted to the proportions suggested.

(4.) The rent was not charged upon these estimates of area, but upon a valuation of the grazing capabilities of the run. In such a case as that supposed, the right of pre-emption would be confined to the land for which the lessee paid rent.

(2.) Unexpended Balance available for Immigration :—Dr. Lang asked the Colonial Secretary, pursuant to Notice No. 2,—What is the amount of the unexpended balance at present available for the promotion of Immigration, either here or in the hands of the Commissioners in London ; as also, what amount of expenditure the Government are now pledged for against that balance ?

Mr. Parkes answered,—

(1.) The amount of the unexpended balance at present available here for the purpose of Immigration, is £38,378 14 5

(2.) The amount in the hands of the Commissioners in London, is 20,608 0 0

Making a total of £58,986 14 5

(3.) The amount of expenditure the Government are now pledged for against such balance, is 16,000 0 0

Leaving a clear balance of £42,986 14 5

(3.)

- (3.) Completion of Southern Railway to Sutton Forest:—Dr. Lang asked the Secretary for Public Works, pursuant to Notice No. 3,—Whether it is the intention of the Government to complete the Line of Railway from the Fitz Roy Mines, on the Great Southern Road, to Sutton Forest, on the completion of the Contracts Nos. 4 and 5, so as to render the Line available for the numerous population of that district previous to its extension to Goulburn or Marulan?
Mr. Byrnes answered,—Yes.
- (4.) Light-houses—Extension of Electric Telegraph:—Mr. Garrett asked the Secretary for Public Works, pursuant to Notice No. 4,—Is it the intention of the Government to take steps, during the forthcoming recess, to carry out the recommendation contained in the Report of the Select Committee of the Legislative Council on Light-houses in 1863; and also that portion of the Report on the Defences, adopted by this House last Session, so far as they recommend the Extension of the Electric Telegraph to the Light-houses at Jervis Bay, Eden, and Port Stephens?
Mr. Byrnes answered,—The extension of the line of Telegraph to Eden awaits the completion of a guarantee bond by the inhabitants of that district who are desirous of having the extension carried out. It is not intended to recommend the extension of the Telegraph to Jervis Bay and Port Stephens in the present year.
- (5.) Medical Officer at Gaol, Port Macquarie:—Mr. Forster asked the Colonial Secretary, pursuant to Notice No. 5,—
- (1.) Has any letter been recently received by the Government from the Medical Officer to the Gaol at Port Macquarie, making certain suggestions regarding his own duties and position, and in particular, regarding his appointment as Medical Officer to the proposed Asylum at the same place, as well as the appointment of a person to perform the combined duties of Clerk, Storekeeper, and Dispenser to both the Gaol and the Asylum?
(2.) If so, what course has been, or is intended to be, taken by the Government with reference to such suggestions?
Mr. Parkes answered,—A letter has been received from Dr. Neild, of Port Macquarie, dated the 5th instant, making certain suggestions as to the duties and salary that, in his opinion, should attach to an appointment for which he is an applicant, and also making certain suggestions regarding the appointment of a dispenser to the Gaol and proposed Benevolent Asylum at Port Macquarie. The Government has not decided on any course in reference to these suggestions; and I may add that the Government does not quite acquiesce in the propriety of applicants for situations in the Public Service seeking to enforce their views by questions to Ministers in this House while their applications are pending.
- (2.) Dropped Question on Notice Paper for yesterday, *repeated by permission*:—
Interments in Newtown Cemetery:—Mr. Pennell asked the Secretary for Lands,—
- (1.) Is it the intention of the Government to prohibit Interments in the Newtown Cemetery after the 31st December, 1866?
(2.) Will the Bill promised by the Honorable the Secretary for Lands be sufficiently comprehensive to effect this object?
Mr. Wilson answered,—The Bill, which has already been prepared, neither includes Newtown nor Randwick; but it is a matter which the Government intend to re-consider during the recess. It is a matter that might be regulated in Committee as to what should be included in the Bill.
2. Municipalities:—Mr. Hannell presented a Petition from certain Ratepayers and other Inhabitants of the Municipality of Newcastle, under the Signature of the Mayor and the Seal of the Corporation, setting forth the hardship of Residents within Municipalities having to pay local rates, and at the same time to submit to taxation to provide funds for costly works in other Districts of the Colony, the Inhabitants of which pay no such local rates; and suggesting, as a remedy, the application to the whole Colony of a Municipal System under which the Inhabitants of every District—aided in some degree from Public Funds—shall undertake the construction and maintenance of all local works.
Petition received.
3. Paper:—Mr. Parkes laid upon the Table, Report of Board of Management of the Government Asylums for the Infirm and Destitute for 1865.
Ordered to be printed.
4. Motion for Adjournment:—Mr. Donnelly moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
5. Mr. B. H. M'Cann (deceased) ("Formal" Motion):—Mr. Garrett, on behalf of Mr. Kemp, moved, pursuant to Notice, That the Petition presented by Mr. Kemp on the 16th March, from certain Inhabitants of Bathurst, relative to Mr. B. H. M'Cann, deceased, be printed.
Question put and passed.
Ordered to be printed.
6. Gold Fields Act Amendment Bill, on motion of Mr. Wilson, read a second time (after Debate).
Whereupon, on motion of Mr. Wilson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill. The Chairman having reported the Bill with Amendments, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for to-morrow.

7. Public Debt Commissioners Bill (No. 2) :—
 (1.) On motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider of the propriety of introducing a Bill to make provision for the payment of certain portions of the Public Debt of New South Wales.
 The Chairman reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, *with the concurrence of the House*, that the said Resolution be *now* received.
 The Chairman then reported a Resolution, which was read a first time, as follows :—
Resolved,—That it is desirable to introduce a Bill to make provision for the payment of certain portions of the Public Debt of New South Wales.
 Resolution then, on motion of Mr. Eagar, read a second time and agreed to.
- (2.) Mr. Eagar having presented this Bill, Bill, intituled, "*A Bill to make provision for the payment of certain portions of the Public Debt of New South Wales*," read a first time.
Ordered to be printed, and read a second time on Wednesday next.
- (3.) The following Message from His Excellency the Governor was delivered by Mr. Eagar, and read by the Speaker :—
 JOHN YOUNG,
Governor. *Message No. 15.*
 In accordance with the provisions of the 54th clause of the Constitution Act, the Governor recommends to the Legislative Assembly, the appropriation of certain sums annually from the Consolidated Revenue Fund, towards making provision for the payment of certain portions of the Public Debt of New South Wales.
 20 March, 1866.
Ordered, on motion of Mr. Eagar, to be printed, and taken into consideration in Committee of the Whole on the said Bill.
8. Postponement :—The Order of the Day for the resumption of the Committee of Ways and means postponed, on motion of Mr. Eagar, until Wednesday next.
9. Supply :—The Order of the Day for the resumption of the Committee of Supply having been read,—Mr. Eagar moved, That the Speaker do now leave the Chair.
 Debate ensued.
 Question put and passed.
 Whereupon the Speaker left the Chair, and the House resolved itself into the said Committee.
 The Chairman obtained leave to sit again To-morrow, and reported that the Committee had come to some Resolutions.
Ordered, on motion of the Chairman, that the said Resolutions be received to-morrow.
10. Re-insurances of Marine Risks Bill :—The Speaker reported the following Message from the Legislative Council :—
 MR. SPEAKER,
 The Legislative Council having this day passed a Bill, intituled, "*An Act to repeal the prohibition on re-insurances of Marine Risks*," presents the same to the Legislative Assembly for its concurrence.
Legislative Council Chamber, T. A. MURRAY,
Sydney, 22 March, 1866. President.
 Bill, on motion of Mr. Isaacs, read a first time.
Ordered to be printed, and read a second time to-morrow.
11. Postponement :—The Order of the Day No. 5 of Government Business postponed, on motion of Mr. Eagar, until to-morrow.
12. Motions Dropped :—
 (1.) Mr. Manton not making the Motion standing in his name No. 2 on the Notice Paper for to-day, it dropped.
 (2.) Mr. Cummings not making the Motion standing in his name No. 3 on the Notice Paper for to-day, it dropped.
13. Postponement :—The Order of the Day No. 1 of Other Business postponed, on motion of Mr. Terry, until Friday next.
14. Partnership Amendment Bill :—The Order of the Day for the second reading of this Bill, and Bill also, discharged, on motion of Mr. Terry.
15. Advances to Agents intrusted with Goods Bill :—The Order of the Day for the second reading of this Bill, and Bill also, discharged, on motion of Mr. Terry.
16. Postponement :—The Order of the Day No. 4 of Other Business, postponed, on motion of Mr. Cowper, until to-morrow.
17. Clarence and New England Steam Navigation Company's Bill :—On motion of Mr. Driver, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendment made by the Legislative Council in this Bill.
 The Chairman having reported that the Committee had agreed to the said Amendment, the House adopted the Report, and ordered, on motion of Mr. Driver, that the following Message be carried to the Legislative Council :—
 MR. PRESIDENT,
 The Legislative Assembly has this day agreed to the Amendment made by the Legislative Council in the Bill, intituled, "*An Act to Incorporate the Proprietors of a certain Company called 'The Clarence and New England Steam Navigation Company' and for other purposes therein mentioned.*"
Legislative Assembly Chamber,
Sydney, 22nd March, 1866. Speaker.
18.

18. Issue of Process Bill, on motion of Mr. Isaacs, read a second time.
Whereupon, on motion of Mr. Isaacs, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill. The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for to-morrow.
19. Brands Registration Bill:—The Order of the Day for the further consideration in Committee of this Bill, and Bill also, discharged, on motion of Mr. Wilson.
20. Proposed Road to Burraborang:—The Order of the Day (No. 8 of Other Business) having been read, the Chairman of Committees reported from a Committee of the Whole a Resolution, which was read a first time, as follows:—
Resolved, That an Address be presented to the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates for the year 1866, a sum of money not exceeding £1,000, for the making and repairing of the Road down the Mountains to Burraborang.
Resolution then, on motion of Mr. Morrice, read a second time, and agreed to.
21. Exchange of Land Scots Church Sydney Legalizing Bill:—Mr. Driver moved, That this Bill be now read a second time.
Mr. Egan moved, and afterwards by leave withdrew the motion, That this House do now adjourn.
Debate on Main Question postponed, on motion of Mr. Egan, until to-morrow.
The House adjourned at twenty-five minutes before Twelve o'clock, until To-morrow, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

FRIDAY, MARCH 23.

Questions:—

1. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—
(1.) Is there any Diary or other document, written by the prisoner Bertrand, or supposed to have been written by him, in the possession of the Government or the Police, other than the one produced and read at the trial?
(2.) Has any portion of the Diary, produced and read at the trial, been suppressed?
(3.) Has the Government or Police any testimony, documentary or otherwise, in proof of the general report that the prisoner Bertrand was in the habit of administering chloroform to his female patients and violating them while in a state of insensibility?
2. MR. PIDDINGTON *to ask* THE SECRETARY FOR LANDS,—What was the amount of rent, per acre, paid by William Forlonge, Esquire, M.P., in the year 1866, for the 50 Runs held by him in the Western Pastoral Districts (Riverina), the approximate area of which, according to a Return ordered by this House to be printed on the 14th instant, was computed at 1,920,000 acres, or 3,000 square miles?
3. MR. COWPER *to ask* THE SECRETARY FOR LANDS,—When the Correspondence regarding the Campbelltown Road Trust will be laid upon the Table?
4. MR. PHELPS *to ask* THE COLONIAL TREASURER,—Whether it is the intention of the Government, in conjunction with the Government of Victoria, and in terms of Clause 5 of the Constitution Act, to devise "Regulations for the Navigation of the River Murray by the vessels belonging to the said two Colonies respectively"?
5. MR. COOPER *to ask* THE COLONIAL TREASURER,—When the Return of amounts contributed by the Northern Districts, and expended in those Districts, ordered by the House on the 10th of November last, will be laid on the Table?

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Companies Bill; second reading.
2. Verdicts Amendment Bill; Resumption of the adjourned Debate, on the motion of Mr. Buchanan, That this Bill be now read a second time.
3. Standard Weight of Maize Wheat Barley and Oats Bill; second reading.
4. Sydney Municipal Council Powers Extension Bill; second reading.

5. Mrs. De Courcy :—Consideration in Committee of the Whole, of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.
6. Re-insurances of Marine Risks Bill ; second reading.
7. State Aid to Religion :—Resumption of the Adjourned Debate on the motion of Mr. Macpherson, That the Speaker do now leave the Chair and the House resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
8. Prison Discipline Bill ; second reading.
9. Issue of Process Bill ; third reading.
10. Exchange of Land Scots Church Sydney Legalizing Bill (*as amended in Select Committee*) ; Debate on the motion of Mr. Driver, That this Bill be now read a second time.

NOTICES OF MOTION :—

1. MR. KEMP to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1867, a sum not exceeding One Hundred Pounds (£100) to provide for a Queen's Plate, to be run for annually on Bathurst Race Course, under the auspices of the Bathurst Jockey Club.
2. MR. HANNELL to move, That the Petition presented by him on the 22nd March, from the Municipality of Newcastle, praying for an extended system of Municipal Government, be printed.
3. MR. GARRETT to move, That there be laid upon the Table of this House, Copies of all Minutes and Opinions of the Crown Law Officers as to the re-selection of forfeited selections.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Supply ; resumption of the Committee.
2. Supply ; reception of Resolutions from Committee (ordered, on 8th March, A.M., and 8th March, P.M., and 22nd March, to be received.)
3. Gold Fields Act Amendment Bill ; third reading.

TUESDAY, MARCH 27.

Questions :—

1. MR. RYAN to ask THE SECRETARY FOR LANDS,—If it is the intention of the Government to make facilities for the travelling of stock on Bell's line of Road to Bathurst, in consequence of the obstructions caused by the Railway Works now in progress ?
2. MR. MORRICE to ask THE SECRETARY FOR LANDS,—
 - (1.) When do the Government intend to open the Road leading from Picton to Burragorang Mountain, *via* the Oaks ?
 - (2.) Is the Government aware that the said Road was proclaimed for a long period, and not opened ?
 - (3.) Why is it not opened, for the convenience of the inhabitants, to the Railway Station, Picton ?
3. MR. MORRICE to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is it the intention of the Government to repair the Brownlow Hill Bridge ?
 - (2.) Is the Government aware that the Bridge is now impassable ?
 - (3.) Is the Government aware that Mr. Downs will have it put up for £200, under the instructions of the Engineer-in-Chief ?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MACLEAY to move, That this House is of opinion,—
 - (1.) That the sum of £55,000 per annum, required to meet the expense of Steam Communication with Panama, is greatly in excess of any advantages which the people of this Country can derive therefrom.
 - (2.) That, therefore, any contract which may have been, or is about to be, entered into by the Government of this Colony with that of New Zealand for the aforesaid purpose, should be terminated with as little delay as possible consistently with the public faith.
 - (3.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor.
2. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.

(3.)

- (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
- (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
- (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
- (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
- (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
- (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
- (9.) That no person should be permitted to vote at any election without such certificate.
- (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
- (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
3. MR. DRIVER to move,—
- (1.) That in the opinion of this House, the claim of William Cummings for injury to, and loss of, property sustained by him on account of the discovery of Gold upon his rented Crown Lands, and reported upon to this House on the 28th of April, 1865, by the Select Committee appointed “to inquire into, and report upon, the claims of tenants of the Crown lodged with the Government for injuries done to their properties since the discovery of Gold on their rented Crown Lands,” is a fit one to be referred to arbitration by the Government.
- (2.) That an Address, embodying the foregoing Resolution, be presented to His Excellency the Governor.
4. MR. MACPHERSON to move, That it be a Sessional Order of this House,—
- (1.) That, in future, after a Debate on any Question, whether an amendment of the same, or any motion for adjournment, shall have been proposed or not, shall have continued for *twelve* consecutive hours, or for *thirty-two* hours accumulated from adjournments, (in either case including the time occupied in debating such amendments or motions for adjournment) it shall be in the power of any Member who has not spoken, to intercept the Debate by moving “That the Question be now put;” and that on such motion being seconded, the Speaker or Chairman of Committees, as the case may be, shall put immediately such intercepting Question without debate; and on its being decided in the affirmative, the original Question, as well as any amendment or amendments proposed, shall be put from the Chair in their due order and decided without further Debate.
- (2.) That in Committees of the Whole House, the words “Original Question” shall be held to mean the whole Question originally submitted to the consideration of the Committee, together with such amendments as may have been determined on during the discussion in Committee.
- (3.) That no Member, except the mover of a Question or an amendment shall be permitted (except by permission of the House) to address the House for a longer period than *sixty* minutes on such Question or Amendment.
- (4.) That no Member shall be permitted to address a Committee of the Whole House more than *once* on each amendment moved in Committee, nor more than *fifteen* minutes on each occasion of his addressing the Committee, except by permission of the Committee.
- (5.) On a question of adjournment of the House, or the adjournment of a Debate, no Member shall be permitted to address the House more than *ten* minutes, except by permission of the House.
- (6.) No Member shall be permitted to move the adjournment of the House, or the adjournment of a Debate more than *once* during the same sitting.
- (7.) In a Committee of the Whole House, no Member shall be permitted to move “That the Chairman leave the Chair,” with or without additional words more than *once* during the same sitting of the Committee, and no Member shall be permitted to address the Committee upon this Question for a longer period than *five* minutes.
- (8.) At any time during a Debate in the House, or during a discussion in a Committee of the Whole, it shall be competent for any Member *once* to move that the whole or any part of the foregoing order be suspended for a given number of hours, and on the motion being seconded, it shall be put from the Chair without Debate, and if carried, the order, or any portion of it, shall be suspended for the number of hours specified.
- (9.) No portion of the foregoing order shall apply to discussions in Committees of Ways and Means and of Supply, or to Debates on the Question that the House do resolve itself into such Committees.

5. MR. WINDEYER to move, That this House will, on Thursday next, resolve itself into a Committee of the Whole, to consider an Address to the Governor, praying that His Excellency will cause to be placed on an Additional Supplementary Estimate for the year 1865, the sum of £1,000, in aid of the family of the late Professor Dr. John Woolley, in consideration of the eminent services rendered to the Colony by that lamented gentleman in promoting the cause of education.
6. MR. PHELPS to move, That there be laid on the Table of this House, a Return shewing approximately the extent of Crown Lands in New South Wales, calculated in acres; which has neither been alienated, nor leased, nor applied for, for squattages or any other purposes.
7. MR. PHELPS to move,—
 - (1.) That there be laid on the Table of this House, a Return shewing the amount of money received at each Customs Station on the River Murray from the time of their establishment to the 31st December last, specifying from whence the goods so imported and paying duty have arrived.
 - (2.) Also, a Return shewing the quantity, description, and value of goods exported by way of and across the River Murray for the same period.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. BYRNES to move, That this House approves of the Plans and Book of Reference of a proposed Extension of the Great Northern Railway from Muswellbrook to Murrurundi, laid before this House on the 1st March, 1866, in accordance with the 9th section of the Government Railways Act, 22 Victoria, No. 19.

WEDNESDAY, MARCH 28.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Public Debt Commissioners Bill, (No. 2) ; second reading.
2. Ways and Means ; resumption of the Committee.

FRIDAY, MARCH 30.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Leases and Sales of Settled Estates Facilitation Bill ; second reading.



New South Wales.

No. 60.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 23 MARCH, 1866.

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

Question on Notice Paper for to-day:—

- (1.) Prisoner Bertrand:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice No. 1,—

(1.) Is there any Diary or other document, written by the prisoner Bertrand, or supposed to have been written by him, in the possession of the Government or the Police, other than the one produced and read at the trial?

(2.) Has any portion of the Diary, produced and read at the trial, been suppressed?

(3.) Has the Government or Police any testimony, documentary or otherwise, in proof of the general report that the prisoner Bertrand was in the habit of administering chloroform to his female patients and violating them while in a state of insensibility?

Mr. Parkes answered,—I think it is a matter for serious doubt whether this is a question that ought to be placed upon the Business Paper, or if placed there, ought to be answered; but, nevertheless, as the question has been publicly asked, I think it will be best to satisfy the public mind, and to give an answer. I have caused inquiries to be made in the only quarters where correct information could be obtained. The Inspector General of Police says:—"As far as I am aware, all the above questions may be answered in the negative." The Sheriff says:—"In acknowledging the receipt of your communication of this date, respecting questions to be asked in the Legislative Assembly this day, relative to the prisoner Bertrand, I do myself the honor to inform you that there are no such documents as therein mentioned in my possession." His Honor the Chief Justice says:—"I have this moment received in Court the above. The questions are not addressed to me, and if they were, I doubt the propriety of my giving any answer." The prisoner Bertrand himself, having heard in his cell this rumour, addressed a letter to the Government on the 9th March, which I think, since the question has been publicly asked, it is only due to the prisoner himself to read. He says:—"A most distressing and scandalous rumour has reached my ears, concerning a report at present in circulation in Sydney, regarding a supposed Diary kept by me, wherein is purported to be mentioned the names of ladies whom I am said to have maltreated while they were under the influence of chloroform. Such a rumour is utterly unfounded. I must tell you that it is not only customary, but necessary, for a medical man to be present to administer chloroform, as the functions of the dentist are only to extract the teeth. Also, that the public have such an innate dread of the administration of chloroform, that no respectable person would undergo the operation without a doctor, or at least some one of the family, being present. Such I have always found to be the case."

2. Motion for Adjournment:—Mr. Buchanan moved, That this House do now adjourn. Debate ensued.

Question put and negatived.

3. Questions on Notice Paper for to-day:—

(1.) Rent paid for Crown Lands by William Forlonge, Esq., M.P.:—Mr. Piddington asked the Secretary for Lands, pursuant to Notice No. 2,—What was the amount of rent, per acre, paid by William Forlonge, Esquire, M.P., in the year 1866, for the 50 Ruus held by him in the Western Pastoral Districts (Riverina), the approximate area of which, according to a Return ordered by this House to be printed on the 14th instant, was computed at 1,920,000 acres, or 3,000 square miles?

Mr.

Mr. Wilson answered,—The rents and assessments payable for the current year on the runs referred to, amount to £2,129 7s. 6d., being at the rate of a little over one farthing per acre.

- (2.) Campbelltown Road Trust:—Mr. Cowper asked the Secretary for Lands, pursuant to Notice No. 3,—When the Correspondence regarding the Campbelltown Road Trust will be laid upon the Table?

Mr. Wilson answered,—The delay that has taken place in laying these documents upon the Table of the House has been caused by the fact, that certain documents connected with this matter were taken by my predecessor to the office of the Colonial Secretary. These, amounting to six documents in all, cannot be found, though search is being diligently made for them. If they cannot be found, such documents as we have will shortly be laid upon the Table.

- (3.) Navigation of River Murray:—Mr. Phelps asked the Colonial Treasurer, pursuant to Notice No. 4,—Whether it is the intention of the Government, in conjunction with the Government of Victoria, and in terms of Clause 5 of the Constitution Act, to devise “Regulations for the Navigation of the River Murray by the vessels belonging to the said two Colonies respectively”?

Mr. Eagar answered,—No circumstances have arisen within the knowledge of the Government which, in their opinion, render it necessary to devise such regulations as the Honorable Member refers to.

- (4.) Amounts contributed by certain Northern Districts, and expended in those Districts:—Mr. Cooper asked the Colonial Treasurer, pursuant to Notice No. 5,—When the Return of amounts contributed by the Northern Districts, and expended in those Districts, ordered by the House on the 10th of November last, will be laid on the Table?

Mr. Eagar answered,—The returns in question being of a complicated nature, and requiring reference to other departments besides the Treasury, I shall be unable to lay them upon the Table this Session, but they shall be laid upon the Table early next Session.

4. Special Adjournment:—Mr. Martin, *with the concurrence of the House*, moved, without Notice, That this House, at its rising, do adjourn until Three o'clock on Monday next.

Debate ensued.

Question put and passed.

5. Municipalities Act Amendment Bill:—Mr. Martin having presented this Bill, Bill, intituled, “*A Bill to amend the Municipalities Act of 1858*,” read a first time.

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

6. Paper:—Mr. Wilson laid upon the Table (No. 2, 1866), Abstract of Crown Lands authorized to be Dedicated to Religious and Public Purposes, in accordance with the 5th section of the Act, 25 Victoria, No. 1.

Ordered to be printed.

7. Mrs. Eliza Lockyer:—Dr. Lang presented a Petition from Eliza Lockyer, of Sydney, Widow of the late Major Edmund Lockyer, referring to a former Petition from herself, presented to this House, and printed by its order in 1861; re-iterating that she is a widow with three young children totally unprovided for; and praying favourable consideration.

Petition received.

8. Issue of Process Bill (“*Formal*” *Order of the Day*), on motion of Mr. Wilson, read a third time, and *passed*.

Mr. Wilson then moved, That the Title of this Bill be “*An Act to make further provision for the Issue of Process at Circuit Towns.*”

Question put and passed.

Whereupon Mr. Wilson moved, That this Bill be returned to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day agreed to the Bill, intituled, “*An Act to make further provision for the Issue of Process at Circuit Towns,*” returns the same to the Legislative Council without Amendment.

*Legislative Assembly Chamber,
Sydney, 23rd March, 1866.*

Speaker.

Question put and passed.

9. Municipalities (“*Formal*” *Motion*):—Mr. Hannell moved, pursuant to Notice, That the Petition presented by him on the 22nd March, from the Municipality of Newcastle, praying for an extended system of Municipal Government, be printed.

Question put and passed.

Ordered to be printed.

10. Re-selection of Forfeited Runs (“*Formal*” *Motion*):—Mr. Garrett moved, pursuant to *amended* Notice, That there be laid upon the Table of this House, Copies of all Minutes and other Documents and Opinions of the Crown Law Officers as to the re-selection of forfeited selections.

