

VICTORIA.



VOTES
AND
PROCEEDINGS
OF THE
LEGISLATIVE
ASSEMBLY.

SESSION.

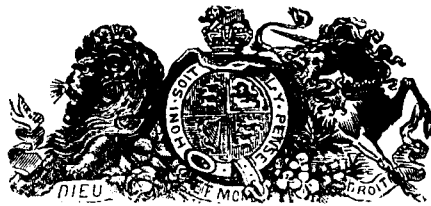
1858-9.

I.

MINISTER'S ROOM.



VICTORIA.



VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY,

SESSION 1858-9.

WITH COPIES OF THE VARIOUS DOCUMENTS ORDERED BY THE
ASSEMBLY TO BE PRINTED.

VOL. I.

By Authority:

JOHN FERRES, GOVERNMENT PRINTER, MELBOURNE.

TABLE OF CONTENTS.

VOL. I.

INDEX	vii
SUMMARY OF PROCEEDINGS ON BILLS	xxiv
VOTES AND PROCEEDINGS	1
APPOINTMENTS OF SELECT COMMITTEES	297
WEEKLY REPORT OF DIVISIONS IN COMMITTEE OF THE WHOLE HOUSE	303

PAPERS LAID ON THE TABLE OF THE ASSEMBLY (*not being Returns to Addresses or Orders*):—

	PAGE
A 1. Board of National Education Rules	343
„ 2. Mining Association Act, 1858—Orders in Council	345
„ 3. Bank Liabilities and Assets, for quarter ending 30th June, 1858	351
„ 4. Savings' Banks—Statements and Returns for year ending 30th June, 1858	355
„ 5. Alpacas—Copy Letter from W. Westgarth, Esq., intimating that a Flock of Alpacas has been purchased for presentation to the Colony	379
„ 6. Gold Fields' Act—Orders in Council	381
„ 7. Denominational Schools—Special Report of position of Schools during year 1858	383
„ 8. Fitzroy Ward Improvement—Receipts and Expenditure for year ending 31st August, 1858	397
„ 9. Lands and Survey—Report of Mr. Surveyor Skene on the Lands of Victoria	399
„ 10. Fees to Prosecuting Barristers in the years 1856, 1857, and to 30th September, 1858	411
„ 11. Fees to Parliamentary Draftsmen in the years 1855, 1856, 1857, and to 30th September, 1858	413
„ 12. Port Phillip and Colonial Gold Mining Company—Correspondence between the Solicitor-General and the Clunes Mining Company	415
„ 13. Bank Liabilities and Assets, for quarter ending 30th September, 1858	419
„ 14. Gold Fields' Act—Order in Council	423
„ 15. New Zealand Postage	425
„ 16. Coal Fields—Correspondence relative to the Lease of Coal Fields at Cape Patterson to Messrs. Crews and Others	427
„ 17. Mr. George Buckley—Correspondence between Mr. Buckley and the Government relative to his retirement from the Public Service	435
„ 18. Land Sales—Report of Surveyor-General	437

	PAGE
A 19. Yan Yean Water Supply—Result of Analyses made by Mr. Johnson, of St. Kilda	443
„ 20. Marine Survey—Captain Ross's Report as to the Progress of the Marine Survey at 6th January, 1859	449
„ 21. Alpacas—Abstract of Correspondence relative to the Purchase of the Flock recently imported into New South Wales	453
„ 22. Animals from South Africa—Letter from the Honorary Secretary to Zoological Gardens Committee, Cape of Good Hope, to Dr. Embling	457
„ 23. Pleasant Creek—Report of Commission appointed to determine best site for Public Buildings	459
„ 24. Kilmore and Avenel Road—Conclusion of Reports of Mr. District Surveyor Chauncy and Mr. Road Engineer Crawley	463
„ 25. Pensions—Opinion of the Law Officers of the Crown as to the payment of Pension to Captain Clarke, late Surveyor-General	465
„ 26. Gold Fields' Act—Orders in Council	467
„ 27. Bank Liabilities and Assets, for quarter ending 31st December, 1858 ..	471
„ 28. Expense of Surveys—Return of Field Work sent in by the Surveyors and Assistant Surveyors for the year 1858	475
„ 29. Gold Fields' Act—Order in Council	479
„ 30. Gold Fields' Act—Orders in Council	481

MESSAGES FROM HIS EXCELLENCY THE GOVERNOR TRANSMITTING :—

B 1. Copy of a Despatch from Secretary of State conveying the expression of the high sense which Her Majesty the Queen entertains of the generous sympathy evinced by the Legislature and People of Victoria, in their liberal contribution towards the Indian Relief Fund	485
„ 2. Estimates, 1859, Supplementary Estimates (with Appendix), 1858, and Additional Supplementary Estimates, 1857	489
„ 3. Additional Supplementary Estimate, 1858	601
„ 4. Additional Supplementary Estimate, 1858	605
„ 5. List of Names of Members of the Executive Council	609
„ 6. Steam Postal Communication with New Zealand	613
„ 7. Additional Estimates, 1859, and Fourth further Additional Supplementary Estimates for 1858	615
„ 8. Further Additional Estimates, 1859	629
„ 9. Expiring Laws Continuation Bill	635

RETURNS TO ORDERS AND ADDRESSES :—

C 1. Captain Mac Mahon—Copies of all Papers relative to the Retirement of Captain Mac Mahon from the Government Service	637
„ 2. Melbourne Newspapers—Abstract of Returns of all amounts paid by each Department of the Public Service to Newspapers, and for Printing, since the Separation from New South Wales	653
„ 3. Grants of Land for Church and School Purposes, from 1st January, 1857, to 31st October, 1858	655
„ 4. Gold Fields Population—Statement of the Fortnightly Returns of Population of the several Gold Fields, from the 30th June, 1857, to the 25th September, 1858	661
„ 5. Palæontologist—Copy of Correspondence in the Chief Secretary's Office, under date 24th December, 1857, from A. Selwyn, Esq., on the subject of a Vote for Palæontology	671
„ 6. Mr. Dawson's Claim—Copies of Correspondence connected with Mr. District Surveyor Dawson's Claim against the Government for Mr. Long's defalcations	673
„ 7. Land Sales Returns during the month of November, 1858	677

	PAGE
C 8. Dr. Carr—Copy of the Report of the Board of Inquiry into the complaint of Dr. Carr at the Lunatic Asylum	681
„ 9. Yarra Bend Lunatic Asylum—Return of the number of Deaths, &c., at the Lunatic Asylum during the current year	691
„ 10. Sandridge—Copies of Correspondence that has taken place between certain inhabitants of Sandridge and the Government respecting the establishment of a Municipal Council in that district	695
„ 11. Parliament Houses Library—Abstract Return of work to be done and materials provided in the erection of superstructure of Library of Houses of Parliament	703
„ 12. Postage Stamps—Return of amount received for Postage Stamps during the years 1856, 1857, and 1858	705
„ 13. Orphan Asylums—Abstract of a Return of the number of Children in each of the Orphan Asylums in the Colony receiving support from the Government	707
„ 14. Steam Postal Communication with Great Britain—Correspondence between the Government of this Colony and New South Wales on the subject of Mail Service to England since the month of February, 1858	709
„ 15. Crown Lands open for Selection	713
„ 16. Electoral Rolls—Return of Expenditure for Printing the Electoral Rolls since commencement of the present Act	715

REPORTS FROM SELECT COMMITTEES :—

PUBLIC.

D 1. Printing Committee—First Report	723
„ 2. „ „ Second Report	725
„ 3. J. G. McGregor's Case	727
„ 4. Water from the Yan Yean—Progress Report	817
„ 5. Printing Committee—Third Report	821
„ 6. Melbourne Public Lands—Progress Report	827
„ 7. Printing Committee—Fourth Report	831
„ 8. Public Instruction Bill	833
„ 9. Printing Committee—Fifth Report	839
„ 10. „ „ Sixth Report	841
„ 11. Refreshment Rooms—Joint Committee	843
„ 12. Registration of Parliamentary Voters	847
„ 13. Printing Committee—Seventh Report	867
„ 14. Melbourne Public Lands—Second Report	869
„ 15. Printing Committee—Eighth Report	873
„ 16. „ „ Ninth Report	875
„ 17. Ballarat Water Supply	877
„ 18. Printing Committee—Tenth Report	935
„ 19. Mr. Dawson's Claim... ..	937
„ 20. Mr. Thomas Miles' Claim	945
„ 21. Printing Committee—Eleventh Report... ..	955
„ 22. „ „ Twelfth Report	957
„ 23. River and Harbor Trust	959
„ 24. Unalienated Crown Land of First Class adapted for Agricultural purposes in Victoria	1069
„ 25. Mr. Frederick Byerley's Case... ..	1095
„ 26. Printing Committee—Thirteenth Report	1157
„ 27. Water from the Yan Yean Reservoir—Final Report	1159
„ 28. Yarra Bend Lunatic Asylum	1281
„ 29. Printing Committee—Fourteenth Report	1287
„ 30. Parliament Buildings—Progress Report from Joint Committee	1289
„ 31. Printing Committee—Fifteenth Report... ..	1295
„ 32. The Library—Joint Committee	1297

PRIVATE BILLS.

St. Kilda and Brighton Railway Company's Bill	...	...	...	...	...	...	1301
Australian Trust Company's Bill	...	...	...	...	...	...	1309
Melbourne Exchange Company's Bill	...	...	...	...	...	...	1315
National Bank of Australasia Bill	...	...	...	...	...	...	1319
Castlemaine Gas Company's Bill	...	...	...	...	...	...	1339
Bendigo Water Works Company's Bill	...	...	...	...	...	...	1347
Wesleyan Church Lands Bill	...	...	...	...	...	...	1359
Melbourne and Essendon Railway Bill	...	...	...	...	...	...	1365

PETITIONS	1391
-----------	-----	-----	-----	-----	-----	-----	-----	------

Et seq.

INDEX.

NOTE.—For reference to the various proceedings on Bills, subsequent to their initiation, see "Summary of Proceedings on Bills."

* * * To facilitate reference to Papers ordered to be printed, the Cypher (as A 1) at the bottom of the title page of each Paper has been introduced into the Index and Tables of Contents.

A.	VOTES.	PRINTED PAPERS.	
	Vol. I.	Vol. I.	Vol. II.
	Page	Page	Page
ADDRESSES TO HIS EXCELLENCY THE GOVERNOR :—			
In reply to Speech on Opening of Session	3		
To place sum on the Estimates for 1859 to cover expense of a Police and Customs Boat's Crew at Western Port	56		
For production of Minute or Minutes of His Excellency in connection with case of Capt. MacMahon	62		
To make inquiry into case of Mr. David Gostick, and to furnish Assembly with result	121		
For List of Members of Executive Council	127		
To place sum on Supplementary Estimates for 1858 to enable the Denominational School Board to meet its necessary Engagements for the year 1858	164		
To place sum on Estimates as Gratuity to Widow of Sub-Inspector Wrixon	185		
To place sum on Estimates as a Gratuity to the Widow of the late Assistant Telegraph Master Dean	185		
To place sum on Estimates for 1859 to meet Defalcations of McGregor	185		
To place sum on Estimates as Allowance to Mr. W. B. Ord	212		
To place sum on Estimates for Introduction of British Game, &c.	249		
To place sum on Estimates as a Grant in Aid of the Jewish Community in Victoria	258		
To place sum on Estimates to pay Mr. Surveyor Dawson amount due to him by Mr. Long's Defalcations	258		
For Copies of Correspondence with the Government of New South Wales since February 1858, respecting Steam Postal Communication with Great Britain	260		
To place sum on the Estimates for Erection of a Gate Lodge at the Melbourne University	263		
To place sum on the Estimates in Aid of Mining Societies and Mining Enterprise generally	279		
To place a sum on the Estimates for 1859 to establish Steam Postal Communication with New Zealand	282		
Administration of Estates Bill—Initiated	23		
of Intestate Estates Bill—Initiated	149		
"Age" Newspaper. See "Privilege, breach of."			
Agricultural Statistics. See "Statistics."			
Agriculture—Board of—Bill Initiated	229		
Alpacas—Copy of Letter from Mr. Westgarth and others, intimating purchase of, for Victoria—Presented (A. 5)	8	379	
Vote of thanks therefor (<i>Mr. O'Shanassy</i>)	8		
Copy of Correspondence respecting purchase of—recently imported into New South Wales—Presented (A. 21)	171	453	
And Vicunas—Motion respecting (<i>Dr. Embling</i>)—Withdrawn	137		
Animals from South Africa—Copy of Letter from Secretary of Zoological Gardens Committee, with enclosure, as to introduction of.—Presented (A. 22)	171	457	
Appropriation Bill—Initiated	257		
Arbitrations—Motion respecting (<i>Mr. Service</i>)	293		
ASSEMBLY—Adjournments of—special	4, 26, 72, 139,		
Adjournment of—Motion for—Withdrawn... ..	149, 160		
Adjournment of—Motion for—Negatived	32, 263		
	33		
	5, 21, 23, 42,		
	75, 78, 85, 87,		
	92, 95, 134,		
	137, 152, 170,		
	187, 198, 237,		
	244, 251, 276,		
	279, 283, 289,		
Adjournment of—For want of a Quorum			

	7 JUL.	PRINTED PAPERS.	
		Vol. I.	Vol. II.
	Page	Page	Page
ASSEMBLY—Bills—Governor's Assent to reported by Mr. Speaker ...	147, 294		
Reserved ...	147, 294		
Business—Days of appointed ...	8		
Government—Days of—appointed ...	8		
Hours of meeting ...	8		
Hours of meeting—special ...	289, 291		
For Refreshment ...	15		
Order of—Motions respecting—Negatived ...	25, 116, 136		
Postponement of ...	161		
Call of the House—Motions for ...	29, 90		
Casting Vote of Mr. Speaker given ...	74, 267		
Chairs within the House provided for—			
President of Legislative Council of South Australia ...	209		
Speaker of New Zealand ...	154		
Superintendent of Wellington ...	7		
Elections and Qualifications Committee. See "Elections and Qualifications"			
Explanation by a Member—Motion for receiving (<i>Mr. Aspinall</i>) ...	285		
Governor—Message to attend in Council Chamber ...	1		
Speech reported ...	2		
Speech—Address in reply, and Committee appointed to draw up same ...	3		
Report brought up, adopted, and Address agreed to ...	3		
Address presented, and His Excellency's reply reported ...	7		
On Prorogation ...	295		
Members—Leave given to Members to give evidence before Committees of Legislative Council ...	77, 164, 190		
Leave refused ...	148		
Resignation of Seats announced ...	1, 103, 153,		
Sworn ...	1, 153, 171		
Upon Motion ...	153		
Opening of—Proceedings on ...	1		
Orders of the Day—Discharged ...	13, 69, 82, 107, 124, 126, 150, 169, 173, 185, 203, 222, 230, 243, 248, 249, 253, 258, 261, 263, 265, 275, 277, 283, 293		
Orders of the Day—Lapsed ...	23, 44		
Order—Points of—Ruled by Mr. Speaker ...	87, 115		
Printing Committee—Appointed. See "Printing Committee"			
Proclamation for convening—Read ...	1		
Writs of Election—Issue of, notified ...	1, 153		
Returns to, notified ...	1, 153, 163, 171		
Assessment on Stock—Opinion of Attorney-General in reference to—Presented	77		
Summary shewing total arrears of—for each district—Presented	235		
Motion for consideration in Committee of resolution as to overpayment for (<i>Mr. C. Campbell</i>)—Withdrawn ...	293		
Act—Motion for consideration in Committee of propriety of bringing in Bill to amend (<i>Mr. Gavan Duffy</i>) ...	131		
House in Committee—Report brought up, agreed to, and Bill ordered... ..	131		
Bill—Brought in ...	133		
Amendments on third reading ...	254		
Audit Act Amendment Bill—Initiated ...	118		
Australian Trust Company's Bill—Petition from Chairman and two Local Directors, praying for leave to introduce Bill to extend the Company's powers—Presented ...	73		
Bill initiated ...	91		
Referred to Select Committee ...	122		
Report brought up ...	159		
Message from Legislative Council applying for copies of Report and Evidence, and order for transmission of same ...	210	1309	
B.			
Ballaarat Bye-law Bill—Initiated (<i>Mr. Humffray</i>) ...	164		
East Municipal Council—Copy of Petition from, with opinion of Attorney-General thereon—Presented ...	285		
Road See "Roads"			
Water Supply—See "Water Supply"			
Bank Returns—For Quarter ending 30th June, 1858—Presented (A 3) ...	13	351	
For Quarter ending 30th September, 1858—Presented (A 13) ...	80	419	
For Quarter ending 31st December, 1858—Presented (A 27)... ..	231	471	
Bendigo Waterworks Company's Bill—Petition from W. Clarke, jun., a shareholder, for suspension of Standing Orders, and for leave to proceed with ...	93		
Petition praying the House to suspend certain Standing Orders relative to Private Bills, and for leave to introduce the Bill ...	97		
Motion for suspension of Standing Orders, and for leave to bring in Petition for Bill (<i>Dr. Owens</i>) ...	107		

	VOTES. — Vol. I.	PRINTED PAPERS.	
		Vol. I.	Vol. II.
	Page	Page	Page
Bendigo Waterworks Company's Bill—Petition for leave to introduce Bill and allow same to be proceeded with	117		
Bill initiated	121		
Referred to Select Committee	122		
Report brought up	189	1347	
Petition from promoters praying suspension of certain Standing Orders—Presented	189		
Motion for granting prayer of petition (<i>Dr. Owens</i>)	207		
Amendments made by Select Committee in Bill considered and amended	222		
Message from Legislative Council requesting Copy of Report and Evidence on— and order for transmission of same	239		
Bills of Sale Bill—Initiated	32		
Births, Deaths, and Marriages—Annual Report of Registrar-General for the year ending 30th June, 1858—Presented (No. 43)	281	...	985
Blandowski, Mr.—Report of Captain Pasley and Captain Kay on claim of—Presented	131		
Botanic Garden—Annual Report of Government Botanist—Presented (No. 17)	45	...	455
Bridges—Motion for Return respecting Cost of, &c. (<i>Mr. Humffray</i>)	261		
British Game, &c.—Introduction of—Motion for Consideration in Committee of Address for Grant of Money for (<i>Mr. Nicholson</i>)	229		
House in Committee	237, 242		
Report brought up, agreed to, and Address ordered... ..	249		
Bruthen and Omeo Road. See "Roads."			
Buckley, Mr. Geo.—Copies of Correspondence relative to Retirement of, from Public Service—Presented	95		
Ordered to be printed (A. 17)	122	435	
Motion for Consideration in Committee of Address for Grant to—(<i>Mr. Grant</i>)—Negatived	215		
Building Stone—Report of Board on Claims to Reward for Discovery of—Presented (No. 14)	117	...	429
Byerley, Mr. F.—Motion for copies of Correspondence and Reports (<i>Mr. Snodgrass</i>)	14		
Return	35		
Motion for appointment of Select Committee to inquire into circumstances connected with dismissal of, from Survey Department (<i>Mr. Snodgrass</i>)	41		
Report brought up (D. 25)	245	1095	
C.			
Carr, Dr. A. Y.—Motion for copy of Report of Board of Inquiry into complaint of (<i>Mr. Greaves</i>)	137		
Return (C. 8)	163	681	
Castlemaine Gas Company's Bill—Petition from Municipal Corporation, Castlemaine, praying for leave to bring in Bill to Incorporate Gas Company—Presented	89		
Bill initiated	103		
Referred to Select Committee	127		
Report brought up	175	1339	
Message from Legislative Council, requesting copy of Report and Evidence, and order for transmission of same	239		
and Ballaarat Roads. See "Roads."			
Census Returns for 1857—Presented:—			
Population Tables—Ages of the People, Education, Civil or Conjugal Condition, Birthplace and Religion (No. 24)	79	...	523
Duplicate abstract of Return of Religion of the People—Laid on the Table	152		
Central Province Roll—See "Electoral Roll."			
Chinese—Bill (1) initiated	2		
Motion for consideration in Committee of Resolutions respecting (<i>Mr. O'Shanassy</i>)	171		
House in Committee	203		
Resolutions reported, agreed to, and Bill ordered	206		
(2) Bill initiated	206		
Church of England, William-street, Lands Bill—Petition from Right Rev. Charles Perry, Bishop of Melbourne, praying for leave to bring in Bill—Presented	13		
Bill initiated	20		
Motion for second reading—Postponed (<i>Mr. Haines</i>)	46		
Motion for further adjournment of debate on second reading (<i>Mr. Board</i>)	58		
Lands Sale Bill—Initiated	90		
Trustees Incorporation Bill—Initiated	35		
and School Lands—See "Crown Lands."			
Civil Service—Appointments to—Motion for Return of all (<i>Dr. Owens</i>)	293		
Officers in—Motion respecting interference of in Elections (<i>Mr. Nicholson</i>)	259		
Returns shewing Numbers, Ages, Places of Birth of Officers in—Presented (No. 34)	199	...	905
Sites for Offices—Second Progress Report of Commissioners on—Presented (No. 15)	7	...	439
Clunes Quartz Mining Company—Plans of Land leased by, and of Township of Ballaarat—Presented	23		

	VOTES.	PRINTED PAPERS.	
		Vol. I.	Vol. II.
	Page	Page	Page
Coal Committee—Motion for Reappointment of (<i>Mr. Hughes</i>) ...	81		
Coal Fields—Copy of Correspondence relating to Lease of—Presented (A. 16)	95	427	
Commission of the Peace. See "Justices of the Peace".			
Constitution Act—Construction Bill initiated ...	90		
Pensions granted under—Presented (No. 20) ...	13		507
Copy of Opinion of Law Officers respecting payment of to Capt. Clarke—Presented (A. 25) ...	199	465	
Motion respecting payment of Pensions under, to Mr. Haines and Capt. Clarke (<i>Mr. Wood</i>) ...	260		
Statement of Expenditure under Schedule D for 1857—Presented (No. 36) ...	65		925
Statement of Expenditure under Schedule D during 1857 on account of 1856 (No. 36) ...	59		928
Contracts accepted—Return of Cost of Publication of Statement of in <i>Government Gazette</i> —Presented ...	105		
County Courts Act Amendment Bill—Initiated ...	81		
Criminal Statistics. See "Statistics".			
Crofton, Mr.—Motion for Copies of Correspondence respecting (<i>Mr. Service</i>)	14		
Return ...	27		
Crown Lands—Alienated—Return of for first half-year of 1858—Presented (No. 8) ...	7		341
Church and School purposes—Grants of for— Motion for Return of (<i>Mr. Beaver</i>) ...	42		
Return (C. 3) ...	43	655	
Geodetic Survey—Report of Surveyor-General on proposed system of —Presented (No. 41) ...	225		967
Land Law—Motion for Select Committee to inquire into Quantity and Situation of unalienated Agricultural Crown Lands of the 1st Class (<i>Mr. Wills</i>) ...	172		
Member added ...	185		
Report brought up (D. 24) ...	245	1069	
Open for Selection—Motion for Return of (<i>Mr. Quarterman</i>) ...	261		
Return (C. 15) ...	277	713	
Pre-emptive Right to—Return of Names of Pastoral Tenants to whom granted, present Government ...	167		
Reserve, Gardiner's Creek and St. Kilda Roads—Motion respecting sale of (<i>Mr. Crews</i>) ...	259		
Sales—Motion for consideration in Committee of Resolutions as to (<i>Mr. Everard</i>) ...	167		
House in Committee ...	213		
of, for November—Motion for Return of (<i>Mr. Adamson</i>) ...	106		
Return (C. 7) ...	131	677	
At Sandridge and Williamstown—Motion for Returns of Sales of, and Expenditure on, Public Works at (<i>Mr. R. S. Anderson</i>)	90		
Return ...	95		
Amended Return ...	159		
since 10th March last—Report of Surveyor-General on— Presented (A. 18) ...	93	437	
Return of amount bid at, during December, 1858 ...	159		
Skene, Mr. Surveyor, Report on—Presented ...	31		
Ordered to be printed (<i>Dr. Owens</i>)—(A. 9) ...	46	399	
Surveys—Expense of—Return of Field Work sent in by Surveyors, for the year 1858 (A. 28) ...	235	475	
Mr. Throckmorton—Conditions of Lease of, near Australian Wharf, to —Presented ...	59		
Tongiomungy and Hinnomungy Runs—Description of Boundaries of— Presented ...	148		
Customs—Appointments, &c., in—Motion for Return (<i>Mr. Wills</i>) ...	169		
Return ...	281		
See also "Trade and Customs."			
D.			
Dandenong Gold Workings—Report of Deputy Surveyor-General—Presented (No. 44) ...	282		1011
Dawson, Mr.—Motion for copies of Correspondence respecting his claim against the Government (<i>Mr. J. Johnson</i>) ...	79		
Return (C. 6) ...	115	673	
Motion for consideration in Committee of Address respecting (<i>Mr. J. Johnson</i>)—Withdrawn ...	123		
Appointment of Select Committee to consider same (<i>Mr. J. Johnson</i>) ...	134		
Report brought up (D. 19) ...	205	937	
Motion for consideration of Report in Committee ...	230		
House in Committee ...	250		
Resolution reported, agreed to, and Address ordered ...	258		
Dean, Mrs.—Motion for consideration in Committee of Address for grant of £300 to (<i>Dr. Thomson</i>)—Negatived ...	121		
Motion for consideration in Committee of Address for grant of £250 to House in Committee ...	136		
House in Committee ...	173		
Resolution reported, agreed to, and Address ordered ...	185		
Defences of the Colony—Report of Commissioners—Presented (No. 40) ...	148		945
Delivery of Goods in Melbourne. See "Melbourne."			
Denominational School Board. See "Education."			

	VOTES.		PRINTED PAPERS.	
	Vol. I.	Page	Vol. I.	Vol. II.
Divorce, Law of—Copy of Despatch from Secretary of State relating to— Presented (No. 26)		105	...	791
Dog Act Extension Bill—Initiated		207		
Donnelly, Mr.—Motion for copy of Letter from Geelong Railway Company to Secretary of Railway Department (<i>Mr. Blair</i>)—Negatived		207		
Dunolly and Korong Road. <i>See</i> "Roads."				
Dunstone, Mrs.—Copy of Memorial on behalf of—Presented		247		
Duty on Spirits Bill—Motion for consideration of Resolutions respecting in Committee of Ways and Means		35		
House in Committee		41		
Resolutions reported, agreed to, and Bill ordered		43		
Bill brought in		57		
E.				
Education—Denominational School Board—Special Report for the year 1858 —Presented (A 7)		27	383	
Appendix to Report—Abstract of Teachers' Returns— Presented (No. 35)		163	...	911
Grant for—Motion for consideration of, in Committee (<i>Mr. C. Campbell</i>)— Withdrawn		46		
Motion for consideration of, in Committee (<i>Mr. C. Campbell</i>)		75		
House in Committee—Counted out		137		
House in Committee		161		
Resolution reported agreed to and Address ordered		164		
National—Fifth Report of Commissioners for 1857—Presented (No. 2) Rules of Commissioners—Presented (A. 1)		1	843	115
<i>See also</i> "Public Education" and "Geelong."		7		
ELECTIONS AND QUALIFICATIONS—Committee of—Speaker's Warrant ap- pointing—Laid on Table		8, 11, 13		
Electoral Districts Alteration Bill—Initiated		10		
Motion for Amendment on third reading (<i>Mr. C. Campbell</i>)— Negatived		74		
Rolls—Central Province—Motion for Inspection of Claims on St. Kilda, Windsor and South Yarra Divisions of (<i>Mr. Crews</i>)		160		
Part Return—Presented		245		
Motion for Return of Cost of Printing, &c. (<i>Mr. Greeves</i>)		168		
Return (C 16)		285	715	
Electric Telegraph between England and Australia—Copy of Despatch from Secretary of State (with enclosures) respecting Scheme of Mr. Lionel Gisborne—Presented (No. 6)		7	...	337
Copies of further Correspondence from Secretary of State respecting Plan of Mr. Lionel Gisborne—Presented (No. 12)		25	...	421
Telegraphs—Submarine—between Cape Otway and Tasmania—Second Report of General Superintendent (No. 27)		160	...	793
Table of Rates and Regulations respecting—Presented (No. 19)		93	...	499
Half-yearly Report of General Superintendent to 30th June, 1858 (No. 30) Report of General Superintendent for Half-year ending 31st December, 1858—Presented (No. 42)		160	...	859
281		281	...	973
Execution of Criminals—Report of Sheriff relative to recent Executions— Presented (No. 32)		152	...	895
Executive Council—Members of—Motion for Address for Return of (<i>Mr. Mollison</i>)		127		
Return (B. 5)		154	609	
Expiring Laws Continuation Bill—Initiated		107		
Exploration of Interior—Motion respecting (<i>Dr. Embling</i>)—Withdrawn		32		
F.				
Federal Union of Australian Colonies—Motion for re-appointment of Com- mittee (<i>Mr. Gavan Duffy</i>)		43		
Fees to Prosecuting Barristers—Statement of—Presented (A. 10)		27	411	
Finance—Balance Sheet from 1st January to 31st December, 1857—Presented (No. 29)		160	...	827
Fish Preservation—Bill initiated		33		
Fisheries Bill—Initiated		107		
Fitzroy Ward Improvement. <i>See</i> "Melbourne."				
G.				
Game Protection Bill—Initiated		44		
Geelong Beach Road—Motion for copy of Correspondence in reference to (<i>Mr. Wills</i>)		80		
Return		80		
Church of England Grammar School—Motion for Return (<i>Dr. Thomson</i>)		15		
Return		64		
National Grammar School—Return to Order dated 18th May, 1858... ..		7		
Protestant Orphan Asylum—Correspondence relative to further provision and support of—Presented		79		
Water Supply. <i>See</i> "Water Supply."				
Railway. <i>See</i> "Railways."				