Question put and passed.

11. Gold Fields Act Amendment Bill (“*Formal*” *Order of the Day*), on motion of Mr. Wilson, read a third time and *passed*.

Mr. Wilson then moved, That the Title of this Bill be “*An Act to amend the Gold Fields Act of 1861.*”

Question put and passed.

Whereupon,

Whereupon, Mr. Wilson moved, That this Bill be carried to the Legislative Council with the following Message :—

MR. PRESIDENT.

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to amend the Gold Fields Act of 1861,*" presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 23rd March, 1866.*

Speaker.

Question put and passed.

12. Companies Bill :—The Order of the Day for the second reading of this Bill, and Bill also, discharged, on motion of Mr. Cowper.

13. Verdicts Amendment Bill :—On the Order of the Day for the resumption of the Debate on the motion of Mr. Buchanan, That this Bill be now read a second time, being read,—

Motion made by Mr. Driver, and withdrawn (after Debate),—That this Order of the Day be discharged.

Question then put,—That this Bill be now read a second time.

The House divided.

Ayes, 4.

Mr. Garrett,

Dr. Lang.

Tellers.

Mr. Buchanan,

Mr. Tighc.

Noes, 30.

Mr. Macpherson,

Mr. Martin,

Mr. Egan,

Mr. Josephson,

Mr. Lloyd,

Mr. Donnelly,

Mr. Windeyer,

Mr. Cowper,

Mr. White,

Mr. Mate,

Mr. Lucas,

Mr. Osborne,

Mr. Graham,

Mr. Burns,

Mr. Farnell,

Mr. Pickering,

Mr. Gordon,

Mr. Piddington,

Mr. Hurley,

Mr. Neale,

Mr. Morrice,

Mr. Cummings,

Mr. Hannell,

Mr. Driver,

Mr. Eagar,

Mr. Isaacs,

Mr. De Salis,

Mr. Wilson,

Tellers.

Mr. Hart,

Mr. Brown.

Whereupon, Bill discharged, on motion of Mr. Martin.

14. Standard Weight of Maize Wheat Barley and Oats Bill :—On the Order of the Day for the second reading of this Bill being read,—The Speaker said that, as this Bill related to Trade, it ought to have originated in a preliminary Committee.

Whereupon Mr. Windeyer moved, That this Order of the Day be discharged.

Debate ensued.

Question put and passed.

Bill then discharged, on motion of Mr. Martin.

15. Postponement :—The Order of the Day No 4 of Other Business postponed, on motion of Mr. Cowper, until Monday next.

16. Mrs. De Courcy :—The Order of the Day on this subject (No. 5 of Other Business) having been read,—on motion of Mr. Hart, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will cause to be placed upon the Estimates or Supplementary Estimates for the present year, a sum not exceeding £104 per annum, for such time as the Assembly shall determine, as compensation to the family of the late Mrs. De Courcy.

The Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman, That the said Resolution be *now* received.

The Chairman then reported a Resolution, which was read a first time, as follows :—*Resolved,* That an Address be presented to the Governor, praying that His Excellency will cause to be placed upon the Supplementary Estimates for the present year, a sum not exceeding £104, as compensation to the family of the late Mrs. De Courcy.

Resolution then, on motion of Mr. Hart, read a second time, and agreed to.

17. Re-insurances of Marine Risks Bill, on motion of Mr. Martin, read a second time.

Whereupon, on motion of Mr. Martin, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.

The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for Monday next.

18. Postponement :—The Order of the Day No. 7 of Other Business postponed, on motion of Mr. Martin (after Debate), until Tuesday next.

19. Messages :—The Speaker reported the following Messages from the Legislative Council :—

- (1.) Australian General Assurance Company's Incorporation Bill :—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled, "*An Act to incorporate the 'Australian General Assurance Company,'*" presents the same to the Legislative Assembly for its concurrence, accompanied by a Copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

*Legislative Council Chamber,
Sydney, 23 March, 1866.*

T. A. MURRAY,

President.

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

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

(2.)

(2.) Game Protection Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled, "*An Act to provide for the preservation of Imported Game and during the breeding season of Native Game,*" with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 23rd March, 1866.

T. A. MURRAY,
President.

GAME PROTECTION BILL.

SCHEDULE of the Amendments made by the Legislative Council in the Bill intituled "An Act to provide for the preservation of Imported Game and during the breeding season of Native Game," returned to the Legislative Assembly with Message of 23rd March, 1866.

R. O'CONNOR,
Clerk of the Parliaments.

Page 1, clause 2, line 18. *After "five years" insert "and for a further like term during the period of the year mentioned in the first Schedule."*

Page 3, clause 13, line 9. *At the end of clause add "unless employed by any other person or as regards animals mentioned in the Second Schedule to any collector of specimens of Natural History for any public Museum in the Colony and duly authorized in that behalf."*

FIRST SCHEDULE. *At the end of Schedule add "From the 1st day of August to the 31st day of December in each year."*

SECOND SCHEDULE. *Omit "Bittern" "Redbill" "Water-hen."*

" *Omit "Grey Plover" "Spur Wing Plover," substitute "Plover of any species."*

" *Before "Kingfisher" omit "Grey," substitute "Great" line 29. Omit "January," substitute "December."*

Examined—

GEORGE ALLEN,
Chairman of Committees.

Ordered, on motion of Mr. Driver, that the consideration in Committee of the Amendments made by the Legislative Council in this Bill stand an Order of the Day for Monday next.

20. Prison Discipline Bill:—The Order of the Day for the second reading of this Bill discharged, on motion of Mr. Cowper (after Debate).

Bill then discharged, on motion of Mr. Cowper.

21. Exchange of Land, Scots Church, Sydney, Legalizing Bill (*as amended in Select Committee*):—The Order of the Day on this subject (No. 10 of Other Business) having been read,—Debate, on motion of Mr. Driver, That this Bill be now read a second time,—resumed.

Motion made by Mr. Macpherson, and (after Debate), by leave withdrawn—That this Debate be now adjourned until Friday next.

Order of the Day then discharged, on motion of Mr. Macpherson, (after Debate.)

Whereupon Bill withdrawn, on motion of Dr. Lang.

22. Postponement:—Mr. Garrett, on behalf of Mr. Kemp, postponed the Motion No. 1 on the Notice Paper for to-day, until Monday next.

23. Supply:—

(1.) The Order of the Day for the resumption of the Committee of Supply having been read,—on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into the said Committee.

The Chairman obtained leave to sit again, and reported that the Committee had come to some Resolutions.

Ordered, on motion of the Chairman, that the said Resolutions be received on Monday next.

(2.) The Order of the Day (No. 2 of Government Business) for the reception of Resolutions from the Committee having been read, the Chairman of Committees reported from the Committee of Supply certain Resolutions, which were read a first time, as follows:—

ESTIMATES OF EXPENDITURE, 1866.

No. I.—SCHEDULES.

(3.) Resolved, that there be granted to Her Majesty, for the year 1866, a sum not exceeding £2,318 14s. 9d., to defray Pensions not provided for by Schedule (B) to Schedule (No. 1) of the Act of the Imperial Parliament 18 and 19 Vict., cap. 54, being inclusive of £1,733 6s. 8d., as follows, that is to say:—£200 to Lady Forbes, Widow of the late Sir Francis Forbes, Chief Justice; £200 to Lady Dowling, Widow of the late Sir James Dowling, Chief Justice; £200 to Lady Mitchell, Widow of the late Sir Thomas Mitchell, Surveyor General; £100 to Mrs. Anne Kinchela, Widow of the late Mr. Justice Kinchela; £100 to Mrs. Anne Petrie, Daughter of the late Captain Flinders, R.N.; £133 6s. 8d. to Edward Robert Stack, late Master of the Benevolent Asylum, Sydney; £300 to William Bland, in consideration of services rendered to the Public; £100 to Mrs. Catherine Lovett, Widow of J. Lovett, late Pilot, Newcastle; £200 to Mrs. Eliza Milford, Widow of the late Mr. Justice Milford; and £200 to Mrs. Maria Bate Wise, Widow of the late Mr. Justice Wise.

No. II.

No. II.—EXECUTIVE AND LEGISLATIVE.

- (4.) Resolved, that there be granted to Her Majesty, a sum not exceeding £720, to defray the salaries and contingencies of the Executive Council Establishment, for the year 1866.
- (5.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,198, to defray the salaries and contingencies of the Legislative Council Establishment, for the year 1866.
- (6.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,853, to defray the salaries and contingencies of the Legislative Assembly Establishment, for the year 1866.
- (7.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,056, to defray the salaries and contingencies of the Joint Establishment of the Legislative Council and Assembly, for the year 1866.
- (8.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,711, to defray salaries and contingencies of the Parliamentary Library Establishment, for the year 1866.

No. III.—CHIEF SECRETARY.

- (9.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,930, to defray the salaries and contingencies of the Chief Secretary's Establishment, for the year 1866.
- (10.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,331, to meet the expense of Artillery and Rifle Volunteer Corps, for the year 1866.
- (11.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,450, to meet the expense of a Naval Brigade, for the year 1866.
- (12.) Resolved, that there be granted to Her Majesty, a sum not exceeding £138,382, to defray the salaries and contingencies for the Police Service, for the year 1866; being £2,300 for salaries for the Department of the Inspector General of Police; £104,923 for salaries of Superintendents, Inspectors, Sub-Inspectors, Sergeants, Constables, and Trackers; £2,689 for salaries of Detective Police; £200 for Police Surgeon; and £28,270 for allowances and contingencies.
- (13.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,700, to defray Freight and Conveyance of Gold and Escort, for the year 1866.
- (14.) Resolved, that there be granted to Her Majesty, a sum not exceeding £58,298, to defray salaries and contingencies of Gaols and Penal Establishments, for the year 1866; being £11,145 for Sydney Gaol; £7,420 for Parramatta Gaol; £2,893 for Bathurst Gaol; £2,947 for Maitland Gaol; £2,761 for Goulburn Gaol; £4,023 for Berrima Gaol; £1,056 for Albury Gaol; £944 for Braidwood Gaol; £980 for Mudgee Gaol; £502 for Grafton Gaol; £1,130 for Wollongong Gaol; £754 for Armidale Gaol; £946 for Wagga Wagga Gaol; £139 for Eden Gaol; £1,215 for Yass Gaol; £139 for Windsor Gaol; £1,075 for Deniliquin Gaol; £3,297 for Port Macquarie Gaol; £119 for Gundagai Gaol; £238 for Tamworth Gaol; £238 for Orange Gaol; £139 for Tenterfield Gaol; £119 for Wellington Gaol; £1,790 for Gaols, Country Districts; £3,378 for Gaols generally; £8,711 for Penal Establishment, Cockatoo Island; and £200 for Visiting Justice at Sydney Gaol and Penal Establishment, Cockatoo Island.
- (15.) Resolved, that there be granted to Her Majesty, a sum not exceeding £500, to defray the charge for allowance to Medical Board appointed to make weekly visits to the Lunatic Asylums, for the year 1866.
- (16.) Resolved, that there be granted to Her Majesty, a sum not exceeding £11,533, to defray the charge for salaries and contingencies of the Lunatic Asylum, Tarban, for the year 1866.
- (17.) Resolved, that there be granted to Her Majesty, a sum not exceeding £11,299, to defray the charge for salaries and contingencies of the Lunatic Asylum, Parramatta, for the year 1866.
- (18.) Resolved, that there be granted to Her Majesty, a sum not exceeding £44, to defray the salary of the Clerk to the Medical Board, for the year 1866.
- (19.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,150, to defray the charge for Vaccine Institution, for the year 1866.
- (20.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,507, to defray the salaries and contingencies of the Auditor General's Establishment, for the year 1866.
- (21.) Resolved, that there be granted to Her Majesty, a sum not exceeding £12,095, to defray the salaries and contingencies of the Registrar General's Establishment, for the year 1866.
- (22.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,600, to defray the salaries and contingencies of the Observatory Establishment, for the year 1866.
- (23.) Resolved that there be granted to Her Majesty, a sum not exceeding £500, to defray the salary of Curator, Museum, for the year 1866.
- (24.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,300, to defray the salaries and contingencies for a Colonial Agent, for the year 1866.

(25.)

(25.) Resolved that there be granted to Her Majesty, a sum not exceeding £40,000, for the support of National Schools, and Incidental Expenses of the Board, including the Allowances to the Teachers, for the year 1866.

(26.) Resolved, that there be granted to Her Majesty, a sum not exceeding £40,000, for the support of Denominational Schools, and Incidental Expenses of the Board, including the Allowances to the Teachers, for the year 1866.

(27.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,177, to defray the salaries and contingencies of the Protestant Orphan School, for the year 1866.

(28.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,541, to defray the salaries and contingencies of the Roman Catholic Orphan School, for the year 1866.

(29.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10,000, for Asylums for the Infirm and Destitute, for the year 1866.

(30.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,925, as grants in aid of Public Institutions, for the year 1866; being £200 to supplement the present Annual Endowment of £1,000 to the Australian Museum; £200 in aid of the Sydney Mechanics' School of Arts; £200 in aid of the Balmain School of Arts, on condition of an equal amount being raised by private contributions; £200 in aid of the Bathurst School of Arts, on same condition; £200 in aid of the East Maitland School of Arts, on same condition; £200 in aid of the Grafton School of Arts, on same condition; £200 in aid of the Goulburn School of Arts, on same condition; £200 in aid of the Mudgee School of Arts, on same condition; £200 in aid of the Morpeth School of Arts, on same condition; £200 in aid of the Newtown School of Arts, on same condition; £200 in aid of the Parramatta School of Arts, on same condition; £200 in aid of the Richmond School of Arts, on same condition; £200 in aid of the St. Leonard's School of Arts, on same condition; £200 in aid of the Windsor School of Arts, on same condition; £200 in aid of the West Maitland School of Arts, on same condition; £200 in aid of the Wollongong School of Arts, on same condition; £200 in aid of the Yass Mechanics' Institute, on same condition; £100 in aid of the Albury School of Arts, on same condition; £100 in aid of the Armidale School of Arts, on same condition; £100 in aid of the Bellambi and Bulli School of Arts, on same condition; £100 in aid of the Branxton Mechanics' Institute, on same condition; £100 in aid of the Braidwood Literary Institute, on same condition; £100 in aid of the Camden School of Arts, on same condition; £100 in aid of the Paterson School of Arts, on same condition; £100 in aid of the Tamworth Mechanics' Institute, on same condition; £100 in aid of the Wagga Wagga Mechanics' Institute, on same condition; £100 in aid of the Waverley School of Arts, on same condition; £25 in aid of the Stroud School of Arts, on same condition; £500 in aid of the erection of the Deniliquin Mechanics' Institute, on same condition; £500 in aid of the erection of the Kempsey School of Arts, on same condition; £500 in aid of the erection of the Singleton Mechanics' Institute, on same condition; and £1,000 in aid of the erection of the Yass Mechanics' Institute, on same condition.

(31.) Resolved, that there be granted to Her Majesty, a sum not exceeding £26,274, to defray Charitable Allowances, for the year 1866; being £4,000 for the support of Paupers in Colonial Hospitals; £2,000 in aid of the Sydney Infirmary and Dispensary, on condition of an equal amount being raised by private contributions; £4,208 for the support of Women and Children in the Benevolent Asylum, Sydney; £500 in aid of the Funds of the Benevolent Society, Sydney, on condition of an equal amount being raised by voluntary contributions; £1,000 for the support of Infants removed from the Benevolent Asylum, Sydney, to the Asylum for Destitute Children at Randwick; £4,000 in aid of the Asylum for Destitute Children at Randwick, on condition of £2,000 being raised by private contributions; £200 towards outfit for the Maitland Hospital; £2,800 in aid of Hospitals, Windsor, Newcastle, Port Macquarie, Yass, Armidale and New England, Sofala, Braidwood, Port Stephens, Kiandra, Murrurundi, Forbes, Muswellbrook, Carcoar, and Mudgee, at £200 each, on condition of sums to an equal amount being raised by private contributions; £300 in aid of the Hospital at Wagga Wagga, on same condition; £400 in aid of the Hospitals at Wollongong and Gundagai, at £200 each, on same condition; £600 in aid of the Hospital, Maitland, on same condition; £600 in aid of the Hospitals, Parramatta and Goulburn, at £300 each, on same condition; £700 in aid of the Hospital at Bathurst, on same condition; £350 in aid of the Benevolent Society, Parramatta, on same condition; £300 in aid of the Benevolent Society, Singleton and Patrick's Plains, on same condition; £150 in aid of the Benevolent Society, Tamworth, on same condition; £200 in aid of the Penrith Hospital and Benevolent Society, on same condition; £416 in aid of the Hospital at Young, on same condition; £150 in aid of the Hospital at Grafton, on same condition; £150 in aid of the Adelong Hospital, on same condition; £100 in aid of the Wellington Hospital, on same condition; £200 in aid of the Hospital, Tenterfield, on same condition; £275 in aid of the Hospital, Bourke, on same condition; £500 in aid of the Hospital, Menindee, on same condition; £600 in aid of the Hospital, Deniliquin, on same condition; £725 in aid of the erection of Hospital at Orange, on same condition; £400 in aid of the Albury Hospital and Benevolent Society, on same condition; £200 in aid of the Narrabri Benevolent Asylum and Hospital, on same condition; and £250 in aid of the Deaf and Dumb Institution.

(32.)

(32.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,041, to defray the salaries and contingencies of the Immigration Department, for the year 1866.

(33.) Resolved, that there be granted to Her Majesty, a sum not exceeding £13,380, to defray Miscellaneous Services, for the year 1866; being £10,000 for Municipal Council, Sydney, in aid of the City Funds; £5,500 for Expenses attending the preparation of the Electoral Lists; £1,250 for defraying Expenses of the Returning Officers of the several Electoral Districts; £30 for Newspapers and Almanacs; £300 for Burials of destitute persons in cases where inquests are not held; £200 for Maintenance of deserted children, paupers taken charge of for protection, expenses of transmission, &c.; £100, Fees for examining Lunatics; and £1,000, Rewards for apprehension of Offenders.

NO. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(34.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,518, to defray the salaries and contingencies of the Treasury Establishment, for the year 1866.

(35.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,335, to defray salaries and contingencies for Stamp Duties Department, for the year 1866.

(36.) Resolved, that there be granted to Her Majesty, a sum not exceeding £28,316, to defray the salaries and contingencies of the Customs Establishments, for the year 1866.

(37.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,845, to defray the salaries and contingencies of the Colonial Distilleries and Refineries, for the year 1866.

(38.) Resolved, that there be granted to Her Majesty, a sum not exceeding £12,348, to defray the salaries and contingencies of the Sydney Branch of the Royal Mint, for the year 1866.

(39.) Resolved, that there be granted to Her Majesty, a sum not exceeding £475, to defray the allowances to Gold Receivers, for the year 1866.

(40.) Resolved, that there be granted to Her Majesty, a sum not exceeding £17,358, to defray the salaries, wages, and contingencies of the Printing, Book-binding, and Postage Stamps Departments, for the year 1866.

(41.) Resolved, that there be granted to Her Majesty, a sum not exceeding £49,710, to defray salaries and contingencies, and the cost of Stores and Stationery for Colonial Storekeeper's Establishment, for the year 1866.

(42.) Resolved, that there be granted to Her Majesty, a sum not exceeding 1,059, to defray the salaries and contingencies of the Gunpowder Magazines, for the year 1866.

(43.) Resolved, that there be granted to Her Majesty, a sum not exceeding £755, to defray the salaries of Health Officers and Emigration Officer, Port Jackson, for the year 1866.

(44.) Resolved, that there be granted to Her Majesty, a sum not exceeding £918, to defray the salaries and contingencies of the Quarantine Establishment, for the year 1866.

(45.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,255, to defray the salaries and contingencies of the Establishments of the Shipping Masters, for the year 1866.

(46.) Resolved, that there be granted to Her Majesty, a sum not exceeding £880, to defray the salaries and contingencies for Glebe Island Abattoir Establishment, for the year 1866.

(47.) Resolved, that there be granted to Her Majesty, a sum not exceeding £23,202, to defray the salaries and contingencies of the Harbours, Light Houses, and Pilot Department, for the year 1866; being £650 for Superintendent of Pilots, Light Houses, and Harbours; £775 for Steam Navigation and Pilot Boards; £1,525 for Harbour Masters; £2,567 for Colonial Light Houses; £2,350 for Australian Coast Light Houses; £7,199 for Sea and River Pilots; £6,188 for Boatmen; £544 for Telegraph Stations; and £1,404 for contingencies.

(48.) Resolved, that there be granted to Her Majesty, a sum not exceeding £28,730, to defray Miscellaneous Services for the year 1866; being £6,000 for Postage of the various Public Departments; £2,000 Advertising for the Public Service generally; £7,000 for the transmission of Telegraphic Messages; £10,000, Interest on Public Accounts overdrawn at the Banks where such are kept; £200 to provide for a Queen's Plate to be run for annually on Randwick Racecourse, under the auspices of the Australian Jockey Club (Resolution of Assembly); £30 for Provisions to be left on Booby Island, for the relief of shipwrecked persons; £2,000 to meet Unforeseen Expenses, to be hereafter accounted for; and £1,500 to meet the expense of carrying on the Coast Surveys.

NO. VI.—SECRETARY FOR LANDS.

(49.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,440, to defray the salaries and contingencies of the Department of Lands, for the year 1866.

(50.) Resolved, that there be granted to Her Majesty, a sum not exceeding £70,473, to defray the salaries and contingencies of the Establishment for the Survey of Lands, for the year 1866.

(51.)

- (51.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,800, for Rent of additional Offices; commission to Land Agents, Appraisers, and others, for the year 1866.
- (52.) Resolved, that there be granted to Her Majesty, a sum not exceeding £12,577, to defray the salaries and contingencies of the Establishment for the Occupation of Lands, for the year 1866.
- (53.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,166, to defray the salaries and contingencies of the Gold Fields Establishments, for the year 1866.
- (54.) Resolved, that there be granted to Her Majesty, a sum not exceeding £700, to defray the salaries and contingencies for the Management of Alpacas, for the year 1866.
- (55.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,878, to defray charges for Prevention of Scab in Sheep, for the year 1866.
- (56.) Resolved, that there be granted to Her Majesty, a sum not exceeding £300, to defray charges for Inspection of Cattle, for the year 1866.
- (57.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,800, to defray the expense of Coal Fields Establishment, for the year 1866.
- (58.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,178, to defray the salaries and contingencies of the Botanic Gardens Establishment, for the year 1866.
- (59.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,908, to defray the salaries and contingencies of the Establishment of the Government Domains and Hyde Park, for the year 1866.
- (60.) Resolved, that there be granted to Her Majesty, a sum not exceeding £54,900, to defray the expense of the construction and maintenance of Minor Roads, for the year 1866; being £39,731 for the construction and maintenance of Subordinate Roads, as classified per Schedule; £8,000 for Minor Bridges and Roads not classified; £500 for Alignment Posts for Towns; £3,000 to meet expense of fencing Public Roads where proclaimed through enclosed lands; £750 for formation of Streets through Crown Lands in City of Sydney; £200 for Punt over the M'Intyre River, at Gundiwindi; £130 for Bridge at Tumble Down, on road from Maitland to Clarence Town and Dungog; £120 for construction of a new Toll-house, at Windsor Ferry; £500 for the formation of Road from Mudgee Road into the Valley of the Wolgon; £60 for compensation for Land required for opening Road to Mulgrave Railway Station; £250 for formation of Bridle-track from Burragorang to adjacent Table Lands; £350 for Punt over Dawson Creek, on Road from Cundletown to Taree; £43 for fencing road from Sutton Forest to the old Argyle Road, where it passes through enclosed lands; £10 for fencing road from Illawarra Road to the new Canterbury Road, where it passes through enclosed lands; £237 for fencing road from Raymond Terrace towards Seaham and Clarencetown, where it passes through enclosed lands; £500 for Bridge over the Lachlan at or near Booligal; £250 Bridge over Gol Gol Creek; and £269 for repair and formation of road from Nowra to Terrara.
- (61.) Resolved, that there be granted to Her Majesty, a sum not exceeding £104, to defray salary of Overseer at Haslem's Creek Cemetery, for the year 1866.
- (62.) Resolved, that there be granted to Her Majesty, a sum not exceeding £500, to defray cost of Medicines and Medical Attendance on the Aborigines, for the year 1866.
- (63.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,154, to defray Miscellaneous Services for the Year 1866; being £300 for the erection of Public Pounds; £2,500 for sinking Wells, so as to render practicable the route from the Darling to the Lachlan and to the Warrego; £70 for Bonus to producers of Cotton; £93 for compensation for land taken for formation of Approaches to Pitnacree Bridge; Compensation for losses incurred by failure of Appeal Court Western Gold Fields, viz.,—£193, Isbester & Co., £241, W. Thompson, and £400 T. Farrell and party; £60 for compensation to John Cummins, for issue to him of an erroneous Title to Land; £50 for New Fence for Burial Ground at Tarban Creek Asylum; £47 for fencing Cemetery at Taree and Walloo Walloo; and £200 to refund to the Hawkesbury Benevolent Society the amount paid by them as rent of certain Crown Lands.

TO BE RAISED BY LOAN.

- (64.) Resolved, that there be granted to Her Majesty, for the year 1866, to be raised by Loan, a sum not exceeding £1,000, for extension of Riley-street to Palmer-street, including Ornamental Railing for portion of the Domain—to be afterwards refunded from Sale of Land.

NO. VII.—SECRETARY FOR PUBLIC WORKS.

- (65.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,350, to defray the salaries and contingencies of the Department of Public Works, for the year 1866.
- (66.) Resolved, that there be granted to Her Majesty, a sum not exceeding £109,760, for the Railway Branch of the Department of Public Works, for the year 1866; being £2,300 for General Establishment, £6,525 for Works in Progress, and £100,935 for existing Lines, working expenses.

(67.)

(67.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,147, to pay workmen's wages, Singleton Bridge Works (out of Retention money), for the year 1866.

(68.) Resolved, that there be granted to Her Majesty, a sum not exceeding £16,993, for Harbours and River Navigation, for the year 1866; being £2,795 for Engineer's Department; £3,820 for Steam Dredge "Hunter"; £2,174 for Steam Dredge "Hercules"; £2,134 for Steam Dredge "Pluto"; £3,770 for Steam Dredge "Vulcan," Newcastle; and £2,300 for Steam Cranes, Newcastle.

(69.) Resolved, that there be granted to Her Majesty, a sum not exceeding £16,657, to defray expense of Public Works of the Department of Harbours and River Navigation, for the year 1866; being £500 for Preliminary Harbour Surveys; £1,200 for landing Silt from Dredge, and forming ground; £100 for repairs to Glebe Island Road; £1,000, Incidental Expenses to Wharfs, Bridges, and other Public Works; £250 for grassing Sand Hills, Wollongong; £1,000 for repairs to the Circular Quay; £10,000 for removing obstructions and improving the navigation of the Rivers Murray, Murrumbidgee, and Darling; £2,000, contribution towards repair of River breach road damage to High-street, West Maitland; £73 for procuring and erecting column at Bradley's Head, to mark a nautical mile to test speed of Steamers; £200 for deepening Tambi Bar, in the Myall River; and £334 for one-third the cost of grassing the Sand Hills at Newcastle, provided the remaining two-thirds are contributed by the Corporation of Newcastle and Messrs. Morehead and Young (£1,000).

(70.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,590, to defray the salaries and contingencies of the Establishment of the Colonial Architect, for the year 1866.

(71.) Resolved, that there be granted to Her Majesty, a sum not exceeding £57,120, to defray the expense of Public Works and Buildings, for the year 1866; being £8,000 for ordinary repairs, alterations, and additions to Public Buildings generally; £1,000 to provide Furniture and Fittings for the Public Offices generally; £500 for repairs to Military Barracks and Buildings; £250 for lighting Lamps, sweeping Chimneys, &c., Victoria Barracks; £700 for lighting Government Lamps in streets of Sydney and Domain; £100 for Furniture, and repair of same, for Government House; £6,500 for providing Building and other Materials for completion or repair of Gaols and other Public Buildings, by the labour of Prisoners in Gaol; £2,000, additions, Sydney Gaol; £2,500, Police Buildings; £7,000 for Gaols, Court Houses, and Lock-ups; £400 for supply of Coffins for Paupers; £4,000 for repairs, Lunatic Asylum, Parramatta; £1,000, alterations and repairs, Protestant Orphan School, Parramatta; £9,000, repairs, alterations, &c., to Lunatic Asylum, Tarban; £1,250 for additions to Gaol at Wellington; £1,000 for draining Darlinghurst Gaol to Woolloomooloo Bay; £78 for building for Tide-gauge at Fort Denison; £105 for Shed, &c., at the Observatory; £5,000, contribution towards the erection of the Offices and New Wing of the Sydney Infirmary and Dispensary, further sum; £2,500 for additional Wing to the Benevolent Asylum; £2,000 towards the expenses of Furniture for, and repair of, Telegraph Stations; £1,200 for erection of Telegraph and Post Office, Dubbo; £164 for additions and alterations to the Mint; £600 for temporary Offices for Money Order Business; £200 to enclose the Burying Ground attached to the Tarban Creek Lunatic Asylum with a Stone Wall; and £73 for supply and erection of Column for Azimuth, in connection with Observatory.

(72.) Resolved, that there be granted to Her Majesty, a sum not exceeding £110,455, to defray the expenses for Roads and Bridges for the year 1866; being £2,625 for salaries and contingencies of the General Establishment; £5,500 for Superintendence; £17,018 for construction and maintenance of Main Northern Road; £22,509 for Main South Road; £20,253 for Main Western Road; and £42,550 for other Roads and Bridges, viz.:—£1,500, Clyde Road; £5,750, Road, Clarence River to Great Northern Road; £4,000, Mudgee Road; £24,500, Minor Roads, as per Schedule; £2,000, Contingent Works, Approaches to Railway Stations, &c.; £2,000 for repair of and painting Bridges; £300 for constructing and repairing Toll Bars; £1,500 for Bridge over Ana Branch of the Darling at Wentworth; and £1,000 for Bridge over Cox's Creek.

(73.) Resolved, that there be granted to Her Majesty, a sum not exceeding £28,338, to defray the salaries, allowances, contingencies, and working expenses of the Establishment of the Electric Telegraphs, for the year 1866.

(74.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,787, to defray the salaries and contingencies of the Fitz Roy Dock Establishment, for the year 1866.

TO BE RAISED BY LOAN.

(75.) Resolved, that there be granted to Her Majesty, for the year 1866, to be raised by Loan, a sum not exceeding £639,000, for Railways; being £200,000 towards the extension of the Great Western Line; £400,000 towards the extension of the Great Northern Line; £20,000 towards relaying the Line from Sydney to Parramatta Junction; £4,000 for enlarging Railway Bridges at East Maitland (Main Line and Morpeth Branch); £5,000 for additional accommodation to Stations, &c.; and £10,000 for additional Goods Waggon.

(76.)

- (76.) Resolved, that there be granted to Her Majesty, for the year 1866, to be raised by Loan, a sum not exceeding £49,000, to defray the expenses of Public Works of the Department of Harbours and River Navigation; being £10,000 for Wollongong Harbour Works; £5,000 for Breakwater, Newcastle; £10,000 for Coal Staiths, Newcastle; and £24,000 for Steam Dredge and Punts for Sydney.
- (77.) Resolved, that there be granted to Her Majesty, for the year 1866, to be raised by Loan, a sum not exceeding £51,500 for Roads; being £33,000 to cover one-third the cost of the Bridge over the Nepean, at Penrith, defrayed from Railway Loan—chargeable to Road Branch; £15,500 to cover one-third the cost of Singleton Bridge, defrayed from Railway Loan—chargeable to Road Branch; and £3,000 for Bridge over the Lachlan at Cowra (Resolution of the Assembly).
- (78.) Resolved, that there be granted to Her Majesty, for the year 1866, to be raised by Loan, a sum not exceeding £15,000, for Fortifications.

No. VIII.—THE POSTMASTER GENERAL.

- (79.) Resolved, that there be granted to Her Majesty, a sum not exceeding £108,846, to defray salaries and contingencies of the Post Office Department: being £30,876 for the Post Office Establishment, and £77,970 for conveyance of Mails, for the year 1866.
- (80.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,605, to defray the salaries and contingencies of the Money Order Department, for the year 1866.

No. IV.—ADMINISTRATION OF JUSTICE.

- (81.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,215, to defray the salaries and contingencies of the Establishment of the Law Officers of the Crown, for the year 1866.
- (82.) Resolved, that there be granted to Her Majesty, a sum not exceeding £11,983, to defray the salaries and contingencies of the Establishments of the Supreme and Circuit Courts, for the year 1866.
- (83.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,325, to defray the salaries and contingencies of the Establishment of the Sheriff, for the year 1866.
- (84.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,455, to defray the salaries of the Establishment of the Insolvent Court, for the year 1866.
- (85.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10,841, to defray the salaries and contingencies of the District Courts Establishments, for the year 1866; being £3,696 for the Metropolitan and Coast District; £1,290 for the Southern District; £830 for the South-western District; £920 for the Western District; £1,005 for the Northern District; and £3,100 for contingencies.
- (86.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10,714, to defray the salaries and contingencies of the Quarter Sessions Establishment, for the year 1866.
- (87.) Resolved, that there be granted to Her Majesty, a sum not exceeding £31,621, to defray salaries and contingencies of Petty Sessions, for the year 1866.
- (88.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,289, to defray the salaries and contingencies connected with Coroners' Inquests, for the year 1866.
- (89.) Resolved, that there be granted to Her Majesty, a sum not exceeding £100, to defray the expenses of the Court of Claims, for the year 1866.

ADDITIONAL ESTIMATE FOR 1866.

No. III.—CHIEF SECRETARY.

- (90.) Resolved that there be granted to Her Majesty, for the year 1866, a sum not exceeding £1,500, towards defraying the expense of the collection and transmission of articles, the produce and manufacture of the Colony, to the Universal Exhibition to be held in Paris in April, 1867.

Resolutions then, on motion of Mr. Eagar, read a second time.

Resolutions then, Nos. 3 and 4, and Nos. 7 to 90 inclusive, on motion of Mr. Eagar, agreed to.

Mr. Eagar then moved, That Resolutions Nos. 5 and 6 be "agreed to."

Mr. Wilson moved, That the Question be amended by omitting the words "agreed to," with a view to inserting in their place the words "re-committed to the Committee of Supply, with the view of re-considering the reductions made therein."

Debate ensued.

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

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

Question,—That the Resolutions Nos. 5 and 6, be re-committed to the Committee of Supply, with the view of re-considering the reductions made therein,—put and passed.

Whereupon,

Whereupon, on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of Supply.
The Chairman reported progress, and obtained leave to sit again on Monday next. The House adjourned at a quarter before Eleven o'clock, until *Monday* next, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

MONDAY, MARCH 26.

Question :—

1. MR. PIDDINGTON to ask THE COLONIAL TREASURER,—When will the Return shewing the particulars of the debts of the Corporation of Sydney at the latest date, and ordered by this House on the 5th of December, be laid upon the Table?

NOTICES OF MOTION :—

1. MR. GARRETT to move,—
 - (1.) That it is impolitic and illegal to prevent forfeited Conditional Purchases from being re-selected, as in the case of ordinary unimproved Crown Lands.
 - (2.) That those temporary Reserves for Water Supply, which have been condemned by the Responsible Head of the Lands Department in this House, ought to be rescinded without delay.
 - (3.) That these Resolutions be embodied in an Address to His Excellency the Governor.
2. MR. LUCAS to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased, by Message, to withdraw the recommendation contained in the Estimates for 1866 (submitted with His Excellency's Message of 21st February last, No. 13), for the raising by loan of the sum of £20,000 towards relaying the Railway Line from Sydney to Parramatta Junction, and to recommend in lieu thereof the appropriation of a like sum for the said service out of the Consolidated Revenue Fund of the Colony.
3. MR. CUMMINGS to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1866, £2,000 as compensation to Mrs. Caroline Chisholm, for services to this Colony.
4. DR. LANG to move, That the Petition presented by him on the 23rd March, from Mrs. Eliza Lockyer, be printed.
5. MR. MARTIN to move, That on Monday and Tuesday, Government Business take precedence of all Other Business.
6. MR. KEMP to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1867, a sum not exceeding One Hundred Pounds (£100) to provide for a Queen's Plate, to be run for annually on Bathurst Race Course, under the auspices of the Bathurst Jockey Club.

ORDERS OF THE DAY :—

1. Municipalities Act Amendment Bill ; second reading.
2. Sydney Municipal Council Powers Extension Bill ; second reading.
3. Re-insurances of Marine Risks Bill ; third reading.
4. Australian General Assurance Company's Incorporation Bill ; second reading.
5. Game Protection Bill ; consideration in Committee of the Whole of Legislative Council's Amendments.
6. Supply ; reception of Resolutions from Committee.
7. Supply ; resumption of the Committee.

TUESDAY,

TUESDAY, MARCH 27.

Questions :—

1. MR. RYAN *to ask* THE SECRETARY FOR LANDS,—If it is the intention of the Government to make facilities for the travelling of stock on Bell's line of Road to Bathurst, in consequence of the obstructions caused by the Railway Works now in progress?
2. MR. MORRICE *to ask* THE SECRETARY FOR LANDS,—
 - (1.) When do the Government intend to open the Road leading from Picton to Burragorang Mountain, *via* the Oaks?
 - (2.) Is the Government aware that the said Road was proclaimed for a long period, and not opened?
 - (3.) Why is it not opened, for the convenience of the inhabitants, to the Railway Station, Picton?
3. MR. MORRICE *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is it the intention of the Government to repair the Brownlow Hill Bridge?
 - (2.) Is the Government aware that the Bridge is now impassable?
 - (3.) Is the Government aware that Mr. Downs will have it put up for £200, under the instructions of the Engineer-in-Chief?
4. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Whether any of Mr. Forlonge's rents, including assessments, were reduced under appraisal during the period of the first Martin Government's tenure of office; and if so, to what amount?
 - (2.) Whether the like had been done during the tenure of any other Government; and if so, what Government, and to what amount?
 - (3.) Whether the rents of any of Mr. Forlonge's runs were increased under appraisal during the period of office of the last Cowper Government; and if so, to what amount?

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MACLEAY *to move*, That this House is of opinion,—
 - (1.) That the sum of £55,000 per annum, required to meet the expense of Steam Communication with Panama, is greatly in excess of any advantages which the people of this Country can derive therefrom.
 - (2.) That, therefore, any contract which may have been, or is about to be, entered into by the Government of this Colony with that of New Zealand for the aforesaid purpose, should be terminated with as little delay as possible consistently with the public faith.
 - (3.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor.
2. MR. FORSTER *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.

3. MR. DRIVER to move,—
- (1.) That in the opinion of this House, the claim of William Cummings for injury to, and loss of, property sustained by him on account of the discovery of Gold upon his rented Crown Lands, and reported upon to this House on the 28th of April, 1865, by the Select Committee appointed "to inquire into, and report upon, the claims of tenants of the Crown lodged with the Government for injuries done to their properties since the discovery of Gold on their rented Crown Lands," is a fit one to be referred to arbitration by the Government.
 - (2.) That an Address, embodying the foregoing Resolution, be presented to His Excellency the Governor.
4. MR. MACPHERSON to move, That it be a Sessional Order of this House,—
- (1.) That, in future, after a Debate on any Question, whether an amendment of the same, or any motion for adjournment, shall have been proposed or not, shall have continued for *twelve* consecutive hours, or for *thirty-two* hours accumulated from adjournments, (in either case including the time occupied in debating such amendments or motions for adjournment) it shall be in the power of any Member who has not spoken, to intercept the Debate by moving "That the Question be now put;" and that on such motion being seconded, the Speaker or Chairman of Committees, as the case may be, shall put immediately such intercepting Question without debate; and on its being decided in the affirmative, the original Question, as well as any amendment or amendments proposed, shall be put from the Chair in their due order and decided without further Debate.
 - (2.) That in Committees of the Whole House, the words "Original Question" shall be held to mean the whole Question originally submitted to the consideration of the Committee, together with such amendments as may have been determined on during the discussion in Committee.
 - (3.) That no Member, except the mover of a Question or an amendment shall be permitted (except by permission of the House) to address the House for a longer period than *sixty* minutes on such Question or Amendment.
 - (4.) That no Member shall be permitted to address a Committee of the Whole House more than *once* on each amendment moved in Committee, nor more than *fifteen* minutes on each occasion of his addressing the Committee, except by permission of the Committee.
 - (5.) On a question of adjournment of the House, or the adjournment of a Debate, no Member shall be permitted to address the House more than *ten* minutes, except by permission of the House.
 - (6.) No Member shall be permitted to move the adjournment of the House, or the adjournment of a Debate more than *once* during the same sitting.
 - (7.) In a Committee of the Whole House, no Member shall be permitted to move "That the Chairman leave the Chair," with or without additional words more than *once* during the same sitting of the Committee, and no Member shall be permitted to address the Committee upon this Question for a longer period than *five* minutes.
 - (8.) At any time during a Debate in the House, or during a discussion in a Committee of the Whole, it shall be competent for any Member *once* to move that the whole or any part of the foregoing order be suspended for a given number of hours, and on the motion being seconded, it shall be put from the Chair without Debate, and if carried, the order, or any portion of it, shall be suspended for the number of hours specified.
 - (9.) No portion of the foregoing order shall apply to discussions in Committees of Ways and Means and of Supply, or to Debates on the Question that the House do resolve itself into such Committees.
5. MR. WINDEYER to move, That this House will, on Thursday next, resolve itself into a Committee of the Whole, to consider an Address to the Governor, praying that His Excellency will cause to be placed on an Additional Supplementary Estimate for the year 1865, the sum of £1,000, in aid of the family of the late Professor Dr. John Woolley, in consideration of the eminent services rendered to the Colony by that lamented gentleman in promoting the cause of education.
6. MR. PHELPS to move, That there be laid on the Table of this House, a Return shewing approximately the extent of Crown Lands in New South Wales, calculated in acres, which has neither been alienated, nor leased, nor applied for, for squattages or any other purposes.
7. MR. PHELPS to move,—
- (1.) That there be laid on the Table of this House, a Return shewing the amount of money received at each Customs Station on the River Murray from the time of their establishment to the 31st December last, specifying from whence the goods so imported and paying duty have arrived.
 - (2.) Also, a Return shewing the quantity, description, and value of goods exported by way of and across the River Murray for the same period.
8. MR. HART to move, That the Questions No. 1, asked by Mr. Buchanan on the 23rd March, and the Answers thereto, be expunged from the Votes and Proceedings.
9. DR. LANG to move, That, considering the present Financial condition of the Colony, and the large amount of unemployed labour both in Town and Country, it is expedient and necessary that the sum of £40,000 of the unexpended balance, now available for Immigration, be paid over into the Consolidated Revenue for the general purposes of the Colony, and that due notice should be given, by proclamation or otherwise, that the present arrangements for the promotion of Immigration are suspended.

ORDER OF THE DAY :—

1. State Aid to Religion:—Resumption of the Adjourned Debate on the motion of Mr. Macpherson, That the Speaker do now leave the Chair and the House resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. Mr. BYRNES to move, That this House approves of the Plans and Book of Reference of a proposed Extension of the Great Northern Railway from Muswellbrook to Murrurundi, laid before this House on the 1st March, 1866, in accordance with the 9th section of the Government Railways Act, 22 Victoria, No. 19.

WEDNESDAY, MARCH 28.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Public Debt Commissioners Bill, (No. 2) ; second reading.
2. Ways and Means ; resumption of the Committee.

FRIDAY, MARCH 30.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Leases and Sales of Settled Estates Facilitation Bill ; second reading.
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New South Wales.

No. 61.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

MONDAY, 26 MARCH, 1866.

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

Question on Notice Paper for to-day:—

Debts of Corporation of Sydney:—Mr. Piddington asked the Colonial Treasurer, pursuant to Notice—When will the Return shewing the particulars of the debts of the Corporation of Sydney at the latest date, and ordered by this House on the 5th of December, be laid upon the Table?

Mr. Parkes answered,—I have made inquiry of the Municipal Council of the City of Sydney, and have, in reply, received the following Return:—

“Statement of the Liabilities and Revenues of the Corporation of the City of Sydney, 31st December, 1865:—

“City Fund—		
“Annual Revenue	£64,000	
“Due upon Debentures, at 6 per cent.	7,300	
“Due to Joint Stock Bank, at 8 per cent.	21,785	
“Due to Town Hall Land Fund, 8 per cent.	2,815	
	<u>£31,900</u>	
“Water Fund—		
“Annual Revenue... ..	£24,000	
“Due upon Debentures, at 6 per cent.	63,400	
“Due for Land resumed, at 8 per cent.	3,000	
“Due to Colonial Government	213,337	
	<u>£279,737</u>	
“Sewerage Fund—		
“Annual Revenue... ..	£4,500	
“Due upon Debentures, at 6 per cent.	34,800	
“Due to Joint Stock Bank, at 8 per cent.	6,710	
“Due to Colonial Government	200,000	
	<u>£241,510</u>	

2. Papers:—

(1.) Mr. Parkes laid upon the Table, Despatch from Secretary of State for the Colonies, dated 27th November, 1865 (with enclosures), respecting Guns and Ammunition required for the use of the Government of New South Wales. Ordered to be printed.

(2.) Mr. Martin laid upon the Table, Rules of Supreme Court from 7th July to 24th December, 1864, and from 10th January to 27th December, 1865. Ordered to be printed.

3. Pitt Town Common :—Mr. Piddington presented a Petition from certain Commoners of Pitt Town, in the County of Cumberland, against the passing of a Bill to limit the term of Office of the Trustees of the said Common, as prayed for in a certain Petition presented to this House (on 27 February, 1866).
Petition received.
4. Municipalities :—Mr. Joseph presented a Petition from certain Ratepayers and other Inhabitants of the Municipality of Balmain, suggesting as a remedy for certain evils therein set forth, the application of a Municipal System under which the Inhabitants of every District, aided in some degree by Public Funds, shall undertake the construction and maintenance of all Local Works.
Petition received.
5. Relaying of Railway Line from Sydney to Parramatta Junction (“*Formal*” *Motion*) :—Mr. Lucas moved, pursuant to Notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased, by Message, to withdraw the recommendation contained in the Estimates for 1866 (submitted with His Excellency’s Message of 21st February last, No. 13), for the raising by loan of the sum of £20,000 towards relaying the Railway Line from Sydney to Parramatta Junction, and to recommend in lieu thereof the appropriation of a like sum for the said service out of the Consolidated Revenue Fund of the Colony.
Question put and passed.
6. Mrs. Eliza Lockyer (“*Formal*” *Motion*) :—Dr. Lang moved, pursuant to Notice, That the Petition presented by him on the 23rd March, from Mrs. Eliza Lockyer, be printed.
Question put and passed.
Ordered to be printed.
7. Re-insurances of Marine Risks Bill (“*Formal*” *Order of the Day*), on motion of Mr. Martin, read a third time and *passed*.
Mr. Martin then moved, That the Title of this Bill be “*An Act to repeal the prohibition on re-insurances of Marine Risks.*”
Question put and passed.
Whereupon, Mr. Martin moved, That this Bill be carried to the Legislative Council with the following Message :—

MR. PRESIDENT.

The Legislative Assembly having this day agreed to the Bill, intituled, “*An Act to repeal the prohibition on re-insurances of Marine Risks,*” returns the same to the Legislative Council without Amendment.

Legislative Assembly Chamber,
Sydney, 26th March, 1866.

Speaker.

Question put and passed.

8. Forfeited Conditional Purchases—Temporary Reserves for Water Supply :—Mr. Garrett moved, pursuant to Notice,—
- (1.) That it is impolitic and illegal to prevent forfeited Conditional Purchases from being re-selected, as in the case of ordinary unimproved Crown Lands.
 - (2.) That those temporary Reserves for Water Supply, which have been condemned by the Responsible Head of the Lands Department in this House, ought to be rescinded without delay.
 - (3.) That these Resolutions be embodied in an Address to His Excellency the Governor.
- Mr. Martin moved the Previous Question.
Debate ensued.
Previous Question put,—That that Question be now put.
The House divided.

Ayes, 6.

Mr. Cowper,
Mr. Cummings,
Mr. Alexander,
Mr. Brown,

Tellers.

Mr. Garrett,
Mr. Driver.

Noes, 28.

Mr. Martin,	Mr. Tighe,
Mr. Wilson,	Mr. Osborne,
Mr. Josephson,	Mr. Tunks,
Mr. Byrnes,	Mr. Cooper,
Mr. Parkes,	Mr. Neale,
Mr. Graham,	Mr. Donnelly,
Mr. Lloyd,	Mr. Gordon,
Mr. Phelps,	Mr. Komp,
Mr. Lord,	Mr. Piddington,
Mr. Forster,	Mr. Eagar,
Mr. Macleay,	Mr. Isaacs,
Mr. Hay,	Tellers.
Mr. Rodd,	Mr. Macpherson,
Mr. Lucas,	Mr. De Salis.
Mr. Oatley,	

9. Mrs. Caroline Chisholm :—Mr. Cummings moved, pursuant to Notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1866, “£2,000” as compensation to Mrs. Caroline Chisholm, for services to this Colony.
Debate ensued.

Question

Question put,—*as amended with the concurrence of the House*.—That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1866, a sum not exceeding £1,000 as compensation to Mrs. Caroline Chisholm, for services to this Colony.

The House divided.

Ayes, 22.		Noes, 9.	
Mr. Martin,	Mr. Cooper,	Mr. Forster,	
Mr. Wilson,	Mr. Mate,	Mr. Farnell,	
Mr. Parkes,	Mr. Garrett,	Mr. Alexander,	
Mr. Byrnes,	Mr. Samuel,	Mr. Lord,	
Mr. Macpherson,	Mr. Lucas,	Mr. Piddington,	
Mr. Cowper,	Mr. Gordon,	Mr. Tunks,	
Mr. Donnelly,	Mr. Eagar,	Mr. Pickering,	
Mr. Hurley,	Mr. Isaacs,		
Mr. Egan,	<i>Tellers.</i>		
Mr. Cummings,		<i>Tellers.</i>	
Mr. Oatley,	Mr. De Salis,	Mr. Brown,	
Mr. Tighe,	Mr. Josephson.	Mr. Driver.	

10. Temporary Precedence of Government Business (*Sessional Order*):—Mr. Martin moved, pursuant to *amended* Notice, That on Monday (to-day) and Tuesday (to-morrow), Government Business take precedence of all Other Business. Debate ensued.
Question put and passed.
11. Reserves under Crown Lands Alienation Act:—Mr. Samuel, *with the concurrence of the House*, moved, *without notice*.—That the Petition presented by him on the 15th instant, from the Residents of Molong, praying for the revocation of the Reserves in that District, be referred to the Select Committee now sitting on Reserves under Crown Lands Alienation Act.
Question put and passed.
12. Municipalities Act Amendment Bill:—Mr. Martin moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 13.		Noes, 11.	
Mr. Isaacs,	Mr. Gordon,	Mr. Cowper,	Mr. Garrett,
Mr. Martin,	Mr. Byrnes,	Mr. Samuel,	<i>Tellers.</i>
Mr. Eagar,	Mr. Wilson,	Mr. Josephson,	
Mr. Hay,	<i>Tellers.</i>	Mr. Forster,	Mr. Alexander,
Mr. Piddington,		Mr. Farnell,	Mr. Tunks.
Mr. Mate,	Mr. Donnelly,	Mr. Cummings,	
Mr. Lucas,	Mr. De Salis.	Mr. Cunneen,	
Mr. Driver,		Mr. Brown,	

Bill thereupon read a second time.