	VOTES. — Vol. I.	PRINTED PAPERS.	
		Vol. I.	Vol. II.
	Page	Page	Page
Geodetic Survey. See "Crown Lands"			
Gold Fields—Population on—Motion for Return (<i>Mr. Adamson</i>) ...	44		
Return (C. 4) ...	59	661	
Act—Orders in Council—Presented:—			
(A. 6) ...	23	381	
(A. 14) ...	105	423	
(A. 26) ...	231	467	
(A. 29) ...	277	479	
(A. 30) ...	285	481	
Gold Mining on Private Property—Bill initiated...	65		
Gostick, Mr. D.—Motion for Address respecting report in <i>Argus</i> newspaper referring to (<i>Mr. Wills</i>) ...	121		
Government Shipping Office—Removal of—Motion for copies of Petitions, &c. (<i>Mr. R. S. Anderson</i>) ...	137		
Return ...	159		
Gunpowder Act Amendment Bill—Initiated ...	80		
H.			
Hanify, Mr. Michael—Motion respecting (<i>Mr. Adamson</i>)—Negatived ...	242		
Harbor Accommodation—Motion respecting (<i>Mr. Service</i>) ...	282		
Health—Central Board of—Third Annual Report—Presented (No. 5) ...	1		321
Officer—Report for Half Year ending 30th June, 1858—Presented (No. 9) ...	23		349
Heathcote and Rodney. See "Roads and Bridges."			
Hospitals and Benevolent Asylums—Motion for Returns (<i>Dr. Thomson</i>) ...	84		
Hotham Ward—Motion respecting—Proclamation of as a Municipality (<i>Mr. Service</i>)—Negatived ...	282		
Houses of Parliament. See "Parliament Buildings."			
I.			
Imports into Victoria—Motion for Return of (<i>Mr. Wills</i>) ...	158		
Return ...	158		
Impounding and Distraining Law Amendment Bill—Initiated ...	31		
Imprisonment for Debt Abolition Bill—Initiated ...	32		
Independence of the Legislature Bill—Initiated ...	17		
Indian Relief Fund—Message from His Excellency the Governor transmitting vote of thanks from Committee of (B. 1) ...	8	485	
Industrial Society—Motion for consideration in Committee of Address for —Grant to (<i>Mr. Greeves</i>)—Negatived... ..	80		
Innkeepers and Carriers Law Amendment Bill—Initiated ...	26		
Insolvency Laws—Motion for appointment of Select Committee to inquire into (<i>Mr. Grant</i>) ...	89		
Motion for leave for Committee to sit during recess (<i>Mr. Grant</i>) ...	137		
Irish and Scotch Notaries Bill—Motion for leave to introduce (<i>Mr. Michie</i>) —Negatived ...	216		
J.			
Jewish Synagogue—Grant in aid to—Motion for consideration in Committee of Address for (<i>Mr. Service</i>) ...	241		
House in Committee ...	249		
Resolution reported, agreed to, and Address ordered ...	258		
Judges of Supreme Court (Acting)—Motion respecting (<i>Mr. Sitwell</i>) ...	106		
Justices of the Peace—Resolutions respecting the appointment of (<i>Mr. Service</i>) Message from the Legislative Council requesting permission for the Chief Secretary and Attorney-General to attend, and be examined as Witnesses before Select Committee of Legislative Council on appointments to Commission of the Peace ...	147		
Leave refused ...	148		
K.			
Kew Reserve. See "Lunatic Asylum."			
Kilmore and Avenel Road. See "Roads."			
Land Law. See "Crown Lands" ...			
Lands and Survey. See "Crown Lands" ...			
Lexton National School Board. See "National School Board" ...			
Library Committee—Appointment of ...	9		
Report brought up (D. 32) ...	293	1297	
Admission to—Motion respecting Mr. Gavan Duffy—Negatived ...	259		
Lincoln and Argyle Squares, Melbourne—Motion respecting extension of Pelham-street through (<i>Mr. Moore</i>) ...	278		
Live Stock—Introduction of—Motion for consideration in Committee of Address respecting (<i>Dr. Embling</i>)—Negatived ...	190		

	VOTES.		PRINTED PAPERS.	
	Vol. I.		Vol. I.	Vol. II.
	Page		Page	Page
Lunatic Asylum, Kew—Reserve for—Petition from Landowners, &c., resident at Kew, praying House not to permit erection of Lunatic Asylum on that reserve—Presented	64			
Referred to Melbourne Public Lands Committee to report thereon forthwith (<i>Mr. Michie</i>)	79			
Progress Report brought up (D. 6)	83		827	
Petition referred back to Committee	103			
See also "Melbourne Public Lands."				
Motion respecting erection of (<i>Mr. Greeves</i>)—House counted out	152			
Yarra Bend—Motion for Return (<i>Mr. Quarterman</i>)... ..	145			
Return (C. 9)	163		691	
Motion for appointment of Select Committee to consider state of (<i>Mr. Greeves</i>)... ..	169			
Report brought up (D. 28)... ..	260		1281	
Motion for resumption of inquiry next Session	294			
M.				
Mackay Rose—Petition from for relief—Presented	59			
Motion for consideration in Committee of Grant to (<i>Mr. Perry</i>)—Negativated	61			
McKay versus Pasley—Motion for Copies of Correspondence (<i>Mr. Moore</i>)	14			
Return	27			
MacDermott, Mrs.—Motion for consideration in Committee of Grant to (<i>Mr. R. S. Anderson</i>)—Negativated	229			
McGregor's Committee—Motion for reappointment of (<i>Mr. Haines</i>)	10			
Report brought up (D. 3)	64		727	
Motion for consideration in Committee of Address respecting (<i>Mr. D. S. Campbell</i>)	127			
House in Committee	173			
Resolutions reported, agreed to, and Address ordered	185			
McLachlan, Mr. A.—Motion for Copies of Correspondence (<i>Mr. Lalor</i>)	46			
Return	46			
Appointment of Committee to report on claim of	79			
Petition from J. Browne referred to	242			
MacMahon, Captain—Motion for copies of correspondence relating to retirement of (<i>Capt. Anderson</i>)	10			
Return	27			
Ordered to be printed (C. 1.)	41		637	
Address to Governor for production of Copy of Minute respecting (<i>Capt. Anderson</i>)	62			
Reply to address	63			
Motion respecting case of (<i>Capt. Anderson</i>)	71			
Maldon road—See "Roads".				
Marine survey—Report of Capt. Ross as to progress of, as at 6th January, 1859.—Presented (A. 20.)	154		449	
79				
Marriage Bill—Initiated by Message from Legislative Council	116			
Motion for consideration of in Committee—Negativated	137			
Martin, Mr. Peter—Motion for copies of correspondence respecting (<i>Mr. Moore</i>)	167			
Return	32			
Medical Bill—Motion for leave to introduce Bill (<i>Dr. Embling</i>)—Negativated				
Medical Officer for Police Force—See "Police Force"				
Melbourne—Delivery of goods in, from Hobson's Bay—Motion for Select Committee (<i>Mr. Lalor</i>)—Withdrawn	32			
And Essendon Railway Bill—Petition from certain persons praying House to suspend Standing Orders relative to Private Bills and for leave to present Petition to bring in Bill	115			
Bill initiated	123			
Referred to Select Committee	151			
Report brought up	209		1365	
Motion for printing evidence taken before Committee (<i>Mr. Brooke</i>)	216			
Message from Legislative Council for copy of Report and Proceedings, and order for transmission of same	265			
Exchange Company's Bill—Petition from Company for suspension of Standing Orders relative to Private Bills and for leave to introduce Bill—Presented	109			
Bill initiated	123			
Referred to Select Committee	137			
Report brought up	163		1315	
Message from Legislative Council for copies of report and evidence, and order for transmission of same	210			
Fitzroy Ward Improvement—Return of receipts and expenditure for the year ending 31st August, 1858.—Presented (A. 8.)	31		397	
And Hobson's Bay Railway Act Amendment Bill—Petition from Melbourne and Hobson's Bay Railway Company, praying for leave to introduce a Bill to amend Act—Presented	64			
Petition from certain Electors of South Melbourne praying the House to reject this Bill—Receipt announced by Mr. Speaker	73			
Motion for leave to introduce Bill (<i>Mr. Brooke</i>)—Negativated	81			
Newspapers—See "Newspapers"				

	VOTES.	PRINTED PAPERS.	
		Vol. I.	Vol. II.
	Page	Page	Page
Melbourne—Public Lands—Motion for Committee to inquire respecting (<i>Mr. Greeves</i>)	15		
Motion for leave to bring up Progress Report (<i>Mr. Greeves</i>)...	83		
Progress Report brought up (D. 6)	83	827	
Petition from Inhabitants of Pentridge referred to	113		
Members added	114		
Second Report brought up (D. 14)	134	869	
See also "Lunatic Asylum, Kew."			
Messages from His Excellency the Governor—Transmitting Copy of Despatch from the Secretary of State respecting Indian Relief Fund (B. 1)...	8	485	
Transmitting Estimates for 1859, Supplementary Estimates (with Appendix for 1858, and Additional Supplementary Estimates for 1857 (B. 2)	14	489	
Transmitting an Additional Supplementary Estimate for 1858, and recommending appropriation in accordance therewith (B. 3) ...	118	601	
Transmitting Additional Supplementary Estimate of Expenditure, for 1858 (B. 4)	148	605	
Transmitting List of Members of Executive Council (B. 5)	154	609	
Recommending Appropriation of a sum of Money for Steam Postal Communication with New Zealand (B. 6)	199	613	
Transmitting Additional Estimates for 1859, and Additional Supplementary for 1858 (B. 7)	221	615	
Transmitting further Additional Estimates for 1859 (B. 8)	245	629	
Returning Expiring Laws Continuation Bill and suggesting amendment therein (B. 9)	253	635	
Messages from the Legislative Council—Requesting attendance of the Honorable C. Gavan Duffy to give evidence before Select Committee on Board of Land and Works	77		
Transmitting Marriage Bill and requesting concurrence therein ...	79		
Notifying agreement in Intestate Estates Bill	89		
Notifying agreement in Mining Associations Bill	90		
Transmitting Supreme Court Sittings Bill and requesting concurrence therein	120		
Informing that they have adopted First Progress Report from Refreshment Rooms Committee	135		
Returning Duty on Spirits Bill with an amendment	135		
Returning Electoral Districts Alteration Bill with amendments ...	135		
Notifying agreement in Shortening of Assembly Bill	139		
Notifying agreement in Constitution Act Construction Bill	139		
Requesting permission for the Chief Secretary and Attorney-General to attend and be examined as witnesses before Select Committee of Legislative Council on appointments to the Commission of the Peace	147		
Leave refused	148		
Returning Expiring Laws Continuation Bill, with amendments ...	163		
Requesting Assembly to give leave to Honorable D. Moore to attend and give evidence before the Elections and Qualifications Committee, and leave granted	164		
Returning Gunpowder Bill, with an amendment	168		
Requesting Assembly to give leave to A. Michie, Esq., and D. Moore, Esq., to attend and give evidence before Select Committee on Board of Land and Works, and leave granted	189		
Requesting Copies of Report and Evidence before Select Committee on National Bank Bill and St. Kilda and Brighton Railway Act Amendment Bill	200		
Returning Oyster Fisheries Bill, with amendments	200		
Requesting Copies of Reports and Evidence taken before Select Committees on Australian Trust Company's and Melbourne Exchange Company's Bills	210		
Transmitting Board of Agriculture Bill for concurrence of Legislative Assembly	210		
Requesting Copies of Report and Proceedings from Select Committee on Wesleyan Methodists' Lands Bill	222		
Report and Evidence transmitted	222		
Returning County Courts Act Amendment Bill, with amendments ...	231		
Requesting Copy of Report and Proceedings before Select Committee on Bendigo Water Works Company's Bill	239		
Requesting Copy of Report and Proceedings before Select Committee on Castlemaine Gas Bill	239		
Returning Officials in Parliaments Bill, with amendments	248		
Notifying agreement in amendments made by Assembly in Marriage Bill	253		
Notifying agreement in Bendigo Water Works Bill, Castlemaine Gas Company's Bill, Wesleyan Methodists' Lands Bill, St. Kilda and Brighton Railway Act Amendment Bill, National Bank of Australasia Bill, Melbourne Exchange Company's Bill, and Australian Trust Company's Bill	353		
Returning Protection of Fisheries Bill, with amendments	254		
Returning Innkeepers and Carriers Law Amendment Bill, with amendments	254		
For Copy of Report and Proceedings of Committee on Melbourne and Essendon Railway Bill	265		
Notifying Agreement with Assessment on Stock Bill	266		
Returning Registration Act Amendment Bill, with amendments ...	266		
Notifying agreement in Chinese Bill	277		

	VOTES.		PRINTED PAPERS.	
	Vol. I.	Page	Vol. I.	Vol. II.
Messages from the Legislative Council—Notifying agreement in amendments made by Legislative Assembly in Registration Act Amendment Bill		278		
Returning Melbourne and Essendon Railway Bill, with amendments ...		278		
Notifying agreement in Preservation of Fish Bill, and in amendments of Legislative Assembly in Board of Agriculture Bill		278		
Notifying agreement in Synod of Victoria Law Amendment Bill ...		281		
Returning Audit Act Amendment Bill, with amendments		281		
Notifying that they do not insist upon their amendments in the Officials in Parliament Bill		285		
Returning Gold Mining on Private Property Bill, with amendments ...		285		
Returning Ballarat Bye Law Bill, with amendments		286		
Notifying further amendments in Audit Act Amendment Bill ...		286		
Returning Appropriation Bill, with amendments		291		
Returning Dog Act Extension Bill, with amendments		292		
Notifying that the Council do not insist upon their amendments in the Appropriation Bill		294		
Meteorological Report—Third Report, with diagram of barometric pressure, &c.—Presented (No. 3)		39		191
Miles, Mr. Thomas—Motion for appointment of Select Committee (<i>Mr. Hamffray</i>)		91		
Report brought up (D 20)		205	945	
House in Committee		243		
Report read and agreed to		249		
Mining Associations Act—Orders in Council—Presented (A 2)		7	345	
Amendment Bill—Initiated		46		
Amendment on Third Reading		74		
Interest—Motion for Select Committee to inquire into (<i>Mr. Lalar</i>) ...		61		
Societies—Motion for going into Committee to consider Address (<i>Mr. Wood</i>)		190		
House in Committee		261		
Resolution brought up, agreed to, and Address ordered		279		
Municipal Act Amendment Bill—Initiated		28		
Murray Road. <i>See</i> "Roads."				
National Bank of Australasia Bill—Petition from certain persons, praying for leave to bring in a Bill to Incorporate the Company, and for other purposes		117		
Bill initiated		122		
Referred to Select Committee		137		
Report brought up		171	1319	
Petitions from—				
Andrew Rose Cruikshank, praying House to refuse its assent to amendments in National Bank Bill		189		
Certain Directors and Shareholders, praying the House to take the Report of the Select Committee on this Bill into consideration, and allow the Bill to be read a third time		189		
Certain Shareholders, praying the House to pass the Bill during the present Session		189		
Amendments on Report		190		
Message from Legislative Council applying for copies of Evidence, and Order for transmission of same		200		
National Education— <i>See</i> "Education."				
National School Board, Lexton—Motion for Return (<i>Mr. Langlands</i>) ...		145		
Return		148		
New Zealand, Postage with— <i>See</i> "Postage."				
Newspapers, Melbourne—Return to order of Assembly of 24th April, 1857, for return of sums paid by Government to proprietors of, for advertising—Presented (C 2)		25	653	
Officials in Parliament Bill—Initiated		13		
Omeo Gold Escort—Copy of Correspondence respecting—Presented ...		225		
Ord, Mr. W. B.—Motion for consideration in Committee of Address respecting (<i>Mr. Moore</i>)		190		
House in Committee		207		
Resolution reported, agreed to, and Address ordered		212		
Orphan Asylums—Motion for Returns (<i>Dr. Thomson</i>)		84		
Return (C 13)		259	707	
Ovens Gold Field Water Company—Motion for copies of Reports respecting (<i>Mr. Wood</i>)		15		
Return		45		
Oyster Fisheries—Motion for consideration in Committee of resolution respecting (<i>Mr. Mollison</i>)		26		
House in Committee		33		
Resolutions reported, agreed to, and Bill ordered		40		
Bill initiated		41		
P.				
Palaeontologist—Motion for copy of Correspondence respecting Vote for (<i>Mr. Mollison</i>)		42		
Return (C. 5)... ..		59	671	
Parliament—Meeting of—Motion respecting (<i>Mr. Greeves</i>)		260		
(<i>Mr. Brooke</i>)		278		

	VOTES.		PRINTED PAPERS.	
	Vol. I.	Page	Vol. I.	Vol. II.
Parliament Buildings—Committee (Joint) appointment of		10		
Motion for instruction to (<i>Mr. Gavan Duffy</i>)		107		
Motion to refer question of material to complete		206		
Progress Report brought up (D 30)		265	1289	
Houses—Library of—Motion for copies of documents respecting erection of (<i>Mr. Service</i>)... ..		169		
Return (C 11)		221	703	
Parliamentary Draftsmen—Return of Fees for years 1855–6–7, and to 30th September, 1858, presented (A 11)		45	413	
Payment of Members of Legislative Assembly—Motion respecting (<i>Mr. Perry</i>)—Negatived		240		
Pearse and Dalziel—Motion for referring Claim of—to arbitration (<i>Mr. D. S. Campbell</i>)		240		
Motion respecting appointment of arbitrators (<i>Mr. D. S. Campbell</i>)		293		
Pensions. See "Constitution Act."				
Pensions Abolition Bill—Initiated		18		
Pensions Regulations Bill—Motion for leave to introduce Bill (<i>Mr. Heales</i>), negatived		215		
PETITIONS from—				
<i>Australian Trust Company</i> —				
W. M. Bell, chairman, and two of the local directors of the Australian Trust Company, praying for leave to introduce a Bill to enlarge the powers of the Company		73		
<i>Bendigo Waterworks Bill</i> —				
William Clarke, jun., shareholder of Bendigo Waterworks Company, praying suspension of Standing Orders relating to Private Bills, in order to proceed with the Bill		93		
Certain persons named in Petition, praying suspension of Standing Orders relating to Private Bills, and for leave to bring in Bill		97		
Certain persons, praying for leave to bring in a Bill to incorporate Company, and for other purposes		117		
Promoters of, praying suspension of certain Standing Orders relating to Private Bills		189		
Bourne, Matthew Wilks, praying House to remedy defect in law, as stated in Petition		213		
Browne, John, settler at Wardy Yallock, praying House to take statements in Petition into consideration		231		
Referred to Select Committee on McLachlan's case		242		
<i>Carisbrook Municipal Council</i> —				
Praying that a District Gaol be erected at Carisbrook, in place of Maryborough		27		
<i>Castlemaine Gas Company</i> —				
Municipal Corporation and other persons at Castlemaine, praying for leave to bring in a Bill to incorporate, and for other purposes		89		
<i>Church of England, William-street, Lands Bill</i> —				
Right Rev. Charles Perry, Bishop of Melbourne, praying the House to grant leave to bring in		13		
<i>Church Lands Sales Bill</i> —				
Certain citizens of Melbourne, &c., praying rejection of		121		
Ordered to be printed (E. 14)			1417	
Edward Langton, chairman of public meeting of citizens of Municipality of Fitz Roy, praying the House not to pass		64		
Ordered to be printed (E. 8)			1405	
Thomas Shier, chairman of meeting of Erskine United Presbyterian Church, Lonsdale-street, Melbourne, praying rejection of		79		
Ordered to be printed (E. 12)			1413	
<i>Church Trustees Incorporation Bill</i> —				
Certain Congregational Ministers of Melbourne, &c., praying the House to postpone passing of		64		
Ordered to be printed (E. 10)			1409	
<i>Crown Lands</i> —				
Certain electors of St. Kilda and Prahran praying Assembly to pass a temporary law imposing certain conditions on purchasers of agricultural lands		154		
Ordered to be printed (E. 15)			1419	
Pastoral tenants of the Crown in the Western District, praying the House to take their case into consideration		8		
Ordered to be printed (E. 1)			1391	
Sale of—James Stewart Johnson and J. J. Walsh, praying adoption of Resolutions referred to in the Petition, and for payment of Members of Parliament		213		
Ordered to be printed (E. 21)			1431	
R. Manuel, President of National Reform Association—as to the establishment of a just Land System		231		
Ordered to be printed (E. 23)			1435	
Land Sales—Municipal Council of St. Kilda, praying House to prevent sale of any portion of the land referred to in the Petition		253		
Municipal Council of Prahran, praying that land referred to might not be sold except for the purpose of Public Park		259		
Similar Petition from owners of property and Ratepayers at Prahran		259		
<i>Distillation of Spirits Bill</i> —				
Geelong Temperance League, praying House to reject		79		

	VOTES.		PRINTED PAPERS.	
	Vol. I.		Vol. I.	Vol. II.
	Page		Page	Page
PETITIONS from—				
<i>Dog—</i>				
Certain inhabitants of Geelong, &c., praying that a law might be passed for the destruction of certain dogs	121			
Certain inhabitants in Portland Bay District, praying that a law might be passed for destruction of all dogs found at large	205			
Ordered to be printed (E 19) ... ..	...		1427	
<i>Electoral Districts Alteration Bill—</i>				
C. M. Ingles, Chairman of Public Meeting at Sandridge, praying that one Member be accorded to that place	43			
Ordered to be printed (E. 3) ... ..	...		1395	
Electors of District of West Bourke, residing at Essendon, praying that Keilor and Balla be made a separate and independent Electoral District, and giving it its just proportion of representation	57			
Ordered to be printed (E. 6) ... ..	...		1401	
Similar Petitions from Electors residing at Moonee Ponds, at Footscray, at Flemington, and at Keilor (Noticed on E. 6).				
John Mason, Chairman of Municipal Council, Belfast, praying that Boundaries of Electoral District of Belfast might be assimilated to those of the Municipality	64			
Ordered to be printed (E. 5) ... ..	...		1399	
<i>Fisheries Bill—</i>				
Certain Fishermen of the Bay of Geelong, praying the House to abolish the use of the set net	121			
<i>Geelong and Melbourne Railway Company—</i>				
Charles Ibbotson, President of Directors of, praying House to carry out arrangements referred to in Petition	189			
<i>Gordon, Thomas</i> , by Colin Campbell, his father-in-law, praying House to inquire into the justice of his case	253			
<i>Gullett, Edmund</i> , praying the House to grant him relief	77			
<i>Hackney Carriage Act—</i>				
J. W. Miller and others, praying for repeal of portions of—and for amendment of "Municipalities Act"	45			
<i>Hill, Edward</i> , praying the House to appoint a Committee to inquire into conduct of Capt. Mechosk's Committee, and for other purposes	159			
<i>Holway, Ambrose Maurice</i> , praying the House to take his case into favorable consideration	1			
<i>Hotham Ward—</i>				
Citizens and others, of Hotham Ward, praying the House not to pass the motion referred to in the Petition	282			
<i>Lunatic Asylum—</i>				
Certain inhabitants of Melbourne and vicinity, praying the House not to sanction the erection of, at Kew	159			
Landholders and residents at Kew, praying the House not to permit erection of Lunatic Asylum on the Kew Reserve. (<i>See also</i> "Kew Reserve"	64			
<i>Mackay, Rose</i> , praying House to take her case into consideration	59			
<i>Marriage Bill—</i>				
Certain Unitarian Christians of Victoria, praying House to pass	117			
Ordered to be Printed (E 13) ... ..	...		1415	
Matthias Goethe and others, praying the favorable consideration by the House of	159			
Ordered to be Printed (E 16) ... ..	...		1421	
<i>Maryborough—</i>				
Miners and others, praying for a fair and impartial Inquiry into the facts set forth in their Petition	77			
<i>Melbourne Exchange Company—</i>				
Praying suspension of Standing Orders relating to Private Bills, and for leave to introduce Bill to enlarge the Powers of the Company	109			
<i>Melbourne and Essendon Railway—</i>				
Certain persons, praying for suspension of Standing Orders relative to Private Bills, and for leave to present Petition for Bill	115			
<i>Melbourne and Hobson's Bay Railway Company—</i>				
Praying for leave to introduce a Bill to enable them to lay down a Tramway and for other purposes	64			
From certain Electors of South Melbourne, praying rejection of	73			
<i>Members of Parliament—</i>				
Payment of. <i>See</i> "Petition Crown Lands."				
<i>Mining—</i>				
Certain Miners employed on, or interested in flooded quartz reefs in Bendigo District, praying House to pass temporary Act for an united system of drainage	221			
Ordered to be Printed (E 22) ... ..	...		1433	
District—Storekeepers and others at McIntyre Diggings, praying for a redress of grievances	281			
<i>Mining Leases—</i>				
Miners, Merchants and others, at Ballarat, urging the necessity of issuing Mining Leases	64			
Ordered to be Printed (E 9) ... ..	...		1407	

	VOTES.		PRINTED PAPERS.	
	Vol. I.		Vol. I.	Vol. II.
	Page		Page	Page
PETITIONS from—				
<i>Mining on Private Property Bill—</i>				
Shareholders in Clunes Company and others working on Private Lands at Clunes, praying the House to pass a law to regulate Mining on Private Lands	27		1393	
Ordered to be Printed (E 2) ... ..	...		
Certain Miners, working at Clunes, praying the House to take measures for settling the question of Mining on alienated land	77			
Merchants, Miners and others, at Ballaarat, praying the House to pass the Bill for legalising Mining Contracts	77		1411	
Ordered to be Printed (E 11) ... ..	...		
<i>Mining Regulations—</i>				
Public Meeting Heathcote Hotel, praying the House to separate District of Rodney from Mining District of Sandhurst	221			
<i>National Bank of Australasia Bill—</i>				
Certain persons, praying for leave to bring in a Bill of Incorporation, and for other purposes	117			
Andrew Rose Cruikshank, praying House to refuse its assent to amendments in National Bank Bill	189			
Certain Director and Shareholders, praying House to take the Report of the Select Committee on this Bill into consideration, and allow the Bill to be read a third time	189			
Certain Shareholders, praying House to pass the Bill during the present Session	189			
<i>Notaries Public—</i>				
Certain Notaries Public admitted in Scotland, praying that a Bill be introduced to confer on them the same privileges as those enjoyed by Notaries Public as in England	205		1423	
Ordered to be printed (E. 17) ... ..	...		
<i>Nunawading—</i>				
Inhabitants and Landowners of—praying House to remedy the evil complained of in the Petition... ..	57			
<i>Oyster Fisheries Bill—</i>				
Municipal Council of St. Kilda, praying the House to insert clause in Bill to regulate Oyster Fisheries in the Colony	57		1403	
Ordered to be printed (E. 7) ... ..	...		
<i>Pentridge—</i>				
Certain inhabitants of Pentridge and vicinity, praying that Township be re-surveyed and sold to prevent its being used for Penal purposes	105			
Referred to Melbourne Public Lands Committee	113			
<i>Printers of Melbourne—</i>				
Praying House to take the whole subject set forth in Petition into consideration and grant them redress	83			
<i>Richmond Church and School Lands Bill—</i>				
Trustees of Church Parsonage and School Lands at Richmond, praying for leave to introduce	17			
<i>Railways—</i>				
<i>St. Kilda and Brighton Railway—</i> St. Kilda and Brighton Railway Company and Municipal Council of St. Kilda, praying for leave to introduce a Bill to amend the St. Kilda and Brighton Railway Act of 1857	64			
<i>Railway Traffic—</i>				
Certain inhabitants of Williamstown, against opening new line of railway to Williamstown for traffic on Sundays	171			
Certain inhabitants of Williamstown, praying House to adopt means to promote the full development of the resources of the railway undertaking	221			
<i>Roads—</i>				
Inhabitants of Kilmore and Lancefield, praying House to direct that the £2000 alluded to in Memorial be expended on main road from Kilmore to Kyneton, <i>via</i> Lancefield	189			
Certain proprietors and occupiers of land, &c., in Castlemaine and neighborhood, praying House to direct that the Sheriff's Bridge and Main Ballaarat and Bendigo road might be preserved to them and be repaired at the public expense	139			
<i>Sludge Nuisance—</i>				
Certain owners and occupiers of land at Epsom and Huntley (Sandhurst), praying the House to take their case in reference to the sludge nuisance into consideration	28			
<i>State Aid to Religion Abolition Bill—</i>				
Edward Langton, Chairman of public meeting of Citizens of Fitzroy, praying the House to pass the Bill for repeal of 53rd clause of Constitution Act	64		1397	
Ordered to be printed (E 4) ... ..	...		
<i>Stawell and Pleasant Creek—</i>				
Residents at, praying that the various Government buildings be erected at Stawell	93			
<i>Storm Water—</i>				
Inhabitants of Sandhurst, praying the House to adopt measures to prevent the recurrence of the devastation of property caused by storm water	159			
<i>Sandhurst Mechanics' Institute—</i>				
Certain merchants and others at Bendigo, praying House to take statements set forth in petition into consideration	239			

	VOTES.		PRINTED PAPERS.	
	Vol. I.		Vol. I.	Vol. II.
	Page		Page	Page
PETITIONS from—				
<i>Synod of Victoria Act Amendment Bill—</i>				
The Rev Wm. Miller, Moderator of the Free Presbyterian Synod of Victoria, praying the House to refuse its assent to the Bill, except on certain conditions	205		1425	
Ordered to be printed (E. 18)	...			
Members and Adherents of Free St. Andrew's Church, Melbourne, praying House not to pass the Bill	205		1429	
Ordered to be printed (E. 20)	...			
W. M. Bell, praying that Bill be referred to Select Committee to investigate and protect Civil Rights of both parties	231			
<i>Trade—</i>				
Depressed State of—Mayor, Aldermen, and others at Geelong, praying for Redress of Grievances set forth in the Petition	89			
<i>and Industry—</i>				
Tradesmen, &c. Geelong and Western District, praying House to take into consideration the depressed State of Trade and Industrial pursuits in the Colony	239		1437	
Ordered to be printed (E. 24)	...			
<i>Water Supply to Geelong—</i>				
Standing Committee of Geelong Water Supply, praying House to support Reports of Select Committee and Commission on the subject of ...	105			
Chairman and Town Clerk of the Municipality of Newtown and Chilwell, praying House to support Resolution of the Select Committee on Geelong Water Supply	117			
<i>Wesleyan Methodists Bill—</i>				
J. R. Pascoe and others, praying House for leave to bring in a Bill to enable Trustees to sell the land referred to in Petition	31			
Certain Promoters of Wesleyan Church Land Bill, praying the suspension of certain Standing Orders for the purposes named in the Petition	189			
Young, David, of Collingwood, praying for redress in the matter set forth in his Petition	83			
Pleasant Creek—Report of Commission respecting site for Public Buildings at—Presented (A. 23)	167		459	
Gold Fields—Motion respecting erection of buildings at Stawell (<i>Mr. Quarterman</i>)—Negatived	190			
Point Nepean Road—See "Roads."	...			
Police—Clothing Fund, &c.—Motion for Returns in reference to (<i>Mr. Ebdon</i>)...	203			
Return	205			
Continuation Return	209			
Department of—Report of Acting-Chief Commissioner on state of Force (No. 18.)	117		483	
Medical Officer for—Motion for copy of correspondence relative to (<i>Mr. Blair</i>)	42			
Return	64			
Motion respecting (<i>Mr. Blair</i>)—Withdrawn	105			
Motion for Return respecting (<i>Mr. Perry</i>)	130			
Return	163			
Return as to promotions, &c.—Presented	154			
Horses, &c.—Return relative to—employed by, &c.	163			
and Customs Boat—Western Port—Motion for consideration in Committee of Address for (<i>Capt. Anderson</i>)	41			
House in Committee	44			
Resolution reported, agreed to, and address ordered	56			
Port Curtis—Copy of Letter from Colonial Secretary, New South Wales, with enclosures—Presented (No. 21)	89		509	
Port Phillip and Colonial Gold Mining Company—Copy of Correspondence with Solicitor-General—Presented (A. 12)	46		415	
Postal Communication. See "Postal Communication."	...			
Postage with New Zealand—Return respecting—Presented (A. 15)	97		425	
Postage Stamps—Motion for return of Sales of—for 1856-7 and for first half-year of 1858 (<i>Mr. Greeves</i>)	107			
Return (C. 12)	199		705	
Further Return (C. 12)	265		705	
Princess Royal of England—Marriage of—Copy of Despatch from Secretary of State, in reply to Address of Parliament on—Presented (No. 23)	93		521	
Printing Committee—Appointment of	10			
First Report brought up (D. 1)	19		723	
Second report (D. 2)	64		725	
Third report (D. 5)	78		821	
Fourth Report (D. 7)	89		831	
Fifth Report (D. 9)	97		839	
Sixth Report (D. 10)	109		841	
Seventh Report (D. 13)	129		867	
Eighth Report (D. 15)	139		873	
Ninth Report (D. 16)	167		875	
Tenth Report (D. 18)	171		935	
Eleventh Report (D. 21)...	209		955	
Twelfth Report (D. 22)	231		957	
Thirteenth Report (D 26)	259		1157	
Fourteenth Report (D. 29)	265		1287	
Fifteenth Report (D. 31)...	293		1295	

	VOTES.		PRINTED PAPERS.	
	Vol. I.	Page	Vol. I.	Vol. II.
Prisoners' Pier—Williamstown—See "Williamstown Pier."				
Privilege—Breach of—Motion respecting (<i>Mr. Wood</i>) ...	143			
Proprietors of <i>Age</i> newspaper summoned to appear at the Bar ...	144			
Order for attendance of Mr. E. Syme read... ..	149			
Mr. E. Syme examined in his place and proceedings thereon... ..	149			
Order of the day as regarded Mr. D. Syme discharged	150			
Public Education—Motion for consideration in Committee of resolutions (<i>Mr. Michie</i>)	18			
House in Committee	18			
Resolutions reported	21			
Motion for adoption of Resolutions (<i>Mr. Michie</i>)—House counted out	21			
Order of the Day for consideration of resolutions in Committee— Lapsed	23			
Bill read a second time and referred to Select Committee on Public Instruction Bill	72			
Instruction Bill—Initiated	11			
Motion for second reading—House counted out... ..	42			
Referred to Select Committee	44			
Quorum fixed	45			
Report brought up (D. 8)	97	833		
Library—Report of Trustees with Estimates for 1859—Presented (No. 22)	117	511		
Schools Bill—Initiated	13			
Referred to Select Committee on Public Instruction Bill (<i>Mr.</i> <i>Haines</i>)	62			
Works—Return to Order of (17th December, 1857)	117			
Pyke, Mr. Vincent—Motion for consideration in Committee of Address for grant to (<i>Mr. Humffray</i>)	241			
House in Committee—Counted out	283			
Railways—Proposed Expenditure on—Motion for Statement of during ensuing twelve months (<i>Mr. Heales</i>)	260			
Geelong and Melbourne Railway Company—Epitome of proceedings with Her Majesty's Government—Presented (No. 31)	175	875		
Motion for consideration in Committee of—Resolutions on (<i>Mr. O'Shanassy</i>)	199			
House in Committee	199			
Report brought up and agreed to	200			
Loan—Copy of Contract for—Presented (No. 10)	1			
Opening of—Motion for appointment of Committee to superintend (<i>Mr.</i> <i>Gavan Duffy</i>)—Withdrawn	125		359	
Plant—Copy of Contract of Messrs. Raleigh, Daughlish and Co.'s for imported—Presented	171			
Plant and Horses—Return upon which advances have been made to Con- tractors for Melbourne and Murray River Railway—Presented	8			
Similar Return for Geelong and Ballarat Line—Presented	8			
Refreshment Rooms—Committee (Joint) appointment	10			
Report brought up (D. 11)	113	843		
Message from Council notifying that they had agreed to report	135			
Motion for consideration in Committee of Report from Joint Committee House in Committee	158			
Resolutions reported and agreed to	161			
Registrar-General—Motion respecting filling Office of Deputy (<i>Mr. Greeves</i>) Withdrawn	165			
Registration Bill—(1)—Initiated (<i>Mr. Adamson</i>)	42			
Motion for Adjournment of Debate on Second Reading (<i>Mr. O'Shanassy</i>)	57			
Registration of Parliamentary Voters—Motion for appointment of Committee (<i>Mr. O'Shanassy</i>)	73			
Report brought up (D. 12)	116	847		
Resolutions considered	122			
Agreed to, and Bill ordered	129			
Act Amendment Bill—Initiated	131			
Amendments made on third reading	229			
Richmond Church and School Lands Bill—Petition from Trustees of Church Parsonage and School Lands, Richmond, praying for leave to intro- duce a Bill to effect the objects set forth in Petition	17			
Bill initiated	17			
Motion for second reading postponed (<i>Mr. D. S. Campbell</i>)	46			
Motion for further adjournment of debate on second reading (<i>Mr.</i> <i>Lalor</i>)	58			
Richmond Park—Motion respecting (<i>Mr. Mollison</i>)	20			
River and Harbor Trusts—Appointment of Select Committee (<i>Mr. Service</i>)... Report brought up (D. 23)	33			
Motion respecting Vote for (<i>Mr. Harker</i>)	245	959		
Roads—Ballarat, Keilor, and Melton—Motion for consideration in Com- mittee of address for (<i>Mr. Wilkie</i>)—Negatived	206			
Bruthen and Omeo—Motion for consideration in Committee of Address for Grant for (<i>Mr. J. Johnson</i>)—Negatived	242			
Castlemaine and Ballarat—Motion for consideration in Committee of Address for Grant for (<i>Mr. Blair</i>)—Withdrawn	121			
Dunolly and Korong—Motion for consideration in Committee of Address for (<i>Dr. Owens</i>)—Negatived	62			
Kilmore and Avenel—Reports of Mr. District Surveyor Chauncy, and and Mr. Road-Engineer Crawley - Presented (A. 24)	242			
	189	463		

	VOTES.		PRINTED PAPERS.	
	Vol. I.	Page	Vol. I.	Vol. II.
Roads—Maldon—Motion for consideration in Committee of Address for (<i>Mr. Aspinall</i>)—Negatived	242		
Murray—Motion for copy of Correspondence respecting (<i>Mr. D. S.</i> <i>Campbell</i>)	26		
Return	89		
Point Nepean—Motion for Return respecting (<i>Mr. Ebden</i>)	75		
Part Return—Presented	77		
Further Return	93		
Roads and Bridges—Heathcote and Rodney—Motion for consideration in Committee of Address for (<i>Mr. Everard</i>)—Withdrawn	31		
Royal Bride, steamship—Motion for Return respecting (<i>Mr. Lalor</i>)	122		
Return	129		
St. Kilda and Brighton Railway Act Amendment Bill—Petition from St. Kilda and Brighton Railway Company and Municipal Council of St. Kilda, praying leave to introduce a Bill—Presented	64		
Bill initiated	75		
Referred to Select Committee	89		
Report brought up	139	1301	
Message from Legislative Council, applying for Copies of Report and Evidence, and Order for transmission of same	200		
Sandridge Municipality—Motion for Copies of Correspondence respecting establishment of (<i>Mr. Lalor</i>)...	160		
Return (C 10)	199	695	
Motion for formation of (<i>Mr. Lalor</i>)—Negatived	214		
Sandridge and Williamstown Land Sales and Works. See "Crown Lands."				
Sandhurst Mechanics' Institute—Motion for consideration in Committee of Address respecting (<i>Mr. Grant</i>)—House counted out	276		
Question—Negatived	278		
Sanitary Station—Report from Chief Medical Officer on, for the year 1858 (No. 37)	281	...	929
Savings Banks—Statements and Returns for the year ending 30th June, 1858 —Presented (A. 4)	17	355	
School Lands. See "Church Lands."				
Science—Board of—First Annual Report of—Presented (No. 45)	281	...	1017
Sewerage and Water Act Amendment Bill—Motion for leave to bring in Bill (<i>Mr. Mollison</i>)—Withdrawn	32		
Sewers and Water Supply—Motion for Statement of Monies received and expended to first day of February, 1859 (<i>Mr. Heales</i>)	260		
Shortening of Parliaments Bill—Initiated	11		
Silt from the Yarra. See "Yarra."				
Smith, Mr. A. K.—Motion for Copies of Papers and Correspondence relating to issue of Lease of Land to—near Gas Works (<i>Mr. Moore</i>)	45		
Return	45		
Smythe, G. D.—Widow of—Motion for consideration in Committee of Grant to (<i>Mr. Davis</i>)—Negatived	45		
Snowball, Mr. John—Motion for copies of correspondence (<i>Mr. Heales</i>)	14		
Return	77		
Resolutions respecting, considered (Second Resolution withdrawn)	136		
Spirit Dealers Registration Act Amendment Bill—Initiated	115		
Standing Orders Committee—appointed...	9		
Standing Orders (Additional)—Motion for adoption of (<i>Mr. Ebden</i>)—House counted out	23		
Considered and adopted	32		
Approval of Governor notified	57		
State Aid to Religion Abolition Bill—Initiated	32		
Stationery, &c.—Motion for Return of (<i>Dr. Owens</i>)	293		
Statistics—Agricultural—For year ending March, 1858—Return of—Presented (No. 11)	231	...	363
Of the Colony of Victoria for the year 1856—Presented (No. 1)	23	...	1
For the year 1857 (No. 46)	281	...	1025
Criminal—Return of Persons in Gaols and Penal Establishments —Presented (No. 28)	154	...	799
Steam Postal Communication with Great Britain—Copy Despatch as from Secretary of State and enclosures respecting—Presented:—				
(No. 7)	1	...	339
(No. 13)	8	...	425
(No. 33)	152	...	901
(No. 38)	168	...	935
Announcing extension for two months of contract with Royal Mail Steam Packet Company (No. 25)	84	...	789
Melbourne and Sydney—Letter from Secretary of General Post Office as to Branch Steamer between—Presented (No. 39)	168	...	943
Correspondence with New South Wales respecting (<i>Mr. Greeves</i>) Return (C. 14)	260	709	
New Zealand—Motion for going into Committee to consider Address for (<i>Mr. Harker</i>)	265		
House in Committee	277		
Resolutions reported—Agreed to, and Address ordered	282		
Stock and Shares in Execution Sales Bill—Initiated	137		
Stone for Buildings. See "Building Stone"				
Supply—Governor's Speech ordered to be considered	4		
Considered, and motion for a Supply made...	10		
Referred, and motion for a Supply considered in Committee	11		
Resolution that a Supply be granted to Her Majesty, reported and agreed to	13		

	VOTES.		PRINTED PAPERS.	
	—		Vol. I.	Vol. II.
	Page		Page	Page
Supply—Message from His Excellency the Governor with Estimates for 1859, Supplementary Estimates (with Appendix) for 1858, and Additional Supplementary Estimates for 1857 (B. 2)	14		489	
Estimates referred to Committee of Supply	17			
Message from His Excellency the Governor transmitting Additional Supplementary Estimates for 1858 (B. 3)	118		601	
Estimates referred to Committee of Supply	118			
Message from His Excellency the Governor transmitting Additional Supplementary Estimates for 1858 (B. 4)	148		605	
Estimates referred to Committee	148			
Recommending appropriation of a sum of money for Steam Postal communication with New Zealand (B. 6)	199		613	
Referred to Committee of Supply	199			
Message from His Excellency the Governor transmitting Additional Estimates for 1859, and Additional Supplementary Estimates for 1858 (B. 7)... ..	221		615	
Estimates referred to Committee	221			
Message from His Excellency the Governor transmitting Further Additional Estimates for 1859 (B. 8)	245		629	
Estimates referred to Committee	245			
	17, 26, 43, 57, 61, 87, 93, 95, 103, 113, 115, 120, 126, 130, 134, 145, 151, 157, 164, 172, 206, 209, 221, 222, 228, 235, 248			
House in Committee—Estimates considered				
	20, 36, 47, 60, 66, 98, 109, 126, 132, 141, 150, 151, 155, 161, 175, 192, 200, 210, 217, 225, 232, 245, 255			
Resolutions reported and agreed to				
with amendments	118			
items postponed	127			
Amendments on Resolutions proposed and negatived	69, 196, 198,			
Motion for going into Committee negatived	91			
Amendment on motion for going into Supply (<i>Mr. Adamson</i>)	93			
(<i>Mr. Wood</i>) withdrawn	133			
(<i>Mr. Perry</i>) negatived	206			
Supreme Court Sittings Bill—Initiated by Message from Legislative Council	120			
Surveys—Expense of. See "Crown Lands."				
Synod of Victoria Law Amendment Bill—Initiated	160			
See also "Petitions, Synod of Victoria Bill."				
T.				
Tallaroop Creek—Motion for going into Committee to consider Address respecting (<i>Mr. Blair</i>)	279			
Telegraphic. See "Electric Telegraph."				
Throckmorton, Mr. C. L. See "Crown Lands."				
Trade and Customs—Accounts relating to for the year 1857—Presented (No. 4)	1		285	
U.				
University of Melbourne—Report of Proceedings of Council during the year ending 30th April, 1858—Presented (No. 16)	64		445	
Gate Lodge at—Motion for consideration in Committee of—Grant for (<i>Mr. Hughes</i>)	240			
House in Committee	258			
Resolution reported, agreed to, and Address ordered	263			
W.				
Wardy Yallock Bridge—Motion for consideration in Committee of—Grant for (<i>Mr. Ware</i>)—Withdrawn	222			
Water from Yan Yean Reservoir—Motion for appointment of Select Committee (<i>Mr. Heales</i>)... ..	26			
Addition of Members	44			
Motion for leave to bring up Progress Report (<i>Mr. Heales</i>)	73			
Progress Report brought up (D. 4)	73		817	
Motion for adoption of—Negatived	94			
Result of Analysis (A. 19)	148		443	
Final Report brought up (D. 27)	260		1159	
Referred to Commissioner of Sewers and Water Supply	293			

	VOTES.	PRINTED PAPERS.	
		Vol. I.	Vol. II.
	Page	Page	Page
Water Supply, Ballarat—Motion for appointment of Select Committee (<i>Mr. Humffray</i>)	42		
Report from Committee brought up (D 17)	167	877	
Report considered and recommendation agreed to	203		
See also "Ballarat Bye-Law Bill."			
Geelong—Resolutions respecting (<i>Mr. Brooke</i>)—Withdrawn	105		
Motion for consideration in Committee of Address respecting (<i>Mr. Brooke</i>)	136		
House in Committee	160		
Resolutions reported and agreed to	164		
Williamstown—Motion for consideration of Address respecting (<i>Mr. Perry</i>)—Negatived	80		
Ways and Means—Motion for Committee of (<i>Mr. Harker</i>)	35		
House in Committee	41, 257		
Resolutions reported and agreed to	43, 257		
Wesleyan Church Lands Bill—Petition from J. R. Pascoe and others for leave to bring in Bill—Presented	31		
Bill initiated	42		
Second Reading postponed	80		
Discharge of Order for Postponement of Second Reading	91		
Referred to Select Committee	185		
Petition from promoters of Bill for suspension of certain Standing Orders—Presented	189		
Motion for considering prayer of Petition (<i>Mr. Beaver</i>)—Negatived	191		
Report from Select Committee brought up... ..	209	1359	
Message from Legislative Council requesting copies of Report and Evidence and Report, and so transmitted	222		
Western Port—Police and Customs Boat. See "Police."			
Wharfage Rate—Motion for consideration in Committee of resolutions respecting (<i>Mr. Perry</i>)—Withdrawn	46		
Williamstown Prisoners' Pier—Motion respecting (<i>Mr. Perry</i>)—Withdrawn... ..	26		
Wharves and Jetties—Motion for Return of Expenditure on (<i>Mr. Perry</i>)	113		
Motion for amendment of Return	122		
Return	131		
Water Supply. See "Water Supply."			
Wimmera—Revenue from—Motion for Return (<i>Mr. Quarterman</i>)	61		
Wooragay Creek—Bridge over—Motion for going into Committee to consider Address for (<i>Mr. Wood</i>)—Negatived	257		
Wrixon, Mrs.—Motion for consideration in Committee of—Address for grant to (<i>Mr. Findlay</i>)	107		
House in Committee	172		
Resolution reported, agreed to, and Address ordered	185		
Yan Yean Water. See "Water"			
Yarra—Bridge over—Motion for consideration in Committee of Address for £2,500 of £25,000 for (<i>Mr. R. S. Anderson</i>)—Withdrawn	31		
Motion for consideration in Committee of Address for £10,000 for (<i>Mr. R. S. Anderson</i>)	214		
House in Committee	236		
Silt from—Motion for Returns (<i>Mr. Service</i>)	11		
Returns	17		

VICTORIA.

SUMMARY OF PROCEEDINGS ON BILLS IN THE LEGISLATIVE ASSEMBLY DURING THE SESSION 1858-9.

No.	SHORT TITLES OF BILLS.	By whom and when initiated.	PROGRESS.											Number of Act.	REMARKS.			
			First Reading.	Second Reading.	Committal.	Report.	Recommittal.	Report after Recommittal.	Passing.	Returned with Amendments.	Amendments considered.	Assent.	Publication in the Government Gazette.					
1	Chinese Bill	Mr. O'Shanassy	Oct. 7	Oct. 7													Order for second reading discharged, 14th October, 1858.	
2	Electoral Districts Alteration Bill	Mr. Chapman	Oct. 12	Oct. 12	Oct. 19	October 19	November 2	Nov. 9	Nov. 9	Nov. 12	December 15	Dec. 16	Dec. 17	24 Dec.	LXIV.		Lapsed in Committee.	
3	Public Instruction Bill	Mr. C. Campbell	Oct. 13	Oct. 13	Nov. 2	To Select Committee, November 2												
4	Shortening of Parliaments Bill	Mr. Chapman	Oct. 13	Oct. 13	Oct. 26	October 26	October 26										Reserved for the signification of Her Majesty's pleasure thereon, 17th December.	
5	Officials in Parliament Bill	Mr. Chapman	Oct. 14	Oct. 14	Nov. 5	November 5	November 18	Dec. 9	Dec. 9	Dec. 10	February 10	Feb. 17					Reserved for the signification of Her Majesty's pleasure thereon, 24th February.	
6	Public Schools Bill	Mr. Haines	Oct. 14	Oct. 14	Nov. 5	To Select Committee on Public Instruction Bill, November 5											Order of the Day for second reading lapsed 2nd November. Lapsed in Committee.	
7	Independence of the Legislature Bill	Mr. Heales	Oct. 15	Oct. 15	Nov. 18	To Committee of whole on Officials in Parliament Bill, Nov. 18												
8	Pensions Abolition Bill	Mr. Heales	Oct. 15	Oct. 15	Jan. 26												Order for second reading lapsed on 8th December.	
9	Church of England (William-street) Lands Bill	Mr. Haines	Oct. 19	Oct. 19	Nov. 10												Motion for second reading lapsed on 16th February.	
10	Public Education Bill				Nov. 10	To Select Committee on Public Instruction Bill, November 10											Lapsed in Committee.	
11	Richmond Church and School Lands Bill	Mr. D. S. Campbell	Oct. 20	Oct. 20	Feb. 10												Lapsed in the House.	
12	Administration of Estates Bill	Mr. Wood	Oct. 20	Oct. 20	Nov. 2	November 2	November 2	Nov. 3	Nov. 3	Nov. 3								
13	Innkeepers and Carriers Bill	Mr. Wood	Oct. 21	Oct. 21	Nov. 4	November 4	November 20	Jan. 27	Jan. 27	Jan. 27	February 15	Feb. 16	Feb. 24	March 4	LXXVIII.		Order for second reading discharged, 27th January.	
14	Municipal Act Amendment Bill	Mr. Ireland	Oct. 26	Oct. 26	Nov. 4	November 4											Order for further consideration in Committee discharged, 10th February.	
15	Impounding and Distraining Law Amendment Bill	Mr. Wood	Oct. 27	Oct. 27	Feb. 11	February 11	February 11											
16	Bills of Sale Bill	Mr. Wood	Oct. 27	Oct. 27	Nov. 4	November 4												
17	State Aid to Religion Abolition Bill	Dr. Embling	Oct. 27	Oct. 27	Feb. 16	February 16											Order for second reading postponed for three months on 2nd December.	
18	Imprisonment for Debt Abolition Bill	Mr. Grant	Oct. 27	Oct. 27	Dec. 8	February 4	February 11										Order for further consideration in Committee discharged, 22nd February.	
19	Preservation of Fish Bill	Mr. Hancock	Oct. 27	Oct. 27	Nov. 9	November 9												
20	Church Trustees Incorporation Bill	Mr. Chapman	Oct. 28	Oct. 28	Nov. 9	November 9												
21	Oyster Fisheries Bill	By Resolution in Committee on Motion of Mr. Mollison	Oct. 29	Oct. 29	Nov. 24	November 24	December 8											
22	Registration Bill	Mr. Adamson	Oct. 29	Oct. 29	Jan. 19													
23	Westleyan Church Lands Bill	Mr. Michie	Oct. 29	Oct. 29	Jan. 19	To Select Committee, January 21	From Select Committee, February 1											
24	Game Protection Bill	Mr. Snodgrass	Nov. 2	Nov. 2														
25	Mining Association Act Amendment Bill	Mr. Ireland	Nov. 3	Nov. 3	Nov. 9	November 9	November 9	Nov. 12	Nov. 12	Nov. 12	December 15	Dec. 15	Dec. 17	Dec. 24	LXII.		Order for second reading discharged 8th December, 1858.	
26	Duty on Spirits Bill	By Resolution in Committee of Ways and Means on Motion of Mr. Harker	Nov. 4	Nov. 4	Nov. 9	November 9	November 12	Nov. 18	Nov. 18	Nov. 18	December 15	Dec. 15	Dec. 17	Dec. 24	LXIII.			
27	Gold Mining on Private Property Bill	Mr. Ireland	Nov. 9	Nov. 9	Jan. 27	February 8	February 10	Feb. 10	Feb. 10	Feb. 10	Feb. 15	Feb. 15	Feb. 16				Consideration of amendments of Legislative Council, postponed for six months, 23rd February.	
28	St. Kilda and Brighton Railway Act Amendment Bill	Mr. Brooke	Nov. 12	Nov. 12	Nov. 24	To Select Committee, November 24	From Select Committee, December 16											
29	Marriage Bill	By Message from Legislative Council on the Motion of Mr. Greeves	Nov. 17	Nov. 17	Nov. 24	December 14	January 12	Jan. 19	Jan. 19	Jan. 19	Feb. 5	Feb. 5	Feb. 10	Feb. 24	Mar. 4	LXXIII.		
30	Gunpowder Act Amendment Bill	Mr. Service	Nov. 17	Nov. 17	Nov. 24	November 24	December 15											
31	County Courts Act Amendment Bill	Mr. Service	Nov. 17	Nov. 17	Nov. 24	November 24	November 24	Dec. 1	Dec. 1	Dec. 1	January 19	Jan. 19	Feb. 24	Mar. 4	LXXVI.			
32	Church Lands Sale Bill	Mr. D. S. Campbell	Nov. 24	Nov. 24	Feb. 3													
33	Constitution Act Construction Bill	Mr. Chapman	Nov. 24	Nov. 24	Nov. 25	November 25	November 26	Nov. 30	Nov. 30	Nov. 30							Order for second reading discharged 22nd February, 1859.	
34	Australian Trust Company Bill	Mr. Wood	Nov. 24	Nov. 24	Dec. 1	To Select Committee, December 8	From Select Committee, January 12										Reserved for the signification of Her Majesty's pleasure thereon, 24th February.	
35	Castlemaine Gas Bill	Mr. Sitwell	Dec. 1	Dec. 1	Dec. 7	To Select Committee, December 9	From Select Committee, January 21											
36	Expiring Laws Continuation Bill	Mr. Chapman	Dec. 2	Dec. 2	Dec. 3	December 3	December 9											
37	Fisheries Bill	Dr. Thomson	Dec. 2	Dec. 2	Jan. 19	January 19	January 19	Jan. 20	Jan. 20	Jan. 20	Jan. 21	Jan. 21	Jan. 27	Feb. 15	Feb. 16	Feb. 24	Mar. 4	LXXVII.
38	Spirit Dealers Registration Bill	Mr. Harker	Dec. 3	Dec. 3	Jan. 19	January 20	January 20	Jan. 20	Jan. 20	Jan. 20	Jan. 27	Feb. 15	Feb. 15	February 22	Feb. 23	Feb. 24	Mar. 4	LXXXVI.
39	Audit Act Amendment Bill	Mr. Chapman	Dec. 7	Dec. 7	Dec. 9	December 9	February 8	Feb. 10	Feb. 11	Feb. 11	Feb. 15	Feb. 15	February 22	Feb. 23	Feb. 24	Mar. 4		
40	Supreme Court Sittings Bill	By Message from Legislative Council on Motion of Mr. Chapman	Dec. 7	Dec. 15	Jan. 20	February 15	February 15	Feb. 17	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 22					
41	Bendigo Water Works Bill	Dr. Owens	Dec. 8	Dec. 8	Dec. 8	To Select Committee, December 8	From Select Committee, January 26											
42	National Bank of Australasia Bill	Dr. Thomson	Dec. 8	Dec. 8	Dec. 15	To Select Committee, December 15	From Select Committee, January 20											
43	Melbourne and Essendon Railway Bill	Mr. Brooke	Dec. 8	Dec. 8	Dec. 15	To Select Committee, December 17	From Select Committee, February 1											
44	Melbourne Exchange Company's Bill	Mr. Service	Dec. 8	Dec. 8	Dec. 15	To Select Committee, December 15	From Select Committee, January 18											
45	Registration Act Amendment Bill	Upon Resolutions in Assembly on Motion of Mr. Chapman	Dec. 14	Dec. 14	Jan. 11	January 11	January 27	Feb. 3	Feb. 3	Feb. 3	Feb. 4	February 17	Feb. 17	Feb. 24	March 4	LXXXI.		
46	Assessment on Stock Act Amendment Bill	Upon Resolution in Committee on Motion of Mr. G. Duffy	Dec. 14	Dec. 14	Jan. 20	January 20	February 8	Feb. 10	Feb. 10	Feb. 10	Feb. 15	Feb. 15	Feb. 24	March 4	LXXXIX.			
47	Stock and Shares in Execution Bill	Mr. Grant	Dec. 15	Dec. 15	Feb. 3	February 3	February 16											
48	Administration of Intestate Estates Bill	Mr. Chapman	Dec. 17	Dec. 17	Dec. 17													
49	Synd of Victoria Amendment Bill	Mr. Chapman	Jan. 12	Jan. 12	Jan. 21	February 4	February 9	Feb. 9	Feb. 9	Feb. 9	Feb. 11	Feb. 11	Feb. 24	March 4	LXXXII.		Order for second reading discharged 17th February, 1859.	
50	Ballaarat Bye-Law Bill	Mr. Humfray	Jan. 19	Jan. 19	Jan. 27	February 10	February 10	Feb. 10	Feb. 10	Feb. 10	Feb. 11	Feb. 11	February 23	Feb. 24	March 4	LXXXVII.		
51	Chinese Bill	Upon Resolution in Committee on Motion of Mr. O'Shanassy	Jan. 28	Jan. 28	Feb. 2	February 2	February 4	Feb. 10	Feb. 10	Feb. 10	Feb. 15	Feb. 15	Feb. 24	March 4	LXXX.			
52	Dog Act Extension Bill	Mr. C. Campbell	Jan. 28	Jan. 28	Feb. 4	February 4	February 4	Feb. 15	Feb. 15	Feb. 15	Feb. 17	February 24	Feb. 24				Further consideration of amendments of Legislative Council, postponed for one week, 24th February.	
53	Board of Agriculture Bill	By Message from Legislative Council on Motion of Mr. Chapman	Feb. 4	Feb. 4	Feb. 8	February 8	February 15											
54	Appropriation Bill	Upon Resolution in Committee of Ways and Means on the Motion of Mr. Harker	Feb. 15	Feb. 15	Feb. 15	February 15	February 15	Feb. 15	Feb. 15	Feb. 15	Feb. 16	February 24	Feb. 24	Feb. 24	March 8	LXXXVIII.		

RECAPITULATION.

Bills initiated during the Session	54
Passed and assented to	28
" but reserved for signification of Her Majesty's pleasure thereon	3
" by Legislative Assembly, but not by Legislative Council	4
Lapsed in Assembly	3
" in Select Committee	4
Disposed of on question of "this day three months"	1
Disposed of on consideration of amendments by Legislative Council on question of "this day six months"	1
" "this day week"	1
Motion for second reading negatived	1
Discharged by order	8
	54

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 1.

THURSDAY, 7TH OCTOBER, 1858.

1. House met pursuant to Proclamation under the Hand of His Excellency the Governor and Seal of the Colony, bearing date at Melbourne the sixth day of September, 1858, which was read by the Clerk, and is as follows:—

PROCLAMATION

By His Excellency SIR HENRY BARKLY, Knight Commander of the Most Honorable Order of the Bath, Captain-General and Governor-in-Chief of the Colony of Victoria, and Vice-Admiral of the same, &c., &c., &c.

WHEREAS the present Parliament has been and now stands prorogued to Friday, the tenth day of September instant: And whereas it is expedient further to prorogue the said Parliament: Now therefore, I, SIR HENRY BARKLY, the Governor of Victoria, do by this my Proclamation further prorogue the said Parliament until Thursday, the seventh day of October now next ensuing: And I do hereby proclaim and direct that the said Parliament shall assemble on that day, at the Parliament Houses, in the city of Melbourne, at two of the clock in the afternoon, for the despatch of business: 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 the Seal of the Colony, at Melbourne, this sixth day of September, in the year of Our Lord One thousand eight hundred and fifty-eight, and in the twenty-second year of Her Majesty's Reign.

(L.s.)

HENRY BARKLY.

By His Excellency's Command,
H. S. CHAPMAN,

For and in the absence of the Chief Secretary.

GOD SAVE THE QUEEN!

2. MESSAGE FROM THE LEGISLATIVE COUNCIL BY THE USHER.—

MR. SPEAKER,

His Excellency desires the immediate attendance of the Assembly in the Chamber of the Legislative Council.

Accordingly Mr. Speaker and the House went to attend His Excellency, and being returned—

3. PETITION.—Mr. Snodgrass presented a Petition from Ambrose Maurice Holway, praying the House to take his most distressing case, as set forth in the Petition, into favorable consideration.

Ordered to lie on the Table.

4. NEW WRIT.—Mr. Speaker acquainted the House, that having, during the recess, received the resignation by Andrew Clarke, Esq., of his seat as Member for the Electoral District of South Melbourne, he had issued a Writ for the election of a member to serve for the said district, in the place of the said Andrew Clarke, and that by the return endorsed upon the said Writ it appeared that Robert Stirling Anderson, Esq., was duly elected in pursuance thereof.

5. NEW MEMBER.—Robert Stirling Anderson, Esq., was then introduced, and having taken the oath, took his seat as Member for the said Electoral District.

6. PAPERS.—The following Papers were, by command of his Excellency the Governor, presented as under:—

By Mr. O'Shanassy—

Steam Postal Communication.—Copy Despatch and enclosures from the Right Honorable the Secretary of State, announcing the necessary dissolution of the contract with the European and Australian Royal Mail Company.

Central Board of Health.—Third Annual Report.

National Education.—Fifth Report of the Commissioners of National Education for the Colony of Victoria, for the year 1857.

Trade and Customs.—Accounts relating to Trade and Customs during the year 1857.

By Mr. Harker—

Railway Loan.—Copy Contract for Railway Loan.

Severally ordered to lie on the Table.

7. CHINESE BILL.—Mr. O'Shanassy having moved for and obtained leave to bring in a Bill to consolidate and amend the several Acts relating to the Chinese, brought up a Bill intitled "*A Bill to consolidate and amend the several Acts relating to the Chinese,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time, Thursday, 14th October instant.

8. HIS EXCELLENCY'S SPEECH—Mr. Speaker reported that the House had this day attended His Excellency the Governor in the Chamber of the Legislative Council, when His Excellency was pleased to make a Speech to both Houses of Parliament, of which Mr. Speaker said he had, for greater accuracy, obtained a copy, which he read to the House as follows:—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL,
MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,

The principal objects which I have in view in calling you together for the despatch of business, are to afford you an opportunity of disposing of the measures of constitutional reform which were introduced during the last session of Parliament, and of making provision for the exigencies of the public service for the ensuing year.

I am aware that at this season of the year it must be inconvenient to many of you to be absent from your private occupations, but I trust that the present session may be brought to a close before the end of the year; and it will be my earnest endeavor, with your aid and co-operation, to bring future sessions within that portion of the year which can be most conveniently spared by the Members of both Houses of Parliament from their private engagements.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,

The Estimates for the ensuing year will be laid before you without delay. They have been framed with due regard to economy, without impairing the efficiency of the public service. I trust you will find that the important object of devoting as large a proportion of the net revenue as possible to public works has been kept steadily in view, so as to give employment to the industrious classes of the community, and to provide for the internal improvement of the country.

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

In accordance with the intention expressed by me when I last addressed you, the measures for the amendment of the Constitution which failed to become law during the last session, will be at once laid before you. I allude to the Bills for altering the electoral districts and increasing the number of members, and for shortening the duration of Parliament from five to three years. The last measure, you will recollect, failed only in consequence of its not having been agreed to by an absolute majority of the Assembly in accordance with the provisions of the Constitution Act to that effect. A Bill will also be introduced to limit the number of persons holding office under the Crown who may hold seats in either House of Parliament. These several measures comprise all that are deemed necessary to bring the Assembly into the closest harmony with the interests and welfare of the people. The first is absolutely indispensable in order to give effect to the extended franchise which has already become law, to distribute more equally the representation of the people, and to provide a sufficient number of members to conduct the public business.

To bring these several measures into operation when passed, a dissolution of the Assembly will be necessary. In order that this event may not be delayed, it will be the duty of my advisers to submit for your consideration only such measures as are absolutely required, and as are not of a character to extend the duration of the present session. Among these I may enumerate Bills for amending some defects in the Assessment Act of last session; for consolidating and amending the Acts relating to the Chinese; for reducing into one Act and generally improving the law for the construction and maintenance of roads; for the amendment of the Audit Act; and for regulating weights and measures. The Audit Act Amendment Bill will embrace the amendments proposed last session, with such other alterations as experience has pointed out to be necessary.

Although the gold lying in private lands remains the property of the Crown, mining on such lands has been for some time extensively carried on without the sanction of the law under agreements made between the owners of such lands and the miners. A short measure will at once be laid before you for the purpose of giving these agreements validity without prejudice to any future legislation respecting mining on private property, which may be remitted with propriety to the new Parliament. Measures have also been prepared for consolidating the Acts relating to religious bodies; for amending the law of partnership; for establishing a Board of Agriculture, and for other objects of a useful character. I trust you will find time during the session for giving these measures your earnest consideration, though it is not the intention of my advisers to press them so as to delay that appeal to the new constituencies to which I have already alluded.

During the recess I appointed a Board of Commissioners to investigate and report upon the important subject of the Defences of the country against Foreign aggression. Their report will be laid before you as soon as it reaches me; and you will, I have no doubt, adopt such measures thereupon as you may deem necessary for the security of our ports and harbors.

It is with great satisfaction that I am enabled to inform you that the Railway works on both the Trunk Lines are going on most favorably. The difficulties incidental to the initiation and early progress of works of such magnitude have been entirely overcome, and I have no reason to anticipate any interruption to their steady prosecution.

I have directed a copy of the Contract made with the Banks, for the negotiation of the Railway Loan, to be laid before both Houses of Parliament. This document completes the papers on the subject already in your possession.

A Despatch from the Secretary of State on the failure of the contract for the Mail Service between England and Australia will also be placed in your hands; and in order to strengthen the hands of the Imperial Government in entering into a new contract, I have directed an additional sum to be placed on the Estimates to be contributed by the Government of Victoria in the first instance, towards that important service. It is anticipated that a considerable portion of this sum will be ultimately returned to this Government by the contributions of the neighboring Colonies.

I would, in conclusion, express my own earnest hope that your counsels may be guided in all things by prudence and moderation, and that they may, under the blessing of Divine Providence, conduce to the continued advancement and prosperity of this highly favored land.

(Signed) HENRY BARKLY,
Governor.

9. ADDRESS IN REPLY.—Mr. R. S. Anderson moved, That a respectful Address be presented to His Excellency the Governor to express our loyalty to Our Most Gracious Sovereign, and to thank His Excellency for his consideration for our convenience—to convey our thanks to His Excellency for his intention to lay the Estimates before us, and to assure him that they shall receive our earnest consideration—to assure His Excellency that our serious consideration shall be given to the measures of reform intended to be laid before us—to express our satisfaction that the measures which will be laid before us will not be such as to delay this session—to thank His Excellency for his intention to lay before us the Report of the Commission on the Defences of the Colony, and to assure him that we will give the recommendations of the Board our consideration—and to assure His Excellency that we concur with him in the hope that our counsels may be guided by prudence and moderation, and that they may, under the blessing of Divine Providence, conduce to the welfare of this highly favored land.

Mr. Langlands moved, That the debate be now adjourned.

Debate ensued.

Question—That the debate be now adjourned—put and negatived.

Question—That a respectful Address be presented to His Excellency the Governor, to express our loyalty to Our Most Gracious Sovereign, and to thank His Excellency for his consideration for our convenience—to convey our thanks to His Excellency for his intention to lay the Estimates before us, and to assure him that they shall receive our earnest consideration—to assure His Excellency that our serious consideration shall be given to the measures of reform intended to be laid before us—to express our satisfaction that the measures which will be laid before us will not be such as to delay this session—to thank His Excellency for his intention to lay before us the Report of the Commission on the Defences of the Colony, and to assure him that we will give the recommendations of the Board our consideration, and to assure His Excellency that we concur with him in the hope that our counsels may be guided by prudence and moderation, and that they may, under the blessing of Divine Providence, conduce to the welfare of this highly favored land—put and resolved in the affirmative.

10. COMMITTEE TO DRAW UP ADDRESS.—Mr. R. S. Anderson moved, That a Committee be appointed to draw up an Address to be presented to His Excellency upon the said resolution, such Committee to consist of Mr. O'Shanassy, Mr. Perry, Mr. Ireland, Mr. Blair, Mr. Wilkie, and the Mover; three to form a quorum.

Question—put and resolved in the affirmative.