Whereupon, on motion of Mr. Martin, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.

The Chairman having reported the Bill with Amendments, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for to-morrow.

13. Further Supplementary Estimate of Expenditure for 1865 and Previous Years—Further Additional Estimate of Expenditure for 1866:—The following Message from His Excellency the Governor was delivered by Mr. Eagar and read by the Speaker:—

JOHN YOUNG,
Governor.

Message No. 16.

In accordance with the provisions contained in the 54th Clause of the Constitution Act, His Excellency the Governor recommends to the consideration of the Legislative Assembly, a further Supplementary Estimate of Expenditure for 1865 and previous years, and a further Additional Estimate of Expenditure for 1866.

24 March, 1866.

Ordered, on motion of Mr. Eagar, to be printed, together with the accompanying Estimates, and taken into consideration in Committee of Supply.

14. Supply:—
(1.) The Order of the Day No. 6, for the Reception of Resolutions from the Committee of Supply having been read, the Chairman of Committees reported from that Committee certain Resolutions, which were read a first time, as follows:—

SUPPLEMENTARY ESTIMATES FOR 1865 AND PREVIOUS YEARS.

Services of 1863 and Previous Years.

No. III.—CHIEF SECRETARY.

(91.) Resolved, that there be granted to Her Majesty, a sum not exceeding £83 8s. 11d., to defray supplementary charge for Police.

(92.) Resolved, that there be granted to Her Majesty, a sum not exceeding £19 13s. 1d., to defray supplementary charge for Gaol, Sydney.

(93.)

(93.) Resolved, that there be granted to Her Majesty, a sum not exceeding £9 6s. 2d., to defray supplementary charge for Penal Establishment, Cockatoo Island.

(94.) Resolved, that there be granted to Her Majesty, a sum not exceeding £30, to defray supplementary charge for Miscellaneous Services, being for Election Expenses, further sum.

No. IV.—ADMINISTRATION OF JUSTICE.

(95.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2 17s. 2d., to defray supplementary charge for Quarter Sessions.

(96.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8 19s., to defray supplementary charge for Coroners.

No. V.—SECRETARY FOR FINANCE AND TRADE.

(97.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1 6s. 6d., to defray supplementary charge for Treasury.

(98.) Resolved, that there be granted to Her Majesty, a sum not exceeding £20 7s. 6d., to defray supplementary charge for Miscellaneous Services; being 11s. 4d. for Postage of the various Public Departments, further sum for 1861; £2 17s. 4d. for 1862; and £16 18s. 10d. for 1863.

No. VI.—SECRETARY FOR LANDS.

(99.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,600, to defray supplementary charge for Survey of Lands.

(100.) Resolved, that there be granted to Her Majesty, a sum not exceeding £101 2s. 3d., to defray supplementary charge for Commission to Land Agents, Appraisers, and others, and for Advertising for the Public Service.

(101.) Resolved, that there be granted to Her Majesty, a sum not exceeding £529 7s. 2d., to defray supplementary charge for Gold Fields.

No. VII.—SECRETARY FOR PUBLIC WORKS.

(102.) Resolved, that there be granted to Her Majesty, a sum not exceeding £25 16s. 3d., to defray supplementary charge for Electric Telegraphs.

(103.) Resolved, that there be granted to Her Majesty, a sum not exceeding £47 12s. 6d., to defray supplementary charge for Works and Buildings.

(104.) Resolved, that there be granted to Her Majesty, a sum not exceeding £14,856 11s. 8d., to defray Unclassified Expenditure; being to cover Payments made on account of Services of 1863 and Previous Years, after the Balances of Appropriations available for such were written off in the books of the Treasury, under the authority of the Executive Council's Minute of 2nd August, 1864, further sum.

Services of 1864.

No. III.—CHIEF SECRETARY.

(105.) Resolved, that there be granted to Her Majesty, a sum not exceeding £13 12s. 8d., to defray supplementary charge for Bathurst Gaol.

(106.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1 2s. 8d., to defray supplementary charge for Wollongong Gaol.

(107.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5 12s. 11d., to defray supplementary charge for Penal Establishment, Cockatoo Island.

(108.) Resolved, that there be granted to Her Majesty, a sum not exceeding £11 1s. 6d., to defray supplementary charge for Lunatic Asylum, Parramatta.

(109.) Resolved, that there be granted to Her Majesty, a sum not exceeding £67 18s. 2d., to defray supplementary charge for Roman Catholic Orphan School.

(110.) Resolved, that there be granted to Her Majesty, a sum not exceeding £50 14s. 5d., to defray supplementary charge for Asylums for the Infirm and Destitute.

(111.) Resolved, that there be granted to Her Majesty, a sum not exceeding £58 7s. 11d., to defray supplementary charge for Charitable Allowances.

(112.) Resolved, that there be granted to Her Majesty, a sum not exceeding £241 15s. 7d., to defray supplementary charge for Miscellaneous Services.

No. V.—SECRETARY FOR FINANCE AND TRADE.

(113.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3 19s. 6d., to defray supplementary charge for Treasury.

(114.) Resolved, that there be granted to Her Majesty, a sum not exceeding £55 7s. 11d., to defray supplementary charge for Stores and Stationery.

(115.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,061 3s., to defray supplementary charges for Miscellaneous Services, being £900 for Postage for the various Public Departments, further sum; £3,049 13s. 8d. for interest on overdrawn Account with the Oriental Bank Corporation, London, to 31st December, 1864, further sum; and £1,111 9s. 4d. for interest to 31st December, 1864, on advance on Treasury Bills by the Bank of New South Wales.

No. VI.

No. VI.—SECRETARY FOR LANDS.

- (116.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,500, to defray supplementary charge for Survey of Lands.
 (117.) Resolved, that there be granted to Her Majesty, a sum not exceeding £22 16s., to defray supplementary charge for Miscellaneous Services.

No. VII.—SECRETARY FOR PUBLIC WORKS.

- (118.) Resolved, that there be granted to Her Majesty, a sum not exceeding £491 16s. 2d., to defray supplementary charge for Railways.
 (119.) Resolved, that there be granted to Her Majesty, a sum not exceeding £163 1s. 2d., to defray Unclassified Expenditure ; being to cover Payments made on account of Services of 1864, after the Balances of Appropriations available for such were written off in the books of the Treasury, under the authority of the Executive Council's Minute of 31st October, 1865.

Services of 1865.

No. I.—SCHEDULES.

- (120.) Resolved, that there be granted to Her Majesty, a sum not exceeding £170 9s. 3d., to defray Supplement to Schedule B.—Pensions ; being £119 7s. 1d. for Mrs. Eliza Milford, Widow of the late Mr. Justice Milford, at the rate of £200 per annum, from 27th May to 31st December ; and £51 2s. 2d. for Mrs. Maria Bate Wise, Widow of the late Mr. Justice Wise, at the rate of £200 per annum, from 28th September to 31st December.

No. 3.—CHIEF SECRETARY.

- (121.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,000, to defray supplementary charge for Police.
 (122.) Resolved, that there be granted to Her Majesty, a sum not exceeding £508 14s. 5d., to defray supplementary charge for Gaol, Sydney.
 (123.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2 13s., to defray supplementary charge for Gaol, Parramatta.
 (124.) Resolved, that there be granted to Her Majesty, a sum not exceeding £293 14s. 8d., to defray supplementary charge for Gaol, Maitland.
 (125.) Resolved, that there be granted to Her Majesty, a sum not exceeding £67 8s. 9d., to defray supplementary charge for Gaol, Goulburn.
 (126.) Resolved, that there be granted to Her Majesty, a sum not exceeding £138 5s. 2d., to defray supplementary charge for Gaol, Albury.
 (127.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1 5s., to defray supplementary charge for Gaol at Braidwood.
 (128.) Resolved, that there be granted to Her Majesty, a sum not exceeding £178 3s. 8d., to defray supplementary charge for Gaol at Wollongong.
 (129.) Resolved, that there be granted to Her Majesty, a sum not exceeding £174 10s. 10d., to defray supplementary charge for Gaol at Wagga Wagga.
 (130.) Resolved, that there be granted to Her Majesty, a sum not exceeding £116 7s. 11d., to defray supplementary charge for Gaol at Yass.
 (131.) Resolved, that there be granted to Her Majesty, a sum not exceeding £198 12s. 11d., to defray supplementary charge for Gaol at Deniliquin.
 (132.) Resolved, that there be granted to Her Majesty, a sum not exceeding £930 5s. 3d., to defray supplementary charge for Gaol at Port Macquarie.
 (133.) Resolved, that there be granted to Her Majesty, a sum not exceeding £800, to defray supplementary charge for Gaols generally.
 (134.) Resolved, that there be granted to Her Majesty, a sum not exceeding £331 4s., to defray supplementary charge for Penal Establishment, Cockatoo Island.
 (135.) Resolved, that there be granted to Her Majesty, a sum not exceeding £65, to defray supplementary charge for Lunatic Asylum, Tarban.
 (136.) Resolved, that there be granted to Her Majesty, a sum not exceeding £214 10s. 2d., to defray supplementary charge for Roman Catholic Orphan School.
 (137.) Resolved, that there be granted to Her Majesty, a sum not exceeding £820, to defray supplementary charge for Asylums for the Infirm and Destitute.
 (138.) Resolved, that there be granted to Her Majesty, a sum not exceeding £300, to defray supplementary charges for Grants in Aid of Public Institutions ; being £200 in aid of the Sydney Mechanics' School of Arts ; and £100 in aid of the Yass Mechanics' Institute, until a building be erected, on condition of an equal amount being raised by private contributions.
 (139.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,500, to defray supplementary charge for Charitable Allowances ; being £2,000 in aid of the Destitute Children's Asylum, Randwick, further sum ; £100 in aid of Hospital, Wagga Wagga, further sum, on condition of an equal amount being raised by private contributions ; £50 in aid of the Hospital, Grafton, further sum, on same condition ; £50 in aid of the Hospital, Wellington, further sum, on same condition ; £100 in aid of the Hospital, Queanbeyan, on same condition ; and £200 in aid of the Albert Memorial Hospital, Wollongong, on same condition.

(140.)

(140.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,498 1s. 9d., to defray supplementary charge for Miscellaneous Services; being £155 to reimburse the Police Magistrate, Albury, for costs of certain actions brought against him in his magisterial capacity; £2,035 for Rewards for the apprehension of Offenders, further sum; £50 for Fees for examining Lunatics, further sum; £1,000, Compensation to Miss Isabella Mary Kelly, for losses of health and property sustained in consequence of her unjust conviction and imprisonment for perjury, on the 6th and 7th of October, 1859 (Resolution of Assembly); £230 11s. 9d., Contribution towards the Leichhardt Search Fund, being an amount equal to that raised by the New South Wales Committee; and £27 10s., Gratuity to Mrs. Sheehan, on her retirement from the office of Warder, Maitland Gaol.

NO. IV.—ADMINISTRATION OF JUSTICE.

- (141.) Resolved, that there be granted to Her Majesty, a sum not exceeding £319 4s. 1d., to defray supplementary charge for Supreme Court.
 (142.) Resolved, that there be granted to Her Majesty, a sum not exceeding £219 9s. 1d., to defray supplementary charge for Sheriff.
 (143.) Resolved, that there be granted to Her Majesty, a sum not exceeding £395 13s. 9d., to defray supplementary charge for District Courts.
 (144.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,220 6s. 5d., to defray supplementary charge for Quarter Sessions.
 (145.) Resolved, that there be granted to Her Majesty, a sum not exceeding £505 11s. 1d., to defray supplementary charge for Miscellaneous Services; being Compensation for loss of office to W. W. Billyard, Esq., late Crown Solicitor, on a re-arrangement of the Law Officers' Department in 1859.
 (146.) Resolved, that there be granted to Her Majesty, a sum not exceeding £593 3s. 10d., to defray supplementary charge for Law Expenses.

NO. V.—SECRETARY FOR FINANCE AND TRADE.

- (147.) Resolved, that there be granted to Her Majesty, a sum not exceeding £59 13s. 4d., to defray supplementary charge for Treasury.
 (148.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,554 3s. 3d., to defray salaries and contingencies of the Stamp Duties Department.
 (149.) Resolved, that there be granted to Her Majesty, a sum not exceeding £26, to defray supplementary charge for Customs.
 (150.) Resolved, that there be granted to Her Majesty, a sum not exceeding £305, to defray supplementary charge for Stores and Stationery.
 (151.) Resolved, that there be granted to Her Majesty, a sum not exceeding £456 16s., to defray supplementary charge for Printing, Bookbinding, and Postage Stamps, &c.
 (152.) Resolved, that there be granted to Her Majesty, a sum not exceeding £175 5s. 1d., to defray supplementary charge for Gunpowder Magazine, Spectacle Island.
 (153.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5, to defray supplementary charge for Shipping Masters.
 (154.) Resolved, that there be granted to Her Majesty, a sum not exceeding £239, to defray supplementary charge for Harbours, Light Houses, and Pilot Department.
 (155.) Resolved, that there be granted to Her Majesty, a sum not exceeding £20,495 15s. 10d., to defray supplementary charge for Interest.
 (156.) Resolved, that there be granted to Her Majesty, a sum not exceeding £500, to defray charge for Duty Stamps for the Public Service generally.

NO. VI.—SECRETARY FOR LANDS.

- (157.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,885 14s., to defray supplementary charge for Survey of Lands.
 (158.) Resolved, that there be granted to Her Majesty, a sum not exceeding £12,919 12s., to defray supplementary charge for Occupation of Lands.
 (159.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,375, to defray supplementary charge for Minor Roads; being £172 10s. for rent of the Windsor Ferry for the half-year ending 30th June, 1865, refunded to the Trustees; £202 10s. for rent of the Toll-bar on the Mudbank and Cook's River Road, from 1st July to 31st December, 1864, to be refunded to the Trustees; and £2,000 for the formation of streets through Crown Lands, Sydney, further sum.
 (160.) Resolved, that there be granted to Her Majesty, a sum not exceeding £584 9s. 9d. to defray supplementary charge for Miscellaneous Services; being £175 2s. 6d. for erection of new Pounds; £48 10s. for compensation to Messrs. Glass and Corrigan, for 240 sheep over 6 months old, at 4s. a head, and 5 lambs at 2s. a head, destroyed under the Seab Act of 1861; £60 17s. 3d. for Law Expenses incurred by the Trustees of the road from Raymond Terrace to Hexham, in defending action brought against them by a Contractor; and £300, compensation to Mrs. Elizabeth Castle, for damages sustained owing to the improper issue of a Grant from the Crown of land on the Hunter, and afterwards purchased by her late husband (Resolution of Assembly).

NO. VII.

NO. VII.—SECRETARY FOR PUBLIC WORKS.

(161.) Resolved, that there be granted to Her Majesty, a sum not exceeding £137 10s., to defray supplementary charge for Harbours and Rivers.

(162.) Resolved, that there be granted to Her Majesty, a sum not exceeding £100, to defray supplementary charge for Wharf at Tathra.

(163.) Resolved, that there be granted to Her Majesty, a sum not exceeding £300, to defray supplementary charge for Colonial Architect.

(164.) Resolved, that there be granted to Her Majesty, a sum not exceeding £217 17s. 3d., to defray supplementary charge for Roads and Bridges.

(165.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,403 5s. 3d., to defray supplementary charge for Electric Telegraphs.

(166.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,320, to defray supplementary charge for Public Works and Buildings; being £390 for Furniture, Fittings, &c., for the Powder Magazine Buildings and Offices, Spectacle Island; £825 for additions, Powder Magazine, Goat Island; and £105 for additions, Maitland Gaol.

Resolutions then, on motion of Mr. Eagar, read a second time.

Motion made by Mr. Driver, and Question put, That the said Resolutions be re-committed, with a view to the re-consideration of Resolution No. 145.

The House divided.

Ayes, 9.

Mr. Lucas,	
Mr. Forster,	<i>Tellers.</i>
Mr. Farnell,	Mr. Donnelly,
Mr. Neale,	Mr. Driver.
Mr. Tunks,	
Mr. Brown,	
Mr. Garrett,	

Noes, 14.

Mr. Isaacs,	Mr. Mate,
Mr. Martin,	Mr. Macleay,
Mr. Wilson,	Mr. Phelps,
Mr. Eagar,	Mr. Gordon,
Mr. Byrnes,	<i>Tellers.</i>
Mr. Parkes,	
Mr. Cummings,	Mr. De Salis,
Mr. Sutherland,	Mr. Macpherson.

Resolutions then, Nos. 91 to 166, inclusive, agreed to, on motion of Mr. Eagar.

(2.) The Order of the Day (No. 7) for the resumption of the Committee of Supply, having been read,—On motion of Mr. Eagar (after Debate) the Speaker left the Chair, and the Committee resumed.

And the Committee having continued to sit till after Midnight;—

TUESDAY, 27 MARCH, 1866, A.M.—

The Chairman reported progress, and obtained leave to sit again at a later hour this day.

The House adjourned, on motion of Mr. Martin, at twenty-four minutes before Two o'clock, A.M., until Three o'clock, P.M., This Day.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

TUESDAY, MARCH 27.

Questions:—

1. MR. RYAN *to ask* THE SECRETARY FOR LANDS,—If it is the intention of the Government to make facilities for the travelling of stock on Bell's line of Road to Bathurst, in consequence of the obstructions caused by the Railway Works now in progress?
2. MR. MORRICE *to ask* THE SECRETARY FOR LANDS,—
 - (1.) When do the Government intend to open the Road leading from Picton to Burragorang Mountain, *via* the Oaks?
 - (2.) Is the Government aware that the said Road was proclaimed for a long period, and not opened?
 - (3.) Why is it not opened, for the convenience of the inhabitants, to the Railway Station, Picton?

3. MR. MORRICE *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is it the intention of the Government to repair the Brownlow Hill Bridge?
 - (2.) Is the Government aware that the Bridge is now impassable?
 - (3.) Is the Government aware that Mr. Downs will have it put up for £200, under the instructions of the Engineer-in-Chief?
4. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Whether any of Mr. Forlonge's rents, including assessments, were reduced under appraisalment during the period of the first Martin Government's tenure of office; and if so, to what amount?
 - (2.) Whether the like had been done during the tenure of any other Government; and if so, what Government, and to what amount?
 - (3.) Whether the rents of any of Mr. Forlonge's runs were increased under appraisalment during the period of office of the last Cowper Government; and if so, to what amount?
5. MR. BUCHANAN *to ask* THE ATTORNEY GENERAL,—Is the prisoner Shadforth, found guilty of getting money under false pretences, and sentenced to one month's imprisonment, at present undergoing that sentence; and if not, will the Attorney General state why not?
6. MR. MACPHERSON *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Is it the intention of the Government that the piece of land situated in the old Parramatta Domain, and reserved for a Cemetery, shall be used for that purpose?
 - (2.) If so, are the Government aware that the whole of the drainage from the said land falls into the Parramatta River, from whence the Inhabitants of the Town are supplied with water?
7. DR. LANG *to ask* THE COLONIAL TREASURER,—Whether it is the intention of the Government to station a pilot at the Bellinger River, as the trade of the district has so greatly increased since I put a similar question to the late Government more than a year ago, that there are now four vessels in the trade and five more engaged for it, while not fewer than three vessels have been wrecked in the interval from the want of a pilot and the frequent shifting of the bar?
8. MR. MACLEAY *to ask* THE COLONIAL SECRETARY,—With reference to the following statement in a Report of the Board of Management of the Government Asylums for the Infirm and Destitute, dated the 12th March, 1866, and laid on the Table of this House on the 22nd instant:—"Since the beginning of the present year, the pressure of the indigent and the helpless of both sexes for admission has been so great as to compel the Board, at a risk of course to the health of the inmates, to crowd the Asylums, at a daily average of forty in excess of the proper number; while numerous applicants, in every respect fit objects for admission, are turned from the doors,"—
 - (1.) Whether the Government intend to take any steps, and, if any, of what nature, and when, to provide for the relief of the destitute and the helpless poor, whose urgent claims for aid are, according to the above-cited Report, daily rejected in consequence of want of room in the Public Asylums?
 - (2.) Whether the said Board of Management have suggested any plan or course of proceeding, by the adoption of which it would be practicable to obviate or to mitigate the severe privations and hardships to which, as is alleged in the said Report, many of the indigent and helpless in Sydney are now daily exposed?
 - (3.) Whether, in accordance with a suggestion made in the said Report, the Government intend to establish some other and more satisfactory management of the Public Asylums for the Infirm and Destitute than that of gratuitous supervision now in operation?
9. MR. HART *to ask* THE COLONIAL SECRETARY,—
 - (1.) When will the Returns relative to Patents, moved for by him in the year 1860, be printed?
 - (2.) What state are they now in, and what has been the cause of delay in presenting them to the House?
10. MR. SAMUEL *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Have any complaints been made to the Government respecting the selection of two portions of land (viz., 50 and 40 acres) at the Shades, near Molong, under the Crown Lands Alienation Act of 1861; and if so, by whom, and what steps have the Government taken in the matter?
 - (2.) Has the land in question been disputed; and if so, has the matter been referred to a Surveyor, to whom, when, and what is the result of his report thereon?
 - (3.) Did the Government, on the 20th December last, officially authorize District Surveyor Fisher, of Bathurst, to write to the Conditional Purchaser, warning him not to make any improvements on the land at his peril?
 - (4.) Has Claude Smith's 160 acres Conditional Purchase been forfeited and offered for sale by public auction, by non-compliance with the Land Act; and if so, does it form any portion of the land selected by John Roberts, at the Shades?
 - (5.) Do the Government intend to sell the land by auction pending the report from the Surveyor who has been instructed to report upon the matter?
11. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—When will the papers relating to the Claim of Sergeant Graves be laid upon the Table of this House?
12. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—
 - (1.) How many meetings of the Trustees of the Sydney Grammar School were held during the past year?
 - (2.) How many Trustees attended each meeting?

- (3.) How many meetings were called?
- (4.) Have the accounts in connection with the said institution been audited for the past year; and if not, for what reason?
- (5.) Who is the present Chairman of the Trustees?
- (6.) Has any Chairman been elected for the present year; and if not, for what reason?
- (7.) Is there any, and if any, what system of inspection and examination in force at the said Grammar School?

13. MR. DRIVER to ask THE ATTORNEY GENERAL,—

- (1.) Has any report been received from the person appointed by the Government to inquire into the statement of John Dunn, relative to the case of the prisoner John M'Cormack?
- (2.) What course is intended to be pursued with respect to the said prisoner?

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

- 1. MR. BERNES to move, That this House approves of the Plans and Book of Reference of a proposed Extension of the Great Northern Railway from Muswellbrook to Murrurundi, laid before this House on the 1st March, 1866, in accordance with the 9th section of the Government Railways Act, 22 Victoria, No. 19.

ORDERS OF THE DAY:—

- 1. Municipalities Act Amendment Bill; third reading.
- 2. Supply; resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

- 1. MR. MACLEAY to move, That this House is of opinion,—
 - (1.) That the sum of £55,000 per annum, required to meet the expense of Steam Communication with Panama, is greatly in excess of any advantages which the people of this Country can derive therefrom.
 - (2.) That, therefore, any contract which may have been, or is about to be, entered into by the Government of this Colony with that of New Zealand for the aforesaid purpose, should be terminated with as little delay as possible consistently with the public faith.
 - (3.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor.
- 2. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
 - (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
 - (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
 - (9.) That no person should be permitted to vote at any election without such certificate.
 - (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
 - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
- 3. MR. DRIVER to move,—
 - (1.) That in the opinion of this House, the claim of William Cummings for injury to, and loss of, property sustained by him on account of the discovery of Gold upon his rented Crown Lands, and reported upon to this House on the 28th of April, 1865, by the Select Committee appointed "to inquire into, and report upon, the claims of tenants of the Crown lodged with the Government for injuries done to their properties since the discovery of Gold on their rented Crown Lands," is a fit one to be referred to arbitration by the Government.
 - (2.) That an Address, embodying the foregoing Resolution, be presented to His Excellency the Governor.