Mr. R. S. Anderson then moved, That His Excellency's speech to both Houses of Parliament be referred to the Committee, and that the Committee do at once retire to consider the Address.

Question—put and resolved in the affirmative.

Mr. R. S. Anderson brought up the following Address:—

MAY IT PLEASE YOUR EXCELLENCY—

We, Her Majesty's faithful subjects, the Members of the Legislative Assembly of Victoria in Parliament assembled, desire to express our loyalty to Our Most Gracious Sovereign, and to thank Your Excellency for the consideration which Your Excellency has expressed for our convenience.

We thank Your Excellency for your intention to lay the Estimates for the ensuing year before us without delay, and we desire to assure Your Excellency that they will receive our most earnest attention.

We desire to express our satisfaction that the measures which will be submitted for our consideration will be confined to such as are absolutely required, and that they are not of a character to extend unnecessarily the duration of the present session.

We thank your Excellency for the expression of your intention to lay before us the Report of the Board of Commissioners appointed by your Excellency to investigate and report upon the defences of the country against foreign aggression, and we desire to assure you that such measures as the Board may recommend will receive our most earnest consideration.

We concur with your Excellency in your hope that our counsels may be guided by prudence and moderation, and that they may, under the blessing of Divine Providence, conduce to the continued advancement and prosperity of this highly favored land.

On the Motion of Mr. R. S. Anderson, the Assembly adopted the Address, and ordered the same to be presented to His Excellency the Governor by Mr. Speaker and the Assembly.

11. ADJOURNMENT.—Mr. Harker moved, That this House do now adjourn, until to-morrow at four o'clock.
Debate ensued.
Motion by leave withdrawn.
12. GOVERNOR'S SPEECH.—Mr. Harker, by leave of the Assembly, moved, That His Excellency's Speech to both Houses of Parliament be taken into consideration to-morrow.
Question—put and resolved in the affirmative.
13. ADJOURNMENT OF THE HOUSE.—On the motion of Mr. Harker, the Assembly adjourned at a quarter to six o'clock, until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 2.

FRIDAY, 8TH OCTOBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair; and having at twenty-five minutes to five o'clock counted the House, and a quorum of Members not being present, said that the Standing Orders rendered it imperative upon him to adjourn the House until the next sitting day, but as the days of sitting for the present Session had not as yet been fixed, he would take them to be the same as those fixed in the last Session, and adjourned the House until four o'clock on Tuesday next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.
No. 3.

TUESDAY, 12TH OCTOBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRESENTATION OF ADDRESS TO HIS EXCELLENCY THE GOVERNOR.—Mr. Speaker reported that he, with some Members of the Assembly, had waited upon His Excellency the Governor, and had presented to him the Address of the Assembly agreed to Thursday, 7th October instant, and that His Excellency had been pleased to make the following reply thereto :—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,

I thank you for your loyal and dutiful Address.

I am happy to find that the arrangements proposed for the business of the Session meet your concurrence, and I rely confidently upon your assurance that such measures as may be recommended for improving the Defences of the Colony will receive your earnest consideration.

(Signed) HENRY BARKLY.

3. CHAIR FOR SUPERINTENDENT OF WELLINGTON, NEW ZEALAND.—Mr. O'Shanassy moved, by leave of the Assembly, that a Chair be provided within the walls of this House, for his Honor the Superintendent of Wellington, New Zealand, during his visit to this Colony. Question—put and resolved in the affirmative.

4. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor—Telegraphic Communication with England.—Copy Despatch and Enclosures from the Right Honorable the Secretary of State, relative to a scheme proposed by Mr. Lionel Gisborne, for effecting Telegraphic communication between England and Australia, *via* India.

Ordered to lie on the Table.

Mr. O'Shanassy also presented—

Geelong National Grammar School.—Return to an Order of the Legislative Assembly, dated 18th May, 1858, for—

- (1.) The amount expended in the erection of the School called the Geelong National Grammar School; the sum raised by local contribution and the sum granted by the National Board; and the date or dates of the payment of the sum or sums so granted.
- (2.) The number of masters employed in such school; the salary paid to each master; the amount of salary paid by local fees; and the amount paid by the National Board.
- (3.) The number of children on the books of such school, and their average attendance.
- (4.) The character of the religious instruction appointed by the patrons of the school.
- (5.) The number of visits (if any) of the clergy of different denominations, for the purpose of affording religious instruction, specifying those of the clergy of each denomination separately.
- (6.) All correspondence between the National Board, the patrons of the school, and the local clergy.

Ordered to lie on the Table.

Board of National Education.—Rules of Board of National Education.
“*Mining Association Act, 1858.*”—Orders in Council.

Severally ordered to be printed.

Mr. Gavan Duffy presented, by command of His Excellency the Governor—

Offices for the Civil Service.—Second Progress Report of the Commissioners appointed to enquire and report upon the best mode of providing Offices for the Civil Service of the Colony, and the most eligible sites for any new buildings that may be necessary for such purpose.

Crown Lands Alienated.—Return of all Lands offered for sale and alienated from the Crown, within the Colony of Victoria, from the 1st January to the 30th June, 1858; specifying that offered for sale; that withdrawn from sale; that for which no offer was made; that forfeited; that sold at auction; and that alienated by selection and under pre-emptive right.

Severally ordered to lie on the Table.

Mr. Gavan Duffy also presented—

Railway Contract.—Return of plant and horses on which advances have been made from the security money deposited in the Treasury for the due performance of the contract for the construction of the Melbourne and River Murray Railway.—Cornish and Bruce, contractors.

Return of plant and horses on which advances have been made from the security money deposited in the Treasury for the due performance of the contract for the construction of the Geelong and Ballarat Railway.—Evans, Merry, and Co., contractors.

Severally ordered to lie on the Table.

Dr. Evans presented, by command of His Excellency the Governor—

Steam Postal Communication with Great Britain.—Copy Despatches from the Secretary of State.

Ordered to lie on the Table.

Mr. O'Shanassy laid upon the Table—

Alpacas.—Copy letter from W. Westgarth, Esq., intimating that a flock of alpacas had been purchased for presentation to the Colony.

Letter read by the Clerk, and ordered to lie on the Table.

5. ALPACAS.—Mr. O'Shanassy moved, by leave of the Assembly, That the thanks of this House are due to the subscribers whose names are appended to the letter just read, for the prompt and patriotic effort made by them in connection with the purchase of the alpacas presented by them to Victoria.

Question—put and resolved in the affirmative.

6. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—In pursuance of “*The Electoral Act of 1856*,” Mr. Speaker laid upon the Table the following Warrant appointing “*The Committee of Elections and Qualifications*,” which was read as follows:—

“VICTORIA.

“Pursuant to the Provisions of ‘*The Electoral Act of 1856*,’ I do hereby appoint—

Travers Adamson, Esquire,
Henry Samuel Chapman, Esquire,
Augustus Frederick Adolphus Greeves, Esquire,
John Basson Humffray, Esquire,
William Thomas Mollison, Esquire,
Robert Sacheverel Wilmot Sitwell, Esquire,
Joseph Wilkie, Esquire,

to be Members of a Committee to be called ‘*The Committee of Elections and Qualifications*.’

“Given under my hand this twelfth day of October, 1858.

(Signed)

“FRAN^S. MURPHY,

“*Speaker*.”

7. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read:—

Indian Relief Fund.

HENRY BARKLY,

Governor.

Message No. 1.

The Governor has much pleasure in laying before the Legislative Assembly a Copy of a Despatch from the Secretary of State, conveying the expression of the high sense which Her Majesty the Queen entertains of the generous sympathy evinced by the Legislature and People of Victoria in their liberal contribution towards the Fund for the Relief of the Sufferers from the recent Mutiny in India.

The Governor has also received from the Committee of the Indian Mutiny Relief Fund a Special Vote of Thanks, appropriately engrossed and framed, which will be placed in the possession of the Librarian to the Houses of Parliament.

Government Offices,

Melbourne, 12th October, 1858.

Ordered to be printed.

8. PETITION.—Mr. Mollison presented a Petition from certain Pastoral Tenants of Crown Lands in the Western District, praying the Assembly would take their case, as set forth in the Petition, into due consideration.

Ordered to lie on the Table.

9. DAYS OF MEETING OF THE ASSEMBLY.—Mr. O'Shanassy moved, pursuant to notice, That Tuesday, Wednesday, Thursday, and Friday be the days on which the Assembly shall meet for the despatch of business during the present Session, and that four o'clock be the hour of meeting on each day.

Question—put and resolved in the affirmative.

10. GOVERNMENT BUSINESS.—Mr. O'Shanassy moved, pursuant to notice, That on “Tuesday,” “Wednesday, and” Thursday in each week, during the present Session, the transaction of Government business shall take precedence of all business.

Debate ensued.

Mr. Greeves moved, as an amendment, That the word “Tuesday” be omitted from the above question.

Debate continued.

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

Assembly divided.

Ayes, 23.
 Mr. R. S. Anderson,
 Mr. Aspinall,
 Mr. Beaver,
 Mr. Blair,
 Mr. Brooke,
 Mr. C. Campbell,
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Everard,
 Mr. Hancock,
 Mr. Harker,
 Mr. Humffray,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Perry,
 Mr. Phelan,
 Dr. Thomson,
 Mr. Wilkie,
 Mr. Ireland, } *Tellers.*
 Mr. Horne, }

Noes, 19.
 Mr. Adamson,
 Capt. Anderson,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Grant,
 Mr. Greeves,
 Mr. Haines,
 Mr. Henty,
 Mr. Langlands,
 Mr. Mollison,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Service,
 Mr. Sitwell,
 Mr. Findlay, } *Tellers.*
 Mr. Heales, }

And so it was resolved in the affirmative.

Mr. Grant moved, as a further amendment, That the words "Wednesday and" be omitted, and the words "and Friday" be inserted after the word "Thursday."

Debate ensued.

Question—That the words "Wednesday and," proposed to be omitted, stand part of the question—put.

Assembly divided.

Ayes, 18.
 Mr. R. S. Anderson,
 Mr. Aspinall,
 Mr. Blair,
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Everard,
 Mr. Harker,
 Mr. Humffray,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Phelan,
 Dr. Thomson,
 Mr. Wilkie,
 Mr. Ireland, } *Tellers.*
 Mr. Horne, }

Noes, 24.
 Mr. Adamson,
 Capt. Anderson,
 Mr. Beaver,
 Mr. Brooke,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Grant,
 Mr. Greeves,
 Mr. Haines,
 Mr. Hancock,
 Mr. Henty,
 Mr. Langlands,
 Mr. Mollison,
 Mr. Moore,
 Mr. Perry,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Service,
 Mr. Sitwell,
 Mr. Findlay, } *Tellers.*
 Mr. Heales, }

And so it passed in the negative.

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Question—That on Tuesday, Thursday, and Friday, in each week, during the present Session, the transaction of Government business shall take precedence of all business—put and resolved in the affirmative.

11. LIBRARY COMMITTEE.—Mr. O'Shanassy moved, pursuant to *amended* notice, That the following members form the Library Committee of the Assembly, viz.:—The Honorable the Speaker, Mr. Greeves, Mr. C. Campbell, Mr. Chapman, and Mr. Blair, with power to confer with the Committee of the Legislative Council.

Question—put and resolved in the affirmative.

12. STANDING ORDERS COMMITTEE.—Mr. O'Shanassy moved, pursuant to *amended* notice, That the following members form the Select Committee upon Standing Orders, viz.:—Mr. Aspinall, Mr. Sitwell, Mr. Ebden, Mr. Mollison, Mr. Wood, Mr. Ireland, Mr. Moore, Mr. R. S. Anderson, and Mr. O'Shanassy; three to form a quorum.

Question—put and resolved in the affirmative.

13. PRINTING COMMITTEE.—Mr. O'Shanassy moved, pursuant to notice, That the following members—The Honorable the Speaker, Mr. Brooke, Mr. Horne, Mr. Hughes, Mr. Moore, Mr. O'Shanassy, Dr. Owens, Mr. Rutledge, and Mr. Snodgrass—be appointed the Printing Committee; three to form a quorum.
Question—put and resolved in the affirmative.
14. REFRESHMENT ROOMS COMMITTEE.—Mr. O'Shanassy moved, pursuant to notice, That the following members form the Refreshment Rooms Committee of the Assembly, viz.:—Mr. Rutledge, Mr. Findlay, Mr. Brooke, Mr. Horne, and Mr. Aspinall, with power to confer with the Committee of the Legislative Council.
Question—put and resolved in the affirmative.
15. PARLIAMENT BUILDINGS COMMITTEE.—Mr. O'Shanassy moved, pursuant to *amended* notice, That the following members form the Parliament Buildings Committee of the Legislative Assembly, viz.:—The Honorable the Speaker, Mr. Brooke, Mr. Moore, Mr. Ebden, and Mr. Gavan Duffy, with power to confer with the Committee of the Legislative Council.
Question—put and resolved in the affirmative.
16. CAPT. MAC MAHON.—Captain Anderson moved, pursuant to notice, That copies of all papers relating to the retirement of Captain Mac Mahon from the Government service be placed upon the Table of this House.
Question—put and resolved in the affirmative.
17. MCGREGOR'S COMMITTEE.—Mr. Haines moved, pursuant to notice, That the Committee appointed during the last Session to enquire into McGregor's defalcations, consisting of the following gentlemen, viz., Mr. D. S. Campbell, Mr. Chapman, Mr. Hughes, Mr. Langlands, Mr. Harker, and Mr. Haines, be re-appointed.
Debate ensued.
Question—put and resolved in the affirmative.
18. ELECTORAL DISTRICTS ALTERATION BILL.—Mr. Chapman moved, pursuant to notice, That he have leave to bring in a Bill to alter the Electoral Districts of Victoria, and to increase the number of Members of the Assembly thereof.
Question—put and resolved in the affirmative. Ordered—That Mr. Chapman and Mr. O'Shanassy do prepare and bring in the Bill.
Mr. Chapman and Mr. O'Shanassy then brought up a Bill, intituled "*A Bill to alter the Electoral Districts of Victoria, and to increase the number of Members of the Assembly thereof,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 19th October instant.
19. QUEEN'S SPEECH CONSIDERED.—The House, according to order, proceeded to take into consideration His Excellency the Governor's Speech to both Houses of Parliament, and the same was again read by Mr. Speaker.
Mr. Harker then moved, That a supply be granted to Her Majesty.
Question—That this House will to-morrow resolve itself into a Committee to consider that motion—put and resolved in the affirmative.
- Assembly adjourned at half-past seven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 4.

WEDNESDAY, 13TH OCTOBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
 2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The Warrant appointing "*The Committee of Elections and Qualifications*" was again laid upon the Table of the Assembly.
 3. SILT FROM THE YARRA.—Mr. Service moved, pursuant to notice, for a return of any contract that has been entered into for the expenditure of the sum of £2000, voted by the Legislature in the supplies for the current year, for the purpose of depositing on the banks of the Yarra the silt dredged from the bottom of the river; also a return of any professional report on—or plans and specifications of—new punts proposed to be built for the purpose of giving proper effect to the vote before mentioned.
Question—put and resolved in the affirmative.
 4. PUBLIC INSTRUCTION BILL.—Mr. Colin Campbell moved, pursuant to notice, That he have leave to bring in a Bill for the promotion of Public Instruction in the Colony of Victoria.
Question—put and resolved in the affirmative.
Ordered—That Mr. Colin Campbell and Captain Anderson do prepare and bring in the Bill.
Mr. Colin Campbell and Captain Anderson then brought up a Bill, intituled "*A Bill for the Promotion of Public Instruction in the Colony of Victoria,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 27th October, instant.
 5. SHORTENING OF PARLIAMENTS BILL.—Mr. Chapman moved, pursuant to notice, That he have leave to bring in a Bill to shorten the duration of Parliaments from five to three years.
Question—put and resolved in the affirmative.
Ordered—That Mr. Chapman and Mr. O'Shanassy do prepare and bring in the Bill.
Mr. Chapman and Mr. O'Shanassy then brought up a Bill, intituled "*A Bill to shorten the duration of Parliaments from five to three years,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 21st October instant.
 6. SUPPLY.—The Order of the Day being read for the House to resolve itself into a Committee of Supply, to consider the motion made yesterday that a Supply be granted to Her Majesty,
Mr. Harker moved, That His Excellency's Speech to both Houses of Parliament be referred to the Committee.
Question—put and resolved in the affirmative.
Then the House resolved itself into the Committee.
Mr. Speaker resumed the Chair, and Mr. Aspinall reported that the Committee had come to a Resolution.
Ordered—That the Report be received to-morrow.
- Assembly adjourned at twenty-one minutes past five o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 5.

THURSDAY, 14TH OCTOBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. CHURCH OF ENGLAND, WILLIAM STREET, LANDS BILL.—Mr. Haines presented a petition from the Right Reverend Charles Perry, Bishop of Melbourne, praying the House to grant leave for a Bill to be brought in during the present session for the purpose set forth in the petition.
Ordered to lie on the Table.
3. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The Warrant appointing "*The Committee of Elections and Qualifications*" was again laid upon the Table of the Assembly.
4. PAPERS.—Mr. Harker presented, by command of His Excellency the Governor—
Pensions.—List of Pensions granted under the 50th section of the *Constitution Act*.
Ordered to lie on the Table.
Mr. Harker also presented—
Bank Liabilities and Assets.—General abstract of sworn returns of the average liabilities and assets of the several banks of Victoria, for the quarter ending 30th June, 1858.
Ordered to be printed.
5. OFFICIALS IN PARLIAMENT BILL.—Mr. Chapman moved, pursuant to notice, That he have leave to bring in a Bill to limit the number of persons holding office who may fill seats in either House of Parliament.
Question—put and resolved in the affirmative.
Ordered—That Mr. Chapman and Mr. O'Shanassy do prepare and bring in the Bill.
Mr. Chapman and Mr. O'Shanassy then brought up a Bill, intituled, "*A Bill to limit the number of Persons holding office who may fill Seats in either House of Parliament,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed and read a second time Thursday, 28th October instant.
6. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. O'Shanassy, the following Order of the Day was read and discharged from the Paper :—
"*Chinese Bill—Second reading.*"
7. SUPPLY.—Mr. Aspinall reported from the Committee to whom it was referred to consider the motion That a Supply be granted to Her Majesty, a resolution, and the same was read as followeth—
Resolved—That a Supply be granted to Her Majesty.
The said Resolution being read a second time,
Mr. Harker moved, That this House doth agree with the Committee in the said Resolution, That a Supply be granted to Her Majesty.
Question—put and resolved in the affirmative.
Mr. Harker then moved, That this House will to-morrow resolve itself into a Committee to consider of the Supply granted to Her Majesty.
Question—put and resolved in the affirmative.
8. PUBLIC SCHOOLS BILL.—Mr. Haines moved, pursuant to notice, That he have leave to bring in a Bill for the better establishment and maintenance of Public Schools in Victoria.
Question—put and resolved in the affirmative.
Ordered—That Mr. Haines and Mr. Ebdon do prepare and bring in the Bill.
Mr. Haines and Mr. Ebdon then brought up a Bill, intituled, "*A Bill for the better establishment and maintenance of Public Schools in Victoria,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed and read a second time, Wednesday, 27th October instant.

9. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read :—

Estimates.

HENRY BARKLY,
Governor.

Message No. 2.

The Governor transmits to the Legislative Assembly the Estimates of Revenue and Expenditure for the year 1859; a Supplementary Estimate of Expenditure for the present Year (with Appendix); and additional Supplementary Estimates for 1857,—and recommends an appropriation of the Consolidated Revenue accordingly.

Government Offices,
Melbourne, 13th October, 1858.

Ordered to be printed, together with the accompanying Estimates.

10. MR. CROFTON.—Mr. Service moved, pursuant to *amended* notice, That copies of the following correspondence be laid on the Table of the House, viz. :—
- (1.) The correspondence between the Chairman of the Bench at Emerald Hill and the Honorable the Attorney General, on the subject of the removal of Mr. Crofton, clerk to the Bench.
 - (2.) The correspondence between the Chairman and the Honorable the Chief Secretary on the same subject.
 - (3.) The correspondence between the Attorney General and Mr. Hackett, stipendiary magistrate, connected with the same subject.
 - (4.) The correspondence between the Municipal Council of Emerald Hill and the Attorney General on the same subject.
 - (5.) Any correspondence that has taken place between the Attorney General and the Chairman of the Prahran Bench, or any of the Prahran Magistrates, relative to the efficiency of Mr. Crofton, or to the appointment of a resident clerk for that district in his stead.
 - (6.) The correspondence between the Chairman of the Bench and the Chairman of the Board of Enquiry connected with this subject.
- Debate ensued.
11. ADJOURNMENT.—Mr. Greeves moved, That this House do now adjourn for one hour. Question—That this House do now adjourn for one hour—put and resolved in the affirmative. House adjourned at Six o'clock accordingly.

SEVEN O'CLOCK P.M.

Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

12. MR. CROFTON.—The debate on the above motion resumed. Question—That copies of the following correspondence be laid on the Table of the House, viz. :—
- (1.) The correspondence between the Chairman of the Bench at Emerald Hill and the Honorable the Attorney General, on the subject of the removal of Mr. Crofton, clerk to the Bench.
 - (2.) The correspondence between the Chairman and the Honorable the Chief Secretary on the same subject.
 - (3.) The correspondence between the Attorney General and Mr. Hackett, stipendiary magistrate, connected with the same subject.
 - (4.) The correspondence between the Municipal Council of Emerald Hill and the Attorney General on the same subject.
 - (5.) Any correspondence that has taken place between the Attorney General and the Chairman of the Prahran Bench, or any of the Prahran Magistrates, relative to the efficiency of Mr. Crofton, or to the appointment of a resident clerk for that district in his stead.
 - (6.) The correspondence between the Chairman of the Bench and the Chairman of the Board of Enquiry connected with this subject—put and resolved in the affirmative.
13. MR. J. SNOWBALL.—Mr. Heales moved, pursuant to *amended* notice, That copies of the following correspondence be laid on the Table of the House, viz. :—
- (1.) Between the Honorable the President (and others) of the Board of Land and Works and the Honorable G. Urquhart, with reference to Mr. J. Snowball's Land.
 - (2.) Between the Honorable the President (and others) of the Board of Land and Works and Mr. J. Snowball, on the same subject.
- Question—put and resolved in the affirmative.
14. MCKAY *versus* PASLEY.—Mr. Moore moved, pursuant to notice, for the production of copies of correspondence and proceedings in the claim of McKay against Pasley, for compensation. Debate ensued. Question—put and resolved in the affirmative.
15. MR. F. BYERLY.—Mr. Snodgrass moved, pursuant to notice, for a Return showing copies of all correspondence and reports connected with the dismissal of Frederick Byerly, Esq., from the Survey Department; also, a Return showing the number and nature of cases where a departure from the regulations for laying out pre-emptive sections has been sanctioned by the Executive. Question—put and resolved in the affirmative.

16. CHURCH OF ENGLAND GRAMMAR SCHOOL, GEELONG.—Dr. Thomson moved, pursuant to *amended* notice, for a return showing :—
- (1.) The amount of money expended in the erection of the school called the Church of England Geelong Grammar School; the sum raised by local contributions, and the sum granted by the Government.
 - (2.) The amount of land granted for the purposes of the same school, and the date of such grant.
 - (3.) The number of children on the books of such school, and the average monthly attendance.
 - (4.) The amount of money, if any, given by the Government towards the salaries of the Masters.
- Question—put and resolved in the affirmative.
17. HOUR FOR REFRESHMENT.—Mr. Rutledge moved, pursuant to notice, That the hour of refreshment during this Session be from six o'clock.
- Question—put and resolved in the affirmative.
18. OVENS GOLD FIELD WATER COMPANY.—Mr. Wood moved, pursuant to notice, for copies of any Reports by the District Surveyor, or Resident Warden at Beechworth, on the subject of the works proposed to be undertaken by the Ovens Gold Field Water Company.
- Question—put and resolved in the affirmative.
19. MELBOURNE PUBLIC LANDS.—Mr. Greeves moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire what Public Lands have been already set apart for the recreation of the Inhabitants of Melbourne and its vicinity, and what other lands ought to be so set apart, and that the Committee do report in what way these lands should be vested; such Committee to consist of Mr. Horne, Mr. Mollison, Mr. Service, Mr. Snodgrass, and the Mover; three to form a quorum, the Committee to have power to send for persons and papers.
- Debate ensued.
- Question—put and resolved in the affirmative.
- Assembly adjourned at ten minutes past ten o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 6.

FRIDAY, 15TH OCTOBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RICHMOND CHURCH AND SCHOOL LANDS BILL.—Mr. D. S. Campbell presented a Petition from the Trustees of certain portions of the Church, Parsonage, and School Lands, at Richmond, in the Colony of Victoria, praying that leave might be given to introduce a Bill to effect the objects set forth in the Petition.
Ordered to lie on the Table.
3. PAPERS.—Mr. Harker presented, pursuant to Act of Council, 16 Vict. No. 37—
Savings Banks.—Statements and Returns for the year ending 30th June, 1858.
Ordered to be printed.
Mr. Gavan Duffy presented—
Silt from the Yarra.—Part Return to an Order of the Assembly, dated 13th October instant, for a return of any Contract that has been entered into for the expenditure of the sum of £2000, voted by the Legislature in the supplies for the current year, for the purpose of depositing on the banks of the Yarra the silt dredged from the bottom of the river; also a return of any professional report on—or plans and specifications of—new punts proposed to be built for the purpose of giving proper effect to the vote before mentioned.
Ordered to lie on the Table.
4. RICHMOND CHURCH AND SCHOOL LANDS BILL.—Mr. D. S. Campbell moved, by leave of the Assembly, That he have leave to bring in a Bill to enable the Trustees for the time being of certain portions of the Church of England Church, Parsonage, and School Lands, at Richmond, in the Colony of Victoria, to sell certain portions of the said lands.
Question—put and resolved in the affirmative.
Ordered—That Mr. D. S. Campbell and Mr. Haines do prepare and bring in the Bill.
5. SUPPLY.—The Order of the Day being read for the Committee of Supply—
Mr. Harker moved, That the several Estimates transmitted to this House yesterday by Message from His Excellency the Governor, be referred to the Committee.
Question—put and resolved in the affirmative.
Mr. Harker then moved, That Mr. Speaker do now leave the Chair.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into the Committee.
Mr. Speaker resumed the Chair, and Mr. Aspinall reported that the Committee had come to a resolution.
Ordered—That the report be received on Tuesday next.
Mr. Aspinall also acquainted the House that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on Tuesday next, resolve itself into the said Committee.
6. INDEPENDENCE OF THE LEGISLATURE BILL.—Mr. Heales moved, pursuant to notice, That he have leave to bring in a Bill to secure the independence of the Legislature.
Question—put and resolved in the affirmative.
Ordered—That Mr. Heales and Mr. D. S. Campbell do prepare and bring in the Bill.
Mr. Heales and Mr. D. S. Campbell then brought up a Bill, intituled "*A Bill to secure the independence of the Legislature,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 3rd November next.

7. PENSIONS ABOLITION BILL.—Mr. Heales moved, pursuant to notice, That he have leave to bring in a Bill to abolish Pensions to retiring Responsible Officers.
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Heales and Mr. Everard do prepare and bring in the Bill.
 Mr. Heales and Mr. Everard then brought up a Bill, intituled “*A Bill to abolish Pensions to retiring Responsible Officers,*” and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 3rd November next.
8. PUBLIC EDUCATION BILL.—Mr. Michie moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole, to consider the expediency of bringing in a Bill to promote Public Education in the Colony of Victoria.
 Question—put and resolved in the affirmative.
 Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
 Mr. Aspinall reported that the Committee had come to a resolution.
 Ordered—That the Report be received on Tuesday next.
- Assembly adjourned at seventeen minutes to ten o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 7.

TUESDAY, 19TH OCTOBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRINTING COMMITTEE.—Dr. Owens, on behalf of Mr. Speaker, Chairman, brought up the First Report from this Committee.
Ordered to lie on the Table, and to be printed.
3. ELECTORAL DISTRICTS ALTERATION BILL.—Mr. Chapman moved that this Bill be now read a second time.
Debate ensued.
Question—That this Bill be now read a second time—put.
Assembly divided.

Ayes, 36.
Mr. R. S. Anderson,
Capt. Anderson,
Mr. Aspinall,
Mr. Beaver,
Mr. Blair,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Chapman,
Mr. Crews,
Mr. Davis,
Mr. Gavan Duffy,
Mr. Ebden,
Dr. Evans,
Mr. Everard,
Mr. Grant,
Mr. Greeves,
Mr. Heales,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. John Johnson,
Mr. Langlands,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Perry,
Mr. Phelan,
Mr. Ricardo,
Mr. Service,
Mr. Wills,
Mr. Wood,
Mr. Ireland, } *Tellers.*
Mr. Harker, }

Noes, 8.
Mr. Haines,
Mr. Henty,
Mr. Lalor,
Mr. Mollison,
Mr. Quarterman,
Mr. Sladen,
Mr. Adamson, } *Tellers.*
Mr. Findlay, }

And so it was resolved in the affirmative.
Bill read a second time.

Mr. Chapman moved, That this Bill be now committed to a Committee of the whole House.
Question—put and resolved in the affirmative.

And on the further motion of Mr. Chapman, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman reported progress, and acquainted the House that he was directed to move that he have leave to sit again.

Question—put and resolved in the affirmative.

Mr. Chapman moved, That this House will, on “Thursday” next, again resolve itself into the said Committee.

Mr. Greeves moved as an amendment, That the word “Thursday” be omitted from the question, and the word “Tuesday” inserted instead thereof.

Debate ensued.

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

Assembly divided.

Ayes, 20.

Mr. R. S. Anderson,
Mr. Beaver,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Grant,
Mr. Horne,
Mr. Hughes,
Mr. Ireland,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Perry,
Mr. Phelan,
Mr. Ricardo,
Mr. Wills,
Mr. Humffray, } *Tellers.*
Mr. Harker, }

Noes, 22.

Capt. Anderson,
Mr. Aspinall,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Findlay,
Mr. Greeves,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. John Johnson,
Mr. Lalor,
Mr. Langlands,
Mr. Michie,
Mr. Mollison,
Mr. Quarterman,
Mr. Service,
Mr. Sladen,
Mr. Wood,
Mr. Adamson, } *Tellers.*
Mr. Moore, }

And so it passed in the negative.

Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.

Question—That this House will, on Tuesday next, again resolve itself into the said Committee—put and resolved in the affirmative.

4. SUPPLY—SUPPLEMENTARY ESTIMATES FOR 1858.—Mr. Aspinall reported from the Committee of Supply a certain resolution which was read as follows:—

Resolved—That a sum not exceeding £500 be appropriated to Her Majesty, to defray the supplementary charge for contingencies of the General Police for the year 1858.

The said Resolution, being read a second time, was agreed to.

5. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Thursday next:—

“Supply—To be further considered in Committee.”

6. RICHMOND PARK.—Mr. Mollison moved, pursuant to notice, That a copy of the conditions under which the Suburban Railway Company have been permitted to take their line through the Richmond Park, be laid on the Table of the House.

Question—put and resolved in the affirmative.

7. CHURCH OF ENGLAND, WILLIAM STREET, LANDS BILL.—Mr. Haines moved, pursuant to notice, That he have leave to bring in a Bill to enable the Right Reverend Charles Perry, Bishop of Melbourne, and his Successors, to sell certain portions of land in William-street, Melbourne, granted for Church of England purposes.

Question—put and resolved in the affirmative.

Ordered—That Mr. Haines and Mr. D. S. Campbell do prepare and bring in the Bill.

Mr. Haines and Mr. D. S. Campbell then brought up a Bill, intitled, “*A Bill to enable the Right Reverend Charles Perry, Bishop of Melbourne, and his Successors, to sell certain portions of Land in William-street, Melbourne, granted for Church of England purposes,*” and moved that it be now read a first time.

Question—put and resolved in the affirmative.

Bill read a first time.

8. PUBLIC EDUCATION.—Mr. Aspinall reported from a Committee of the whole, certain resolutions, which were read, as follow :—

Resolved—

1. That, in the opinion of the Committee, it is desirable to promote Public Education in Victoria, and with this view that a tax be imposed, not exceeding two pence per acre on purchased lands, and not exceeding one penny per acre on licensed lands.

2. That a Bill be brought in to carry out these objects.

Mr. Michie moved, That this House agree with the Committee in the above resolutions.

Question—put.

Assembly divided.

Ayes, 8.		Noes, 8.
Mr. Aspinall,		Mr. Chapman,
Mr. Haines,		Dr. Evans,
Mr. Heales,		Mr. Horne,
Mr. Michie,		Mr. Hughes,
Mr. Myles,		Mr. O'Shanassy,
Mr. Perry,		Mr. Wills,
Mr. Harker, } <i>Tellers.</i>		Mr. Ireland, } <i>Tellers.</i>
Mr. Mollison, }		Mr. Ricardo, }

And it appearing upon the report of the division by the Tellers that a quorum of Members were not present, the House was counted by Mr. Speaker, and a quorum not being present, and it being then twenty-three minutes to twelve o'clock, Mr. Speaker adjourned the House without question being first put until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 8.

WEDNESDAY, 20TH OCTOBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor—
Health Officer.—Report for the half-year ended 30th June, 1858.
Statistics.—Statistics of the Colony of Victoria, for the year 1856.
Severally ordered to lie on the Table.
Mr. O'Shanassy also presented—
Clunes Quartz Mining Company.—Plans of the Land leased by the Clunes Quartz Mining Company, and of the Township of Ballarat, showing those portions which have been or are being mined upon.
Ordered to lie on the Table.
Gold Fields Act.—Orders in Council.
Ordered to be printed.
3. RICHMOND CHURCH AND SCHOOL LANDS BILL.—Mr. D. S. Campbell and Mr. Beaver brought up a Bill, intituled, "*A Bill to enable the Trustees for the time being of certain portions of the Church of England Church Parsonage and School Lands at Richmond, in the Colony of Victoria, to sell certain portions of the said Land,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.
Bill read a first time.
4. LAPSED ORDER OF THE DAY.—The following Order of the Day was read and lapsed :—
"*Public Education—Consideration of Resolutions in Committee.*"
5. ADMINISTRATION OF ESTATES BILL.—Mr. Wood moved, pursuant to notice, That he have leave to bring in a Bill to amend the law relating to the administration of the estates of deceased persons.
Question—put and resolved in the affirmative.
Ordered—That Mr. Wood and Mr. Greeves do prepare and bring in the Bill.
Mr. Wood and Mr. Greeves then brought up a Bill, intituled, "*A Bill to amend the Law relating to the administration of the Estates of Deceased Persons,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.
Bill read a first time.—Ordered to be printed, and read a second time Wednesday, 27th October instant.
6. APPROPRIATION ACT.—Mr. Ebdon moved, pursuant to notice, That the following be adopted as additional Standing Orders of the Assembly—
 - (1.) In framing the Annual Estimates of Expenditure the several divisions thereof shall be expressly stated therein, and when they shall have passed through the Committee of Supply, and the resolutions of such Committee shall have been reported to and adopted by the House, the several votes so reported and adopted shall be printed in the same manner and under the same divisions, sub-divisions, and items of sub-division, that shall have been employed in framing the said Estimates.
 - (2.) In order that the Treasurer's yearly statement of expenditure may correspond, item for item, with the *Appropriation Act*, the several votes so printed shall be appended to such Act, in the form of a schedule, in lieu of the details hitherto inserted in the body of such Act.Debate ensued.
Notice being taken that a Quorum of Members were not present, Mr. Speaker counted the House, and it appearing that a Quorum of Members were not present, Mr. Speaker adjourned the House at five minutes past seven o'clock, without question put, until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 9.

THURSDAY, 21ST OCTOBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Harker presented—
Melbourne Newspapers.—Return to an Order of the Legislative Assembly, dated 24th April, 1857, for—
Returns of all amounts paid by each Department of the Public Service to Newspapers and for Printing since the separation of Port Phillip from New South Wales, specifying the amount paid to each paper in each month, and distinguishing the amounts and purposes of such payments ; together with copies of all tenders for advertising Electoral Lists, and copies of all contracts entered into for such publication ; and a Return of the total amount of expenditure of the Government Printing Department for each year.

Ordered to lie on the Table.

- Dr. Evans presented, by command of His Excellency the Governor—
Electric Telegraph between England and Australia by way of India.—Correspondence forwarded by Her Majesty's Secretary of State for the Colonies respecting a plan proposed by Mr. Lionel Gisborne for laying down a Telegraphic line of communication, by way of India, between England and Australia.

Ordered to lie on the Table.

3. ORDER OF BUSINESS.—Notice having been taken that the business interrupted yesterday by the adjournment of the House had been placed on the Notice Paper before the Government business for to-day, Mr. Greeves moved, That the business be taken as it appears on the Notice Paper.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 13.

Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Greeves,
Mr. Heales,
Mr. Mollison,
Mr. Moore,
Mr. Quarterman,
Mr. Sitwell,
Mr. Sladen,
Mr. Wood,
Mr. Adamson, } *Tellers.*
Dr. Embling, }

Noes, 20.

Mr. R. S. Anderson,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy
Dr. Evans,
Mr. Everard,
Mr. Harker,
Mr. Horne,
Mr. Ireland,
Mr. John Johnson,
Mr. Langlands,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Perry,
Mr. Phelan,
Mr. Ricardo,
Mr. Service,
Dr. Thomson,
Mr. Colin Campbell, } *Tellers.*
Mr. Blair, }

And so it passed in the negative.

4. POSTPONEMENT OF ORDER OF THE DAY.—Mr. Chapman moved, That the consideration of the following Order of the Day be postponed until Tuesday next:—

“*Shortening of Parliaments Bill—Second reading.*”

Debate ensued.

Question—put and resolved in the affirmative.

5. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.

Ordered—That the Report be received Tuesday, 26th October instant.

Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.

Resolved—That this House will, on Tuesday, 26th October instant, again resolve itself into the said Committee.

6. ADJOURNMENT OF THE ASSEMBLY.—Mr. O’Shanassy moved, by leave of the Assembly, That the House at its rising this day do adjourn until Tuesday next at four o’clock.

Question—put and resolved in the affirmative.

7. INNKEEPERS AND CARRIERS BILL.—Mr. Wood moved, pursuant to notice, That he have leave to bring in a Bill to amend the Law relating to Innkeepers and Carriers.

Question—put and resolved in the affirmative.

Ordered—That Mr. Wood and Mr. Humffray do prepare and bring in the Bill.

Mr. Wood and Mr. Humffray then brought up a Bill, intituled “*A Bill to amend the Law relating to Innkeepers and Carriers,*” and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 3rd November next.

8. PRISONERS’ PIER, WILLIAMSTOWN.—Mr. Perry moved, pursuant to notice, That in the opinion of this House it is expedient that the Honorable the President of the Board of Land and Works should direct that the extension of the Prisoners’ Pier at Williamstown be immediately proceeded with, to serve as a breakwater for the protection of the Shipping at the Railway Pier, now shortly to be opened for traffic.

Debate ensued.

Motion, by leave, withdrawn.

9. OYSTER FISHERIES.—Mr. Mollison moved, pursuant to *amended* notice, That the House will on Wednesday next resolve itself into a Committee of the whole to consider the following resolutions:—

(1.) That it is expedient to regulate by law the Oyster Fisheries within the waters of Victoria.

(2.) That it is further expedient to levy a tax of not exceeding *forty shillings* annually, by way of license fee, on all persons engaged in these fisheries.

(3.) That a Bill be brought in to give effect to these resolutions.

Debate ensued.

Question—put and resolved in the affirmative.

10. WATER FROM YAN YEAN RESERVOIR.—Mr. Heales moved, pursuant to *amended* notice, That it having been stated, and generally believed by professional men and others, that the water from the Yan Yean Reservoir, as delivered to the citizens of Melbourne, contains impurities injurious to the health of the people, it is therefore most desirable that, if such impurities exist, a remedy should be adopted without delay, a Select Committee be appointed, with power to take evidence, send for persons and papers, and report on—

(1.) The properties of the water of the Yan Yean, at the reservoir, and as delivered in the houses in Melbourne, and its effects upon the human system.

(2.) Should the evidence adduced show that such impurities do exist, to report such remedies as professional and scientific men may, in their evidence, recommend.

That the Committee consist of Mr. Horne, Dr. Embling, Mr. Langlands, Dr. Greeves, Dr. Owens, Dr. Thomson, and the Mover; three to form a quorum.

Debate ensued.

Question—put and resolved in the affirmative.

11. MURRAY ROAD.—Mr. D. S. Campbell moved, pursuant to notice, That a copy of all the correspondence connected with the Murray Road, *viâ* McCrae-street, Sandhurst, be laid upon the Table of the House.

Question—put and resolved in the affirmative.

Assembly adjourned at thirty-one minutes past ten o’clock until four o’clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 10.

TUESDAY, 26TH OCTOBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PAPERS.—Mr. O'Shanassy presented—

Denominational Schools.—Special Report on the position of Denominational Schools during the year 1858.

Ordered to be printed.

Captain Mac Mahon.—Return to an Order of the Assembly, dated 12th October, 1858, for copies of all papers relating to the retirement of Captain Mac Mahon from the Government service.

Ordered to lie on the Table.

Mr. Chapman presented—

Mr. Crofton.—Return to an Order of the Assembly, dated 14th October instant, for copies of the following correspondence, viz. :—

- (1.) The correspondence between the Chairman of the Bench at Emerald Hill and the Honorable the Attorney General, on the subject of the removal of Mr. Crofton, clerk to the Bench.
- (2.) The correspondence between the Attorney General and Mr. Hackett, stipendiary magistrate, connected with the same subject.
- (3.) The correspondence between the Municipal Council of Emerald Hill and the Attorney General on the same subject.
- (4.) Any correspondence that has taken place between the Attorney General and the Chairman of the Prahran Bench, or any of the Prahran Magistrates, relative to the efficiency of Mr. Crofton, or to the appointment of a resident clerk for that district in his stead.
- (5.) The correspondence between the Chairman of the Bench and the Chairman of the Board of Enquiry connected with this subject.

Fees to Prosecuting Barristers.—A statement of fees paid to Barristers for prosecuting on behalf of the Crown at the Supreme and Circuit Courts in the years 1856, 1857, and up to the 30th September, 1858.

Severally ordered to lie on the Table.

Mr. Gavan Duffy presented—

McKay v. Pasley.—Return to an Order of the Assembly, dated 14th October instant, for copies of correspondence and proceedings in the claim of McKay against Pasley, for compensation.

Ordered to lie on the Table.

3. PETITIONS.—Mr. D. S. Campbell presented a Petition from the shareholders in the Clunes Company, and others, working on the private land at Clunes, leased by the Clunes Company, praying the House to pass a measure for regulating mining on private lands, and at the same time to legalize the contracts now entered into for this purpose, and thus give the petitioners a legal standing that would enable them to protect themselves from encroachment.

Petition read, and ordered to lie on the Table.

Mr. Wood presented a Petition from the Municipal Council of Carisbrook, under the corporate seal of the municipality, praying the House would not depart from the recommendation of the Royal Commission appointed to inquire generally into the state of the gaols and lock-ups of the Colony, that a district gaol might be erected at Carisbrook; and further, that this House would not allow such gaol to be erected at Maryborough until further inquiry, and unless it should appear to this House that it would be conducive to the interest of the general public that such gaol should be built at Maryborough.

Ordered to lie on the Table.

Dr. Owens presented a Petition from certain owners and occupiers of land in Epsom and Huntly, in the District of Sandhurst, praying the Assembly to take into serious consideration the hardship of their case, as set forth in the Petition, all of them having laid out their capital, and many of them their all, on the land referred to in the Petition, which would be utterly worthless unless the sludge nuisance be abated.

Ordered to lie on the Table.

4. MUNICIPAL ACT AMENDMENT BILL.—Mr. Chapman moved, pursuant to notice given by Mr. Ireland, That he have leave to bring in a Bill to amend an Act for the establishment of Municipal Institutions in Victoria.

Question—put and resolved in the affirmative.

Ordered—That Mr. Ireland and Mr. Chapman do prepare and bring in the Bill.

Mr. Chapman then brought up a Bill, intituled, "*A Bill to amend an Act for the Establishment of Municipal Institutions in Victoria,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 2nd November next.

5. ELECTORAL DISTRICTS ALTERATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair, and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, on Thursday next, again resolve itself into the said Committee.

6. SHORTENING OF PARLIAMENTS BILL.—Mr. Chapman moved, That this Bill be now read a second time.

Question—put.

Assembly divided.

Ayes, 39.

Capt. Anderson,
Mr. Aspinall,
Mr. Beaver,
Mr. Blair,
Mr. Board,
Mr. Brooke,
Mr. D. S. Campbell,
Mr. Chapman,
Mr. Crews,
Mr. Davis,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Everard,
Mr. Findlay,
Mr. Greeves,
Mr. Haines,
Mr. Hancock,
Mr. Harker,
Mr. Heales,
Mr. Henty,
Mr. Hughes,
Mr. Humffray,
Mr. John Johnson,
Mr. Ireland,
Mr. Langlands,
Mr. Michie,
Mr. Mollison,
Mr. Moore,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Perry,
Mr. Phelan,
Mr. Ricardo,
Mr. Sitwell,
Mr. Wills,
Mr. Wood,
Mr. Horne, } *Tellers.*
Mr. Snodgrass. }

Noes, 2.

Mr. Adamson, } *Tellers.*
Mr. Lalor. }

And so it was resolved in the affirmative.
Bill read a second time.

Mr. Chapman moved, That this Bill be now committed to a Committee of the whole House.

Question—put and resolved in the affirmative.

And, on the further motion of Mr. Chapman, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman having reported the Bill without amendment, the Assembly ordered the same to be read a third time Wednesday, 10th November instant.

7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Thursday next :—

“ *Supply.—Resolutions in Committee to be reported.*”

“ *Supply.—To be further considered in Committee.*”

8. CALL OF THE HOUSE.—Mr. Heales moved, pursuant to notice, That on the 10th day of November next the House be called.

Question—put and resolved in the affirmative.

Assembly adjourned at ten minutes to eleven o'clock until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 11.

WEDNESDAY, 27TH OCTOBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor—
Meteorological Report.—Third Meteorological Report, with Diagram of Barometric Pressure, &c.
Ordered to lie on the Table.
Mr. O'Shanassy also presented—
Fitz Roy Ward Improvement.—Return of Receipts and Expenditure for the year ending 31st August, 1858.
Ordered to be printed.
3. PETITION.—Mr. Michie presented a Petition from John Randle Pascoe, Walter Powell, John Phillips, and Robert Gallagher, respectively of Melbourne, praying that leave might be given to bring in a Bill for the purpose of enabling the Trustees for the time being of the land referred to in the Petition, to convey the same to James Webb, his heirs and assigns, freed and discharged from the trusts of the model deed mentioned in the Petition, and all other if any the trusts declared in and by the Crown Grant for the erection of a chapel thereon.
Ordered to lie on the Table.
4. PAPERS.—Mr. Gavan Duffy presented—
Lands and Survey.—Report of Mr. Surveyor Skene on the Lands and on the state of the Survey Department in the Country Districts.
Ordered to lie on the Table.
5. HEATHCOTE AND RODNEY—ROADS AND BRIDGES.—Mr. Everard moved, pursuant to notice, That on Wednesday, 3rd November next, the House resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency, praying that His Excellency will place on the Estimates for 1859 the sum of £15,000 (Fifteen thousand pounds) for the necessary expenditure in providing Roads and Bridges in the Electoral District of Heathcote and Rodney.
Debate ensued.
Motion, by leave, withdrawn.
6. BRIDGE OVER THE YARRA.—Mr. R. S. Anderson moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to place on the Estimates for 1859 the sum of £25,000, for the construction of a Bridge over the River Yarra Yarra, at the Falls below Prince's Bridge, and approaches thereto.
Debate ensued.
Motion, by leave, withdrawn.
7. IMPOUNDING AND DISTRAINING LAW AMENDMENT BILL.—Mr. Wood moved, pursuant to notice, That he have leave to bring in a Bill to amend the Law relating to impounding and distraining.
Question—put and resolved in the affirmative.
Ordered—That Mr. Wood and Mr. Sitwell do prepare and bring in the Bill.
Mr. Wood and Mr. Sitwell then brought up a Bill, intituled, "*A Bill to amend the Law relating to impounding and distraining,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 3rd November next.

8. **BILLS OF SALE :** Mr. Wood moved, pursuant to notice, That he have leave to bring in a Bill to prevent frauds upon Creditors by secret Bills of Sale, and to give effect to Bills of Sale of personal property in certain cases.
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Wood and Mr. Wilkie do prepare and bring in the Bill.
 Mr. Wood and Mr. Wilkie then brought up a Bill, intituled, "*A Bill to prevent Frauds upon Creditors by secret Bills of Sale, and to give effect to Bills of Sale of personal property in certain cases,*" and moved that it now be read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 10th November next.
9. **DELIVERY OF GOODS IN MELBOURNE.**—Mr. Lalor moved, pursuant to notice, That a Committee be appointed for the purpose of reporting on the best means of enabling merchants to have their goods delivered in Melbourne from the shipping in Hobson's Bay, such Committee to consist of Mr. Gavan Duffy, Mr. Moore, Mr. R. S. Anderson, Mr. Quarterman, Mr. Wood, and the Mover ; three to form a quorum.
 Debate ensued.
 Motion, by leave, withdrawn.
10. **EXPLORATION OF THE INTERIOR.**—Dr. Embling moved, pursuant to *amended* notice, That it is the opinion of this House that the Chief Secretary should communicate, without delay, with the Governments of New South Wales and South Australia, and invite the co-operation of those colonies in the exploration of the Interior.
 Debate ensued.
 Motion, by leave, withdrawn.
11. **MELBOURNE SEWERAGE AND WATER ACT AMENDMENT ACT.**—Mr. Mollison having, pursuant to notice, called the attention of the House to the operation of Clause V. of the Melbourne Sewerage and Water Amendment Act, as to the hardships caused to the owners of tenements by the present state of the law, moved, That he have leave to bring in a Bill to amend the Melbourne Sewerage and Water Act Amendment Act.
 Debate ensued.
 Motion, by leave, withdrawn.
12. **STATE AID TO RELIGION ABOLITION BILL.**—Dr. Embling moved, pursuant to notice, That he have leave to bring in a Bill to provide for the abolition of State Aid to Religion.
 Question—put and resolved in the affirmative.
 Ordered—That Dr. Embling and Mr. Service do prepare and bring in the Bill.
 Dr. Embling and Mr. Service then brought up a Bill, intituled, "*A Bill to provide for the abolition of State Aid to Religion,*" and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 10th November next.
13. **APPROPRIATION ACT.**—Mr. Ebdon moved, pursuant to notice, That the following be adopted as additional Standing Orders of the Assembly :—
 (1.) In framing the Annual Estimates of Expenditure the several divisions thereof shall be expressly stated therein, and when they shall have passed through the Committee of Supply, and the resolutions of such Committee shall have been reported to and adopted by the House, the several votes so reported and adopted, shall be printed in the same manner and under the same divisions, sub-divisions, and items of sub-division, that shall have been employed in framing the said Estimates.
 (2.) In order that the Treasurer's yearly statement of expenditure may correspond, item for item, with the *Appropriation Act*, the several votes so printed shall be appended to such Act, in the form of a schedule, in lieu of the details hitherto inserted in the body of such Act.
 Question—put and resolved in the affirmative.
14. **MEDICAL BILL.**—Dr. Embling moved, pursuant to notice, That he have leave to bring in a Bill to provide for the better regulation of the medical profession in Victoria, for examination of candidates for diplomas or licenses to practice, and for other purposes.
 Debate ensued.
 Question—put and negatived.
15. **ADJOURNMENT OF THE HOUSE.**—Mr. Service moved, That this House do now adjourn.
 Motion, by leave, withdrawn.
16. **IMPRISONMENT FOR DEBT ABOLITION BILL.**—Mr. Aspinall moved, pursuant to notice given by Mr. Grant, That he have leave to bring in a Bill to abolish the Imprisonment for Debt.
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Grant and Mr. Aspinall do prepare and bring in the Bill.
 Mr. Aspinall then brought up a Bill, intituled, "*A Bill to abolish the Imprisonment for Debt,*" and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 10th November next.

17. RIVER AND HARBOR TRUST.—Mr. Service moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into the best means of promoting improved harbor accommodation for the Port of Melbourne, and to consider the desirability of instituting a River and Harbor Trust, and the best mode of connecting Hobson's Bay with the City of Melbourne, such Committee to consist of the following gentlemen, viz. :—Mr. O'Shanassy, Mr. Haines, Mr. Horne, Mr. Moore, Mr. Board, Mr. Ebden, Mr. Perry, Mr. Langlands, Mr. Chapman, Mr. Quarterman, Mr. R. S. Anderson, Mr. Greeves, Mr. Lalor, Mr. D. S. Campbell, and the Mover, and to have power to call for papers and take evidence; five to form a quorum.
 Debate ensued.
 Question—put and resolved in the affirmative.
18. PRESERVATION OF FISH BILL.—Mr. Hancock moved, pursuant to notice, That he have leave to bring in a Bill for the Preservation of Fish in the Lakes and Rivers of the Colony of Victoria.
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Hancock and Mr. Greeves do prepare and bring in the Bill.
 Mr. Hancock and Mr. Greeves then brought up a Bill, intituled, "*A Bill for the Preservation of Fish in the Lakes and Rivers of the Colony of Victoria,*" and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time, Wednesday, 3rd November next.
19. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Friday, 29th October instant :—
 "*Public Instruction Bill.—Second reading.*"
 "*Public Schools Bill.—Second reading.*"
 "*Administration of Estates Bill.—Second reading.*"
20. ADJOURNMENT OF THE ASSEMBLY.—Mr. Wood moved, That this House do now adjourn.
 Question—put and negatived.
21. OYSTER FISHERIES.—The House, according to order, resolved itself into a Committee of the whole to consider the following resolutions :—
 (1.) That it is expedient to regulate by law the Oyster Fisheries within the waters of Victoria.
 (2.) That it is further expedient to levy a tax of not exceeding *forty shillings* annually, by way of license fee, on all persons engaged in these fisheries.
 (3.) That a Bill be brought in to give effect to these resolutions.
 Mr. Speaker resumed the Chair, and Mr. Aspinall reported that the Committee had come to several Resolutions.
 Ordered, That the report be received to-morrow.
- Assembly adjourned at twelve minutes past eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 12.

THURSDAY, 28TH OCTOBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PAPERS.—Mr. Gavan Duffy presented—

Mr. F. Byerly.—Return to an Order of the Assembly, dated 14th October instant, for—

A return showing copies of all correspondence and reports connected with the dismissal of Frederick Byerly, Esq., from the Survey Department; also, a Return showing the number and nature of cases where a departure from the regulations for laying out pre-emptive sections has been sanctioned by the Executive.

Ordered to lie on the Table.

3. DISTILLATION.—Mr. Harker moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of Ways and Means, for the purpose of considering the propriety of imposing a duty upon Spirits distilled in Victoria.

Debate ensued.

Question—put and resolved in the affirmative.

4. CHURCH PROPERTIES BILL.—Mr. Chapman moved, pursuant to notice given by Mr. Ireland, That he have leave to bring in a Bill to incorporate the Trustees of all places of Public Worship in Victoria, and for other purposes.

Question—put and resolved in the affirmative.

Ordered—That Mr. Chapman and Mr. O'Shanassy do prepare and bring in the Bill.

Mr. Chapman and Mr. O'Shanassy then brought up a Bill, intituled "*A Bill to incorporate the Trustees of all Places of Public Worship in Victoria, and for other purposes,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 4th November next.

5. ELECTORAL DISTRICTS ALTERATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, to-morrow, again resolve itself into the said Committee.

6. SUPPLY—SUPPLEMENTARY ESTIMATES FOR 1858.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow :—
21st October.

Resolved—That the several sums hereafter mentioned be appropriated to Her Majesty to defray the supplementary charges for the year 1858 for the several services hereunder specified, being—

II.—CHIEF SECRETARY.

(1.)—No. 24.	GAOLS.				
	SALARIES AND WAGES.	£	s.	d.	£ s. d.
	Six Turnkeys, at 10s each per diem, from 1st June	642	0	0	
	Three Constables, at 10s. each per diem, from 1st June	321	0	0	
	(In lieu of the Military.)				
	Total (No. 24)	...	...		963 0 0
(2.)—No. 29.	MEDICAL.				
	CONTINGENCIES.				
	Expenses of the Central Board of Health	500	0	0	500 0 0
(3.)—No. 36.	EDUCATION.				
	Maintenance of Elementary Schools for the last six months of the year 1858 :—				
	To the Denominational School Board	44,000	0	0	
	To the National School Board	16,000	0	0	
	Total (No. 36)	...	...		60,000 0 0
(4.)—No. 45.	SCIENTIFIC.				
	AGRICULTURAL AND ZOOLOGICAL SOCIETIES				
	Grant in aid towards the formation of a National Zoological Collection	3,000	0	0	3,000 0 0
(5.)—No. 52.	MISCELLANEOUS.				
	Preparing the Electoral Roll, and Expenses of Elections	15,000	0	0	
	For the maintenance of deserted children	700	0	0	
	Total (No. 52)	...	...		15,700 0 0
	TOTAL, CHIEF SECRETARY				

III.—ATTORNEY GENERAL.

(6.)—No. 54.	LAW OFFICERS OF THE CROWN.				
	PROTHONOTARY.	£	s.	d.	£ s. d.
	Allowances to Witnesses at Supreme Court	1,000	0	0	1,000 0 0
(7.)—No. 57.	CLERKS OF COUNTY COURTS, COURTS OF MINES, Etc.				
	SALARIES.				
	Additional Clerk for County Court, Geelong (for Insolvency business), from 1st June, at £300 per annum	175	0	0	175 0 0
(8.)—No. 58.	CONTINGENCIES TO NOS. 55, 56, AND 57.				
	Allowance to Dr. Mackay for officiating as Deputy Judge of Court of Mines and Chairman of Quarter Sessions during the illness of Mr. Rogers	100	0	0	
	Clerical assistance	25	0	0	
	Allowances to Witnesses at General Sessions, &c.	1,000	0	0	
	Assessors' Fees	400	0	0	
	Total (No. 58)	...	...		1,525 0 0
	CORONERS.				
(9.)—No. 59.	CONTINGENCIES.				
	Surgeons' Fees	600	0	0	
	Incidental Expenses	100	0	0	
	Total (No. 59)	...	...		700 0 0
	TOTAL, ATTORNEY GENERAL				

IV.—TREASURER.

(10.)—No. 60. SALARIES.				£	s.	d.	£	s.	d.
RECEIVERS AND PAYMASTERS.									
<i>Melbourne.</i>									
One Clerk, at £250 per annum, from 1st June...				145	16	8			
<i>Port Albert.</i>									
			£ s. d.						
Receiver and Paymaster, at £500 per annum, from 1st June ...				291	13	4			
Less amount previously voted as salary for a Clerk at £300 ...				175	0	0			
				<hr/>			116	13	4
<i>Belfast.</i>									
Receiver and Paymaster, at £500 per annum, from 1st June ...				291	13	4			
Less amount previously voted as salary for a Clerk at £350 ...				204	3	4			
				<hr/>			87	10	0
<i>Portland.</i>									
Receiver and Paymaster, at £500 per annum, from 1st June ...				291	13	4			
Less amount previously voted as salary for a Clerk, at £350 ...				204	3	4			
				<hr/>			87	10	0
<i>Warrnambool.</i>									
Receiver and Paymaster, at £500 per annum, from 1st June ...				291	13	4			
Total (No. 60) ...				...	...	...	729	3	4
(11.)—No. 61. CONTINGENCIES.									
Clerical Assistance ...				450	0	0	450	0	0
(12.)—No. 71. MUNICIPALITIES.									
Grant in aid of the Melbourne Municipality ...				25,000	0	0	25,000	0	0
On condition that the expenditure be incurred with the concurrence of the Board of Land and Works.									
(13.)—No. 72. MISCELLANEOUS.									
Compensation to Mr. J. G. M. Wigley, in accordance with a Report from a Select Committee of the Legislative Assembly ...				166	19	0			
Compensation, in accordance with the Report of the Select Committee of the Legislative Assembly on the Ballarat Riots—									
			£ s. d.						
To D. and W. Wallace ...				30	0	0			
To Michael Walsh ...				120	0	0			
To Alfred Yates Carr ...				150	0	0			
				<hr/>			300	0	0
Gratuity and Compensation to the Widow of the late Mr John S. August, in accordance with the Report of a Select Committee of the Legislative Assembly ...				200	0	0			
Gratuity to the Widow and two Infant Children of the late Mr. Samuel Isles, in accordance with the Report of a Select Committee of the Legislative Assembly ...				350	0	0			
Gratuity to the Widow of the late Mr. James Pearse, in accordance with the Report of a Select Committee of the Legislative Assembly				150	0	0			
Total (No. 72) ...				...	...	...	1,166	19	0
TOTAL, TREASURER ...				27,346	2	4			

**V.—BOARD OF LAND AND WORKS.
WORKS AND BUILDINGS.**

	£	s.	d.	£	s.	d.
(14.)—No. 77. ROADS AND BRIDGES. Maintenance of Roads	40,000	0	0	40,000	0	0
(15.)—No. 80. BUILDINGS, Etc., MELBOURNE. Amount allowed for extra work on Contract for the erection of Wooden Cottages at the Lunatic Asylum, Yarra Bend	418	10	6	418	10	6
(16.)—No. 82. MARINE AND RIVER WORKS. Completing the Buildings at, and levelling the ground for, Marine Yard, Williamstown ...	500	0	0	500	0	0
(17.)—No. 87. COURT HOUSES. Erection of a Court House for Petty Sessions at Avoca	1,000	0	0	1,000	0	0
(18.)—No. 91. LIGHTHOUSES AND LIGHT VESSELS. For the purchase of, and necessary fittings for, a Vessel for a Lightship, Geelong Harbor ...	1,000	0	0	1,000	0	0
(19.)—No. 94. MISCELLANEOUS. For supplying the Township of Oakleigh with Water Providing service piping, &c., to enable the Com- missioners of Water and Sewers to supply the City of Melbourne with water (as an advance to be repaid by the Commissioners)	400	0	0	6,000	0	0
Total (No. 94) ... ..	...	...	...	6,400	0	0
TOTAL, BOARD OF LAND AND WORKS ...	49,318	10	6			

RAILWAYS.

	£	s.	d.	£	s.	d.
(20.)—No. 98. COMMISSIONER OF RAIL- WAYS. SALARIES AND WAGES. <i>Williamstown Station.</i> Amount required for six months, to 31st Decem- ber, 1858	1,436	5	0	1,436	5	0
(21.)—No. 99. CONTINGENCIES. Stores	100	0	0	100	0	0
TOTAL, RAILWAYS	—	—	—			

VI.—COMMISSIONER OF TRADE AND CUSTOMS.

	£	s.	d.	£	s.	d.
(22.)—No. 105. CUSTOMS. SALARIES AND WAGES. <i>Port of Melbourne.</i> Thirteen Tidewaiters, viz., six at £175 per annum each, and seven at £150 per annum each, from 1st June	1,225	0	0			
<i>Port of Geelong.</i> One Tidewaiter, at £150 per annum, from 1st June	87	10	0			
Total (No. 105) ... ..	...	...	...	1,312	10	0
(23.)—No. 106. CONTINGENCIES. Occasional Assistance at other Ports	350	0	0	350	0	0
(24.)—No. 116. IMMIGRATION HOSPITAL. SALARIES. <i>Establishments.</i> Matron, at £60 per annum, from 1st June ...	35	0	0			
Nurse, at £36 per annum ditto ...	21	0	0			
Cook, at £36 per annum ditto ...	21	0	0			
Total (No. 116) ... ..	...	...	...	77	0	0

(25.)—No. 117. CONTINGENCIES.					£	s.	d.	£	s.	d.
Provisions	...	...	...	...	35	0	0			
Medicines and Medical Comforts	...	...	...	...	80	0	0			
Stores and Stationery	...	...	...	...	12	0	0			
Furniture...	...	...	...	...	5	0	0			
Fuel, Light, and Water	...	...	...	...	85	0	0			
Funerals	...	...	...	...	12	0	0			
Incidental Expenses	...	...	...	...	33	0	0			
Total (No. 117)					...	...	...	262	0	0
TOTAL, TRADE AND CUSTOMS					2,001	10	0			

VII.—POSTMASTER GENERAL.

(26.)—No. 122. POST OFFICES.					£	s.	d.	£	s.	d.
SALARIES AND WAGES.										
Twelve Letter Carriers, at 8s. per diem, from 1st June					1,027	4	0	1,027	4	0
(27.)—No. 123. CONTINGENCIES.										
Allowances for Overtime in sorting English Mails					1,000	0	0			
Purchase of four Mail Carts, at £60 each					240	0	0			
Purchase of four Horses, at £50 each					200	0	0			
Forage (for four Horses)...					236	0	0			
Shoeing and Farriery					80	0	0			
Stores					60	0	0			
Repairs to Mail Carts					20	0	0			
Total (No. 123)					...	...	...	1,836	0	0
TOTAL, POSTMASTER GENERAL					2,863	4	0			

ADDITIONAL SUPPLIES FOR 1857—

Resolved—That the several sums next hereafter mentioned be appropriated to Her Majesty to defray the additional supplementary charges for the year 1857 for the several services next hereunder specified—

V.—BOARD OF LAND AND WORKS.

(28.)—No. 77. RENTS AND FURNITURE.					£	s.	d.	£	s.	d.
Rent of Premises hired for Police Purposes	...	...	...	...	250	0	0			
Rent of Premises for Public Offices, &c.	...	...	...	...	151	13	2			
Furniture for Public Offices	...	...	...	...	43	3	0	444	16	2
FENCES.										
Fencing Police Reserves	...	...	...	...	17	11	6	17	11	6
Total (No. 77)					462	7	8			
MISCELLANEOUS.										
(29.)—No. 115.										
<i>(Under the control of the Treasurer.)</i>										
Further sum required for the purchase of Standard Weights and Measures					300	0	0	300	0	0
TOTAL AMOUNT					...	...	...	£762	7	8

Resolved—That the sum next hereafter mentioned be appropriated to Her Majesty to defray the supplementary charge for the year 1858 for the service hereunder specified, viz. :—

(30.)—RAILWAYS.

Liabilities incurred on account of Railways, and further Expenditure on account of Railway Works, to be repaid out of a Loan to be raised for Railway Works	£250,000
-------------------------------------------------------------------------------------------------------------------------------------------------------------	-----	-----	-----	-----	-----	-----	-----	-----	-----	----------

The said resolutions being read a second time were agreed to.

7. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

“*Supply—To be further considered in Committee,*” until Tuesday, 2nd November next; and

“*Officials in Parliament Bill—Second reading,*” until to-morrow.

8. **OYSTER FISHERIES.**—Mr. Aspinall reported from a Committee of the whole certain resolutions, which were read as follow:—

Resolved—

(1.) That it is expedient to regulate by law the oyster fisheries within the waters of Victoria.

(2.) That it is further expedient to levy a tax of not exceeding Forty Shillings annually, by way of license-fee, on all persons engaged in these fisheries.

(3.) That a Bill be brought in to give effect to these resolutions.

And the said resolutions were read a second time and agreed to.

Assembly adjourned at twelve o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 13.

FRIDAY, 29TH OCTOBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. CAPT. MAC MAHON.—Captain Anderson moved, by leave of the Assembly, That the Return to the Order of the Assembly of the 12th October instant, for copies of all papers relating to the retirement of Captain Mac Mahon from the Government service, laid on the Table of this House 26th October instant, be printed.
Question—put and resolved in the affirmative.
3. OYSTER FISHERIES BILL.—Mr. Mollison and Mr. Greeves brought up a Bill, intituled, “*A Bill for the regulation of Oyster Fisheries in Victoria,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 10th November next.
4. WAYS AND MEANS.—The Order of the Day being read for the Committee of Ways and Means, on the motion of Mr. Harke, the Assembly resolved itself into the Committee.
Mr. Speaker resumed the Chair, and Mr. Aspinall reported that the Committee had come to several resolutions.
Ordered—That the Report be received Tuesday, 2nd November next.
5. ELECTORAL DISTRICTS ALTERATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on Tuesday next, again resolve itself into the said Committee.
6. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Friday, 5th November next :—
“*Officials in Parliament Bill—Second reading.*”
7. ST. JAMES’S CHURCH LANDS BILL.—On the motion of Mr. Haines, the Assembly specially ordered that the second reading of this Bill be postponed until Wednesday, 3rd November next.
8. MR. F. BYERLY.—Mr. Snodgrass moved, pursuant to *amended* notice, That a Select Committee be appointed to inquire and report upon the circumstances connected with the dismissal of Mr. F. Byerly from the situation he held in the Survey department, with power to take evidence and send for papers, three to form a quorum; such Committee to consist of Mr. Moore, Mr. Ebdon, Mr. Gavan Duffy, Mr. O’Shanassy, Mr. Wills, Mr. Wilkie, and the Mover.
Debate ensued.
Question—put and resolved in the affirmative.
9. POLICE AND CUSTOMS BOAT, WESTERN PORT.—Mr. Greeves moved, pursuant to notice given by Captain Anderson, That this House will, on Tuesday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1859, a sufficient sum to cover the expense of a Police and Customs Boat at Western Port.
Question—put and resolved in the affirmative.

10. BALLAARAT WATER SUPPLY.—Mr. Humffray moved, pursuant to notice, for the appointment of a Select Committee to inquire and report—
 (1.) On the most economical mode of supplying the inhabitants of Ballaarat, East and West, with a sufficiency of water for domestic and sanitary purposes.
 (2.) Whether it is just and expedient or otherwise that *Bye-Law No. 7 of the Municipal Council of Ballaarat* should be repealed.
 The Committee to have power to call for books and papers, and to take evidence, and to consist of Mr. Lalor, Dr. Owens, Mr. Perry, Mr. Harker, Mr. Wood, Mr. Wilkie, Mr. Wills, and the Mover; three to form a quorum.
 Question—put and resolved in the affirmative.
11. RICHMOND CHURCH LANDS BILL.—On the motion of Mr. D. S. Campbell, the Assembly specially ordered that the second reading of this Bill be postponed until Wednesday, 3rd November next.
12. REGISTRATION BILL.—Mr. Adamson moved, pursuant to notice, That he have leave to bring in a Bill to amend the Law relating to the registration of Parliamentary Electors.
 Debate ensued.
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Adamson and Mr. Lalor do prepare and bring in the Bill.
 Mr. Adamson and Mr. Lalor then brought up a Bill, intituled, "*A Bill to amend the Law relating to the Registration of Parliamentary Electors,*" and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 2nd November next.
13. GRANTS OF LAND FOR CHURCH AND SCHOOL PURPOSES.—Mr. Beaver moved, pursuant to *amended* notice, That a Return be laid on the Table of this House of all lands granted for Church and School purposes within the Colony of Victoria, and the time when such grants were made, shewing—
 (1.) The area and locality of the site.
 (2.) Whether for the erection of Churches, Schools, or Ministers' Residences; distinguishing each several denomination, and those for which grants are issued.
 Question—put and resolved in the affirmative.
14. MEDICAL OFFICER FOR POLICE FORCE.—Mr. Humffray moved, pursuant to notice given by Mr. Blair, for a copy of the correspondence between the Chief Inspector of Police and the Government relative to the appointment of a medical officer for the police force.
 Question—put and resolved in the affirmative.
15. PALÆONTOLOGY.—Mr. Mollison moved, pursuant to *amended* notice, for a copy of a correspondence in the Chief Secretary's Office, under date 5th May, 1858, from A. R. C. Selwyn, Esq., on the subject of a vote for Palæontology, in connection with the Geological Survey of Victoria.
 Question—put and resolved in the affirmative.
16. WESLEYAN CHURCH LANDS BILL.—Mr. Michie moved, pursuant to notice, That he have leave to bring in a Bill to enable the Trustees for the time being to sell and convey certain land in the City of Melbourne vested in such Trustees to the use of the religious society denominated Wesleyan Methodists.
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Michie and Mr. Mollison do prepare and bring in the Bill.
 Mr. Michie and Mr. Mollison then brought up a Bill, intituled "*A Bill to enable the Trustees for the time being to sell and convey certain Land in the City of Melbourne vested in such Trustees to the use of the religious society denominated Wesleyan Methodists,*" and moved that it be now read a first time.
 Question—put and resolved in the affirmative.
 Bill read a first time.
17. PUBLIC INSTRUCTION BILL.—Mr. Colin Campbell moved, That this Bill be now read a second time.
 Notice being taken that a Quorum of Members were not present, the House was counted by Mr. Speaker, and a Quorum not being present, and it being three minutes past eleven o'clock, Mr. Speaker adjourned the House, without question being first put, until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 14.

TUESDAY, 2ND NOVEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Lalor presented a Petition from C. M. Ingles, styling himself Chairman of a Public Meeting of the Inhabitants of Sandridge, praying that by the Electoral Districts Alteration Bill Sandridge might be accorded one Member.
Ordered to lie on the Table.
3. PAPERS.—Mr. Gavan Duffy presented—
Grants of Land for Church and School purposes—Return to an order of the Legislative Assembly, dated 29th October last, for a return of all lands granted for church and school purposes within the Colony of Victoria, and the time when such grants were made, shewing—
 - (1.) The area and locality of the site.
 - (2.) Whether for the erection of Churches, Schools, or Ministers' Residences; distinguishing each several denomination, and those for which grants have issued.Ordered to lie on the Table.
4. FEDERAL UNION OF THE AUSTRALIAN COLONIES.—Mr. Gavan Duffy moved, pursuant to notice, That the Committee on the Federal Union of the Australian Colonies, consisting of Mr. Michie, Mr. O'Shanassy, Mr. Ebdon, Mr. Ireland, Mr. Moore, Dr. Evans, Mr. Horne, Mr. Syme, Mr. Harker, and Mr. Gavan Duffy, be now re-appointed; three to form a quorum.
Question—put and resolved in the affirmative.
5. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow:—
"Municipalities Amendment Bill—Second reading."
6. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.
Ordered—That the report be received to-morrow.
Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.
Resolved—That this House will, on Thursday, 4th November instant, again resolve itself into the said Committee.
7. WAYS AND MEANS.—Mr. Aspinall reported from the Committee of Ways and Means certain resolutions, which were read as follows—
29th October, 1858.
Resolved—
 - (1.) That a duty of nine shillings and threepence per gallon be imposed upon all Proof Spirits distilled in the Colony.
 - (2.) That a Bill be brought in for this purpose.The said resolutions, being read a second time, were agreed to.
8. ELECTORAL DISTRICTS ALTERATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had gone through the Bill, and had agreed to the same with amendments.
Ordered—That the same be taken into consideration, Thursday, 4th November instant.—
Bill, as amended, to be printed.

9. **GAME PROTECTION BILL.**—Mr. Snodgrass moved, pursuant to notice, That he have leave to bring in a Bill for the Protection of Deer and other Game.
Question—put and resolved in the affirmative.
Ordered—That Mr. Snodgrass and Mr. Phelan do prepare and bring in the Bill.
Mr. Snodgrass and Mr. Phelan then brought up a Bill, intituled, “*A Bill for the Protection of Deer and other Game,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 16th November instant.
10. **GOLD FIELDS POPULATION.**—Mr. Adamson moved, pursuant to notice, That there be laid upon the Table of the House a tabulated statement of the weekly returns of population of the several gold fields, transmitted by the Wardens, from the 30th June, 1857, to the present time.
Question—put and resolved in the affirmative.
11. **YAN YEAN WATER COMMITTEE.**—Mr. Heales moved, pursuant to notice, That Mr. Blair and Mr. Humffray be added to the Select Committee appointed to enquire into the properties of the Yan Yeau water.
Question—put and resolved in the affirmative.
12. **PUBLIC INSTRUCTION BILL.**—Mr. Colin Campbell moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.
Bill read a second time.
13. **PUBLIC INSTRUCTION BILL.**—Mr. Heales moved, pursuant to *contingent* notice, That this Bill be referred to a Select Committee, to consist of Mr. R. S. Anderson, Mr. Blair, Mr. C. Campbell, Mr. Gavan Duffy, Mr. Haines, Mr. Harker, Mr. O’Shanassy, Mr. Humffray, Mr. Michie, Mr. Speaker, and the Mover, with power to send for persons and papers.
Question—put and resolved in the affirmative.
14. **LAPSED ORDER OF THE DAY.**—The following Order of the Day was read and lapsed.
“*Public Schools Bill.—Second reading.*”
15. **ADMINISTRATION OF ESTATES BILL.**—Mr. Wood moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. Wood moved, That this Bill be now committed to a Committee of the whole House.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Wood, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
The Chairman having reported the Bill, without amendment, the Assembly ordered the same to be read a third time to-morrow.
16. **POLICE AND CUSTOMS BOAT, WESTERN PORT.**—The Order of the Day for the consideration in Committee of the whole of the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1859 a sufficient sum to cover the expense of a Police and Customs Boat at Western Port, having been read,—On the motion of Captain Anderson Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair, and Mr. Aspinall reported that the Committee had come to a resolution.
Ordered, That the Report be received to-morrow.
17. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the following Order of the Day be postponed until Thursday, 4th November instant :—
“*Registration Bill.—Second reading.*”
- Assembly adjourned at six minutes past eleven o’clock until four o’clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 15.

WEDNESDAY, 3RD NOVEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Horne presented—
Ovens Gold Field Water Company.—Return to an Order of the Legislative Assembly, dated the 14th October last, for—
Copies of any Reports by the District Surveyor or Resident Warden at Beechworth, on the subject of the works proposed to be undertaken by the Ovens Gold Field Water Company.
Ordered to lie on the Table.
3. PETITION.—Mr. R. S. Anderson presented a Petition from J. W. Miller, styling himself Chairman of Delegates from the Municipal Councils of St. Kilda, Emerald Hill, Prahran, East Collingwood, Richmond, Brunswick, and Fitz Roy, praying the House to repeal such portions of the New South Wales Act, 14 Victoria No. 3, commonly called "*The Hackney Carriage Act*," as clash with the licensing and regulating powers given to Municipal Councils with respect to hackney carriages, &c., and that a clause might be inserted in the Municipal Institutions amended Act, now before this House, affixing one uniform fee for license, and making it imperative on each hackney carriage owner, and owner of dray or cart plying for hire, to take out his license in the municipality in which he shall reside, or the municipality nearest thereto, and that the possession of such license shall supersede the necessity for taking out a license in any other municipality.
Ordered to lie on the Table.
4. PUBLIC INSTRUCTION BILL COMMITTEE.—Mr. Heales moved, by leave of the Assembly, That five Members form a quorum of this Committee.
Question—put and resolved in the affirmative.
5. PAPERS.—Mr. Chapman presented, by command of His Excellency the Governor—
Government Botanist.—Annual Report of the Government Botanist and Director of the Botanic Garden.
Ordered to lie on the Table.
Mr. Chapman also presented—
Parliamentary Draftsmen.—A Return of Fees paid to Parliamentary Draftsmen, and for Professional Assistance in the years 1855, 1856, 1857, and up to 30th September, 1858.
Ordered to lie on the Table.
6. MR. A. K. SMITH.—Mr. Moore moved, pursuant to notice, for papers and correspondence connected with the issue of a lease or license for occupation, by Mr. A. K. Smith, of land near the Gas Works.
Question—put and resolved in the affirmative.
7. PAPERS.—Mr. Gavan Duffy presented—
Mr. A. K. Smith.—Return to above Order.
Ordered to lie on the Table.
8. WIDOW OF THE LATE MR. G. D. SMYTHE.—Mr. Davis moved, pursuant to notice, That the House will, on Wednesday, the 10th November, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor to cause a sum of money to be placed on the Estimates for the year 1859 as a gratuity to the widow of the late Mr. District Surveyor G. D. Smythe, as an acknowledgment for his zeal and ability displayed during a period of nineteen years in the public service of the Colony.
Debate ensued.
Question—put.

Assembly divided.

Ayes, 12.

Mr. Adamson,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Ebden,
 Mr. Henty,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Moore,
 Mr. Perry,
 Mr. Wilkie,
 Mr. Greeves, } *Tellers.*
 Mr. Findlay, }

Noes, 16.

Mr. R. S. Anderson,
 Mr. Board,
 Mr. Brooke,
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Everard,
 Mr. Heales,
 Mr. Horne,
 Mr. Ireland,
 Mr. Myles,
 Mr. Ricardo,
 Dr. Thomson,
 Mr. Service, } *Tellers.*
 Mr. Harker, }

And so it passed in the negative.

9. **WHARFAGE RATE.**—Mr. Perry moved, pursuant to notice, That this House will on Thursday next resolve itself into a Committee of the whole, to consider the propriety of imposing a wharfage rate on the importation of goods into the Colony of Victoria.
 Debate ensued.
 Motion, by leave, withdrawn.
10. **MR. A. McLACHLAN.**—Mr. Lalor moved, pursuant to notice, for copies of the correspondence between the Government and Mr. Archibald McLachlan, in reference to his pre-emptive right and certain buildings connected with a run at Ballaarat held by him from the Crown.
 Question—put and resolved in the affirmative.
11. **PAPERS.**—Mr. Horne presented—
 Mr. A. McLachlan.—Return to the above Order.
 Ordered to lie on the Table.
12. **GRANT FOR EDUCATION.**—Mr. C. Campbell moved, pursuant to notice, That this House will, on Friday, 5th November, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1858, the sum of £10,000, to enable the Denominational School Board to meet its necessary engagements for the present year.
 Debate ensued.
 Motion, by leave, withdrawn.
13. **CHURCH OF ENGLAND, WILLIAM-STREET, LANDS BILL.**—Mr. Haines moved, pursuant to notice, That this Bill be now read a second time.
 Debate ensued.
 The second reading of this Bill being opposed, the question was ordered to be postponed until to-morrow.
14. **RICHMOND CHURCH AND SCHOOL LANDS BILL.**—Mr. D. S. Campbell moved, pursuant to notice, That this Bill be now read a second time.
 Debate ensued.
 The second reading of this Bill being opposed, the question was ordered to be postponed until to-morrow.
15. **PUBLIC LANDS.—MR. SKENE'S REPORT.**—Dr. Owens moved, pursuant to notice, That Mr. Surveyor Skene's report on the state of the Survey Department, and the classification of the public lands, except such portion as relates to the personal services of the survey staff, be printed.
 Question—put and resolved in the affirmative.
16. **PAPERS.**—Mr. Chapman presented—
 Port Phillip and Colonial Gold Mining Company.—Copy of correspondence between the Solicitor General and the Clunes Company.
 Ordered to lie on the Table.
17. **MINING ASSOCIATIONS ACT AMENDMENT BILL.**—Mr. Chapman moved, pursuant to notice given by Mr. Ireland, That he have leave to bring in a Bill to amend the Mining Associations Act.
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Chapman and Mr. Harker do prepare and bring in the Bill.
 Mr. Chapman and Mr. Harker then brought up a Bill, intituled, "*A Bill to amend the Mining Associations Act,*" and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 9th November instant.

18. **POSTPONEMENT OF ORDERS OF THE DAY.**—On the motion of Mr. Heales, the Assembly ordered that the consideration of the following Orders of the Day be postponed until Wednesday, 10th November instant, to take precedence of all other Orders of the Day :—

“*Independence of the Legislature Bill—Second reading.*”

“*Pensions Abolition Bill—Second reading.*”

The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

“*Innkeepers and Carriers Law Amendment Bill—Second reading,*” and

“*Impounding and Distraining Law Amendment Bill—Second reading,*” until tomorrow ; and

“*Preservation of Fish Bill—Second reading,*” and

“*Municipalities Act Amendment Bill—Second reading,*” until Wednesday, 10th November instant.

19. **SUPPLY—ESTIMATES FOR 1859.**—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow :—
2nd November.

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1859 for the several services hereunder specified, being—

**I.—HOUSES OF LEGISLATURE.
LEGISLATIVE COUNCIL.**

(1.)—No. 1. SALARIES.	£	s.	d.	£	s.	d.
The President	1200	0	0			
Chairman of Committees	500	0	0			
TOTAL, LEGISLATIVE COUNCIL ... ..	...	...	...	1,700	0	0

All other charges of the Legislative Council are payable out of Schedule D, Part 4, Act 18 and 19 Vic., cap. 55.

LEGISLATIVE ASSEMBLY.

(2.)—No. 2. SALARIES AND WAGES.	£	s.	d.	£	s.	d.
The Speaker	1500	0	0			
Chairman of Committees	800	0	0			
Clerk	1000	0	0			
Clerk Assistant	800	0	0			
Serjeant-at-Arms	500	0	0			
Reader at £6 per week	312	0	0			
Boy, as Assistant to Reader, at 25s. per week ...	65	0	0			
Housekeeper and Wife, with quarters, fuel and water	200	0	0			
Charwoman at 30s. per week	78	0	0			
Total (No. 2) ... ..	...	...	...
(3.)—No. 3. CONTINGENCIES.						
Fuel, Light, and Water	600	0	0			
Stores	200	0	0			
Allowances to Witnesses attending Select Committees	750	0	0			
Expenses of Refreshment Rooms	600	0	0			
Incidental Expenses	150	0	0			
Total (No. 3) ... ..	...	...	...	2,300	0	0
TOTAL, LEGISLATIVE ASSEMBLY						

LIBRARY.

(FOR BOTH HOUSES OF PARLIAMENT.)

(4.)—No 4. SALARIES.	£	s.	d.	£	s.	d.
Librarian, including £200 as allowance in lieu of quarters	900	0	0			
Assistant Librarian	400	0	0			
Clerk of the Papers	250	0	0			
Assistant ditto	45	0	0			
Total (No. 4) ... ..	...	...	...
(5.)—No. 5. CONTINGENCIES.						
Light	15	0	0			
Stores	50	0	0			
Library Books and Papers	2000	0	0			
Incidental Expenses	50	0	0			
Total (No. 5) ... ..	...	...	...	2,115	0	0
TOTAL, LIBRARY						

**II.—CHIEF SECRETARY.
CHIEF SECRETARY'S OFFICE.**

(6.)—No. 6. SALARIES.		£	s.	d.	£	s.	d.
Chief Secretary, <i>Special Appropriation</i> under Act 18 and 19 Vic., cap. 55.		—					
Under Secretary		1200	0	0			
Thirteen Clerks—One at £650, three at £600, two at £500, one at £450, four at £400, one at £350, and one at £300		6150	0	0			
Despatch Clerk and Keeper of the Government Offices, with quarters, fuel, light, and water ...		250	0	0			
Housekeeper, with quarters		60	0	0			
Two Messengers—One at £70, and one at £50		120	0	0			
Total (No. 6) ... ..		...	...	...	7,780	0	0
(7.)—No. 7. CONTINGENCIES.							
Clerical Assistance		100	0	0			
Fuel, Light, and Water		120	0	0			
Stores		170	0	0			
Incidental Expenses		50	0	0			
Total (No. 7) ... ..		...	...	...	440	0	0
TOTAL, CHIEF SECRETARY'S OFFICE		8,220	0	0			

**REGISTRAR GENERAL, AND REGISTRAR OF
SUPREME COURT.**

(8.)—No. 8. SALARIES.		£	s.	d.	£	s.	d.
Registrar General		1000	0	0			
Assistant Registrar, including forage and travelling allowance		850	0	0			
Eleven Clerks—Four at £500, three at £400, three at £300, and one at £200		4300	0	0			
Messenger and Housekeeper, with quarters, fuel, and water		150	0	0			
Messenger		100	0	0			
Total (No. 8) ... ..		...	...	...	6,400	0	0
(9.)—No. 9. CONTINGENCIES.							
Allowances to Deputy Registrars		3500	0	0			
Allowances for Vaccination... ..		2250	0	0			
To meet Expense of making a General Index of Deeds and Memorials		2000	0	0			
Fuel, Light, and Water		100	0	0			
Stores		300	0	0			
Incidental Expenses		50	0	0			
Total (No. 9) ... ..		...	...	...	8,200	0	0
TOTAL, REGISTRAR GENERAL		14,600	0	0			

GOLD FIELDS.

BALLAARAT DISTRICT.

(10.)—No. 10. SALARIES.		£	s.	d.	£	s.	d.
<i>Ballaarat.</i>							
Resident Warden, acting also as Assistant Commissioner of Public Lands, including allowance in lieu of forage		950	0	0			
Warden, acting also as Police Magistrate, including allowance in lieu of forage		750	0	0			
Two Clerks—One at £400 and one at £300		700	0	0			
Bailiff		300	0	0			
Clerk and Keeper of the Powder Magazine, with Quarters		300	0	0			
		3,000	0	0			

	£	s.	d.	£	s.	d.
<i>Creswick.</i> Warden, acting also as Police Magistrate, including allowance in lieu of forage	750	0	0			
<i>Smythe's Creek.</i> Warden, acting also as Police Magistrate, including allowance in lieu of forage	750	0	0			
<i>Buninyong.</i> Warden, acting also as Police Magistrate, including allowance in lieu of forage	750	0	0			
<i>Steiglitz.</i> Warden, salary as Police Magistrate (<i>see</i> No. 55). Total (No. 10) ... ..	...	...	...	5,250	0	0

CASTLEMAINE DISTRICT.		£	s.	d.	£	s.	d.
(11.)—No. 11. SALARIES.							
<i>Castlemaine.</i>							
Resident Warden, including allowance in lieu of forage	950	0	0				
Warden, acting also as Police Magistrate, Taradale, including allowance in lieu of forage	750	0	0				
Clerk	450	0	0				
Clerk and Keeper of the Powder Magazine ...	350	0	0				
Bailiff	350	0	0				
	2,850	0	0				
<i>Hepburn.</i>							
Warden, acting also as Police Magistrate, including allowance in lieu of forage	750	0	0				
Bailiff	300	0	0				
	1,050	0	0				
<i>Fryer's Creek.</i>							
Warden, acting also as Police Magistrate, including allowance in lieu of forage	750	0	0				
Clerk	300	0	0				
	1,050	0	0				
<i>Mount Blackwood.</i>							
Warden, Salary as Police Magistrate (<i>see</i> No. 55).	—						
<i>Maldon.</i>							
Warden, including allowance in lieu of forage ...	750	0	0				
Clerk (<i>see</i> No. 56).	—						
<i>Anderson's Creek.</i>							
Warden at Anderson's Creek, acting also as Police Magistrate, including allowance in lieu of forage	750	0	0				
Total (No. 11) ... ..	...	...	...	6,450	0	0	

SANDHURST DISTRICT.		£	s.	d.	£	s.	d.
(12.)—No. 12. SALARIES.							
<i>Sandhurst.</i>							
Resident Warden, acting also as Assistant Commissioner of Public Lands, including allowance in lieu of forage	950	0	0				
Warden, including allowance in lieu of forage ...	750	0	0				
Two Clerks—One at £400, and one at £300 ...	700	0	0				
Clerk and Keeper of Powder Magazine ...	350	0	0				
Bailiff	300	0	0				
	3,050	0	0				
<i>Heathcote.</i>							
Warden, salary as Police Magistrate (<i>see</i> No. 55).	—						
<i>Waranga.</i>							
Warden, acting also as Police Magistrate, including allowance in lieu of forage ...	750	0	0				
Total (No. 12) ... ..	...	...	...	3,800	0	0	

AVOCA DISTRICT.		£	s.	d.	£	s.	d.
(13.)—No. 13. SALARIES.							
Resident Warden, including allowance in lieu of forage	950	0	0				
Clerk and Gold Receiver (<i>see</i> No. 59).							
Clerk	350	0	0				
Bailiff	350	0	0				
	1,650	0	0				
<i>Amherst.</i> Warden, including allowance in lieu of forage ...	750	0	0				
<i>Dunolly.</i> Warden, acting also as Police Magistrate, including allowance in lieu of forage ...	750	0	0				
<i>Korong.</i> Clerk (<i>see</i> No. 56, Wedderburne)	50	0	0				
<i>Maryborough.</i> Warden, including allowance in lieu of forage ...	750	0	0				
Clerk	300	0	0				
Total (No. 13)	1,050	0	0		4,250	0	0
					
ARARAT DISTRICT.							
<i>Ararat.</i>							
(14.)—No. 14. SALARIES.							
Resident Warden, also Assistant Commissioner of Public Lands, including allowance in lieu of forage	950	0	0				
Warden, including allowance in lieu of forage ..	750	0	0				
Two Clerks, at £300	600	0	0				
	2,300	0	0				
<i>Pleasant Creek.</i> Warden, including allowance in lieu of forage ..	750	0	0				
<i>Raglan.</i> Warden, acting also as Police Magistrate, including allowance in lieu of forage	750	0	0				
Total (No. 14) ... ..	...				3,800	0	0
BEECHWORTH DISTRICT.							
(15.)—No. 15. SALARIES.							
<i>Beechworth.</i>							
Resident Warden, acting also as Police Magistrate, including allowance in lieu of forage	950	0	0				
Warden, including allowance in lieu of forage ...	750	0	0				
Two Clerks—One at £400 and one at £300 ...	700	0	0				
Bailiff, including allowance in lieu of forage ...	380	0	0				
	2,780	0	0				
<i>Woolshed.</i> Warden, acting also as Police Magistrate, including allowance in lieu of forage	750	0	0				
Clerk (<i>see</i> No. 56).	—						
<i>Yachandandah.</i> Warden, acting also as Police Magistrate, including allowance in lieu of forage	750	0	0				
Clerk (<i>see</i> No. 56).	—						
<i>Buckland.</i> Warden, acting also as Police Magistrate, including allowance in lieu of forage	750	0	0				
Clerk (<i>see</i> No. 56).	—						
Total (No. 15) ... ..	...				5,030	0	0

CHINESE PROTECTORATE.

(16.)—No. 16. SALARIES.

	£	s.	d.	£	s.	d.
<i>Ballaarat District.</i>						
Protector, including allowance in lieu of forage...	750	0	0			
Interpreter and Scribe	350	0	0			
Clerk	300	0	0			
Six Headmen, at £120	720	0	0			
	2,120	0	0			
<i>Castlemaine District.</i>						
Protector, including allowance in lieu of forage...	750	0	0			
Interpreter and Scribe	350	0	0			
Clerk	300	0	0			
Six Headmen, at £120	720	0	0			
	2,120	0	0			
<i>Sandhurst District.</i>						
Protector, including allowance in lieu of forage...	750	0	0			
Interpreter and Scribe	350	0	0			
Clerk	300	0	0			
Two Headmen, at £120	240	0	0			
	1,640	0	0			
<i>Avoca District.</i>						
Protector, including allowance in lieu of forage...	750	0	0			
Interpreter and Scribe	350	0	0			
Six Headmen, at £120	720	0	0			
	1,820	0	0			
<i>Ararat District.</i>						
Interpreter	300	0	0			
<i>Beechworth District.</i>						
Protector, including allowance in lieu of forage...	750	0	0			
Interpreter	300	0	0			
Six Headmen, at £120	720	0	0			
	1,770	0	0			
<i>Belvoir District.</i>						
Protector, acts also as Coastwaiter and Searcher, Customs, Belvoir	250	0	0			
Interpreter	300	0	0			
	550	0	0			
Total (No. 16)						10,320 0 0
NOTE.—All the Wardens act as Chinese Protectors and vice versa.						
(17.)—No. 17. CONTINGENCIES.						
Allowance to Office Keepers	600	0	0			
Fuel, Light, and Water	400	0	0			
Stores	750	0	0			
Incidental Expenses	100	0	0			
Total (No. 17)						1,850 0 0
(18.)—No. 19. UNFORESEEN EXPENSES.						
Expenses of New Gold Fields, and other unfore- seen expenses connected with the Departments of the Gold Fields and Chinese Protectorate ...	3000	0	0			3,000 0 0
TOTAL, GOLD FIELDS						

GAOLS.

(19.)—No. 24. SALARIES AND WAGES.

	£	s.	d.	£	s.	d.
MELBOURNE.						
Governor, with house, fuel, light, and water ...	600	0	0			
Matron, with quarters, fuel, light, and water ...	100	0	0			
Two Clerks—One at £400, and one at £200 ...	600	0	0			
Two Chaplains, at £100... ..	200	0	0			
Two Senior Turnkeys, at £220, with quarters, fuel, light, and water... ..	440	0	0			
Overseer of Labor	220	0	0			
Storekeeper and Dispenser, with quarters, fuel, light, and water	200	0	0			
Sixteen Turnkeys, at 10s. per day	2920	0	0			
	5,280	0	0			
(20.)— Western Gaol.						
Gaoler, with quarters, fuel, light, and water ...	300	0	0			
Senior Female Turnkey, with quarters, fuel, light, and water	100	0	0			
Three Turnkeys, with quarters, fuel, light, and water, at 10s. per day... ..	547	10	0			
Two Female Turnkeys, with quarters, fuel, light, and water, at 5s. per day	182	10	0			
	1,130	0	0			
(21.)— GEELONG.						
Gaoler, with quarters, fuel, light, and water ...	400	0	0			
Clerk	300	0	0			
Overseer of Labor	220	0	0			
Senior Turnkey, with quarters, fuel, light, and water	220	0	0			
Ten Turnkeys, with quarters, fuel, light, and water, at 10s. per day... ..	1825	0	0			
Turnkey in charge of old gaol, with quarters, fuel, light, and water	220	0	0			
Two Female Turnkeys, at 5s. per day, with quarters, fuel, light, and water	182	10	0			
	3,367	10	0			
(22.)— CASTLEMAINE.						
Gaoler, with quarters, fuel, light, and water ...	300	0	0			
Matron, with quarters, fuel, light, and water ...	60	0	0			
Senior Turnkey, with quarters, fuel, light and water	220	0	0			
Seven Turnkeys, at 10s per day, with quarters, fuel, light, and water	1277	10	0			
Female Turnkey, with quarters, fuel, light, and water, at 5s. per day	91	5	0			
	1,948	15	0			
(23.)— SANDHURST.						
Gaoler, with quarters, fuel, light, and water ...	300	0	0			
Matron, with quarters, fuel, light, and water ...	60	0	0			
Senior Turnkey, with quarters, fuel, light, and water	220	0	0			
Six Turnkeys, at 10s. per day, with quarters, fuel, light, and water	1095	0	0			
Female Turnkey, at 5s. per day, with quarters, fuel, light, and water	91	5	0			
	1,766	5	0			
(24.)— BALLAARAT.						
Gaoler, with quarters, fuel, light, and water ...	300	0	0			
Matron, with quarters, fuel, light, and water ...	60	0	0			
Senior Turnkey, with quarters, fuel, light, and water	220	0	0			
Seven Turnkeys, at 10s. per day, with quarters, fuel, light, and water	1277	10	0			
One Female Turnkey, at 5s. per day, with quarters, fuel, light, and water	91	5	0			
	1,948	15	0			

	£	s.	d.	£	s.	d.
(25.)— BEECHWORTH.						
Gaoler, with quarters, fuel, light, and water ...	300	0	0			
Matron, with quarters, fuel, light, and water ...	60	0	0			
Senior Turnkey, with quarters, fuel, light, and water ...	220	0	0			
Four Turnkeys, at 10s. per day, with quarters, fuel, light, and water ...	730	0	0			
One Female Turnkey, at 5s. per day, with quarters, fuel, light, and water ...	91	5	0			
	1,401	5	0			
(26.)— PORTLAND.						
Gaoler, with quarters, fuel, light, and water ...	250	0	0			
Matron, with quarters, fuel, light, and water ...	50	0	0			
Senior Turnkey, with quarters, fuel, light, and water ...	220	0	0			
Two Turnkeys, at 10s. per day, with quarters, fuel, light, and water ...	365	0	0			
	885	0	0			
(27.)— KILMORE.						
Gaoler, with quarters, fuel light, and water ...	250	0	0			
Matron, with quarters, fuel, light, and water ...	50	0	0			
Senior Turnkey, with quarters, fuel, light, and water ...	220	0	0			
Two Turnkeys, at 10s. per day, with quarters, fuel, light, and water ...	365	0	0			
	885	0	0			
Total (No. 24) ...	...	...	...	18,612	10	0
(28.)—No. 25. CONTINGENCIES.						
Maintenance of Prisoners at Belfast, Warrnambool, Alberton, Carisbrook, Raglan, Dunolly, and Ararat ...	1000	0	0			
Provisions for 650 Prisoners, at 9½d. per Ration	9391	2	11			
Clothing and Bedding for 650 Prisoners, at £2	1300	0	0			
Fuel, Light, and Water ...	1800	0	0			
Stores ...	600	0	0			
Funerals ...	100	0	0			
Incidental Expenses ...	600	0	0			
Total (No. 25) ...	...	...	...	14,791	2	11
TOTAL, GAOLS ...	33,403	12	11			

PENAL ESTABLISHMENTS.