4. MR. MACPHERSON to move, That it be a Sessional Order of this House,—
- (1.) That, in future, after a Debate on any Question, whether an amendment of the same, or any motion for adjournment, shall have been proposed or not, shall have continued for *twelve* consecutive hours, or for *thirty-two* hours accumulated from adjournments, (in either case including the time occupied in debating such amendments or motions for adjournment) it shall be in the power of any Member who has not spoken, to intercept the Debate by moving "That the Question be now put;" and that on such motion being seconded, the Speaker or Chairman of Committees, as the case may be, shall put immediately such intercepting Question without debate; and on its being decided in the affirmative, the original Question, as well as any amendment or amendments proposed, shall be put from the Chair in their due order and decided without further Debate.
 - (2.) That in Committees of the Whole House, the words "Original Question" shall be held to mean the whole Question originally submitted to the consideration of the Committee, together with such amendments as may have been determined on during the discussion in Committee.
 - (3.) That no Member, except the mover of a Question or an amendment shall be permitted (except by permission of the House) to address the House for a longer period than *sixty* minutes on such Question or Amendment.
 - (4.) That no Member shall be permitted to address a Committee of the Whole House more than *once* on each amendment moved in Committee, nor more than *fifteen* minutes on each occasion of his addressing the Committee, except by permission of the Committee.
 - (5.) On a question of adjournment of the House, or the adjournment of a Debate, no Member shall be permitted to address the House more than *ten* minutes, except by permission of the House.
 - (6.) No Member shall be permitted to move the adjournment of the House, or the adjournment of a Debate more than *once* during the same sitting.
 - (7.) In a Committee of the Whole House, no Member shall be permitted to move "That the Chairman leave the Chair;" with or without additional words more than *once* during the same sitting of the Committee, and no Member shall be permitted to address the Committee upon this Question for a longer period than *five* minutes.
 - (8.) At any time during a Debate in the House, or during a discussion in a Committee of the Whole, it shall be competent for any Member *once* to move that the whole or any part of the foregoing order be suspended for a given number of hours, and on the motion being seconded, it shall be put from the Chair without Debate, and if carried, the order, or any portion of it, shall be suspended for the number of hours specified.
 - (9.) No portion of the foregoing order shall apply to discussions in Committees of Ways and Means and of Supply, or to Debates on the Question that the House do resolve itself into such Committees.
5. MR. WINDEYER to move, That this House will, on Thursday next, resolve itself into a Committee of the Whole, to consider an Address to the Governor, praying that His Excellency will cause to be placed on an Additional Supplementary Estimate for the year 1865, the sum of £1,000, in aid of the family of the late Professor Dr. John Woolley, in consideration of the eminent services rendered to the Colony by that lamented gentleman in promoting the cause of education.
6. MR. PHELPS to move, That there be laid on the Table of this House, a Return shewing approximately the extent of Crown Lands in New South Wales, calculated in acres, which has neither been alienated, nor leased, nor applied for, for squattages or any other purposes.
7. MR. PHELPS to move,—
- (1.) That there be laid on the Table of this House, a Return shewing the amount of money received at each Customs Station on the River Murray from the time of their establishment to the 31st December last, specifying from whence the goods so imported and paying duty have arrived.
 - (2.) Also, a Return shewing the quantity, description, and value of goods exported by way of and across the River Murray for the same period.
8. MR. HART to move, That the Questions No. 1, asked by Mr. Buchanan on the 23rd March, and the Answers thereto, be expunged from the Votes and Proceedings.
9. DR. LANG to move, That, considering the present Financial condition of the Colony, and the large amount of unemployed labour both in Town and Country, it is expedient and necessary that the sum of £40,000 of the unexpended balance, now available for Immigration, be paid over into the Consolidated Revenue for the general purposes of the Colony, and that due notice should be given, by proclamation or otherwise, that the present arrangements for the promotion of Immigration are suspended.
10. MR. PIDDINGTON to move, That the Petition presented by him on 26th March, from certain Commoners of Pitt Town Common, be printed.
11. MR. PIDDINGTON to move, That there be laid upon the Table of this House,—A Return of all the Runs, Squattages, and Public Lands, in the different districts of the Colony, held by the Members, respectively, of both Houses of Parliament, shewing the extent of country each individual occupier, either in his own right, or, so far as can be ascertained, is interested in; distinguishing in columns the name of the run, the name of the holder, the number of acres in each run, and the rent per acre per annum, in each case.

12. MR. CUMMINGS to move, That, in the opinion of this House, during the recess, the Secretary for Lands is in duty bound to cause a survey to be made of the Fish River at O'Connell Plains, to enable him to cause a sufficient amount to be placed upon the Estimates for 1867 for the construction of a Bridge across the said river.
13. MR. JOSEPH to move, That the Petition presented by him on 26th March, from Ratepayers and other Inhabitants of the Municipality of Balmain, be printed.
14. MR. KEMP to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1867, a sum not exceeding One Hundred Pounds (£100) to provide for a Queen's Plate, to be run for annually on Bathurst Race Course, under the auspices of the Bathurst Jockey Club.

ORDERS OF THE DAY:—

1. State Aid to Religion:—Resumption of the Adjourned Debate on the motion of Mr. Macpherson, That the Speaker do now leave the Chair and the House resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
2. Consideration in Committee of an Address to the Governor praying that His Excellency will be pleased, by Message, to withdraw the recommendation contained in the Estimates for 1866 (submitted with His Excellency's Message of 21st February last, No. 13), for the raising by loan of the sum of £20,000 towards relaying the Railway Line from Sydney to Parramatta Junction, and to recommend in lieu thereof, the appropriation of a like sum for the said service out of the Consolidated Revenue Fund of the Colony.
3. Consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1866, a sum not exceeding £1,000 as compensation to Mrs. Caroline Chisholm, for services to this Colony.
4. Sydney Municipal Council Powers Extension Bill; second reading.
5. Australian General Assurance Company's Incorporation Bill; second reading.
6. Game Protection Bill; consideration in Committee of the Whole of Legislative Council's Amendments.

WEDNESDAY, MARCH 28.

Question:—

1. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—Is it the intention of the Government to modify the terms of the circular recently addressed to Crown Lands Agents with reference to the selection of forfeited selections, so as to intimate that such selections will be open to re-selection after they have been declared forfeited and before they are advertised for sale by auction, and after they may have been so offered if not sold?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Public Debt Commissioners Bill, (No. 2); second reading.
2. Ways and Means; resumption of the Committee.

FRIDAY, MARCH 30.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Leases and Sales of Settled Estates Facilitation Bill; second reading.



New South Wales.

No. 62.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 27 MARCH, 1866.

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

Questions on Notice Paper for to-day :—

Mr. Ryan not asking the Question standing in his name, No. 1, it dropped.

- (1.) Road from Picton to Burragorang :—*Mr. Garrett*, on behalf of *Mr. Morrice*, asked the Secretary for Lands, pursuant to Notice No. 2,—

(1.) When do the Government intend to open the Road leading from Picton to Burragorang Mountain, *via* the Oaks ?

(2.) Is the Government aware that the said Road was proclaimed for a long period, and not opened ?

(3.) Why is it not opened, for the convenience of the inhabitants, to the Railway Station, Picton ?

Mr. Wilson answered,—The cost of opening this Road, under present Legislation, would amount to £1,075 ; a greater sum than the importance of the Road would warrant.

- (2.) Brownlow Hill Bridge :—*Mr. Garrett*, on behalf of *Mr. Morrice*, asked the Secretary for Public Works, pursuant to Notice No. 3,—

(1.) Is it the intention of the Government to repair the Brownlow Hill Bridge ?

(2.) Is the Government aware that the Bridge is now impassable ?

(3.) Is the Government aware that *Mr. Downs* will have it put up for £200, under the instructions of the Engineer-in-Chief ?

Mr. Byrnes answered,—

(1.) No ; the Government intended to re-construct.

(2.) No ; it has been reported dangerous.

(3.) The Government have no knowledge of any offer of the sort. It is not usual for the Engineer for Roads to undertake any responsibility for works not carried out by the Department.

Mr. Garrett withdrew the Question standing in his name, No. 4.

- (3.) Prisoner Shadforth :—*Mr. Buchanan* asked the Attorney General, pursuant to Notice No. 5,—Is the prisoner Shadforth, found guilty of getting money under false pretences, and sentenced to one month's imprisonment, at present undergoing that sentence ; and if not, will the Attorney General state why not ?

Mr. Martin answered,—Shadforth is, I believe, now in the Gaol at Gundagai, undergoing his sentence.

- (4.) Parramatta Cemetery Reserve :—*Mr. Macpherson* asked the Secretary for Lands, pursuant to Notice No. 6,—

(1.) Is it the intention of the Government that the piece of land situated in the old Parramatta Domain, and reserved for a Cemetery, shall be used for that purpose ?

(2.) If so, are the Government aware that the whole of the drainage from the said land falls into the Parramatta River, from whence the Inhabitants of the Town are supplied with water ?

Mr. Wilson answered,—

(1.) The land in question has been dedicated under the law for a General Cemetery, and it is the intention that it should be used for that purpose.

(2.) The drainage is into Toongabbee Creek, a tributary of the Parramatta River ; but it is understood the dam for the supply of water for the town is at a point on the river, above the confluence of the creek named.

(5.)

(5.) Pilot, Bellinger River :—Dr. Lang asked the Colonial Treasurer, pursuant to Notice No. 7,—Whether it is the intention of the Government to station a pilot at the Bellinger River, as the trade of the district has so greatly increased since I put a similar question to the late Government more than a year ago, that there are now four vessels in the trade and five more engaged for it, while not fewer than three vessels have been wrecked in the interval from the want of a pilot and the frequent shifting of the bar ?

Mr. Eagar answered,—It is not the intention of the Government to station a pilot at the Bellinger River, the trade of the district not being considered sufficient to warrant such an outlay. No information has been received that three vessels have been wrecked from the want of a pilot during the interval since the Honorable Gentleman put a similar question to the late Government.

(6.) Asylums for Infirm and Destitute :—Mr. Macleay asked the Colonial Secretary, pursuant to Notice No. 8,—With reference to the following statement in a Report of the Board of Management of the Government Asylums for the Infirm and Destitute, dated the 12th March, 1866, and laid on the Table of this House on the 22nd instant :—“ Since the beginning of the present year, the pressure of the indigent and the helpless of both sexes for admission has been so great as to compel the Board, at a risk of course to the health of the inmates, to crowd the Asylums, at a daily average of forty in excess of the proper number ; while numerous applicants, in every respect fit objects for admission, are turned from the doors,”—

(1.) Whether the Government intend to take any steps, and, if any, of what nature, and when, to provide for the relief of the destitute and the helpless poor, whose urgent claims for aid are, according to the above-cited Report, daily rejected in consequence of want of room in the Public Asylums ?

(2.) Whether the said Board of Management have suggested any plan or course of proceeding, by the adoption of which it would be practicable to obviate or to mitigate the severe privations and hardships to which, as is alleged in the said Report, many of the indigent and helpless in Sydney are now daily exposed ?

(3.) Whether, in accordance with a suggestion made in the said Report, the Government intend to establish some other and more satisfactory management of the Public Asylums for the Infirm and Destitute than that of gratuitous supervision now in operation ?

Mr. Parkes answered,—Some time ago the late Government directed that a building at Port Macquarie should be converted into a Destitute Asylum, and it was expected that this building would be ready for the reception of inmates before the present time. An officer from the Colonial Architect's Department, who lately visited Port Macquarie, however, reports that further alterations are necessary before the building can be safely occupied for the purposes intended. When completed, it will accommodate 200 persons, and will probably be ready in another month. An additional building is about to be secured at Liverpool, which will accommodate 40 additional inmates. No particular plan or course of proceeding has been suggested by the Board, the great difficulty being want of room for the number of applicants for relief. It is thought that the gratuitous supervision now existing, with the services of a paid Secretary, is sufficient for present purposes of management.

(7.) Patents :—Mr. Hart asked the Colonial Secretary, pursuant to Notice No. 9,—

(1.) When will the Returns relative to Patents, moved for by him in the year 1860, be printed ?

(2.) What state are they now in, and what has been the cause of delay in presenting them to the House ?

Mr. Parkes answered,—I find that these Returns have been in the hands of the Government Printer about six months. They include various lithographs of mechanical inventions, which are difficult of execution. I believe all these lithographs are now complete, but the letter-press portion of the Returns having to be worked from valuable papers, which cannot be cut or injured, necessarily takes a long time. They are in a forward state, however, and I shall soon be able to lay them upon the Table of the House.

(8.) Lands Selected at the Shades, Molong—Claudius Smith, John Roberts :—Mr. Samuel asked the Secretary for Lands, pursuant to Notice No. 10,—

(1.) Have any complaints been made to the Government respecting the selection of two portions of land (viz., 50 and 40 acres) at the Shades, near Molong, under the Crown Lands Alienation Act of 1861 ; and if so, by whom, and what steps have the Government taken in the matter ?

(2.) Has the land in question been disputed ; and if so, has the matter been referred to a Surveyor, to whom, when, and what is the result of his report thereon ?

(3.) Did the Government, on the 20th December last, officially authorize District Surveyor Fisher, of Bathurst, to write to the Conditional Purchaser, warning him not to make any improvements on the land at his peril ?

(4.) Has Claude Smith's 160 acres Conditional Purchase been forfeited and offered for sale by public auction, by non-compliance with the Land Act ; and if so, does it form any portion of the land selected by John Roberts, at the Shades ?

(5.) Do the Government intend to sell the land by auction pending the report from the Surveyor who has been instructed to report upon the matter ?

Mr. Wilson answered,—

(1.) Complaints have been made respecting the selections in question by Mr. Claudius Smith, of Molong.

(2.)

- (2.) The selections have been disputed by Mr. Smith, who had previously selected the same land, but had desisted from going on with his improvements, in consequence of uncertainty as to the position of the boundary of the reserve from conditional purchase around Molong, caused by a question as to the limits of the town within which the last census of the population had been taken. The boundary having now been fixed, it is found that Mr. Smith's selection is outside its limits, and can therefore be entertained. The case was fully reported on by Mr. District Surveyor Fisher on the 22nd December last.
- (3.) The Governor did not directly authorize Mr. Fisher to write to the Conditional Purchaser, but no doubt it was part of his duty, in the circumstances, to do so.
- (4.) Claudius Smith's conditional purchase has not been forfeited, and has not been offered for sale at auction. It is reported to be identical with the land selected by John Roberts, at the Shades.
- (5.) It is not the intention of the Government to sell the land at auction.
- (9.) Sergeant Graves:—Mr. Driver asked the Colonial Secretary, pursuant to Notice No. 11,—When will the papers relating to the Claim of Sergeant Graves be laid upon the Table of this House?
Mr. Parkes answered,—The papers will be laid upon the Table to-morrow, or the following day. The delay arises from the papers not having been copied; in the meantime the Honorable Gentleman can see the original documents.
- (10.) Sydney Grammar School:—Mr. Driver asked the Colonial Secretary, pursuant to Notice No. 12,—
- (1.) How many meetings of the Trustees of the Sydney Grammar School were held during the past year?
 - (2.) How many Trustees attended each meeting?
 - (3.) How many meetings were called?
 - (4.) Have the accounts in connection with the said institution been audited for the past year; and if not, for what reason?
 - (5.) Who is the present Chairman of the Trustees?
 - (6.) Has any Chairman been elected for the present year; and if not, for what reason?
 - (7.) Is there any, and if any, what system of inspection and examination in force at the said Grammar School?
- Mr. Parkes answered,—Early this morning I applied to the Grammar School for this information; not receiving it, I applied again about twelve or one o'clock. Up to the present time I have not received any answer to my application, though, it appears to me, an answer might have been given at five minutes' notice.
Mr. Driver withdrew the Question standing in his name, No. 13.
2. Papers:—Mr. Wilson laid upon the Table the undermentioned Papers:—
- (1.) Return to Order, in reference to "Conditional Purchases under Crown Lands Alienation Act," made by this House, on motion of Mr. Cowper, on 16th March, 1866.
 - (2.) Abstracts (No. 3, 1866) and (No. 4, 1866) of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th Section of the Act, 25 Victoria, No. 1.
Ordered to be printed.
3. Lands Reserved from Conditional Purchase in the Electorate of the Bogan:—Mr. Lord, *with the concurrence of the House*, moved, without Notice, That the Petition presented by him from Dubbo, on the 20th February, for the cancellation of the Reserves, be referred to the Select Committee now sitting on "Reserves under Crown Lands Alienation Act."
Question put and passed.
4. Papers:—Mr. Parkes laid upon the Table the undermentioned Papers:—
- (1.) Despatch, dated 16 January, 1866, from Secretary of State for the Colonies, respecting Sydney Mint Act of 1865.
 - (2.) Return to Order, in reference to "Tarban Creek Lunatic Asylum—Dr. Brereton," made by this House, on motion of Mr. Tunks, on 27th February, 1866.
Ordered to be printed.
5. Pitt-street Tramway:—Mr. Parkes, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee to whom this subject was referred on 28th November, 1865.
Ordered to be printed.
6. Railway Plans, &c. ("Formal" Motion):—Mr. Byrnes moved, pursuant to Notice, That this House approves of the Plans and Book of Reference of a proposed Extension of the Great Northern Railway from Muswellbrook to Murrurundi, laid before this House on the 1st March, 1866, in accordance with the 9th section of the Government Railways Act, 22 Victoria, No. 19.
Question put and passed.
7. The late Dr. Woolley ("Formal" Motion):—Mr. Windeyer moved, pursuant to Notice, That this House will, on Thursday next, resolve itself into a Committee of the Whole, to consider an Address to the Governor, praying that His Excellency will cause to be placed on an Additional Supplementary Estimate for the year 1865, the sum of £1,000, in aid of the family of the late Professor Dr. John Woolley, in consideration of the eminent services rendered to the Colony by that lamented gentleman in promoting the cause of education.
Question put and passed.

8. Crown Lands neither Alienated, Leased, nor Applied for (*"Formal" Motion*):—
Mr. Phelps moved, pursuant to Notice, That there be laid on the Table of this House, a Return shewing approximately the extent of Crown Lands in New South Wales, calculated in acres, which has neither been alienated, nor leased, nor applied for, for squattages or any other purposes.
Question put and passed.
9. Customs Receipts, River Murray—Exports *via* that River (*"Formal" Motion*):—
Mr. Phelps moved, pursuant to Notice,—
(1.) That there be laid on the Table of this House, a Return shewing the amount of money received at each Customs Station on the River Murray from the time of their establishment to the 31st December last, specifying from whence the goods so imported and paying duty have arrived.
(2.) Also, a Return shewing the quantity, description, and value of goods exported by way of and across the River Murray for the same period.
Question put and passed.
10. Motion Withdrawn:—*Mr. Cowper*, on behalf of Mr. Kemp, withdrew the Motion No. 14 on the Notice Paper of Other Business for to-day.
11. Municipalities Act Amendment Bill:—*Mr. Martin* moved, "That" this Bill be now read a third time.
Mr. Eagar moved, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words "re-committed in order to the re-consideration of Clause 1."
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted, in the place of the words omitted, be so inserted,—put and passed.
Question then,—That this Bill be re-committed in order to the re-consideration of Clause 1,—put and passed.
Whereupon, on motion of *Mr. Eagar*, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
The Chairman having reported the Bill with a further Amendment, the House adopted the Report.
Bill then, on motion of *Mr. Martin*, read a third time and passed.
Mr. Martin then moved, That the Title of this Bill be "*An Act to amend the Municipalities Act of 1858.*"
Question put and passed.
Whereupon, *Mr. Martin* moved, That this Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to amend the Municipalities Act of 1858,*" presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 27th March, 1866.

Speaker.

Question put and passed.

12. Supply:—The Order of the Day for the resumption of the Committee of Supply having been read,—*Mr. Eagar* moved, That the Speaker do now leave the Chair.
Debate ensued.
Question put and passed.
Whereupon the Speaker left the Chair, and the House resolved itself into the said Committee.
The Chairman reported that there was not a Quorum present in the Committee.
Whereupon the Speaker counted the House, and there being a Quorum present, the Committee resumed.
The Chairman obtained leave to sit again, and reported that the Committee had come to some Resolutions.
Ordered, on motion of the Chairman, that the said Resolutions be received to-morrow.
13. Messages:—The Speaker reported the following Messages from the Legislative Council:—

- (1.) Careless use of Fire Prevention Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled, "*An Act for preventing the careless use of Fire,*" with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 27 March, 1866.

T. A. MURRAY,
President.

CARELESS

CARELESS USE OF FIRE PREVENTION BILL.

SCHEDULE of the Amendments made by the Legislative Council in the Bill intituled "An Act for preventing the careless use of Fire," returned to the Legislative Assembly with Message of 27th March, 1866.

R. O'CONNOR,
Clerk of the Parliaments.

- Page 1, clause 1, lines 11 to 13. *Omit* "or if any person shall leave any fire which
" he may have lighted or used in the open air before the same be
" thoroughly extinguished"
" " line 16. *After* "months" *insert* "or if any person shall except
" as hereinafter mentioned leave any fire which he may have lighted or
" used in the open air before the same be thoroughly extinguished he
" shall forfeit and pay for every such offence any sum of money not
" exceeding ten pounds or be imprisoned for any period not exceeding
" one month"
Page 2, clause 1, line 6. *Omit* "two" *insert* "seven"
" " " " *Omit* "afternoon" *insert* "forenoon"
" clause 3, line 23. *Omit* "penalties or forfeitures" *insert* "offences"
" " line 29. *Omit* "sued for recovered and imposed" *insert* "prose-
" cuted for and adjudicated upon"
" clause 5, line 41. *Before* "imprisoned" *insert* "fined or to be"

Examined—

GEORGE ALLEN,
Chairman of Committees.

Ordered, on motion of Mr. Mate, that the consideration in Committee of the Amendments made by the Legislative Council in this Bill stand an Order of the Day for to-morrow.

(2.) Australian Library and Literary Institution Act Amendment Bill:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled, "*An Act to amend an Act intituled 'An Act to Incorporate the Australian Subscription 'Library and otherwise to alter and amend its constitution,'*" presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 27 March, 1866.

T. A. MURRAY,
President.

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

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

The House adjourned, on motion of Mr. Martin, at twenty-nine minutes after Eleven o'clock, until to-morrow at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, MARCH 28.

Questions:—

1. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—Is it the intention of the Government to modify the terms of the circular recently addressed to Crown Lands Agents with reference to the selection of forfeited selections, so as to intimate that such selections will be open to re-selection after they have been declared forfeited and before they are advertised for sale by auction, and after they may have been so offered if not sold?
2. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—
 - (1.) Whether any of Mr. Forlonge's rents, including assessments, were reduced under appraisalment during the period of the first Martin Government's tenure of office; and if so, to what amount?
 - (2.) Whether the like had been done during the tenure of any other Government; and if so, what Government, and to what amount?
 - (3.) Whether the rents of any of Mr. Forlonge's runs were increased under appraisalment during the period of office of the last Cowper Government; and if so, to what amount?
3. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—
 - (1.) How many meetings of the Trustees of the Sydney Grammar School were held during the past year?
 - (2.) How many Trustees attended each meeting?
 - (3.) How many meetings were called?
 - (4.) Have the accounts in connection with the said institution been audited for the past year; and if not, for what reason?
 - (5.) Who is the present Chairman of the Trustees?
 - (6.) Has any Chairman been elected for the present year; and if not, for what reason?
 - (7.) Is there any, and if any, what system of inspection and examination in force at the said Grammar School?

Contingent

Contingent Notice :—

1. MR. CALDWELL to move, as an Amendment on the Motion for the resumption of the Committee of Ways and Means, That an Address be presented to the Governor, praying that His Excellency will cause the Vote of money for the support of Denominational Schools to be appropriated to each Denomination according to the latest published Census.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. EAGAR to move,—
 - (1.) That so much of the Standing Orders be suspended as will admit of the under-mentioned Bills being introduced and passed through all their stages in one day, viz. :—
 - (1.) The Appropriation Bill.
 - (2.) The Public Works Loan Bill.
 - (2.) That so much of the Standing Orders be suspended as will admit of the Public Debt Commissioners Bill being passed through all its remaining stages in one day.

ORDERS OF THE DAY :—

1. Public Debt Commissioners Bill, (No. 2) ; second reading.
2. Ways and Means ; resumption of the Committee.
3. Supply ; resumption of the Committee.
4. Supply ; reception of Resolutions from Committee.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. HART to move, with reference to the Gaols and Lock-ups in this Colony, That there be laid upon the Table of this House during the first week of the ensuing Session of Parliament, a Tabular Return, specifying,—
 - (1.) The name and the date of the erection of each Gaol and Lock-up.
 - (2.) The cost of such erection.
 - (3.) The date of every addition, enlargement, or alteration, in each Gaol and Lock-up since its first erection.
 - (4.) The cost in each particular instance of every such addition, enlargement, or alteration.
 - (5.) The total cost of each Gaol and Lock-up since its first erection up to the 31st December, 1865.
 - (6.) The number of prisoners which each Gaol or Lock-up is calculated to receive.
 - (7.) The greatest number of prisoners who at any one time have been confined in each Gaol or Lock-up.
 - (8.) The number of Cells or other places of confinement in each Gaol or Lock-up.
 - (9.) The cubic capacity, that is to say, the length, breadth, and height of each cell, and the means of ventilation therein.
 - (10.) The greatest number of persons who, in each Gaol or Lock-up, have at any one time been confined in one Cell.
 - (11.) The name of the Colonial Architect or other person, on whose plans the said several Gaols and Lock-ups were built, enlarged, or altered.
 - (12.) The name of the Secretary for Works or other similar Minister of the Crown, during whose tenure of office the said Gaols and Lock-ups were built, enlarged, or altered.
2. MR. MACLEAY to move, That this House is of opinion,—
 - (1.) That the sum of £55,000 per annum, required to meet the expense of Steam Communication with Panama, is greatly in excess of any advantages which the people of this Country can derive therefrom.
 - (2.) That, therefore, any contract which may have been, or is about to be, entered into by the Government of this Colony with that of New Zealand for the aforesaid purpose, should be terminated with as little delay as possible consistently with the public faith.
 - (3.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor.
3. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.