	£	s.	d.	£	s.	d.
(29.)—No. 26. SALARIES AND WAGES.						
INSPECTOR GENERAL'S OFFICE.						
Inspector General, with house, fuel, water, and prisoner servants, including allowance in lieu of forage ...	1080	0	0			
Four Clerks—One at £600, one at £500, one at £350, and one at £300 ...	1750	0	0			
Storekeeper ...	350	0	0			
	3,180	0	0			
STOCKADES AND HULKS.						
Inspector and Superintendent of Penal Hulks, with quarters, fuel, water, and prisoner servants	500	0	0			
Two Superintendents—One at £500, and one at £400, with quarters, fuel, water, and prisoner servants ...	900	0	0			
Matron, with quarters, fuel, water, and prisoner servants ...	200	0	0			

STOCKADES AND HULKS—*continued.*

	£	s.	d.	£	s.	d.
Two assistant Superintendents—One at £300, and one at £250, with quarters, fuel, water, and prisoner servants	550	0	0			
Clerk	300	0	0			
Four Clerks and Storekeepers at £275, with quarters, fuel, water, and prisoner servants ...	1100	0	0			
Senior Chief Warder, with quarters, fuel, water, and prisoner servants	350	0	0			
Three Chief Warders, at £300, with quarters, fuel, water, and prisoner servants	900	0	0			
Three Overseers of Mechanics, at £300	900	0	0			
Nine Overseers of Laborers, at £270	2430	0	0			
Three Ship Keepers, at £270, with quarters, fuel, water, and prisoner servants	810	0	0			
Seven Sergeants, at 12s. per day, with quarters, fuel, water, and prisoner servants	1533	0	0			
Twelve Corporals, at 10s. 6d. per day, with quarters, fuel, water, and prisoner servants ...	2299	10	0			
One hundred and twenty-four Warders, at 10s. per day, with quarters, fuel, water, and prisoner servants	22630	0	0			
Three Female Warders, at 5s. per day, with quarters, fuel, water, and prisoner servants ...	273	15	0			
Female Overseer, at 7s. per day, with quarters, fuel, water, and prisoner servants	127	15	0			
Total (No. 26) ... ..	...	...	...

(30.)—No. 27. CONTINGENCIES.

Allowance to Visiting Justice, Pentridge and Collingwood, including allowance in lieu of forage	280	0	0
Provisions for 1300 Persons at 8d. per ration ...	15816	13	4
Forage for four horses and eight bullocks ...	456	5	0
Fuel, Light, and Water	2500	0	0
Clothing	6500	0	0
Stores	2170	0	0
Travelling Expenses and Transport of Prisoners	150	0	0
Funerals	100	0	0
Tools and Materials for employment of Prisoners	1500	0	0
Purchase of Horses	60	0	0
For relief of Destitute Prisoners on discharge ...	600	0	0
Incidental Expenses, including Farriery, Shoeing, &c.	100	0	0
Total (No. 27) ... ..	...	...	...

TOTAL, PENAL ESTABLISHMENTS

MEDICAL.

CHIEF MEDICAL OFFICER.

(31.)—No. 28. SALARIES AND WAGES.

	£	s.	d.
Chief Medical Officer, including allowance in lieu of forage for one horse	1275	0	0
Clerk	400	0	0
Secretary to the Central Board of Health ...	300	0	0
Superintending Inspector to ditto	300	0	0
Messenger	60	0	0
Dispenser to Immigration Hospital, with quarters, rations, fuel, light and water	250	0	0
Matron } with quarters, rations, fuel, light, and	60	0	0
Nurse } water	36	0	0
Cook }	36	0	0
Resident Surgeon, Pentridge Stockade, with quarters, fuel, light, and water, and use of prisoner servant	400	0	0

CHIEF MEDICAL OFFICER—SALARIES AND WAGES							
<i>continued.</i>		£	s.	d.	£	s.	d.
District Surgeon, Geelong	...	500	0	0			
Health Officer, with quarters, Queenscliff	...	600	0	0			
Coxswain of Health Officer's boat, at 10s. per day, with quarters	...	182	10	0			
Five Boatmen for ditto, at 8s. per day, with quarters	...	730	0	0			
Surgeon Superintendent, Sanitary Station, with two rations, quarters, fuel, light, and water...	...	500	0	0			
Clerk and Storekeeper, with rations, quarters, fuel, light, and water	...	200	0	0			
Three Laborers, at £80, with rations, quarters, fuel, light, and water	...	240	0	0			
Nurse (occasionally employed), with rations, quarters, fuel, light, and water	...	50	0	0			
Total (No. 28)	...	...			6,119	10	0
(32.)—No. 29. CONTINGENCIES.							
Medicines and Medical Comforts	...	1100	0	0			
Medical Attendance, Country Districts, and Fees for examination of Insane Persons	...	1600	0	0			
Expenses of the Central Board of Health	...	500	0	0			
Provisions, Fuel, Light, and Water	...	1100	0	0			
Stores and Stationery	...	300	0	0			
Funerals	...	20	0	0			
Incidental Expenses	...	50	0	0			
Total (No. 29)	...	...			4,670	0	0
TOTAL, CHIEF MEDICAL OFFICER	...	10,789	10	0			
LUNATIC ASYLUM.							
(33.)—No. 30. SALARIES AND WAGES.							
Surgeon Superintendent	...	600	0	0			
Clerk and Storekeeper	...	250	0	0			
Assistant Storekeeper and Dispenser	...	150	0	0			
Matron	...	100	0	0			
Thirty-one Male Attendants, at £110, £105, £95, £90, and £85 per annum	...	3000	0	0			
Twenty Female Attendants, at £50, £48, £46, £44, £42, £40, £38, and £36 per annum	...	800	0	0			
Cook	...	80	0	0			
Assistant Cook	...	60	0	0			
Carter	...	80	0	0			
Gardener	...	100	0	0			
Laundress	...	40	0	0			
Assistant Laundresses—Two at £36	...	72	0	0			
Total (No. 30)	...	...			5,332	0	0
<i>All the above, in addition to their salaries, receive the allowances of rations, fuel, light, and water, together with quarters.</i>							
(34.)—No. 31. CONTINGENCIES							
Provisions and extra Articles for 612 Persons	...	11000	0	0			
Bedding and Clothing for 550 Lunatics	...	6000	0	0			
Stores	...	2000	0	0			
Medicines and Medical Comfort	...	300	0	0			
Light	...	250	0	0			
Library and Amusements of Patients	...	100	0	0			
Purchase of a Horse for the purpose of driving Patients out for amusement	...	60	0	0			
Forage for three Horses	...	250	0	0			
Fees to Official Visitors	...	160	0	0			
Incidental Expenses	...	100	0	0			
Total (No. 31)	...	...			20,220	0	0
TOTAL, LUNATIC ASYLUM	...	25,552	0	0			
TOTAL, MEDICAL	...	36,341	10	0			

SHORTHAND WRITER.

	£	s.	d.	£	s.	d.
(35.)—No. 34. SALARIES.						
Shorthand Writer	800	0	0			
Assistant Shorthand Writer	600	0	0			
Two Articled Clerks, at £150	300	0	0			
Messenger	100	0	0			
Total (No. 34)				1,800	0	0
(36.)—No. 35. CONTINGENCIES.						
Clerical Assistance	300	0	0			
Stores	80	0	0			
Incidental Expenses	10	0	0			
Total (No. 35)				390	0	0
TOTAL, SHORTHAND WRITER	2,190	0	0			
SCIENTIFIC.						
BOARD OF SCIENCE.						
(37.)—No. 38. SALARIES.						
Director of Meteorological Observations, and Secretary	700	0	0			
Keeper of Mining Records, and Draftsman	300	0	0			
Clerk	250	0	0			
Total (No. 38)				1,250	0	0
(38.)—No. 39. CONTINGENCIES.						
Stores	140	0	0			
Incidental Expenses	10	0	0			
Total (No. 39)				150	0	0
TOTAL, BOARD OF SCIENCE	1,400	0	0			
GEOLOGICAL SURVEYOR.						
(39.)—No. 40. SALARIES AND WAGES.						
<i>Field Branch.</i>						
Four Field Assistants—One at £650, two at £500, and one at £450	2100	0	0			
Laborers and General Assistance	1533	0	0			
(40.)—No. 41. CONTINGENCIES.						
Expense of Publishing and Printing Maps and Sections	500	0	0			
Stores	180	0	0			
Incidental Expenses	20	0	0			
Total (No. 41)				700	0	0
TOTAL, GEOLOGICAL SURVEYOR						

The said resolutions were read a second time, and agreed to.

20. **ADMINISTRATION OF ESTATES BILL.**—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Wood, read a third time, and *passed*.

Mr. Wood then moved that the following be the title of the Bill:—

“An Act to amend the law relating to the Administration of the Estates of deceased persons.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

21. **POLICE AND CUSTOMS BOAT, WESTERN PORT.**—Mr. Aspinall reported from a Committee of the whole a certain resolution, which was read as follows:—

Resolved—That an Address be presented to His Excellency the Governor, praying that His Excellency will cause to be placed on the Estimates for the year 1859 a sufficient sum to cover the expense of a Police and Customs Boat at Western Port.

And the said resolution was read a second time and agreed to.

Assembly adjourned at twenty minutes past ten o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 16.

THURSDAY, 4TH NOVEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. STANDING ORDERS.—Mr. Speaker announced that His Excellency the Governor had been pleased to approve of the Additional Standing Orders relating to the Appropriation Bill.
3. PETITIONS.—Mr. O'Brien presented a Petition from the inhabitants and landowners, in the parish of Nunawading and neighborhood, praying this House would adopt such measures as might be deemed necessary to remedy the evil complained of in the Petition.
Ordered to lie on the Table.
The following Petitions, praying this House would be pleased to establish the present Electoral Divisions of Keilor and Bulla into a separate and independent Electoral District, giving it at the same time its just proportion of representation according to its population and importance, were presented by Mr. Wilkie, viz :—
From the Electors of the district of West Bourke residing at Essendon, in the Electoral Division of Keilor.
From the Electors of the district of West Bourke residing at Moonee Ponds, in the Electoral Division of Keilor.
From the Electors of the district of West Bourke residing at Footscray, in the Electoral District of Keilor.
From the Electors of West Bourke residing at Flemington.
From the Electors of West Bourke residing at Keilor.
Severally orderèd to lie on the Table.
Mr. Chapman presented a Petition from the Municipal Council of St. Kilda, under the Seal of the Municipality, praying the House to insert a clause in the Bill now before this House for regulating the Oyster Fisheries of the Colony, or by another Enactment to prohibit the use of nets of a less than one inch, and to make such laws for the guidance of the Fisheries of the Colony, as this House might deem expedient.
Ordered to lie on the Table.
4. DUTY ON SPIRITS BILL.—Mr. Harker brought up a Bill, intituled, "*A Bill for granting a Duty on Spirits distilled in Victoria,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 9th November instant.
5. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 9th November instant :—
"*Church Trustees Incorporation Bill—Second reading.*"
6. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.
Ordered—That the report be received to-morrow.
Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
7. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—
"*Electoral Districts Alteration Bill—Adoption of Report.*"
8. REGISTRATION BILL.—Mr. Adamson moved, That this Bill be now read a second time.
Mr. O'Shanassy moved, That the debate on this subject be adjourned until Tuesday, the 9th November instant, to take precedence of all other Orders for that day.
Question—put and resolved in the affirmative.

9. CHURCH OF ENGLAND, WILLIAM STREET, LANDS BILL.—The Order of the Day for the postponed consideration of the second reading of this Bill having been read—
 Question, That this Bill be now read a second time again proposed.
 Mr. Board moved, That the further debate be adjourned until Wednesday, 10th November instant.
 Question—That the further debate be adjourned until Wednesday, 10th November instant—
 put and resolved in the affirmative.
10. RICHMOND CHURCH AND SCHOOL LANDS BILL.—The Order of the Day for the postponed consideration of the second reading of this Bill having been read—
 Question—That this Bill be now read a second time again proposed.
 Mr. Lalor moved, That the further debate be adjourned until Wednesday, 10th November instant.
 Question—That the further debate be adjourned until Wednesday, 10th November instant,
 —put and resolved in the affirmative.
11. INNKEEPERS AND CARRIERS' LAW AMENDMENT BILL.—Mr. Wood moved, That this Bill be now read a second time.
 Question—put and resolved in the affirmative.
 Bill read a second time.
 Mr. Wood moved, That this Bill be now committed to a Committee of the whole House.
 Question—put and resolved in the affirmative.
 And, on the further motion of Mr. Wood, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
 Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
 Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
12. IMPOUNDING AND DISTRAINING LAW AMENDMENT BILL.—Mr. Wood moved, That this Bill be now read a second time.
 Question—put and resolved in the affirmative.
 Bill read a second time.
 Mr. Wood moved, That this Bill be now committed to a Committee of the whole House.
 Question—put and resolved in the affirmative.
 And, on the further motion of Mr. Wood, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
 Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
 Resolved—That this House will, on Thursday, 11th November instant, again resolve itself into the said Committee.
 Assembly adjourned at three minutes past eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 17.

FRIDAY, 5TH NOVEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented—
 - Palæontologist—Return to an Order of the Legislative Assembly, dated 28th October last, for a copy of correspondence in the Chief Secretary's Office, under date 24th December, 1857, from A. R. C. Selwyn, Esq., on the subject of a vote for Palæontology, in connection with the Geological Survey of Victoria.
 - Gold Fields Population—Return to an Order of the Legislative Assembly, dated 2nd November instant, for a tabulated statement of the weekly returns of population of the several Gold Fields transmitted by the Wardens from the 30th June, 1857, to the present time.Severally ordered to lie on the Table.
- Mr. Gavan Duffy presented—
 - Mr. C. L. Throckmorton.—Conditions of the lease to Mr. C. L. Throckmorton of certain land near the Australian Wharf.Ordered to lie on the Table.
- Mr. Harker presented, by command of His Excellency the Governor—
 - Constitution Act—Statement of Expenditure during 1857, on account of the year 1856, out of the Moneys set apart under Schedule D to Act 18 and 19 Vic., cap. 55.Ordered to lie on the Table.
3. PETITION.—Mr. Perry presented a Petition from Rose Mackay, widow of the late Robert Mackay, of H.M. Customs, Williamstown, praying that, from the kind attention with which this House has hitherto treated the widows and families of Government officers who have not served so long as her deceased husband did, this House would take the case of the Petitioner and her infant children, as set forth in the Petition, into its kind consideration, and grant such relief as this House might deem fit.
Petition read and ordered to lie on the Table.
4. OFFICIALS IN PARLIAMENT BILL.—Mr. Chapman moved, That this Bill be now read a second time.
 - Mr. Heales moved, That this debate be now adjourned until Wednesday, 10th November instant.Debate ensued.
 - Mr. Heales, by leave of the Assembly, withdrew his motion for the adjournment of the debate.Question—That this Bill be now read a second time—put and resolved in the affirmative.—Bill read a second time.
 - Mr. Chapman moved, That this Bill be now committed to a Committee of the whole House.Question—put and resolved in the affirmative.
And on the further motion of Mr. Chapman, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on Wednesday, 10th November instant, again resolve itself into the said Committee.

5. SUPPLY—ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow :—
4th November.

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1859 for the several services hereunder specified, being—

II.—CHIEF SECRETARY.

SCIENTIFIC.

BOTANIC AND ZOOLOGICAL GARDENS.

	£	s.	d.	£	s.	d.
(1.)—No. 44. SALARIES AND WAGES.						
Government Botanist and Director, with quarters	600	0	0			
Assistant	300	0	0			
Curator, with quarters	300	0	0			
Overseer, with quarters	200	0	0			
Wages of Gardeners, Laborers, Gatekeepers, Carpenters, &c.	4800	0	0			
Total (No. 44)				6,200	0	0
(2.)—No. 45. CONTINGENCIES.						
Purchase of Plants	150	0	0			
Purchase of Animals	3000	0	0			
Tools and Labels	370	0	0			
Forage and Food for the Animals	570	0	0			
Stores, Timber, &c.	750	0	0			
Expense of Publishing Works on the Indigenous Plants of Victoria	320	0	0			
Incidental Expenses	100	0	0			
Total (No. 45)				5,260	0	0
TOTAL, BOTANIC AND ZOOLOGICAL GARDENS	11,460	0	0			
MUSEUM AND MINING DEPARTMENT.						
(3.)—No. 46. SALARIES.						
Taxidermist	250	0	0			
Model Maker	300	0	0			
Mechanical Draftsman	300	0	0			
Keeper of Muscum	90	0	0			
Total (No. 46)				940	0	0
(4.)—No 47. CONTINGENCIES.						
Stores, Books of Reference, Models, and Specimens	1000	0	0			
Incidental Expenses	100	0	0			
Total (No. 47)				1,100	0	0
TOTAL, MUSEUM AND MINING DEPARTMENT	2,040	0	0			
EXPERIMENTAL FARM.						
(5.)—No. 48. SALARIES AND WAGES.						
Director	500	0	0			
Labor	655	0	0			
Total (No. 48)				1,155	0	0
(6.)—No. 49. CONTINGENCIES.						
Allowance for Rations—Seven men, at £30 each	210	0	0			
Seeds and Manures	350	0	0			
Incidental Expenses	350	0	0			
Total (No. 49)				910	0	0
TOTAL, EXPERIMENTAL FARM	2,065	0	0			

CHIEF SECRETARY—SCIENTIFIC—*continued.*
GRANTS.

	£	s.	d.	£	s.	d.
(7.)—No. 50.						
To Committee of Botanic Garden, Geelong ...	2000	0	0			
To Philosophic Institute, for building purposes	2000	0	0			
Agricultural Societies, in aid of	6000	0	0			
Collecting and compiling Agricultural and other						
Statistics	2000	0	0			
Premiums for Essays on Scientific and other sub-						
jects, connected with the development of the						
resources of Victoria	600	0	0			
Total (No. 50)				12,600	0	0
TOTAL, SCIENTIFIC						
MISCELLANEOUS.						
(8.)—No. 51.						
Queen's Plate, to be run for at the Melbourne Races	200	0	0			
Maintenance of Deserted Children throughout the						
Colony	2000	0	0			
Rewards for the apprehension of Offenders ...	500	0	0			
Rewards under 6 Wm. IV. No. 4 (Dog Act) ...	500	0	0			
TOTAL, MISCELLANEOUS... ..				3,200	0	0

III.—ATTORNEY GENERAL.

SUPREME COURT.

THEIR HONORS THE JUDGES.

	£	s.	d.
(9.)—No. 52. SALARIES.			
Their Honors the Judges— <i>Special Appropriation</i>			
under Act 18 & 19 Vic., cap. 55			
Three Judges' Associates, at £300	900	0	0

The said resolutions were read a second time and agreed to.

6. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.
Ordered—That the report be received on Tuesday, 9th November instant.
Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.
Resolved—That this House will, on Tuesday, 9th November instant, again resolve itself into the said Committee.
7. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 9th November instant:—
“*Electoral Districts Alteration Bill—Adoption of Report.*”
8. MRS. MACKAY.—Mr. Perry moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying His Excellency to cause £1000 to be placed upon the Estimates of 1859, as a gratuity to the Widow of the late James Mackay, Esq., Tide Inspector of H.M. Customs.
Debate ensued.
Question—put and negatived.
9. WIMMERA—REVENUE FROM.—Mr. Quarterman moved, pursuant to notice, for a Return of revenue derived from all sources under their respective headings from the Pastoral District of the Wimmera, for the year ending 30th June, 1858; together with the amount expended by the General Government in local improvements during the same period, such expenditure to be specified.
Question—put and resolved in the affirmative.
10. MINING.—Mr. Lalor moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into the present state of the mining interest in this colony, and to report on the best means of promoting the same; such Committee to consist of Mr. O'Shanassy, Mr. Ireland, Mr. Haines, Mr. Wood, Mr. Sitwell, Mr. Humffray, Mr. Quarterman, Dr. Owens, and the Mover, with power to send for persons and papers; three to form a quorum.
Question—put and resolved in the affirmative.

11. CASTLEMAINE AND BALLAARAT ROAD.—Mr. Blair moved, pursuant to notice, That on Wednesday, the 10th day of November, the House resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying His Excellency to place on the Supplementary Estimates for 1859 a sum of money for repairing the main line of road between Castlemaine and Ballaarat.
 Debate ensued.
 Motion, by leave, withdrawn.
12. PUBLIC SCHOOLS BILL.—Mr. Mollison moved, pursuant to notice given by Mr. Haines, That this Bill be now read a second time.
 Question—put and resolved in the affirmative.
 Mr. Mollison moved, That this Bill be committed to the Select Committee on the Public Instruction Bill.
 Question—put and resolved in the affirmative.
13. CAPTAIN MAC MAHON.—Captain Anderson moved, pursuant to notice, That an Address be presented to His Excellency the Governor, respectfully praying for the production of any minute or minutes which His Excellency may have been pleased to write in connection with the case of Captain Mac Mahon now before the House.
 Debate ensued.
 And the Assembly having continued to sit until after twelve of the clock—

SATURDAY, 6TH NOVEMBER, 1858.

Question—put.
 Assembly divided.

Ayes, 14.

Captain Anderson,
 Mr. Davis,
 Mr. Ebden,
 Mr. Heales,
 Mr. John Johnson,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Mollison,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Service,
 Mr. Greeves,
 Mr. D. S. Campbell, } *Tellers.*

Noes, 12.

Mr. Chapman,
 Mr. Crews,
 Dr. Evans,
 Mr. Grant,
 Mr. Hancock,
 Mr. Horne,
 Mr. Hughes,
 Mr. Ireland,
 Mr. O'Shanassy,
 Mr. Perry,
 Mr. Blair, } *Tellers.*
 Mr. Harker, }

And so it was resolved in the affirmative.

14. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Wednesday, 17th November instant:—
“Innkeepers and Carriers Law Amendment Bill.—To be further considered in Committee.”

Assembly adjourned at five minutes past twelve o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 18.

TUESDAY, 9TH NOVEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. REPLY OF HIS EXCELLENCY THE GOVERNOR TO ADDRESS OF THE ASSEMBLY.—Mr. O'Shanassy presented the reply of His Excellency the Governor to the Address of the Legislative Assembly, agreed to on Friday, 5th November instant, in connection with the case of Captain Mac Mahon, which was read, and is as follows:—

The Governor has received the Address of the Legislative Assembly, praying for the production of any Minute or Minutes which he may have written in connection with the case of Captain Mac Mahon now before the House.

However flattering the wish thus manifested to ascertain his views, he feels it incumbent on him, before complying with this request, to draw attention to the extreme inconvenience which must arise, under the present form of Government, from any reference in the Legislative Chambers to the private opinions of the Governor.

The principle of administering this government through the medium of executive officers possessing the confidence of, and directly responsible to, the Legislature, having been established in virtue of the Constitution Act, prior to his appointment, the Governor has striven, regardless of personal considerations, to carry it out in its integrity, and to reconcile it, to the best of his ability, with his own responsibility to his Sovereign and to the people committed to his charge.

Under that system it must often happen that the Head of the State is called on to surrender his own convictions, when giving official sanction to the acts of his advisers for the time being, especially where such acts relate merely to details of administration, involving no principle of sufficient importance to justify his exposing the country to the evils of a change of ministry.

On such occasions a Governor may deem it his duty to place his sentiments on record for the purpose of inducing the reversal of the decision of which he disapproves;—or of preventing its being construed into a precedent by the existing or any succeeding ministry—for the information of his successor in office—or for the vindication of his own conduct with the Imperial Government.

It is, however, with the act of the ministry, and not with the reasons which induced the Governor to acquiesce in it, that either House of Parliament has to deal; whilst the publication of Minutes written under such circumstances may bring the Governor, in appearance at any rate, into the unconstitutional position of abetting attacks upon those by whose advice he is still bound to govern.

(Signed)

HENRY BARKLY,
Governor.

Government Offices,
Melbourne, 9th November, 1858.

3. PAPERS.—Mr. O'Shanassy presented—

Medical Officer for Police Force.—Return to an Order of the Legislative Assembly, dated 29th October last, for a copy of the Correspondence between the Chief Inspector of Police and the Government, relative to the appointment of a Medical Officer for the Police Force.

Church of England Grammar School, Geelong.—Return to an Order of the Legislative Assembly, dated 14th October last, for a Return, showing—

- (1.) The amount of money expended in the erection of the school called the Church of England Geelong Grammar School; the sum raised by local contributions, and the sum granted by the Government.
- (2.) The amount of land granted for the purposes of the same school, and the date of such grant.
- (3.) The number of children on the books of such school, and the average monthly attendance.
- (4.) The amount of money, if any, given by the Government towards the salaries of the Masters.

Severally ordered to lie on the Table.

Mr. O'Shanassy also presented, by command of His Excellency the Governor—

University of Melbourne.—Report of the Proceedings of the Council of the University of Melbourne, during the year commencing on the 1st May, 1857, and terminating on the 30th April, 1858.

Ordered to lie on the Table.

4. PETITIONS.—Dr. Embling presented a Petition from Edward Langton, styling himself Chairman of a Public Meeting of the Citizens of the Municipality of Fitz Roy, praying the House not to pass the Bills now before Parliament to enable the Trustees of certain lands granted by the Crown for religious purposes to sell the same.

Ordered to lie on the Table.

Mr. Michie presented a Petition from certain landholders, householders, and residents of Kew and its immediate vicinity, praying that the House would not permit their properties to be depreciated—their comfort and happiness to be lessened—the public interest to be sacrificed—and the faith of the Government to be compromised by the erection of a National Lunatic Asylum on the land known as the Kew Reserve.

Petition read and ordered to lie on the Table.

Mr. Wood presented a Petition from certain Miners, Merchants, and others, resident in the District of Ballarat, interested in Gold Mining on Crown Lands and Private Property, calling the attention of this House to the urgent necessity that exists for the immediate issue of Mining Leases, which are absolutely necessary to develop the resources of the district, and to give remunerative employment to the large population now resident on it.

Ordered to lie on the Table.

Mr. Heales presented a Petition from certain Congregational Ministers of Melbourne and its vicinity, praying the House to postpone the passing of the "*Church Trustees Incorporation Bill*," until time has been afforded the country to deliberate on its merits and bearings on the future interests of the various churches in the Colony.

Petition read and ordered to lie on the Table.

Mr. Beaver presented a Petition from John Mason, styling himself Chairman of the Municipal Council of Belfast, praying that the boundaries of the Electoral District of the town of Belfast might be assimilated to those of the Municipality.

Ordered to lie on the Table.

Dr. Embling presented a Petition from Edward Langton, styling himself Chairman of a public meeting of the citizens of the municipality of Fitz Roy, praying the House to pass the Bill for the repeal of the 53rd clause of the Constitution Act, and so to put an end to the evils which arise from subjecting religion to the patronage or control of the State.

Ordered to lie on the Table.

Mr. Brooke presented a Petition from the St. Kilda and Brighton Railway Company, under the Corporate Seal of the said Company, and from the Municipal Council of St. Kilda under the Corporate Seal of that Municipality, praying for leave to bring in a Bill to repeal the 65th and 66th sections of "*The St. Kilda and Brighton Railway Act 1857*," and to substitute another provision in lieu of the first mentioned section.

Ordered to lie on the Table.

Mr. Brooke presented a Petition from the Melbourne and Hobson's Bay Railway Company, under the Corporate Seal of the said Company, praying for leave to bring in a Bill to enable the Melbourne and Hobson's Bay Railway Company to lay down and maintain certain Tramways, and to extend the provisions of the Company's Acts, and for conferring on the said Company additional powers and for other purposes, and that the House would be pleased to pass the same.

Ordered to lie on the Table.

5. PRINTING COMMITTEE.—Dr. Owens, on behalf of Mr. Speaker, Chairman, brought up the Second Report from this Committee.

Ordered to be printed.

6. MCGREGOR'S COMMITTEE.—Mr. Harker, on behalf of Mr. Haines, Chairman, brought up the Report from this Committee.

Ordered to be printed, together with the Proceedings of the Committee and the Minutes of Evidence.

7. REGISTRATION BILL.—The debate on the question—That this Bill be now read a second time—resumed.

Question—That this Bill be now read a second time—put.

Assembly divided.

Ayes, 14.

Mr. Beaver,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Greeves,
Mr. Heales,
Mr. Lalor,
Mr. Langlands,
Mr. Michie,
Mr. Quarterman,
Mr. Service,
Mr. Sitwell,
Mr. Adamson, } *Tellers*
Mr. Moore, }

Noes, 19.

Mr. R. S. Anderson,
Mr. Aspinall,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Everard,
Mr. Harker,
Mr. Horne,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Perry,
Mr. Phelan,
Mr. Ricardo,
Mr. Snodgrass,
Mr. Wilkie,
Mr. Ireland, } *Tellers*.
Mr. Blair, }

And so it passed in the negative.

8. PAPERS.—Mr. Harker presented, by command of His Excellency the Governor—
Constitution Act.—Expenditure under Schedule D.—Statement of Expenditure
under Schedule D for and during the year 1857.

Ordered to lie on the Table.

9. GOLD MINING ON PRIVATE PROPERTY BILL.—Mr. Ireland moved, pursuant to notice, That
he have leave to bring in a Bill to remove certain legal difficulties affecting Contracts,
and relative to mining for gold on private property.

Question—put and resolved in the affirmative.

Ordered—That Mr. Ireland and Mr. Chapman do prepare and bring in the Bill.

Mr. Ireland and Mr. Chapman then brought up a Bill, intituled "*A Bill to remove certain
legal difficulties affecting Contracts, and relative to mining for Gold on Private
Property,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed,
and read a second time Tuesday, 16th November instant.

10. MINING ASSOCIATIONS ACT AMENDMENT BILL.—Mr. Ireland moved, That this Bill be now
read a second time.

Debate ensued.

Question—put and resolved in the affirmative.—Bill read a second time.

Mr. Ireland moved, That this Bill be now committed to a Committee of the whole House.

Question—put and resolved in the affirmative.

And, on the further motion of Mr. Ireland, Mr. Speaker left the Chair, and the Assembly
resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had
gone through the Bill, and agreed to the same without amendment—the Assembly ordered
the Bill to be read a third time Thursday, 11th November instant.

11. DUTY ON SPIRITS BILL.—Mr. Harker moved, That this Bill be now read a second time.

Question—put and resolved in the affirmative.—Bill read a second time.

Mr. Harker moved, That this Bill be now committed to a Committee of the whole House.

Question—put and resolved in the affirmative.

And, on the further motion of Mr. Harker, Mr. Speaker left the Chair, and the Assembly
resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made
progress in the Bill, and that he was directed to move, That the Committee may have
leave to sit again.

Resolved—That this House will, on Thursday, 11th November instant, again resolve itself
into the said Committee.

12. CHURCH TRUSTEES INCORPORATION BILL.—Mr. Ireland moved, That this Bill be "now"
read a second "time."

Debate ensued.

Mr. Greeves moved, as an amendment, That the word "now" be omitted, and the words
"this day six months" added after the word "time."

Debate continued.

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

ATTORNEY GENERAL—continued.

(10)—No. 53. CONTINGENCIES.

	THEIR HONORS THE JUDGES.		LAW OFFICERS OF THE CROWN.		PROTHONOTARY.		MASTER IN EQUITY.		SHERIFF.			
	£	s. d.	£	s. d.	£	s. d.	£	s. d.	£	s. d.	£	s. d.
Travelling Expenses	1600	0 0	400	0 0	...	...	...	...	...	...	2000	0 0
Professional Assistance ... ..	...	...	1000	0 0	...	...	...	...	...	...	1000	0 0
Clerical Assistance ... ..	...	...	150	0 0	...	...	...	...	...	...	150	0 0
Fees to Prosecuting Barristers ... ..	...	...	2000	0 0	...	...	...	...	...	...	2000	0 0
Fees to Jurors ... ..	...	...	...	...	...	...	...	...	10000	0 0	10000	0 0
Allowances to Witnesses at Supreme and Circuit Courts ... ..	...	...	...	...	6000	0 0	...	...	...	...	6000	0 0
Allowances to Special Constables ... ..	...	...	...	...	...	...	...	...	250	0 0	250	0 0
Transport of Prisoners ... ..	...	...	...	...	...	...	...	...	1000	0 0	1000	0 0
Fuel, Light, and Water	{ Included un- der Sheriff }		110	0 0	75	0 0	{ Included un- der Sheriff }		200	0 0	385	0 0
Stores	100	0 0	220	0 0	30	0 0	30	0 0	400	0 0	780	0 0
Incidental Expenses... ..	25	0 0	25	0 0	25	0 0	25	0 0	50	0 0	150	0 0
	1725	0 0	3905	0 0	6130	0 0	55	0 0	11900	0 0	23715	0 0
<p style="text-align: right;">... .. 23,715 0 0</p>												

TOTAL, SUPREME COURT

Total (No 53)

23,715 0 0

£ s. d.