- (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
- (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.
- (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
- (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
- (9.) That no person should be permitted to vote at any election without such certificate.
- (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
- (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
4. MR. DRIVER to move,—
- (1.) That in the opinion of this House, the claim of William Cummings for injury to, and loss of, property sustained by him on account of the discovery of Gold upon his rented Crown Lands, and reported upon to this House on the 28th of April, 1865, by the Select Committee appointed "to inquire into, and report upon, the claims of tenants of the Crown lodged with the Government for injuries done to their properties since the discovery of Gold on their rented Crown Lands," is a fit one to be referred to arbitration by the Government.
- (2.) That an Address, embodying the foregoing Resolution, be presented to His Excellency the Governor.
5. MR. MACPHERSON to move, That it be a Sessional Order of this House,—
- (1.) That, in future, after a Debate on any Question, whether an amendment of the same, or any motion for adjournment, shall have been proposed or not, shall have continued for *twelve* consecutive hours, or for *thirty-two* hours accumulated from adjournments, (in either case including the time occupied in debating such amendments or motions for adjournment) it shall be in the power of any Member who has not spoken, to intercept the Debate by moving "That the Question be now put;" and that on such motion being seconded, the Speaker or Chairman of Committees, as the case may be, shall put immediately such intercepting Question without debate; and on its being decided in the affirmative, the original Question, as well as any amendment or amendments proposed, shall be put from the Chair in their due order and decided without further Debate.
- (2.) That in Committees of the Whole House, the words "Original Question" shall be held to mean the whole Question originally submitted to the consideration of the Committee, together with such amendments as may have been determined on during the discussion in Committee.
- (3.) That no Member, except the mover of a Question or an amendment shall be permitted (except by permission of the House) to address the House for a longer period than *sixty* minutes on such Question or Amendment.
- (4.) That no Member shall be permitted to address a Committee of the Whole House more than *once* on each amendment moved in Committee, nor more than *fifteen* minutes on each occasion of his addressing the Committee, except by permission of the Committee.
- (5.) On a question of adjournment of the House, or the adjournment of a Debate, no Member shall be permitted to address the House more than *ten* minutes, except by permission of the House.
- (6.) No Member shall be permitted to move the adjournment of the House, or the adjournment of a Debate more than *once* during the same sitting.
- (7.) In a Committee of the Whole House, no Member shall be permitted to move "That the Chairman leave the Chair," with or without additional words more than *once* during the same sitting of the Committee, and no Member shall be permitted to address the Committee upon this Question for a longer period than *five* minutes.
- (8.) At any time during a Debate in the House, or during a discussion in a Committee of the Whole, it shall be competent for any Member *once* to move that the whole or any part of the foregoing order be suspended for a given number of hours, and on the motion being seconded, it shall be put from the Chair without Debate, and if carried, the order, or any portion of it, shall be suspended for the number of hours specified.
- (9.) No portion of the foregoing order shall apply to discussions in Committees of Ways and Means and of Supply, or to Debates on the Question that the House do resolve itself into such Committees.
6. MR. HART to move, That the Questions No. 1, asked by Mr. Buchanan on the 23rd March, and the Answers thereto, be expunged from the Votes and Proceedings.
7. DR. LANG to move, That, considering the present Financial condition of the Colony, and the large amount of unemployed labour both in Town and Country, it is expedient and necessary that the sum of £40,000 of the unexpended balance, now available for Immigration, be paid over into the Consolidated Revenue for the general purposes of the Colony, and that due notice should be given, by proclamation or otherwise, that the present arrangements for the promotion of Immigration are suspended.
8. MR. PIDDINGTON to move, That the Petition presented by him on 26th March, from certain Commoners of Pitt Town Common, be printed.

9. MR. PIDDINGTON to move, That there be laid upon the Table of this House,—A Return of all the Runs, Squattages, and Public Lands, in the different districts of the Colony, held by the Members, respectively, of both Houses of Parliament, shewing the extent of country each individual occupier, either in his own right, or, so far as can be ascertained, is interested in; distinguishing in columns the name of the run, the name of the holder, the number of acres in each run, and the rent per acre per annum, in each case.
10. MR. CUMMINGS to move, That, in the opinion of this House, during the recess, the Secretary for Lands is in duty bound to cause a survey to be made of the Fish River at O'Connell Plains, to enable him to cause a sufficient amount to be placed upon the Estimates for 1867 for the construction of a Bridge across the said river.
11. MR. JOSEPH to move, That the Petition presented by him on 26th March, from Ratepayers and other Inhabitants of the Municipality of Balmain, be printed.

ORDERS OF THE DAY:—

1. Careless use of Fire Prevention Bill; consideration in Committee of Legislative Council's Amendments.
2. Australian Library and Literary Institution Act Amendment Bill; second reading.
3. State Aid to Religion:—Resumption of the Adjourned Debate on the motion of Mr. Macpherson, That the Speaker do now leave the Chair and the House resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
4. Consideration in Committee of an Address to the Governor praying that His Excellency will be pleased, by Message, to withdraw the recommendation contained in the Estimates for 1866 (submitted with His Excellency's Message of 21st February last, No. 13), for the raising by loan of the sum of £20,000 towards relaying the Railway Line from Sydney to Parramatta Junction, and to recommend in lieu thereof, the appropriation of a like sum for the said service out of the Consolidated Revenue Fund of the Colony.
5. Consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1866, a sum not exceeding £1,000 as compensation to Mrs. Caroline Chisholm, for services to this Colony.
6. Sydney Municipal Council Powers Extension Bill; second reading.
7. Australian General Assurance Company's Incorporation Bill; second reading.
8. Game Protection Bill; consideration in Committee of the Whole of Legislative Council's Amendments.

THURSDAY, MARCH 29.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on an Additional Supplementary Estimate for the year 1865, the sum of £1,000, in aid of the family of the late Professor Dr. John Woolley, in consideration of the eminent services rendered to the Colony by that lamented gentleman in promoting the cause of education.

FRIDAY, MARCH 30.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Leases and Sales of Settled Estates Facilitation Bill; second reading.
-

New South Wales.

No. 63.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 28 MARCH, 1866.

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

Questions on Notice Paper for to-day :—

- (1.) Forfeited Selections of Crown Lands :—Mr. Garrett asked the Secretary for Lands, pursuant to Notice No. 1,—Is it the intention of the Government to modify the terms of the Circular recently addressed to Crown Lands Agents with reference to the selection of forfeited selections, so as to intimate that such selections will be open to re-selection after they have been declared forfeited and before they are advertised for sale by auction, and after they may have been so offered if not sold?

Mr. Wilson answered,—The Government has not yet determined to adopt the course indicated by the Honorable Member's question.

- (2.) Rents of Mr. Forlonge's Runs :—Mr. Garrett asked the Secretary for Lands, pursuant to Notice No. 2,—

(1.) Whether any of Mr. Forlonge's rents, including assessments, were reduced under appraisement during the period of the first Martin Government's tenure of office; and if so, to what amount?

(2.) Whether the like had been done during the tenure of any other Government; and if so, what Government, and to what amount?

(3.) Whether the rents of any of Mr. Forlonge's runs were increased under appraisement during the period of office of the last Cowper Government; and if so, to what amount?

Mr. Wilson answered,—

(1.) The appraisement of ten runs held by Mr. Forlonge was notified, of which the former rates, amounting to £320, were reduced to £120. These appraisements had been made during the previous administration of Mr. Cowper.

(2.) Ten runs were appraised and notified under the preceding administration of Mr. Cowper, the rental of which, amounting to £1,056 14s., was reduced to £635.

(3.) Five runs were appraised and notified during the late administration, the old charges upon which, £245, were increased to £495.

- (3.) Sydney Grammar School :—Mr. Driver asked the Colonial Secretary, pursuant to Notice No. 3,—

(1.) How many meetings of the Trustees of the Sydney Grammar School were held during the past year?

(2.) How many Trustees attended each meeting?

(3.) How many meetings were called?

(4.) Have the accounts in connection with the said institution been audited for the past year; and if not, for what reason?

(5.) Who is the present Chairman of the Trustees?

(6.) Has any Chairman been elected for the present year; and if not, for what reason?

(7.) Is there any, and if any, what system of inspection and examination in force at the said Grammar School?

Mr. Parkes answered,—I am not in a position to answer these inquiries. As I explained to the Honorable Member in the House yesterday, I took the necessary steps to obtain the information; but up to this moment the authorities of the Grammar School are silent, and have paid no attention to the inquiries. Perhaps the Honorable Member will do me the favour of asking these questions to-morrow.

2. Suspension of Standing Orders ("Formal" Motion):—Mr. Eagar moved, pursuant to Notice,—

(1.) That so much of the Standing Orders be suspended as will admit of the undermentioned Bills being introduced and passed through all their stages in one day, viz. :—

(1.) The Appropriation Bill.

(2.) The Public Works Loan Bill.

(2.) That so much of the Standing Orders be suspended as will admit of the Public Debt Commissioners Bill (No. 2) being passed through all its remaining stages in one day.

Question put.

The House divided.

Ayes, 22.

Mr. Martin,	Mr. Farnell,
Mr. Parkes,	Mr. Donnelly,
Mr. Eagar,	Mr. Pickering,
Mr. Byrnes,	Mr. Macleay,
Mr. Wilson,	Mr. Hart,
Mr. Mate,	Mr. Buchanan,
Mr. De Salis,	Mr. Garrett,
Mr. Graham,	Mr. Isaacs,
Mr. Josephson,	<i>Tellers.</i>
Mr. Piddington,	
Mr. Phelps,	Mr. Oatley,
Mr. Cooper,	Mr. Driver.

Noes, 7.

Mr. Cowper,
Mr. Samuel,
Mr. Forster,
Mr. Neale,
Mr. Morrice,

Tellers.

Mr. Caldwell,
Mr. Lucas.

3. Motion Withdrawn:—Mr. Macleay withdrew the Motion standing in his name, No. 2 on the Notice Paper of Other Business for to-day.
4. Pitt Town Common ("Formal" Motion):—Mr. Piddington moved, pursuant to Notice, That the Petition presented by him on 26th March, from certain Commoners of Pitt Town Common, be printed.
Question put and passed.
Ordered to be printed.
5. Runs, Squattages, and Public Lands, held by Members of Parliament ("Formal" Motion):—Mr. Piddington moved, pursuant to Notice, That there be laid upon the Table of this House,—A Return of all the Runs, Squattages, and Public Lands, in the different districts of the Colony, held by the Members, respectively, of both Houses of Parliament, shewing the extent of country each individual occupier, either in his own right, or, so far as can be ascertained, is interested in; distinguishing in columns the name of the run, the name of the holder, the number of acres in each run, and the rent per acre per annum, in each case.
Question put and passed.
6. Municipalities ("Formal" Motion):—Mr. Cowper, on behalf of Mr. Joseph, moved, pursuant to Notice, That the Petition presented by Mr. Joseph on 26th March, from Ratepayers and other Inhabitants of the Municipality of Balmain, be printed.
Question put and passed.
Ordered to be printed.
7. Tax on Chinese Immigration:—The undermentioned Petitions against the continuance of the Tax on Chinese Immigration, imposed under the Act 25 Vict., No. 3, were, respectively, presented by Dr. Lang:—
(1.) From certain Clergymen, Magistrates, Merchants, and others resident in the Colony of New South Wales.
(2.) From certain Chinese Residents in the Colony of New South Wales.
Petitions received.
8. Mrs. Charlotte Rutter:—Dr. Lang presented a Petition from Charlotte Rutter, Widow of the late John Yates Rutter, Esquire, who died in January, 1865, representing that her late husband, although he filled several public offices connected with the medical profession, was not entitled to the benefit of the Superannuation Act of 1864, and that by his death his family were left in distressed circumstances; and praying favourable consideration and relief.
Petition received.
9. Motion for Adjournment:—Mr. Garrett moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
10. Present State of the Colony:—Mr. Parkes, as Chairman, brought up a Progress Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this subject was referred on 7th November, 1865.
Ordered to be printed.
11. Public Debt Commissioners Bill (No. 2.):—Mr. Eagar moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 14.

Mr. Martin,	Mr. Mate,
Mr. Eagar,	Mr. Gordon,
Mr. Parkes,	Mr. Isaacs,
Mr. Wilson,	Mr. Byrnes,
Mr. Donnelly,	<i>Tellers.</i>
Mr. Graham,	
Mr. Piddington,	Mr. Hannell,
Mr. Hay,	Mr. De Salis.

Noes, 14.

Mr. Cowper,	Mr. Driver,
Mr. Josephson,	Mr. Joseph,
Mr. Hart,	Mr. Brown,
Mr. Hurley,	Mr. Garrett,
Mr. Caldwell,	<i>Tellers.</i>
Mr. Lucas,	
Mr. Neale,	Mr. Kemp,
Mr. Cunneen,	Mr. Pemell.

The

The numbers being equal, the Speaker gave his Vote with the Ayes, in order to afford opportunity for further consideration, and declared the Question to have passed in the affirmative.

Bill thereupon read a second time.

Mr. Eagar then moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of this Bill.

Question put.

The House divided.

Ayes, 15.

Mr. Eagar,	Mr. Buchanan,
Mr. Martin,	Mr. Gordon,
Mr. Parkes,	Mr. Wilson,
Mr. Hannell,	Mr. Byrnes,
Mr. Cooper,	<i>Tellers.</i>
Mr. Hay,	
Mr. Farnell,	Mr. Piddington,
Mr. Phelps,	Mr. De Salis.
Mr. Mate,	

Noes, 15.

Mr. Cowper,	Mr. Brown,
Mr. Hart,	Mr. Lucas,
Mr. Driver,	Mr. Joseph,
Mr. Forster,	Mr. Garrett,
Mr. Neale,	<i>Tellers.</i>
Mr. Pemell,	
Mr. Kemp,	Mr. Josephson,
Mr. Caldwell,	Mr. Cummings.
Mr. Cunneen,	

The numbers being equal, the Speaker gave his Vote with the Ayes, and declared the Question to have passed in the affirmative,—

Whereupon the Speaker left the Chair, and the House resolved itself into the said Committee.

The Speaker resumed the Chair.

12. Postponements:—

(1.) The Order of the Day, No. 2 of Government Business postponed, on motion of Mr. Eagar, to follow the Order of the Day, No. 4, of Government Business.

(2.) The Order of the Day, No. 3 of Government Business postponed, on motion of Mr. Eagar, to follow the Order of the Day, No. 2, of Government Business, *as postponed.*

13. Supply:—The Order of the Day (No. 4 of Government Business) for the reception of Resolutions from the Committee having been read,—

The Chairman reported Resolutions Nos. 5 and 6, *which had been amended by the Committee*, so as to read as follows:—

(5.) Resolved, that, in addition to the sum of £5,198 already granted to Her Majesty to defray the Salaries and Contingencies of the Legislative Council Establishment for the year 1866, there be granted the further sum of £625 for that Service, making together the sum of £5,823.

(6.) Resolved, that, in addition to the sum of £7,853 already granted to Her Majesty to defray the Salaries and Contingencies of the Legislative Assembly Establishment for the year 1866, there be granted the further sum of £300 for that Service, making together the sum of £8,153.

Resolutions, Nos. 5 and 6, then, on motion of Mr. Eagar, agreed to.

The Chairman then reported Resolutions, Nos. 167 to 197 inclusive, which were read a first time, as follows:—

FURTHER SUPPLEMENTARY ESTIMATE FOR 1865 AND PREVIOUS YEARS.

No. III.—CHIEF SECRETARY.

(167.) Resolved, that there be granted to Her Majesty, a sum not exceeding £52 14s. 4d., to defray further supplementary charge for Police, for the years 1861, 1862, and 1863.

No. VI.—SECRETARY FOR LANDS.

(168.) Resolved, that there be granted to Her Majesty, a sum not exceeding £300, to defray further supplementary charge for Commission to Land Agents, Appraisers, and others, and for Advertising for Public Service generally, for the year 1865.

FURTHER ADDITIONAL ESTIMATE FOR 1866.

No. II.—EXECUTIVE AND LEGISLATIVE.

(169.) Resolved, that there be granted to Her Majesty, a sum not exceeding £83 6s. 8d., to defray additional charge for Legislative Council Department, for the year 1866.

(170.) Resolved, that there be granted to Her Majesty, a sum not exceeding £50, to defray additional charge for Legislative Assembly Department, for the year 1866.

No. III.—CHIEF SECRETARY.

(171.) Resolved, that there be granted to Her Majesty, a sum not exceeding £50, to defray additional charge for Police, for the year 1866.

(172.) Resolved, that there be granted to Her Majesty, a sum not exceeding £38 9s. 2d., to defray additional charge for Volunteers, for the year 1866.

(173.) Resolved, that there be granted to Her Majesty, a sum not exceeding £569 3s. 6d., to defray additional charge for Gaols, for the year 1866.

(174.)

(174.) Resolved, that there be granted to Her Majesty, a sum not exceeding £106 4s., to defray additional charge for Penal Establishment, Cockatoo Island, for the year 1866.

(175.) Resolved, that there be granted to Her Majesty, a sum not exceeding £450, to defray additional charge for Grants in Aid, for the year 1866; being £300 for School of Arts, Newcastle; £100 for School of Arts, Camden; and £50 in aid of School of Arts, Waratah.

(176.) Resolved, that there be granted to Her Majesty, a sum not exceeding £200, to defray additional charge for Charitable Allowances, for the year 1866.

(177.) Resolved, that there be granted to Her Majesty, a sum not exceeding £20 6s. 8d., to defray additional charge for Immigration, for the year 1866.

(178.) Resolved, that there be granted to Her Majesty, a sum not exceeding £56 10s. 6d., to defray additional charge for Miscellaneous Services, for the year 1866.

No. IV.—ADMINISTRATION OF JUSTICE.

(179.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,000, to defray additional charge for Supreme and Circuit Courts, for the year 1866.

(180.) Resolved, that there be granted to Her Majesty, a sum not exceeding £16 13s. 4d., to defray additional charge for Sheriff, for the year 1866.

(181.) Resolved, that there be granted to Her Majesty, a sum not exceeding £21 13s. 4d., to defray additional charge for District Courts, for the year 1866.

(182.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,500, to defray additional charge for Quarter Sessions, for the year 1866.

No. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(183.) Resolved, that there be granted to Her Majesty, a sum not exceeding £16 13s. 4d., to defray additional charge for Treasury, for the year 1866.

(184.) Resolved, that there be granted to Her Majesty, a sum not exceeding £129 5s. 6d., to defray additional charge for Stamp Duties, for the year 1866.

(185.) Resolved, that there be granted to Her Majesty, a sum not exceeding £25, to defray additional charge for Customs, for the year 1866.

(186.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10,032 6s., to defray additional charge for Miscellaneous Services, for the year 1866; being £2,000 for advertising for the Public Service generally, further sum; £1,500 for Duty Stamps for the Public Service generally; £1,500 for 1 per cent. premium on Bills of Exchange for £150,000, purchased for remittance to the Oriental Bank Corporation, London, to meet Interest on Debentures and Treasury Bills, &c., falling due on the 1st July, 1866; £5,000 for $\frac{1}{2}$ per cent. Commission on Payments in England, by the Government Financial Agents, on (say) £1,000,000; and £32 6s. for Compensation to Messrs. T. H. Mate & Co., for loss sustained by the refusal of the Government of South Australia to allow their Goods to come under Bond to Albury.

No. VI.—SECRETARY FOR LANDS.

(187.) Resolved, that there be granted to Her Majesty, a sum not exceeding £811 19s., to defray additional charge for Miscellaneous Services, for the year 1866.

No. VII.—SECRETARY FOR PUBLIC WORKS.

(188.) Resolved, that there be granted to Her Majesty, a sum not exceeding £63 8s., to defray additional charge for Railways, for the year 1866.

(189.) Resolved, that there be granted to Her Majesty, a sum not exceeding £500, to defray additional charge for Harbours and Rivers, for the year 1866.

(190.) Resolved, that there be granted to Her Majesty, a sum not exceeding £137 10s., to defray additional charge for Colonial Architect, for the year 1866.

(191.) Resolved, that there be granted to Her Majesty, a sum not exceeding £88 10s., to defray charge for Fortifications, for the year 1866.

(192.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,192 14s. 11d., to defray additional charge for Roads and Bridges, for the year 1866; being £8 6s. 8d., difference between the salary voted for Superintendent, Western Road, and that paid for the month of January; £84 8s. 3d., Clyde Road—Tolls collected from 1st August to 31st December, 1865, to be expended where collected; £450, Bridge at Pepper's Creek, Rockley; and £650, Bridge, Mammy Johnson's Creek.

(193.) Resolved, that there be granted to Her Majesty, a sum not exceeding £15,400, to defray additional charge for Works and Buildings, for the year 1866; being £9,000 to provide better Gaol Accommodation in the Country Districts; £6,000 to complete the long Wing of the new Division in Darlinghurst Gaol; and £400 towards the cost of Jetty, Crane, and Tramway, at Gabo Island, for the purpose of facilitating the landing and transport of Stores to the Light-house (half the cost to be borne by the Government of Victoria).

(194.) Resolved, that there be granted to Her Majesty, a sum not exceeding £255 10s., to defray additional charge for Telegraphs, for the year 1866.

(195.)

(195.) Resolved, that there be granted to Her Majesty, a sum not exceeding £50, to defray additional charge for Fitz Roy Dock, for the year 1866.

(196.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,626 16s. 5d., to defray additional charge for Miscellaneous Services, for the year 1866; being £104, further Compensation to the family of the late Mrs. De Courcy; £1,452 16s. 5d. for the Improvement of the Navigation of the River Darling, in lieu of the balance on the Vote of 1863, written off in August, 1864; and £70, attending to the lighting and extinguishing of the Gas, &c., in the Parliamentary Buildings.

TO BE RAISED BY LOAN.

(197.) Resolved, that there be granted to Her Majesty (to be raised by Loan), a sum not exceeding £2,500, to defray additional charge for Telegraphs, for the year 1866; being Line from Yass to Burrowa.

Resolutions, 167 to 197 inclusive, then, on motion of Mr. Eagar, read a second time, and agreed to.

14. Ways and Means:—

(1.) The Order of the Day (No. 2 of Government Business) for the resumption of the Committee of Ways and Means having been read, Mr. Eagar moved, "That" the Speaker do now leave the Chair.

Mr. Caldwell moved, pursuant to *Contingent Notice*, That the Question be amended by omitting all the words after the word "That," with a view to inserting in their place the words "an Address be presented to the Governor, praying that His Excellency will cause the Vote of money for the support of Denominational Schools to be appropriated to each Denomination according to the latest published Census."

Debate ensued.

Question put,—That the words proposed to be omitted stand part of the Question. The House divided.

Ayes, 16.

Mr. Martin,	Mr. Macleay,
Mr. Eagar,	Mr. Phelps,
Mr. Parkes,	Mr. Brown,
Mr. Isaacs,	Mr. Wilson,
Mr. Macpherson,	<i>Tellers.</i>
Mr. De Salis,	
Mr. Egan,	Mr. Donnelly,
Mr. Cummings,	Mr. Gordon.
Mr. Mate,	
Mr. Cooper,	

Noes, 17.

Mr. Cunneen,	Mr. Oatley,
Mr. Hannell,	Dr. Lang,
Mr. Forster,	Mr. Caldwell,
Mr. Buchanan,	Mr. Joseph,
Mr. Garrett,	Mr. Lucas,
Mr. Josephson,	<i>Tellers.</i>
Mr. Graham,	
Mr. Driver,	Mr. Hurley,
Mr. Farnell,	Mr. Neale.
Mr. Pemell,	

Motion made by Mr. Buchanan, and Question put, That the proposed Amendment be amended by the addition at the end thereof of the words, "including the Free Church of England according to its present population." The House divided.

Ayes, 14.

Mr. Hannell,	Mr. Pemell,
Mr. Driver,	<i>Tellers.</i>
Mr. Lucas,	
Mr. Hurley,	Mr. Neale,
Dr. Lang,	Mr. Buchanan.
Mr. Caldwell,	
Mr. Forster,	
Mr. Josephson,	
Mr. Graham,	
Mr. Garrett,	
Mr. Cunneen,	

Noes, 20.

Mr. Wilson,	Mr. Cooper,
Mr. Martin,	Mr. Farnell,
Mr. Eagar,	Mr. Macleay,
Mr. Isaacs,	Mr. Phelps,
Mr. De Salis,	Mr. Oatley,
Mr. Donnelly,	Mr. Egan,
Mr. Brown,	Mr. Piddington,
Mr. Macpherson,	<i>Tellers.</i>
Mr. Cummings,	
Mr. Parkes,	Mr. Joseph,
Mr. Mate,	Mr. Gordon.

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

The House divided.

Ayes, 17.

Mr. Hannell,	Mr. Cunneen,
Mr. Driver,	Mr. Oatley,
Mr. Lucas,	Mr. Garrett,
Mr. Hurley,	Mr. Pennell,
Dr. Lang,	Mr. Neale,
Mr. Caldwell,	<i>Tellers.</i>
Mr. Forster,	
Mr. Josephson,	Mr. Buchanan,
Mr. Graham,	Mr. Joseph.
Mr. Farnell,	

Noes, 18.

Mr. Wilson,	Mr. Mate,
Mr. Martin,	Mr. Cooper,
Mr. Eagar,	Mr. Macleay,
Mr. Isaacs,	Mr. Phelps,
Mr. De Salis,	Mr. Egan,
Mr. Donnelly,	Mr. Byrnes,
Mr. Brown,	<i>Tellers.</i>
Mr. Macpherson,	
Mr. Cummings,	Mr. Piddington,
Mr. Parkes,	Mr. Gordon.

Mr. Eagar then moved, That the House do resolve itself immediately into a Committee of Ways and Means.

Question put and passed.

Whereupon, on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into the said Committee.

The Chairman reported that the Committee had come to some Resolutions.

Ordered, on motion of the Chairman, that the said Resolutions be now received.

The

The Chairman then reported certain Resolutions, which were read a first time, as follows:—

(12.) Resolved, that towards making good the Supply granted to Her Majesty for the Service of the year 1866, the sum of £1,447 be granted out of the Consolidated Revenue Fund of New South Wales.

(13.) Resolved, that towards making good the Supply granted to Her Majesty for the Service of the year 1866, the sum of £1,169,606 Os. 4d. be granted out of the Consolidated Revenue Fund of New South Wales.

(14.) Resolved, that towards making good the Supply granted to Her Majesty for the Supplementary Service of the year 1865 and previous years, the sum of £107,060 8s. 10d. be granted out of the Consolidated Revenue Fund of New South Wales.

(15.) Resolved, that towards making good the Supply granted to Her Majesty during the present Session, a sum not exceeding £758,000 be raised by the sale of Debentures secured upon the Consolidated Revenue Fund of New South Wales, and bearing Interest at a rate not exceeding Five per centum per annum, to defray the expense of carrying on certain Public Works of the Colony.

Resolutions then, on motion of Mr. Eagar, read a second time, and agreed to.

(2.) The Order of the Day for the resumption of the Committee of Ways and Means discharged from the Paper, on motion of Mr. Eagar.

15. Appropriation Bill:—

(1.) Mr. Eagar moved (without Notice) for leave to bring in a Bill, founded on Resolutions Nos. 11 to 14 inclusive, "to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the Year 1866 and for the Year 1865 and previous Years."

Question put and passed.

(2.) Mr. Eagar having presented this Bill, Bill, intituled, "*A Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the Year 1866 and for the Year 1865 and previous Years*",—read a first time.

Ordered to be printed, and read a second time at a later hour this day.

16. Supply:—The Order of the Day for the resumption of the Committee of Supply discharged from the Paper, on motion of Mr. Eagar.

17. Appropriation Bill:—

(1.) Bill, on motion of Mr. Eagar, read a second time:—

Whereupon, on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill. The Chairman having reported the Bill without Amendment, the House adopted the Report.

(2.) Bill then, on motion of Mr. Eagar, read a third time and passed.

Mr. Eagar then moved, That the Title of this Bill be "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the Year 1866 and for the Year 1865 and previous Years*."

Question put and passed.

Whereupon, Mr. Eagar moved, That this Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the Year 1866 and for the Year 1865 and previous Years*," presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 28th March, 1866.

Speaker.

Question put and passed.

18. Public Works Loan Bill:—

(1.) Mr. Eagar moved (without Notice) for leave to bring in a Bill founded on Resolution of Ways and Means No. 15, to enable the Government to raise a Loan for certain Public Works.

Question put and passed.

(2.) Mr. Eagar having presented this Bill, Bill intituled, "*A Bill to enable the Government to raise a Loan for certain Public Works*," read a first time.

Ordered to be printed, and read a second time at a later hour this day.

(3.) Bill, on motion of Mr. Eagar, read a second time.

Whereupon, on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill. The Chairman reported progress, and obtained leave to sit again at a later hour this day.

(4.) On the Order of the Day being read for the further consideration in Committee of this Bill, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for such further consideration.

The Chairman having reported the Bill without Amendment, the House adopted the Report.

(5.)

(5.) Bill then, on motion of Mr. Eagar, read a third time and *passed*.
Mr. Eagar then moved, That the Title of this Bill be, "*An Act to enable the Government to raise a Loan for certain Public Works.*"

Question put and passed.

Whereupon Mr. Eagar moved, That this Bill be carried to the Legislative Council with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to enable the Government to raise a Loan for certain Public Works,*" presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 28th March, 1866.

Speaker.

Question put and passed.

The House adjourned, on motion of Mr. Martin, at twenty-eight minutes before Twelve o'clock, until To-morrow, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, MARCH 29.

Questions :—

1. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—
 - (1.) How many meetings of the Trustees of the Sydney Grammar School were held during the past year ?
 - (2.) How many Trustees attended each meeting ?
 - (3.) How many meetings were called ?
 - (4.) Have the accounts in connection with the said institution been audited for the past year ; and if not, for what reason ?
 - (5.) Who is the present Chairman of the Trustees ?
 - (6.) Has any Chairman been elected for the present year ; and if not, for what reason ?
 - (7.) Is there any, and if any, what system of inspection and examination in force at the said Grammar School ?
2. MR. COWPER *to ask* THE COLONIAL SECRETARY,—If he will lay upon the Table of the House the Minute of the Executive Council, dated last year, upon which a communication was addressed to the Heads of the Religious Denominations, intimating that the Revenue of the Church and School Estates would, in future, be distributed for the support only of Ministers of Religion in the less populated Districts of the Colony ; and also, a Copy of the Circular Letter which was, by authority of that Minute, addressed to the Lord Bishop of Sydney, Archbishop Polding, the Moderator of the Church of Scotland, and the Superintendent of the Wesleyan Church ?
3. MR. MORRICH *to ask* THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) Is the Government aware that grey gum timber is being cut and taken to No. 7 Railway Contract, Great Southern Line, as piles for the erection of Bridges ?
 - (2.) Is the Government aware that white gum timber is being cut, prepared, and taken to the above works for use as girders and planking for Bridges ?
 - (3.) Is the Government aware that the above gum is one of the most useless kinds of timber ?
 - (4.) Do the Government intend to make a searching inquiry into this matter ?

GOVERNMENT

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. EAGAR to move,—
 - (1.) That the Resolutions, adopted by this House on 28th February last, having reference to Retiring Allowances under the Superannuation Act of 1864, viz. :—
 - “ (1.) That in the opinion of this House, retiring allowances granted to S. Greenhill, Charles Wilkinson, J. Crook, and W. C. Mayne, Esquires, under the Act “ 27 Vict., No. 11, were improvidently and illegally granted.
 - “ (2.) That it is unjust to the contributors to the Superannuation Fund that such “ retiring allowances should continue a charge upon it.
 - “ (3.) That an Address be presented to His Excellency the Governor transmitting a copy of the foregoing Resolutions,”—be now rescinded.
 - (2.) That a copy of the foregoing Resolution be transmitted, by Address to His Excellency the Governor.
2. MR. PARKES to move, That the Report of the Select Committee on the Pitt-street Tramway be now adopted.

OTHER BUSINESS—NOTICES OF MOTION :—

1. DR. LANG to move, That the Petition presented by him on the 28th March, from Charlotte Rutter, the widow of the late John Yates Rutter, of the Vaccine Institution, be printed.
2. DR. LANG to move, That the Petition presented by him on the 28th March, from 130 Chinese Merchants, Traders, Artisans, &c., praying for the repeal of the Act imposing peculiar disabilities and taxes upon persons of their origin and race, be printed.
3. DR. LANG to move, That the Petition presented by him on the 28th March, from 720 of the Merchants and Traders of Sydney, for the repeal of the law imposing peculiar disabilities and taxes upon the Chinese Inhabitants of the Colony, be printed.
4. MR. HART to move, with reference to the Gaols and Lock-ups in this Colony, That there be laid upon the Table of this House during the first week of the ensuing Session of Parliament, a Tabular Return, specifying,—
 - (1.) The name and the date of the erection of each Gaol and Lock-up.
 - (2.) The cost of such erection.
 - (3.) The date of every addition, enlargement, or alteration, in each Gaol and Lock-up since its first erection.
 - (4.) The cost in each particular instance of every such addition, enlargement, or alteration.
 - (5.) The total cost of each Gaol and Lock-up since its first erection up to the 31st December, 1865.
 - (6.) The number of prisoners which each Gaol or Lock-up is calculated to receive.
 - (7.) The greatest number of prisoners who at any one time have been confined in each Gaol or Lock-up.
 - (8.) The number of Cells or other places of confinement in each Gaol or Lock-up.
 - (9.) The cubic capacity, that is to say, the length, breadth, and height of each cell, and the means of ventilation therein.
 - (10.) The greatest number of persons who, in each Gaol or Lock-up, have at any one time been confined in one Cell.
 - (11.) The name of the Colonial Architect or other person, on whose plans the said several Gaols and Lock-ups were built, enlarged, or altered.
 - (12.) The name of the Secretary for Works or other similar Minister of the Crown, during whose tenure of office the said Gaols and Lock-ups were built, enlarged, or altered.
5. MR. FORSTER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the following Resolutions,—
 - (1.) That this House is of opinion,—
 - (1.) That the laws relating to the Election of Members of the Legislative Assembly require further consideration and amendment.
 - (2.) That the existing system under which the Electoral Rolls are prepared and compiled, through the agency of special collectors appointed by Benches of Magistrates, is extravagant and ineffective.
 - (3.) That the great increase of fictitious or fraudulent qualifications, and of the practice of personation, as well as of other corrupt practices at elections, are not only demoralizing to the community and injurious to the public interests, but an infringement upon the rights and privileges guaranteed to the people of this Colony by the Constitution Act, and by the Electoral Act of 1858, and imperatively call for improvement of the machinery for collection and enrolment of votes, and for adoption of preventive measures.
 - (4.) That accordingly the employment of special collectors of Electoral Rolls ought to be discontinued, and provision made to enable every elector to register his own name and qualification.
 - (5.) That every elector should be required, in the first instance, to effect such registration for himself, by personal or written application.
 - (6.) That in place of Courts of Revision, Courts of Registration should be constituted, with greater facilities for inquiry and examination of claims for enrolment, and with extended powers of repression and punishment of fictitious or fraudulent claims or corrupt practices.

- (7.) That in case of *bonâ fide* objection to any claim, such Courts of Registration should be empowered to throw the burden of proof upon the claimant.
- (8.) That every elector on Registration, and on payment of a fee, should be entitled to receive from the Clerk, or other proper officer, a certificate thereof.
- (9.) That no person should be permitted to vote at any election without such certificate.
- (10.) That provision should be made to prevent the use of any such certificate more than once at the same election.
- (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the foregoing Resolutions.
6. MR. DRIVER to move,—
- (1.) That in the opinion of this House, the claim of William Cummings for injury to, and loss of, property sustained by him on account of the discovery of Gold upon his rented Crown Lands, and reported upon to this House on the 28th of April, 1865, by the Select Committee appointed "to inquire into, and report upon, the claims of tenants of the Crown lodged with the Government for injuries done to their properties since the discovery of Gold on their rented Crown Lands," is a fit one to be referred to arbitration by the Government.
- (2.) That an Address, embodying the foregoing Resolution, be presented to His Excellency the Governor.
7. MR. MACPHERSON to move, That it be a Sessional Order of this House,—
- (1.) That, in future, after a Debate on any Question, whether an amendment of the same, or any motion for adjournment, shall have been proposed or not, shall have continued for *twelve* consecutive hours, or for *thirty-two* hours accumulated from adjournments, (in either case including the time occupied in debating such amendments or motions for adjournment) it shall be in the power of any Member who has not spoken, to intercept the Debate by moving "That the Question be now put;" and that on such motion being seconded, the Speaker or Chairman of Committees, as the case may be, shall put immediately such intercepting Question without debate; and on its being decided in the affirmative, the original Question, as well as any amendment or amendments proposed, shall be put from the Chair in their due order and decided without further Debate.
- (2.) That in Committees of the Whole House, the words "Original Question" shall be held to mean the whole Question originally submitted to the consideration of the Committee, together with such amendments as may have been determined on during the discussion in Committee.
- (3.) That no Member, except the mover of a Question or an amendment shall be permitted (except by permission of the House) to address the House for a longer period than *sixty* minutes on such Question or Amendment.
- (4.) That no Member shall be permitted to address a Committee of the Whole House more than *once* on each amendment moved in Committee, nor more than *fifteen* minutes on each occasion of his addressing the Committee, except by permission of the Committee.
- (5.) On a question of adjournment of the House, or the adjournment of a Debate, no Member shall be permitted to address the House more than *ten* minutes, except by permission of the House.
- (6.) No Member shall be permitted to move the adjournment of the House, or the adjournment of a Debate more than *once* during the same sitting.
- (7.) In a Committee of the Whole House, no Member shall be permitted to move "That the Chairman leave the Chair," with or without additional words more than *once* during the same sitting of the Committee, and no Member shall be permitted to address the Committee upon this Question for a longer period than *five* minutes.
- (8.) At any time during a Debate in the House, or during a discussion in a Committee of the Whole, it shall be competent for any Member *once* to move that the whole or any part of the foregoing order be suspended for a given number of hours, and on the motion being seconded, it shall be put from the Chair without Debate, and if carried, the order, or any portion of it, shall be suspended for the number of hours specified.
- (9.) No portion of the foregoing order shall apply to discussions in Committees of Ways and Means and of Supply, or to Debates on the Question that the House do resolve itself into such Committees.
8. MR. HART to move, That the Questions No. 1, asked by Mr. Buchanan on the 23rd March, and the Answers thereto, be expunged from the Votes and Proceedings.
9. DR. LANG to move, That, considering the present Financial condition of the Colony, and the large amount of unemployed labour both in Town and Country, it is expedient and necessary that the sum of £40,000 of the unexpended balance, now available for Immigration, be paid over into the Consolidated Revenue for the general purposes of the Colony, and that due notice should be given, by proclamation or otherwise, that the present arrangements for the promotion of Immigration are suspended.
10. MR. CUMMINGS to move, That, in the opinion of this House, during the recess, the Secretary for Lands is in duty bound to cause a survey to be made of the Fish River at O'Connell Plains, to enable him to cause a sufficient amount to be placed upon the Estimates for 1867 for the construction of a Bridge across the said river.

ORDERS OF THE DAY:—

1. Consideration in Committee of an Address to the Governor, praying that His Excellency will cause to be placed on an Additional Supplementary Estimate for the year 1865, the sum of £1,000, in aid of the family of the late Professor Dr. John Woolley, in consideration of the eminent services rendered to the Colony by that lamented gentleman in promoting the cause of education.
2. Careless use of Fire Prevention Bill; consideration in Committee of Legislative Council's Amendments.
3. Australian Library and Literary Institution Act Amendment Bill; second reading.
4. State Aid to Religion.—Resumption of the Adjourned Debate on the motion of Mr. Macpherson, That the Speaker do now leave the Chair and the House resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
5. Consideration in Committee of an Address to the Governor praying that His Excellency will be pleased, by Message, to withdraw the recommendation contained in the Estimates for 1866 (submitted with His Excellency's Message of 21st February last, No. 13), for the raising by loan of the sum of £20,000 towards relaying the Railway Line from Sydney to Parramatta Junction, and to recommend in lieu thereof, the appropriation of a like sum for the said service out of the Consolidated Revenue Fund of the Colony.
6. Consideration in Committee of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1866, a sum not exceeding £1,000 as compensation to Mrs. Caroline Chisholm, for services to this Colony.
7. Sydney Municipal Council Powers Extension Bill; second reading.
8. Australian General Assurance Company's Incorporation Bill; second reading.
9. Game Protection Bill; consideration in Committee of the Whole of Legislative Council's Amendments.

FRIDAY, MARCH 30.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Leases and Sales of Settled Estates Facilitation Bill; second reading.

WEDNESDAY, APRIL 4.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. MACLEAY to move, That this House is of opinion,—
 - (1.) That the sum of £55,000 per annum, required to meet the expense of Steam Communication with Panama, is greatly in excess of any advantages which the people of this Country can derive therefrom.
 - (2.) That, therefore, any contract which may have been, or is about to be, entered into by the Government of this Colony with that of New Zealand for the aforesaid purpose, should be terminated with as little delay as possible consistently with the public faith.
 - (3.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor.

New South Wales.

No. 64.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 29 MARCH, 1866.

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

Frederick Julian Manton, Esquire:—The Speaker reported that he had received a letter from Frederick Julian Manton, Esquire, the sitting Member of this House for the Electorate of "The Williams," which he read to the House, as follows:—

"Sydney, March 29th, 1866.

"Sir,

"I have the honor to inform you, that my Estate was, on the 23rd March instant, placed under sequestration as Insolvent, and address this communication to you in order that no time may be lost in declaring my Seat vacant.

"I have the honor to be,

"Sir,

"Your most obedient servant,

"FREDK. J. MANTON.

"The Honorable the Speaker, &c., &c."

2. Questions on Notice Paper for to-day:—

(1.) Sydney Grammar School:—*Mr. Garrett*, on behalf of Mr. Driver, asked the Colonial Secretary, pursuant to Notice No. 1,—

(1.) How many meetings of the Trustees of the Sydney Grammar School were held during the past year?

(2.) How many Trustees attended each meeting?

(3.) How many meetings were called?

(4.) Have the accounts in connection with the said institution been audited for the past year; and if not, for what reason?

(5.) Who is the present Chairman of the Trustees?

(6.) Has any Chairman been elected for the present year; and if not, for what reason?

(7.) Is there any, and if any, what system of inspection and examination in force at the said Grammar School?

Mr. Parkes answered,—

(1.) Seven.

(2.) During the year the Honorable the Speaker attended one; the Colonial Secretary, none; the Attorney General, none; the Chancellor of the Sydney University, three; Professor Woolley, none; Professor Pell, seven; G. Wigram Allen, Esq., eight; Thomas Barker, Esq., nine; Arthur T. Holroyd, Esq., four; Edward Knox, Esq., thirteen; the Honorable James Martin, Esq., none; R. A. A. Morehead, Esq., three.

(3.) Fifteen.

(4.) No; the accounts are duly prepared, but no meeting of Trustees since December last, before whom they could be laid.

(5.) Mr. Thomas Barker was elected last year.

(6.) No, for the reason given in answer to Question 4.

(7.) There are no inspectors or examiners unconnected with the tuition of the school. Quarterly examinations are conducted by the Trustees, and the result of the quarter's work published and communicated to the parents and guardians of the pupils.

(2.)

- (2.) Revenue of Church and School Lands:—Mr. Cowper asked the Colonial Secretary, pursuant to Notice No. 2,—If he will lay upon the Table of the House the Minute of the Executive Council, dated last year, upon which a communication was addressed to the Heads of the Religious Denominations, intimating that the Revenue of the Church and School Estates would, in future, be distributed for the support only of Ministers of Religion in the less populated Districts of the Colony; and also, a Copy of the Circular Letter which was, by authority of that Minute, addressed to the Lord Bishop of Sydney, Archbishop Polding, the Moderator of the Church of Scotland, and the Superintendent of the Wesleyan Church?
- Mr. Parkes answered,—There is no objection to lay the papers on the Table; but the Circular Letter was not sent to the Moderator of the Church of Scotland, nor yet to the Superintendent of the Wesleyan Church.
- (3.) Use of inferior Timber for Railway Purposes—Great Southern Line:—Mr. Morrice asked the Secretary for Public Works, pursuant to Notice No. 3,—
- (1.) Is the Government aware that grey gum timber is being cut and taken to No. 7 Railway Contract, Great Southern Line, as piles for the erection of Bridges?
 - (2.) Is the Government aware that white gum timber is being cut, prepared, and taken to the above works for use as girders and planking for Bridges?
 - (3.) Is the Government aware that the above gum is one of the most useless kinds of timber?
 - (4.) Do the Government intend to make a searching inquiry into this matter?
- Mr. Byrnes answered,—
- (1.) No.
 - (2.) No.
 - (3.) Yes.
 - (4.) The Government have already communicated with the Engineer-in-Chief of Railways, who is now on a tour of inspection on the Southern Extension.
3. Special Adjournment:—Mr. Eagar (*with the concurrence of the House*) moved, without Notice, That this House, at its rising, do adjourn until Wednesday next. Question put and passed.
4. Papers:—Mr. Wilson laid upon the Table the undermentioned Papers:—
- (1.) Return to Order, in reference to "Campbelltown Road Trust," made by this House, on motion of Mr. Cowper, on 27th February, 1866.
 - (2.) Return to Order, in reference to "Re-selection of Forfeited Selections," made by this House, on motion of Mr. Garrett, on 23rd March, 1866 (under erroneous Head "Re-selection of Forfeited Runs," see *Votes and Proceedings*, No. 60, Entry 10.)
- Ordered to be printed.
5. Motion for Adjournment:—Mr. Alexander moved, That this House do now adjourn. Debate ensued. Question put and negatived.
6. Vacant Seat:—Mr. Martin (with reference to the Letter from Mr. Manton, recorded in Entry 1 above) moved, That Frederick Julian Manton, Esquire, the Member for the Electoral District of The Williams, having become an Insolvent Debtor within the meaning of the laws in force within this Colony, relating to Insolvent Debtors, his seat as such Member has thereby become and is now vacant. Question put and passed.
7. Mrs. Charlotte Rutter ("*Formal*" Motion):—Dr. Lang moved, pursuant to Notice, That the Petition presented by him on the 28th March, from Charlotte Rutter, the widow of the late John Yates Rutter, of the Vaccine Institution, be printed. Question put and passed. Ordered to be printed.
8. Tax on Chinese Immigration ("*Formal*" Motions):—
- (1.) Dr. Lang moved, pursuant to Notice, That the Petition presented by him on the 28th March, from 130 Chinese Merchants, Traders, Artisans, &c., praying for the repeal of the Act imposing peculiar disabilities and taxes upon persons of their origin and race, be printed. Question put and passed. Ordered to be printed.
 - (2.) Dr. Lang moved, pursuant to Notice, That the Petition presented by him on the 28th March, from 720 of the Merchants and Traders of Sydney, for the repeal of the law imposing peculiar disabilities and taxes upon the Chinese Inhabitants of the Colony, be printed. Question put and passed. Ordered to be printed.
9. Retiring Allowances under the Superannuation Act of 1864:—Mr. Eagar moved, pursuant to Notice,—
- (1.) That the Resolutions, adopted by this House, on 28th February last, having reference to Retiring Allowances under the Superannuation Act of 1864, viz.:—
 - "(1.) That in the opinion of this House, retiring allowances granted to S. Greenhill, Charles Wilkinson, J. Crook, and W. C. Mayne, Esquires, under the Act 27 Vict., No. 11, were improvidently and illegally granted.
 - "(2.) That it is unjust to the contributors to the Superannuation Fund that such retiring allowances should continue a charge upon it.
 - "(3.) That an Address be presented to His Excellency the Governor transmitting a copy of the foregoing Resolutions,"—be now rescinded.
- (2.)

(2.) That a copy of the foregoing Resolution be transmitted by Address to His Excellency the Governor.

Debate ensued.

Question put.

The House divided.

Ayes, 27.

Mr. Martin,	Mr. Farnell,
Mr. Eagar,	Mr. Graham,
Mr. Parkes,	Mr. Oatley,
Mr. Wilson,	Mr. Buchanan,
Mr. Donnelly,	Mr. Tighe,
Mr. Piddington,	Mr. Windeyer,
Mr. Egan,	Mr. Osborne,
Mr. Isaacs,	Mr. Gordon,
Mr. Forster,	Mr. Hannell,
Mr. Alexander,	Mr. Byrnes,
Mr. Campbell,	<i>Tellers.</i>
Mr. Mate,	
Mr. Cooper,	Mr. Macpherson,
Mr. Phelps,	Mr. De Salis.
Mr. Hay,	

Noes, 9.

Mr. Cowper,
Mr. Garrett,
Mr. Driver,
Mr. Joseph,
Mr. Morrice,
Mr. Kemp,
Mr. Lucas,
<i>Tellers.</i>
Mr. Hart,
Mr. Pickering.

10. Reserve, Lavender Bay :—Mr. Tunks, as Chairman, brought up a Progress Report from, and laid upon the Table the Minutes of Proceedings of, the Select Committee to whom this subject was referred on 6th March, 1866.
Ordered to be printed.

11. Pitt-street Tramway :—Mr. Parkes moved, pursuant to Notice, That the Report of the Select Committee on the Pitt-street Tramway be now adopted.
Debate ensued,—and adjourned (after Debate) until Wednesday next, on motion of Mr. Lucas.

12. Gold Fields Act Amendment Bill :—The Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to amend the Gold Fields Act of 1861,*" returns the same to the Legislative Assembly without Amendment.

*Legislative Council Chamber,
Sydney, 29th March, 1866.*

T. A. MURRAY,
President.

13. Motions Dropped :—

- (1.) Mr. Hart not making the Motion standing in his name, No. 4 on the Notice Paper of Other Business for to-day, it dropped.
(2.) Mr. Forster not making the Motion standing in his name, No. 5 on the Notice Paper of Other Business for to-day, it dropped.

14. Claims of Tenants of the Crown :—Mr. Driver moved, pursuant to Notice,—

(1.) That in the opinion of this House, the claim of William Cummings for injury to, and loss of, property sustained by him on account of the discovery of Gold upon his rented Crown Lands, and reported upon to this House on the 28th of April, 1865, by the Select Committee appointed "to inquire into, and report upon, the claims of tenants of the Crown lodged with the Government for injuries done to their properties since the discovery of Gold on their rented Crown Lands," is a fit one to be referred to arbitration by the Government.

(2.) That an Address, embodying the foregoing Resolution, be presented to His Excellency the Governor.

Debate ensued.

Question put.

The House divided.

Ayes, 12.

Mr. Cowper,	<i>Tellers.</i>
Mr. Hurley,	
Mr. Hannell,	Mr. Egan,
Mr. Garrett,	Mr. Donnelly.
Mr. Morrice,	
Mr. Alexander,	
Mr. Brown,	
Mr. Buchanan,	
Mr. Driver,	
Mr. Graham,	

Noes, 19.

Mr. Wilson,	Mr. Joseph,
Mr. Martin,	Mr. Gordon,
Mr. Parkes,	Mr. Phelps,
Mr. Byrnes,	Mr. Piddington,
Mr. Eagar,	Mr. Lucas,
Mr. Isaacs,	Mr. Tunks,
Mr. Kemp,	<i>Tellers.</i>
Mr. Cooper,	
Mr. Josephson,	Mr. Osborne,
Mr. Campbell,	Mr. Windeyer.
Mr. Macleay,	

15. Motion Withdrawn :—Mr. Macpherson withdrew the Motion standing in his name, No. 7 on the Notice Paper of Other Business for to-day.

16. Motions Dropped :—

- (1.) Mr. Hart not making the Motion standing in his name, No. 8 on the Notice Paper of Other Business for to-day, it dropped.
(2.) Dr. Lang not making the Motion standing in his name, No. 9 on the Notice Paper of Other Business for to-day, it dropped.
(3.) Mr. Cummings not making the Motion standing in his name, No. 10 on the Notice Paper of Other Business for to-day, it dropped.

17. Proposed Aid to the Family of the late Dr. Woolley:—The Order of the Day on this subject (No. 1 of Other Business) having been read,—Mr. Windeyer moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on an Additional Supplementary Estimate for the year 1865, the sum of £1,000, in aid of the family of the late Professor Dr. John Woolley, in consideration of the eminent services rendered to the Colony by that lamented gentleman in promoting the cause of education.

Debate ensued.

Question put.

The House divided.

Ayes, 14.

Mr. Martin,
Mr. Eagar,
Mr. Parkes,
Mr. Isaacs,
Mr. Osborne,
Mr. Mate,
Mr. Cowper,
Dr. Lang,

Mr. Graham,
Mr. Buchanan,
Mr. Gordon,
Mr. Wilson,

Tellers.

Mr. Macpherson,
Mr. Windeyer.

Noes, 14.

Mr. Garrett,
Mr. Lucas,
Mr. Oatley,
Mr. Tuaks,
Mr. Piddington,
Mr. Alexander,
Mr. Neale,
Mr. Farnell,

Mr. Morrice,
Mr. Cummings,
Mr. Forster,
Mr. Cooper,

Tellers.

Mr. Kemp,
Mr. Brown.

The numbers being equal, the Speaker gave his Vote with the Ayes, and declared the Question to have passed in the affirmative,—

Whereupon the Speaker left the Chair, and the House resolved itself into the said Committee.

The Speaker resumed the Chair.

18. Careless use of Fire Prevention Bill:—On motion of Mr. Mate, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of the Amendments made by the Legislative Council in this Bill.

The Chairman having reported that the Committee had agreed to the said Amendments, the House adopted the Report, and ordered, on motion of Mr. Mate, that the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill, intituled, "*An Act for preventing the careless use of Fire.*"

Legislative Assembly Chamber,

Sydney, 29th March, 1866.

Speaker.

19. Australian Library and Literary Institution Act Amendment Bill, on motion of Mr. Eagar, read a second time.

Whereupon, on motion of Mr. Eagar, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.

The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered that the third reading of this Bill, as so reported, stand an Order of the Day for Wednesday next.

20. Postponement:—The Order of the Day, No. 4 of Other Business postponed, on motion of Mr. Macpherson, until Wednesday next.

21. Relaying of Railway Line from Sydney to Parramatta Junction:—The Order of the Day on this subject, No. 5 of Other Business, discharged, on motion of Mr. Lucas.

22. Mrs. Caroline Chisholm:—The Order of the Day No. 6 of Other Business having been read, on motion of Mr. Cummings the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1866, a sum not exceeding £1,000 as compensation to Mrs. Caroline Chisholm, for services to this Colony.

The Chairman reported that there was not a Quorum present in the Committee.

Whereupon the Speaker counted the House; and, there being a Quorum present, the Committee resumed.

The Chairman reported that the Committee had come to a Resolution.

Motion made by the Chairman, *with the concurrence of the House*, and Question put,—That the said Resolution be now received.

Division called for; but, there being no Tellers for the Noes, no Division could be had, and the Speaker declared the Question to have passed in the affirmative.

The Chairman then reported a Resolution, which was read a first time, as follows:—

Resolved, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1866, £500 as compensation to Mrs. Caroline Chisholm, for services to this Colony.

Resolution then, on motion of Mr. Cummings, read a second time and agreed to.

23. Sydney Municipal Council Powers Extension Bill:—The Order of the Day for the second reading of this Bill, and Bill also, discharged, on motion of Mr. Cowper.

24. Australian General Assurance Company's Incorporation Bill, on motion of Mr. Cowper, read a second time.

Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.

And

And the Committee having continued to sit till after Midnight,—

FRIDAY, 30 MARCH, 1866, A. M.

The Chairman reported that there was not a Quorum present in the Committee. Whereupon the Speaker counted the House; and, there being a Quorum present, the Committee resumed.

The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered that the third reading of the Bill, as so reported, stand an Order of the Day for Wednesday next.

25. The Order of the Day No. 9 of Other Business postponed, on motion of Mr. Driver, until Wednesday next.

The House adjourned at fifteen minutes after Twelve o'clock A.M., until *Wednesday next*, at Three o'clock.

W. M. ARNOLD,
Speaker.

NOTICES OF QUESTIONS AND MOTIONS, AND ORDERS OF THE DAY.

WEDNESDAY, APRIL 4.

Question:—

1. MR. FARNELL *to ask* THE COLONIAL SECRETARY,—When will the Correspondence in reference to Lunatic Asylums, moved for by Mr. Parkes on the 14th November last, be laid upon the Table of this House?

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

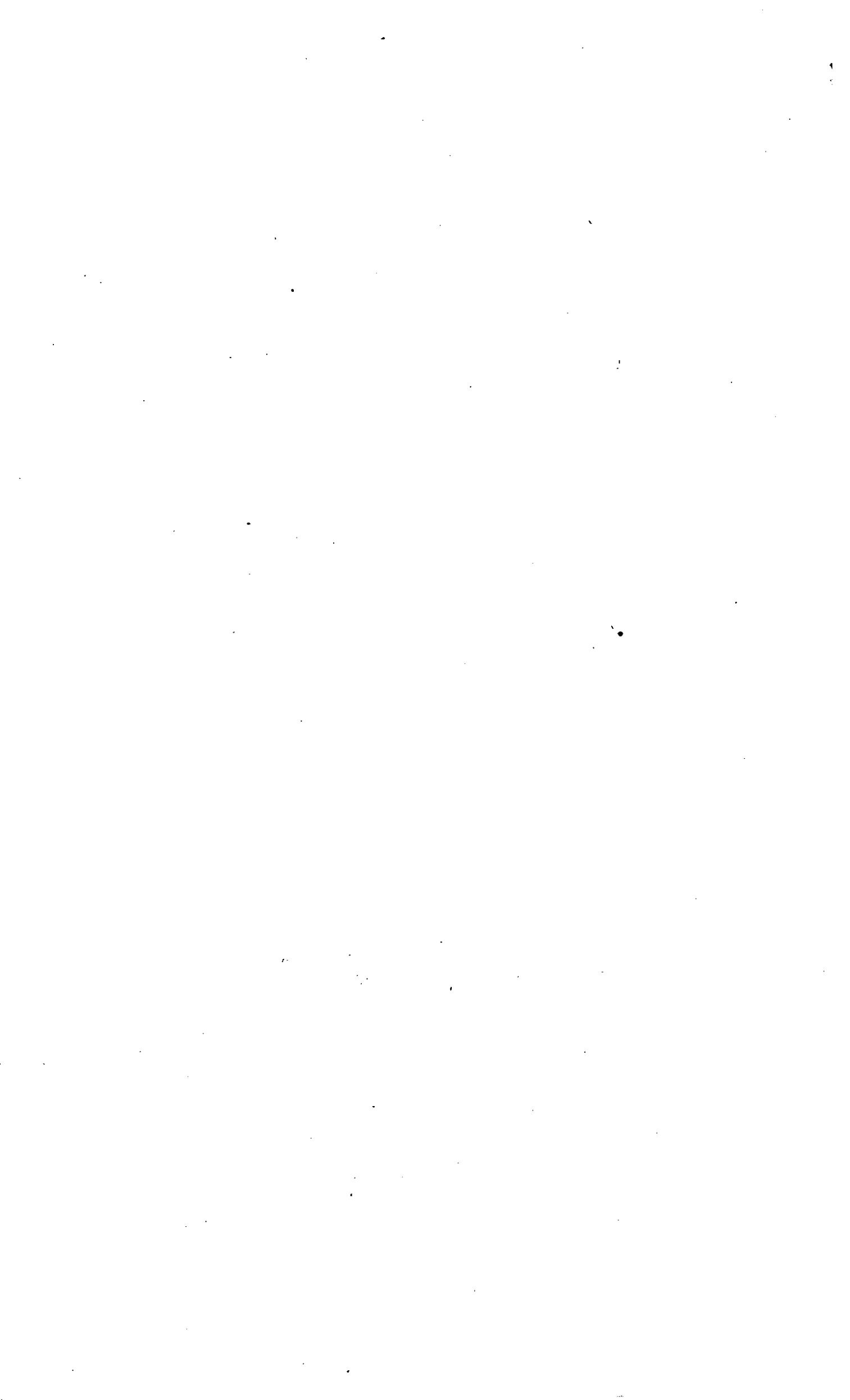
1. Pitt-street Tramway:—Resumption of the Adjourned Debate on the motion of Mr. Parkes, That the Report of the Select Committee on the Pitt-street Tramway be now adopted.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. MACLEAY *to move*, That this House is of opinion,—
(1.) That the sum of £55,000 per annum, required to meet the expense of Steam Communication with Panama, is greatly in excess of any advantages which the people of this Country can derive therefrom.
(2.) That, therefore, any contract which may have been, or is about to be, entered into by the Government of this Colony with that of New Zealand for the aforesaid purpose, should be terminated with as little delay as possible consistently with the public faith.
(3.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor.

ORDERS OF THE DAY:—

1. Australian Library and Literary Institution Act Amendment Bill; third reading.
2. State Aid to Religion:—Resumption of the Adjourned Debate on the motion of Mr. Macpherson, That the Speaker do now leave the Chair and the House resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
3. Australian General Assurance Company's Incorporation Bill; third reading.
4. Game Protection Bill; consideration in Committee of the Whole of Legislative Council's Amendments.
5. Leases and Sales of Settled Estates Facilitation Bill; second reading.



New South Wales.

No. 65.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 4 APRIL, 1866.

1. The House met pursuant to adjournment; the Speaker took the Chair.
Member Sworn:—Thomas Gordon Gibbons Dangar, Esquire, having taken the Oath, and subscribed the Roll, took his Seat as Member for the Electoral District of The Gwydir.
2. Question on Notice Paper for to-day:—
Lunatic Asylums:—Mr. Farnell asked the Colonial Secretary, pursuant to Notice, When will the Correspondence in reference to "Lunatic Asylums," moved for by Mr. Parkes on the 14th November last, be laid upon the Table of this House?—
Mr. Parkes answered,—I find that this Correspondence will be very voluminous, and it is very doubtful whether it can be supplied complete. On inquiry in my office, I find that some of the documents are not to be found; and, under any circumstances, they cannot be laid upon the Table before the ensuing Session.
3. Reserves under Crown Lands Alienation Act:—Mr. Cowper, as Chairman, brought up a Progress Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee to whom this subject was referred on 23rd February, 1866, together with Appendix.
Ordered to be printed.
4. Paper:—Mr. Parkes laid upon the Table, Correspondence relating to Distribution of Church and School Estates Fund.
Ordered to be printed.
5. Proposed Amendments in Electoral Act of 1858:—Mr. Forster, as Chairman, brought up a Progress Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee to whom this subject was referred on 9th March, 1866, together with Appendix.
Ordered to be printed.
6. Australian Library and Literary Institution Act Amendment Bill ("Formal" Order of the Day), on motion of Mr. Eagar, read a third time, and passed.
Mr. Eagar then moved, That the Title of this Bill be "An Act to amend an Act intitled 'An Act to Incorporate the Australian Subscription Library and otherwise to alter and amend its constitution.'" Question put and passed.
Whereupon Mr. Eagar moved, That this Bill be returned to the Legislative Council with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day agreed to the Bill, intituled, "An Act to amend an Act intituled 'An Act to Incorporate the Australian Subscription Library and otherwise to alter and amend its Constitution,'" returns the same to the Legislative Council without Amendment.
Legislative Assembly Chamber,
Sydney, 4th April, 1866.
Speaker.

Question put and passed.

7. Australian General Assurance Company's Incorporation Bill ("Formal" Order of the Day), on motion of Mr. Cowper, read a third time, and passed.

Mr. Cowper then moved, That the Title of this Bill be "*An Act to Incorporate the Australian General Assurance Company.*"

Question put and passed.

Whereupon Mr. Cowper moved, That this Bill be returned to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day agreed to the Bill, intituled, "*An Act to Incorporate the Australian General Assurance Company,*" returns the same to the Legislative Council without Amendment.

Legislative Assembly Chamber,
Sydney, 4th April, 1866.

Speaker.

Question put and passed.

8. Paper:—Mr. Wilson laid upon the Table, Return to an Order, in reference to "Lands held under Pastoral Occupation," made by the Legislative Assembly, on motion of Mr. Macpherson, on 14th March, 1865.
Ordered to be printed.
9. Pitt-street Tramway:—The adjourned Debate, on the motion of Mr. Parkes, That the Report of the Select Committee on the Pitt-street Tramway be now adopted,—resumed and continued.
Motion made by Mr. Lucas, and Question put (after Debate), That this Debate be now adjourned until this day fortnight.
The House divided.

Ayes, 14.

Mr. Josephson,	
Mr. Alexander,	<i>Tellers.</i>
Mr. Hurley,	Mr. Sutherland,
Mr. Hay,	Mr. Donnelly.
Dr. Lang,	
Mr. Joseph,	
Mr. Cummings,	
Mr. Cunneen,	
Mr. Mate,	
Mr. Lucas,	
Mr. Macpherson,	
Mr. Driver,	

Noes, 25.

Mr. Eagar,	Mr. Dangar,
Mr. Martin,	Mr. Pemell,
Mr. Wilson,	Mr. Macleay,
Mr. Parkes,	Mr. Pickering,
Mr. Forster,	Mr. Hart,
Mr. Tunks,	Mr. Gordon,
Mr. Caldwell,	Mr. Tighe,
Mr. Farnell,	Mr. Byrnes,
Mr. Garrett,	Mr. Isaacs,
Mr. Buchanan,	<i>Tellers.</i>
Mr. Graham,	
Mr. Samuel,	Mr. Egan,
Mr. Neale,	Mr. Brown.
Mr. Piddington,	

Main Question put.
The House divided.

Ayes, 27.

Mr. Martin,	Mr. Garrett,
Mr. Eagar,	Mr. Macleay,
Mr. Parkes,	Mr. Dangar,
Mr. Wilson,	Mr. Buchanan,
Mr. Hart,	Mr. Farnell,
Mr. Sutherland,	Mr. Tunks,
Mr. Piddington,	Mr. Tighe,
Mr. Pickering,	Mr. Gordon,
Mr. Caldwell,	Mr. Byrnes,
Mr. Samuel,	Mr. Isaacs,
Mr. Forster,	<i>Tellers.</i>
Mr. Neale,	
Mr. Graham,	Mr. Brown,
Mr. Pemell,	Mr. Egan.
Mr. Alexander,	

Noes, 12.

Mr. Hurley,
Mr. Hay,
Mr. Cunneen,
Mr. Macpherson,
Dr. Lang,
Mr. Mate,
Mr. Cummings,
Mr. Joseph,
Mr. Driver,
Mr. Lucas,
<i>Tellers.</i>
Mr. Josephson,
Mr. Donnelly.

10. Messages:—The Speaker reported the following Messages from the Legislative Council:—

- (1.) Municipalities Act Amendment Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled, "*An Act to amend the Municipalities Act of 1858,*" with the Amendment indicated by the accompanying Schedule, in which Amendment the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 3rd April, 1866.

T. A. MURRAY,
President.

MUNICIPALITIES ACT AMENDMENT BILL.

SCHEDULE of the Amendment made by the Legislative Council in the Bill intituled "An Act to amend the Municipalities Act of 1858," returned to the Legislative Assembly, with Message of 3rd April, 1866.

R. O'CONNOR,
Clerk of the Parliaments.

Page 3, clause 13. Omit clause 13.

Examined—

GEORGE ALLEN,
Chairman of Committees.

Mr.

Mr. Martin moved, That the consideration in Committee of the Amendment made by the Legislative Council in this Bill stand an Order of the Day for "a later hour this day."

Mr. Brown moved, That the Question be amended by omitting the words "a later hour this day," with a view to inserting in their place the words "this day six months."

Debate ensued.

Proposed amendment by leave withdrawn.

Original Question then put and passed.

(2.) Appropriation Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the service of the Year 1866 and for the Year 1865 and previous years,*" returns the same to the Legislative Assembly without Amendment.

Legislative Council Chamber,
Sydney, 4th April, 1866.

T. A. MURRAY,
President.

(3.) Public Works Loan Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to enable the Government to raise a Loan for certain Public Works,*" returns the same to the Legislative Assembly without Amendment.

Legislative Council Chamber,
Sydney, 4th April, 1866.

T. A. MURRAY,
President.

11. Municipalities Act Amendment Bill:—The Order of the Day for the consideration in Committee of the Amendment made by the Legislative Council in this Bill, having been read,—on motion of Mr. Martin the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such consideration. The Chairman reported that the Committee had disagreed from the Amendment made by the Legislative Council in the said Bill.

12. Steam Postal Service *via* Panama:—Mr. Macleay moved, pursuant to Notice, That this House is of opinion,—

(1.) That the sum of £55,000 per annum, required to meet the expense of Steam Communication with Panama, is greatly in excess of any advantages which the people of this Country can derive therefrom.

(2.) That, therefore, any contract which may have been, or is about to be, entered into by the Government of this Colony with that of New Zealand for the aforesaid purpose, should be terminated with as little delay as possible consistently with the public faith.

(3.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor.

Mr. Parkes moved the Previous Question.

Debate ensued.

Previous Question put,—That that Question be now put.

The House divided.

Ayes, 11.

Mr. Cowper,	Mr. Lucas,
Mr. Forster.	
Mr. Cunneen,	<i>Tellers.</i>
Mr. Cummings,	Mr. Egan,
Mr. Phelps,	Mr. Macpherson.
Mr. Macleay,	
Mr. Tunks,	
Mr. Hay,	

Noes, 14.

Mr. Martin,	Mr. Driver,
Mr. Eagar,	Mr. Hurley,
Mr. Byrnes,	Mr. Isaacs,
Mr. Parkes,	Mr. Garrett,
Mr. Donnelly,	<i>Tellers.</i>
Mr. Sutherland,	
Mr. Hart,	Mr. Alexander,
Mr. Dangar,	Mr. Joseph.

13. Postponement:—The Order of the Day No. 2 of Other Business postponed, on motion of Mr. Macpherson, until this day week.

14. Game Protection Bill:—On motion of Mr. Driver, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendments made by the Legislative Council in this Bill.

The Chairman having reported that the Committee had agreed to the said Amendments, the House adopted the Report, and ordered that the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill, intituled, "*An Act to provide for the preservation of Imported Game and during the breeding season of Native Game.*"

Legislative Assembly Chamber,
Sydney, 4th April, 1866.

Speaker.

15. Postponement:—The Order of the Day No. 5 of Other Business postponed, on motion of Mr. Martin, until this day week.

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

W. M. ARNOLD,
Speaker.

NOTICES OF MOTIONS, AND ORDERS OF THE DAY.

THURSDAY, APRIL 5.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. MARTIN to move for leave to bring in a Bill to give relief to Jurors in certain cases, and to prohibit New Trials in cases of Felony.
2. MR. MARTIN to move, That the Standing Orders be suspended, with a view to the passing through all its stages in one day of a Bill to give relief to Jurors in certain cases, and to prohibit New Trials in cases of Felony.

WEDNESDAY, APRIL 11.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. State Aid to Religion:—Resumption of the Adjourned Debate on the motion of Mr. Macpherson, That the Speaker do now leave the Chair and the House resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
 2. Leases and Sales of Settled Estates Facilitation Bill; second reading.
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New South Wales.

No. 66.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 5 APRIL, 1866.

1. The House met pursuant to adjournment ; the Speaker took the Chair.
Motion for Adjournment :—Mr. Buchanan moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
 2. Paper :—Mr. Martin laid upon the Table, Rules of the Supreme Court, dated, respectively, 3rd February, and 13th March, 1866.
Ordered to be printed.
 3. Special Adjournment :—Mr. Martin (*with the concurrence of the House*) moved, without Notice, That this House, at its rising, do adjourn until Four o'clock on Saturday next.
Question put and passed.
 4. Criminal Law Amendment Bill :—Mr. Martin moved, pursuant to Notice, for leave to bring in a Bill to give relief to Jurors in certain cases, and to prohibit New Trials in cases of Felony.
Debate ensued.
Motion by leave withdrawn.
 5. Paper :—Mr. Parkes laid upon the Table, Return to Address, in reference to "Mr. William Roper (deceased)", adopted by this House, on motion of Mr. Tunks, on 27th February, 1866.
Ordered to be printed.
 6. Motion Dropped :—Mr. Martin not making the Motion standing in his name, No. 2 on the Notice Paper for to-day, it dropped.
- The House adjourned at twenty-eight minutes after Six o'clock, until *Saturday next*, at *Four o'clock*.

W. M. ARNOLD,
Speaker.

SATURDAY, APRIL 7.

MEMO. :—*The House meets at FOUR o'clock this day.*

NOTICE

NOTICE OF QUESTION, AND ORDERS OF THE DAY.

SATURDAY, APRIL 7.

Question :—

1. MR. GARRETT *to ask* THE SECRETARY FOR LANDS,—Whether a Letter has been received by the Government from Mr. Crown Lands Commissioner Cole, of the Darling District, preferring a charge of Felony against Mr. Henry Williams, of Gol Gol Station, River Murray, and at present the owner of Kennedy's XIX Camp Station, River Warrego; and if he has any objection to lay a copy of the Letter on the Table?
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WEDNESDAY, APRIL 11.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. State Aid to Religion :—Resumption of the Adjourned Debate on the motion of Mr. Macpherson, That the Speaker do now leave the Chair and the House resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
 2. Leases and Sales of Settled Estates Facilitation Bill; second reading.
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New South Wales.

No. 67.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

SATURDAY, 7 APRIL, 1866.

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

Question on Notice Paper for to-day:—

Mr. Henry Williams, River Murray:—Mr. Garrett asked the Secretary for Lands, pursuant to Notice,—Whether a letter has been received by the Government, from Mr. Crown Lands Commissioner Cole, of the Darling District, preferring a charge of Felony against Mr. Henry Williams, of Gol Gol Station, River Murray, and at present the owner of Kennedy's XIX Camp Station, River Warrego; and if he has any objection to lay a copy of the letter on the Table?

Mr. Wilson answered:—There is in the Office of the Commissioner for Crown Lands a letter from Mr. Commissioner Cole, dated the 12th July, 1861, which contains a statement in reference to one Henry Williams, who is therein described as a Stockman. I do not think that it would be of any advantage to the public to lay a copy of that letter on the Table of this House.

2. Assent to Bills (Australian Agricultural Company's, Smoke Nuisance Abatement, Sydney Marine Assurance Company's Incorporation, Dog, Australasian Mineral Oil Company's, Issue of Process, Re-insurances of Marine Risks, Australian General Assurance Company's Incorporation, Australian Library and Literary Institution Act Amendment, Parramatta River Steam Company's, Clarence and New England Steam Navigation Company's, Careless use of Fire Prevention, Gold Fields Act Amendment, Game Protection, Public Works Loan, Appropriation):—The following Message from His Excellency the Governor was delivered by Mr. Martin, and read by the Speaker:—

Government House,
Sydney, 7 April, 1866.

JOHN YOUNG,
Governor.

Message No. 17.

The undermentioned Bills, intituled,—

1. "An Act to enable the 'Australian Agricultural Company' to sue and be sued in the Colony by their corporate name",—
2. "An Act to abate the Nuisance arising from the Smoke of Furnaces",—
3. "An Act to incorporate the Sydney Marine Assurance Company",—
4. "An Act to prohibit the use of Dogs or Goats for the purposes of Draught",—
5. "An Act to incorporate the Australasian Mineral Oil Company",—
6. "An Act to make further provision for the Issue of Process at Circuit Towns",—
7. "An Act to repeal the Prohibition on re-insurances of Marine Risks",—
8. "An Act to incorporate the 'Australian General Assurance Company',—
9. "An Act to amend an Act intituled 'An Act to incorporate the Australian Subscription Library and otherwise to alter and amend its Constitution'",—
10. "An Act to incorporate 'The Parramatta River Steam Company'",—
11. "An Act to incorporate the Proprietors of a certain Company called 'The Clarence and New England Steam Navigation Company' and for other purposes therein mentioned",—
12. "An Act for preventing the careless use of Fire",—
13. "An Act to amend the Gold Fields Act of 1861",—
14. "An Act to provide for the preservation of Imported Game and during the breeding season of Native Game",—
15. "An Act to enable the Government to raise a Loan for certain Public Works",—
16. "An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the Year 1866 and for the Year 1865 and Previous Years",—

as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bills, and has this day transmitted them to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment in the manner required by law.

3. Adjournment :—Mr. Martin then moved, That this House do now adjourn.
Question put and passed.
Whereupon, the Speaker left the Chair, and the House stood adjourned accordingly, at seventeen minutes after Four o'clock.

W. M. ARNOLD,
Speaker.

ORDERS OF THE DAY.

WEDNESDAY, APRIL 11.

OTHER BUSINESS :—

1. State Aid to Religion :—Resumption of the Adjourned Debate on the motion of Mr. Macpherson, That the Speaker do now leave the Chair and the House resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying His Excellency to recommend, by Message to this House, the permanent appropriation out of the Consolidated Revenue Fund, of the sum of £28,000 annually, for defraying the expense of Public Worship.
 2. Leases and Sales of Settled Estates Facilitation Bill ; second reading.
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MEMORANDUM :—

Immediately after the Adjournment of the House this day, the following Proclamation was issued, proroguing the Legislative Council and Assembly until Tuesday, 8th May next; and Copies of the said Proclamation were personally presented by the Honorable the Colonial Treasurer, on behalf of the Crown, to the Honorable the Speaker, and the Clerk of the Legislative Assembly, respectively :—

“ PROCLAMATION.

“ *By His Excellency the Right Honorable SIR JOHN YOUNG, Baronet, Knight
“ Commander of the Most Honorable Order of the Bath, Knight Grand Cross
“ of the Most Distinguished Order of St. Michael and St. George, Captain
“ General and Governor-in-Chief of the Colony of New South Wales, and
“ Vice-Admiral of the same.*

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

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

“ (L.S.) JOHN YOUNG.

“ *By His Excellency’s Command,*
“ HENRY PARKES.

“ GOD SAVE THE QUEEN !”

*Legislative Assembly Office,
Sydney, 7 April, 1866.*

CHA. TOMPSON,
Clerk of Legislative Assembly.