£ s. d.

ATTORNEY GENERAL.—*continued.*COUNTY COURTS, COURTS OF MINES, GENERAL SESSIONS,
AND COURTS OF INSOLVENCY.

(No. 11.)—No. 54. SALARIES.

Eight Judges—

	£	s.	d.	
One at Melbourne	1500	0	0	
Seven in the Country at £1500, including allowance in lieu of travelling expenses ...	10500	0	0	
Three Crown Prosecutors, at £600, exclusive of travelling expenses	1800	0	0	
Total (No. 54) ... ..	...	...	...	13,800 0 0

And the same having been read a second time,

On the motion of Mr. Harker, the Assembly agreed to the first of the said resolutions.

Mr. Harker moved, That the Assembly agree to the second of the said resolutions.

Mr. Wood moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert the words, "the second of the said resolutions be referred back to the Committee of Supply for reconsideration, with a view of increase."

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put.

Assembly divided.

Ayes, 18.

Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Everard,
Mr. Greeves,
Mr. Heales,
Mr. Horne,
Mr. Humffray,
Mr. Lalor,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Ricardo,
Mr. Sladen,
Mr. Wilkie,
Mr. Harker, } *Tellers.*
Mr. Phelan, }

Noes, 13.

Mr. Adamson,
Capt. Anderson,
Mr. Aspinall,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Findlay,
Mr. Henty,
Mr. Hughes,
Mr. J. Johnson,
Mr. Service,
Mr. Wood,
Mr. Perry, } *Tellers.*
Mr. Snodgrass, }

And so it was resolved in the affirmative.

Question—That the Assembly agree with the Committee in the second of the said resolutions—put and resolved in the affirmative.

And, on the further motion of Mr. Harker, the Assembly agreed with the Committee in the other resolutions.

14. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the 6th Order of the Day:—

"Supply—To be further considered in Committee."

15. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Chapman, the following Order of the Day was read and discharged:—

"Electoral Districts Alteration Bill—Adoption of Report."

16. ELECTORAL DISTRICTS ALTERATION BILL.—Mr. Chapman then moved, That this Bill be now re-committed to a Committee of the whole House for further consideration.

Question—put and resolved in the affirmative.

And, on the further motion of Mr. Chapman, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.

Mr. Speaker resumed the Chair, and Mr. Aspinall having reported that the Committee had gone through the Bill, and agreed to the same with further amendments, the Assembly ordered same to be taken into consideration Thursday, 11th November instant.—Bill as amended to be printed.

17. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Thursday, 11th November instant:—

"Supply—To be further considered in Committee."

Assembly adjourned at nine minutes to eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.
No. 19.

WEDNESDAY, 10TH NOVEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. CAPT. MAC MAHON.—Capt. Anderson moved, pursuant to notice, "That" this House having taken into consideration the correspondence connected with the retirement from the Public Service of the late Chief Commissioner of Police (Captain Mac Mahon), expresses its disapproval of the course adopted by the Honorable the Chief Secretary, as being unjust to Captain Mac Mahon, and injurious to the discipline and efficiency not only of the Police Force, but also of the public service of this Colony.

Debate ensued.

Mr. Gavan Duffy moved as an amendment, That all the words after the word "That" be omitted with a view to insert instead thereof the words "in the opinion of this House it is essential to the existence of Responsible Government that all branches of the public service should be under the direction of Ministers of the Crown immediately responsible to Parliament.

"That the Police Force has been at all times in the Department of the Chief Secretary, and questions of difficulty or delicacy arising in the management of that Force have been habitually referred to him for his decision.

"That it would be unjust to the officers of the Police Force and injurious to the interests of the public service, if it were determined that the ordinary appeal which lies from the decisions of the permanent head of every other branch of the civil service, to a Responsible Minister, did not exist in the case of the decisions of the Chief Commissioner of Police.

"That having taken into consideration the papers connected with the retirement of Captain Mac Mahon, this House is of opinion that the Chief Secretary, in minuting his sanction upon the application of Captain Dana for a transfer from the Kilmore to the Bourke district (which application was referred to him by Captain Mac Mahon for the specific purpose of eliciting his opinion), only performed his duty, by giving such directions as he believed the merits of the case and the interests of the public service demanded."

Debate continued.

And the Assembly having continued to sit until after twelve of the clock—

THURSDAY, 11TH NOVEMBER, 1858.

Mr. Aspinall moved, That this debate be now adjourned.

Motion, by leave, withdrawn.

Debate continued.

Question—That the words proposed to be omitted stand part of the question—put.

Assembly divided.

Ayes, 19.

Mr. Adamson,	
Capt. Anderson,	
Mr. Board,	
Mr. Davis,	
Mr. Ebden,	
Mr. Greeves,	
Mr. Haines,	
Mr. Heales,	
Mr. Henty,	
Mr. Langlands,	
Mr. Michie,	
Mr. Mollison,	
Mr. Moore,	
Dr. Owens,	
Mr. Quarterman,	
Mr. Service,	
Mr. Syme,	
Mr. D. S. Campbell,	}
Mr. Sladen,	
	<i>Tellers.</i>

Noes, 24.

Mr. R. S. Anderson,	
Mr. Aspinall,	
Mr. Blair,	
Mr. Chapman,	
Mr. Crews,	
Mr. Gavan Duffy,	
Dr. Evans,	
Mr. Everard,	
Mr. Hancock,	
Mr. Harker,	
Mr. Horne,	
Mr. Hughes,	
Mr. G. W. Johnson,	
Mr. Myles,	
Mr. O'Brien,	
Mr. O'Shanassy,	
Mr. Perry,	
Mr. Phelan,	
Mr. Ricardo,	
Dr. Thomson,	
Mr. Wilkie,	
Mr. Humffray,	}
Mr. Ireland,	<i>Tellers.</i>
Mr. Humffray,	

And so it passed in the negative.

Question—That the words proposed to be inserted in the place of the words omitted be so inserted—put and resolved in the affirmative.

Question—That in the opinion of this House it is essential to the existence of Responsible Government that all branches of the public service should be under the direction of Ministers of the Crown immediately responsible to Parliament.

That the Police Force has been at all times in the Department of the Chief Secretary, and questions of difficulty or delicacy arising in the management of that Force have been habitually referred to him for his decision.

That it would be unjust to the officers of the Police Force and injurious to the interests of the public service, if it were determined that the ordinary appeal which lies from the decisions of the permanent head of every other branch of the civil service, to a Responsible Minister, did not exist in the case of the decisions of the Chief Commissioner of Police.

That having taken into consideration the papers connected with the retirement of Captain Mac Mahon, this House is of opinion that the Chief Secretary, in minuting his sanction upon the application of Captain Dana for a transfer from the Kilmore to the Bourke district (which application was referred to him by Captain Mac Mahon for the specific purpose of eliciting his opinion), only performed his duty, by giving such directions as he believed the merits of the case and the interests of the public service demanded—put and resolved in the affirmative.

3. ADJOURNMENT OF THE ASSEMBLY.—Mr. Harker moved, by leave of the Assembly, That the House do at its rising this day, adjourn until to-morrow, at four o'clock.

Question—put and resolved in the affirmative.

4. PUBLIC EDUCATION BILL.—Mr. Michie moved, That this Bill be now read a second time.

Question—put and resolved in the affirmative.

Bill read a second time.

On the motion of Mr. Michie the Assembly ordered that this Bill be committed to the Select Committee on the Public Instruction Bill.

5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“*Independence of the Legislature Bill—Second reading ;*” and

“*Pensions Abolition Bill—Second reading,*” until Wednesday, 17th November instant.

“*Shortening of Parliaments Bill—Third reading,*” until Tuesday, 16th November instant.

“*House to be Called*”—Until Wednesday, 17th November instant.

“*Bills of Sale Bill—Second reading,*” until Friday, 12th November instant.

“*State Aid to Religion Abolition Bill—Second reading ;*” and

“*Imprisonment for Debt Abolition Bill—Second reading,*” until Wednesday, 17th November instant.

“*Oyster Fisheries Bill—Second reading,*”

“*Preservation of Fish Bill*”—*Second reading ;*” and

“*Municipalities Act Amendment Bill—Second reading,*” until Tuesday, 16th November instant.

“*Church of England, William-street, Lands Bill—Second reading,*”—Resumption of Debate ; and

“*Richmond Church and School Lands Bill—Second reading,*”—Resumption of Debate, until Wednesday, 17th November instant ; and

“*Officials in Parliament Bill—To be further considered in Committee,*”—until Tuesday, 16th November instant.

Assembly adjourned at thirteen minutes past two o'clock until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 20.

FRIDAY, 12TH NOVEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MELBOURNE AND HOBSON'S BAY RAILWAY EXTENSION BILL.—Mr. Speaker announced that a Petition had been deposited with the Clerk of the Assembly from certain electors of South Melbourne, praying the House would show its sense of the injustice of the requirements of the Melbourne and Hobson's Bay Railway Company, by rejecting the Bill referred to in the Petition.
3. YAN YEAN WATER COMMITTEE.—Mr. Heales, Chairman, moved, by leave of the Assembly, That he have leave to present a Progress Report from this Committee.
Question—put and resolved in the affirmative.
Mr. Heales then brought up a Progress Report from the Committee, and moved that it be read.
Question—put and resolved in the affirmative.—Report read, ordered to be printed, and taken into consideration after the Government Business on the Paper for to-day.
4. PETITION.—Mr. Wood presented a Petition from W. M. Bell, styling himself Chairman of the Melbourne Local Board of Directors, and two of the Local Directors of the Australian Trust Company, praying for leave to bring in a Bill to enlarge the powers of "The Australian Trust Company," and to remove doubts as to the validity of Deeds executed by agents of the Company, and for other purposes, and that this House would be pleased to pass such Bill.
Ordered to lie on the Table.
5. REGISTRATION OF PARLIAMENTARY VOTERS.—Mr. O'Shanassy moved, pursuant to notice—
 - (1.) That a Select Committee be appointed "to" consider the state of the Registration of Parliamentary voters, and, "if deemed advisable after enquiry," "to" report the best mode of correcting the rolls without disfranchising any electors who are qualified and rightfully possessed of the franchise under the existing law.
 - (2.) That such Committee consist of Mr. R. S. Anderson, Mr. Adamson, Mr. Humffray, Mr. Service, Mr. Sitwell, Mr. Chapman, and the Mover, with power to take evidence and call for books and papers; three to form a quorum.Mr. Adamson moved, as an amendment, That all the words after the word "to" in the first line of the first part of the above question down to and inclusive of the word "to" in the second line thereof be omitted.
Debate ensued.
Mr. Adamson, by leave of the Assembly, withdrew the above amendment, and instead thereof moved, That the following words be omitted from the second line of the above first proposed resolution "if deemed advisable after enquiry."
Question—That the words proposed to be omitted stand part of the question—put.
Assembly divided.

Ayes, 18.

Mr. Aspinall,
Mr. Blair,
Mr. Brooke,
Mr. C. Campbell,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Grant,
Mr. G. W. Johnson,
Mr. Ireland,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Perry,
Mr. Phelan,
Mr. Wills,
Mr. Harker, } *Tellers.*
Mr. Horne, }

Noes, 18.

Mr. R. S. Anderson,
Mr. Board,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Dr. Embling,
Mr. Greeves,
Mr. Lalor,
Mr. Langlands,
Mr. Mollison,
Mr. Moore,
Mr. Quarterman,
Mr. Service,
Mr. Sitwell,
Mr. Wilkie,
Mr. Wood,
Mr. Adamson, } *Tellers.*
Mr. Heales, }

The tellers having declared the numbers for the "Ayes" and for the "Noes" to be respectively 18 or equal, Mr Speaker declared that in order not to limit the power of the Committee, and with a view to afford the fullest enquiry in the matter, he gave his voice for the "Ayes;" and declared the question to have been resolved in the affirmative.

Question—That a Select Committee be appointed to consider the state of the Registration of Parliamentary voters, and, if deemed advisable after enquiry, to report the best mode of correcting the rolls without disfranchising any electors who are qualified and rightfully possessed of the franchise under the existing law—put and resolved in the affirmative.

Question—That such Committee consist of Mr. R. S. Anderson, Mr. Adamson, Mr. Humfray, Mr. Service, Mr. Sitwell, Mr. Chapman, Mr. Ebden, Mr. Harker, Mr. Greeves, Mr. Brooke, and the Mover, with power to take evidence and call for books and papers; five to form a quorum—put and resolved in the affirmative.

6. MINING ASSOCIATION ACT AMENDMENT BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Ireland, read a third time.

Mr. Ireland moved, That the following words be inserted after the second word "and" in the second line of clause III. of the Bill "be verified and"

Question—put and resolved in the affirmative.

And the said amendment having been read a second time and agreed to, Mr. Ireland moved, That this Bill do now pass.

Question—put and resolved in the affirmative.

Mr. Ireland moved, That the following be the title of the Bill—

"An Act to amend the Mining Association Act, 1858."

Question—put and resolved in the affirmative.

Ordered—That the said Bill be transmitted to the Legislative Council, and their concurrence desired therein.

7. DUTY ON SPIRITS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration, Tuesday, 16th November instant.—Bill, as amended, to be printed.

8. ELECTORAL DISTRICTS ALTERATION BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Assembly on this Bill having been read—on the motion of Mr. Chapman, the Assembly agreed with the Committee in the amendments made therein.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Chapman, read a third time.

Mr. Colin Campbell moved, That the following Clause be inserted in the Bill, viz. :—

"Whenever the number of persons admitted to the degree of B.A. or any superior degree in the University of Melbourne shall amount to the number of two hundred the Chancellor or in his absence the Vice-Chancellor or Chairman of the Council for the time being shall forthwith report the same to the Governor and thereupon the Governor shall cause such report to be published in the *Government Gazette* and with the advice of the Executive Council shall declare that the University shall become an Electoral District in itself and shall return one member to the Legislative Assembly and the Speaker of the Legislative Assembly shall issue a Writ for the return of such member and every person who shall have taken a degree being of the full age of twenty-one years in the said University and all professors on the establishment of the said University and all members for the time being of the Council of the said University shall be qualified to vote for such member."

And the same having been read a first time.

Debate ensued.

Question—That the proposed Clause be now read a second time—put.

Assembly divided.

Ayes, 9.

Mr. C. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Hughes,
Mr. Langlands,
Mr. Mollison,
Mr. Wood,
Mr. Greeves, } *Tellers.*
Mr. Sitwell, }

Noes, 16.

Mr. Aspinall,
Mr. Blair,
Mr. Board,
Mr. Brooke,
Mr. Chapman,
Mr. Crews,
Mr. Evans,
Mr. Horne,
Mr. Ireland,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Perry,
Mr. Phelan,
Mr. Wills,
Mr. Hancock, } *Tellers.*
Mr. Harker, }

And so it passed in the negative.

Mr. Chapman moved, That this Bill do now pass.

Question—put and resolved in the affirmative.

Mr. Chapman moved, That the following be the title of the Bill:—

“*An Act to alter the Electoral Districts of Victoria and to increase the number of Members of the Legislative Assembly thereof.*”

Question—put and resolved in the affirmative.

Ordered—That Mr. Chapman and Mr. O'Shanassy do carry the Bill to the Legislative Council, and desire their concurrence therein.

9. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 16th November instant:—

“*Supply—To be further considered in Committee.*”

“*Yan Yean Water Committee—Consideration of Progress Report.*”

10. DENOMINATIONAL SCHOOL BOARD.—Mr. Colin Campbell moved, pursuant to notice, That this House will, on Tuesday, the 16th of November instant, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1858, the sum of £10,000, to enable the Denominational School Board to meet its necessary engagements for the present year.

Debate ensued.

Question—put and resolved in the affirmative.

11. POINT NEPEAN ROAD.—Mr. Ebdon moved, pursuant to *amended* notice, for a Return showing the amount voted for the extension of Point Nepean Road, during years 1852, 1853, 1854, 1855, 1856, 1857, and 1858; the amount actually expended during the same years; the portion of the Road upon which the expenditure took place; the nature of the works performed; and at whose instance the several works were undertaken.

Question—put and resolved in the affirmative.

12. ST. KILDA AND BRIGHTON RAILWAY BILL.—Mr. Brooke moved, pursuant to *amended* notice, That the Petition of the St. Kilda and Brighton Railway Company be taken into consideration, and that he have leave to bring in a Bill to alter and extend some of the provisions contained in “*The St. Kilda and Brighton Railway Act, 1858,*” and for other purposes.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That Mr. Brooke and Mr. Wood do prepare and bring in the Bill.

Mr. Brooke and Mr. Wood then brought up a Bill, intituled, “*A Bill to alter and extend some of the provisions contained in ‘The St. Kilda and Brighton Railway Act, 1858,’ and for other purposes,*” and moved that it be now read a first time.

Question—put and resolved in the affirmative.

Bill read a first time.

And the House having continued to sit until after twelve of the clock,

SATURDAY, 13TH NOVEMBER, 1858.

13. MELBOURNE AND HOBSON'S BAY RAILWAY BILL.—Mr. Brooke was proceeding to move, That the Petition of the Melbourne and Hobson's Bay Railway Company be taken into consideration, when notice being taken that a quorum of members were not present, the House was counted by Mr. Speaker, and a quorum not being present, and it being ten minutes past twelve of the clock, Mr. Speaker adjourned the House without question being first put, until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 21.

TUESDAY, 16TH NOVEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk-Assistant of the Council:—

MR. SPEAKER—

The Legislative Council request that the Legislative Assembly will give leave to the Honorable C. Gavan Duffy, a member of that House, to attend to be examined as a witness and give evidence before the Select Committee of the Legislative Council appointed in the present session to enquire into the management of the Board of Land and Works.

(Signed)

J. F. PALMER,
President.

Legislative Council Chambers,
9th November, 1858.

On the motion of Mr. Harker, leave was given to Mr. Gavan Duffy to attend the said Committee, and a Message was ordered to be transmitted acquainting the Legislative Council thereof.

3. PETITIONS.—Dr. Owens presented a Petition from certain Miners and others of the Maryborough Division, in the Maryborough Mining District, praying that a fair and impartial enquiry might be instituted into the facts set forth in the Petition.
Ordered to lie on the Table.
Dr. Embling presented a Petition from Edmund Gullett, praying the House to grant him such relief as might appear due to him.
Ordered to lie on the Table.
Mr. Blair presented a Petition from certain Miners working upon Crown Lands at Clunes, praying the House would take such measures regarding the settlement of the question of mining upon alienated land as would settle the question justly between the landowner and the miner without sacrificing the interests and property of the Clunes miners.
Ordered to lie on the Table.
Mr. Humffray presented a Petition from certain Merchants, Miners, and others, residents of Ballarat, praying the House would, with the least possible delay, pass the Bill for legalizing Contracts having reference to Mining on Private Property.
Petition read, and ordered to lie on the Table.
4. PAPERS.—Mr. Gavan Duffy presented—
Mr. J. Snowball.—Return to an Order of the Legislative Assembly, dated 14th October, 1858, for copies of the following correspondence, viz.:—
 - (1.) Between the Honorable the President (and others) of the Board of Land and Works and the Honorable G. Urquhart, with reference to Mr. J. Snowball's Land.
 - (2.) Between the Honorable the President (and others) of the Board of Land and Works and Mr. J. Snowball, on the same subject.

Point Nepean Road.—Part Return to an Order of the Legislative Assembly, dated 12th November instant, for a Return showing the amount voted for the extension of Point Nepean Road, during years 1852, 1853, 1854, 1855, 1856, 1857, and 1858; the amount actually expended during the same years; the portion of the road upon which the expenditure took place; the nature of the works performed; and at whose instance the several works were undertaken.

Assessment on Stock.—Opinion of the Attorney General in reference to the Assessment on Stock.

Severally ordered to lie on the Table.

5. PRINTING COMMITTEE.—Dr. Owens, on behalf of Mr. Speaker, Chairman, brought up the Third Report from this Committee.
Ordered to be printed.
6. POSTPONEMENT OF ORDERS OF THE DAY.—Mr. Chapman moved, That the consideration of the following Order of the Day be postponed until after the consideration of the sixth Order for to-day :—
“*Supply—To be further considered in Committee.*”
Debate ensued.
Question—put and resolved in the affirmative.
The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the sixth Order for to-day :—
“*Gold Mining on Private Property Bill—Second reading.*”
“*Church Trustees Incorporation Bill—To be further considered in Committee.*”
“*Shortening of Parliaments Bill—Third reading.*”
“*Municipalities Act Amendment Bill—Second reading.*”
7. OFFICIALS IN PARLIAMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Hughes reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the following Orders of the Day be postponed until Thursday, 18th November instant :—
“*Supply—To be further considered in Committee.*”
“*Gold Mining on Private Property Bill—Second reading.*”
9. CHURCH TRUSTEES INCORPORATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Hughes reported that it appeared by the report of a division in the Committee by the tellers, that a quorum of members were not present in Committee, the House was thereupon counted by Mr. Speaker, and a quorum not being present, and it being then twenty-five minutes to twelve of the clock, Mr. Speaker adjourned the House, without question being first put, until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 22.

WEDNESDAY, 17TH NOVEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,
The Legislative Council transmit to the Legislative Assembly a Bill, intituled "*An Act to amend and consolidate the laws affecting the Solemnization of Marriage*" to which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
17th November, 1858.
3. PETITIONS.—Mr. Blair presented a Petition from Thomas Shier, styling himself chairman of a meeting of members of "Erskine United Presbyterian Church," Lonsdale street, Melbourne, praying the House to reject the measures referred to in the Petition, and all measures of a similar character.
Ordered to lie on the Table.
Dr. Thomson presented a Petition from certain members and friends of "The Geelong Temperance League," praying the House to reject the Bill for legalizing distillation of Spirits in Victoria.
Ordered to lie on the Table.
4. PAPERS.—Mr. Chapman presented, by command of His Excellency the Governor—
Census of Victoria, 1857.—Population Tables—Ages of the People, their Education, Birth-place, and Religion.
Ordered to lie on the Table.
Mr. Chapman also presented—
Geelong Protestant Orphan Asylum.—Correspondence relative to further provision for the support of that Institution.
Ordered to lie on the Table.
5. KEW RESERVE.—Mr. Greeves moved, pursuant to notice :—
 - (1.) That the Petition presented by Mr. Michie respecting the reserve near Kew be referred to the Public Lands Committee, with instructions to enquire into the allegations of the said Petition, and to report thereon forthwith.
 - (2.) That such Report be taken into consideration on the following day.Question—put and resolved in the affirmative.
6. MR. DAWSON.—Mr. John Johnson moved, pursuant to notice, for copies of the correspondence connected with Mr. Dawson's claim against the Government through Mr. Long's defalcations.
Question—put and resolved in the affirmative.
7. MR. A. McLACHLAN.—Mr. Lalor moved, pursuant to notice, That a Committee be appointed to report on the claims of Mr. Archibald McLachlan, with regard to certain losses sustained by him in connection with a certain run at Ballarat; such Committee to consist of Mr. Horne, Mr. Moore, Mr. O'Shanassy, Mr. Henty, Mr. Wilkie, and the Mover; three to form a quorum.
Question—put and resolved in the affirmative.
8. MARRIAGE BILL.—Mr. Greeves moved, That the Bill transmitted this day from the Legislative Council be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 24th November instant.

9. **INDUSTRIAL SOCIETY.**—Mr. Greeves moved, pursuant to notice, That the House will, on Wednesday, the 24th November, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying His Excellency to place on the Estimates the sum of £1000, in satisfaction of the claim preferred by the Industrial Society for its agricultural branch.
 Debate ensued.
 Question—put and negatived.
10. **PAPERS.**—Mr. Harker presented—
 Bank Liabilities and Assets.—General abstract of sworn returns of the average liabilities and assets of the several banks in Victoria for the quarter ending the 30th September, 1858.
 Ordered to be printed.
11. **WESLEYAN METHODISTS BILL.**—Mr. Michie moved, pursuant to notice, That this Bill be now read a second time.
 Debate ensued.
 The second reading of this Bill being opposed, the question was ordered to be postponed until to-morrow.
12. **BEACH ROAD, GEELONG.**—Mr. Wills moved, pursuant to notice, That a copy of the correspondence between the Board of Land and Works, and the officer in charge of the Road Department at Geelong, during the last eight months, in reference to the Beach road, be laid on the Table.
 Question—put and resolved in the affirmative.
13. **PAPERS.**—Mr. Gavan Duffy presented—
 Beach Road, Geelong.—Return to the above Order.
 Ordered to lie on the Table.
14. **WILLIAMSTOWN WATER SUPPLY.**—Mr. Perry moved, pursuant to notice, That this House will, on Friday, the 19th November, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to cause the sum of £25,000 to be placed on the Estimates for 1859 for the purpose of supplying Williamstown with fresh water.
 Debate ensued.
 Question—put.
 Assembly divided.

Ayes, 5.

Mr. Myles,
 Mr. Perry,
 Mr. Wills,
 Mr. Phelan,
 Mr. R. S. Anderson, } *Tellers.*

Noes, 25.

Mr. Beaver,
 Mr. Blair,
 Mr. C. Campbell,
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy,
 Mr. Ebden,
 Dr. Embling,
 Dr. Evans,
 Mr. Greeves,
 Mr. Haines,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. J. Johnson,
 Mr. Ireland,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Mollison,
 Mr. Rutledge,
 Mr. Service,
 Mr. Sladen,
 Mr. D. S. Campbell, } *Tellers.*
 Mr. Heales,

And so it passed in the negative.

15. **GUNPOWDER ACT AMENDMENT BILL.**—Mr. Service moved, pursuant to notice, That he have leave to bring in a Bill to amend an Act, intituled “*An Act to regulate the Importation, Carriage, and Custody of Gunpowder.*”
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Service and Mr. Heales do prepare and bring in the Bill.
 Mr. Service and Mr. Heales then brought up a Bill, intituled “*A Bill to amend an Act, intituled ‘An Act to regulate the Importation, Carriage, and Custody of Gunpowder;’*” and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 24th November instant.

16. COUNTY COURTS ACT AMENDMENT BILL.—Mr. Service moved, pursuant to notice, That he have leave to bring in a Bill to amend the law relating to the more easy recovery of certain debts and demands.
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Service and Dr. Embling do prepare and bring in the Bill.
 Mr. Service and Dr. Embling then brought up a Bill, intituled “*A Bill to amend the law relating to the more easy recovery of certain debts and demands,*” and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 24th November instant.
17. COAL COMMITTEE.—Mr. Hughes moved, pursuant to notice, That the Coal Committee of the last Session, consisting of Mr. Horne, Mr. Brooke, Mr. Moore, Mr. Humffray, Mr. D. S. Campbell, and the Mover, be now re-appointed ; three to form a quorum.
 Question—put and resolved in the affirmative.
 Ordered—That the evidence taken in the Committee last Session be referred to the said Committee.
18. MELBOURNE AND HOBSON’S BAY RAILWAY ACT AMENDMENT BILL.—Mr. Brooke moved, pursuant to amended notice, That the Petition of the Melbourne and Hobson’s Bay Railway Company be taken into consideration, and that he have leave to bring in a Bill to enable the Melbourne and Hobson’s Bay Railway Company to lay down and maintain certain Tramways, and to extend the provisions of the Company’s Acts, and for conferring on the said Company additional powers, and for other purposes.
 Petition for the Bill, and the Petition from certain Electors of South Melbourne, against the Bill, read by the Clerk.
 Debate ensued.
 And the House having continued to sit until after twelve of the clock,

THURSDAY, 18TH NOVEMBER, 1858.

- Mr. Heales moved, That the further debate be now adjourned until Wednesday, 24th November instant.
 Question—That the further debate be now adjourned until Wednesday, 24th November instant—put and negatived.
 Question—That leave be given to bring in a Bill to enable the Melbourne and Hobson’s Bay Railway Company to lay down and maintain certain Tramways, and to extend the provisions of the Company’s Acts, and for conferring on the said Company additional powers and for other purposes—put and negatived.
19. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “*Church Trustees Incorporation Bill.—To be further considered in Committee,*” and
 - “*Shortening of Parliaments Bill.—Third reading,*” until this day ;
 - “*Municipalities Act Amendment Bill.—Second reading,*” until Thursday, 2nd day of December next ;
 - “*Impounding and Distraining Law Amendment Bill.—To be further considered in Committee,*”
 - “*Bills of Sale Bill.—Second reading,*” and
 - “*Game Protection Bill.—Second reading,*” until Wednesday, 24th November instant ;
 - “*Oyster Fisheries Bill.—Second reading,*” until to-morrow ;
 - “*Preservation of Fish Bill.—Second reading,*” until Wednesday, 1st December instant ;
 - “*Water from the Yan Yean.—Progress Report from Select Committee to be taken into consideration,*” until Wednesday, 24th November instant ;
 - “*Denominational School Board.—Motion for Address to be considered in Committee,*” until to-morrow ;
 - “*Innkeepers and Carriers Law Amendment Bill.—To be further considered in Committee,*” until Wednesday, 24th November instant ;
 - “*Independence of the Legislature Bill.—Second reading,*” and
 - “*Officials in Parliament Bill.—To be further considered in Committee,*”—until this day ;
 - “*Pensions Abolition Bill.—Second reading,*” until Wednesday, 24th November instant ;
 - “*State Aid to Religion Abolition Bill.—Second reading,*” until Wednesday, 1st December next, and
 - “*Imprisonment for Debt Abolition Bill.—Second reading,*”
 - “*Church of England, William-street, Lands Bill.—Second reading,*”—Resumption of Debate,
 - “*Richmond Church and School Lands Bill.—Second reading,*”—Resumption of Debate, until Wednesday, 24th November instant.

20. DUTY ON SPIRITS BILL.—On the motion of Mr. Harker, the amendments made in the Committee of the whole in this Bill were read and agreed to by the Assembly, and the Bill ordered to be read a third time this day.

21. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be discharged from the Paper:—

“ House to be called.”

Assembly adjourned at two minutes past one o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 23.

THURSDAY, 18TH NOVEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Humffray presented a Petition from David Young, of Collingwood, praying for such redress as to the House should seem meet in the matter alluded to in the Petition; and that the House would adopt such measures as would restrain magistrates and constables from acting in a like manner towards any of Her Majesty's subjects.
Ordered to lie on the Table.
Mr. Service presented a petition from certain Master Printers of the city of Melbourne, praying the House to take the whole subject set forth in the Petition into consideration, and should a Committee be appointed by the House to enquire into the matter, they firmly believe they could and would place such evidence before it as would lead to important changes in the present system, producing a large annual saving to the country in the various branches of the public service, and encouraging the natural and full development of the art of printing in this Colony.
Petition read and ordered to lie on the Table.
3. INDEPENDENCE OF THE LEGISLATURE.—Mr. Heales moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. Heales then moved, pursuant to *contingent* notice—
 - (1.) That the Bill to secure the Independence of the Legislature be referred to the Committee to whom the "*Officials in Parliament Bill*" is referred.
 - (2.) That the Committee be instructed that they have power to alter and make the two Bills into one.Question—put and resolved in the affirmative.
4. OFFICIALS IN PARLIAMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Perry reported that the Committee had gone through the Bill and had agreed to the same with amendments.
Ordered that the same be taken into consideration Tuesday, 23rd November instant.—Bill as amended to be printed.
5. MELBOURNE PUBLIC LANDS COMMITTEE.—Mr. Greeves moved, That he have leave to present a Progress Report from this Committee.
Question—put and resolved in the affirmative.
Mr. Greeves then brought up a Progress Report from this Committee.
Ordered to lie on the Table and to be printed.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow:—
 - "*Supply—To be further considered in Committee.*"
 - "*Gold Mining on Private Property Bill—Second reading.*"
 - "*Church Trustees Incorporation Bill—To be further considered in Committee.*"
 - "*Shortening of Parliaments Bill—Third reading.*"
 - "*Wesleyan Methodists Bill—Postponed consideration of Second reading.*"
7. DUTY ON SPIRITS BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Harker, read a third time and *passed*.
Mr. Harker moved, That the following be the title of the Bill:—
 - "*An Act for granting a Duty on Spirits distilled in Victoria.*"Question—put and resolved in the affirmative.
Ordered—That the said Bill be transmitted to the Legislative Council, and their concurrence desired therein.

8. HOSPITALS AND BENEVOLENT ASYLUMS.—Mr. Myles moved, pursuant to notice given by Dr. Thomson, for the following Returns from each Hospital and Benevolent Asylum receiving Government aid, viz.:—

- (1.) The number of patients admitted during the year.
- (2.) The average time each has remained in the house.
- (3.) The number of out-door patients relieved during the year.
- (4.) The amount of private subscriptions and donations received during the year.
- (5.) The amount voted from the Public Treasury for the same period.
- (6.) The cost of each, divisible as follows:—
 - (a.) Amount paid to each officer or servant separately.
 - (b.) Amount paid for rations.
 - (c.) Amount paid for clothing.
 - (d.) Amount paid for medicines and medical comforts.
 - (e.) Amount paid for contingencies.

Question—put and resolved in the affirmative.

9. ORPHAN ASYLUMS.—Mr. Myles moved, pursuant to *amended* notice given by Dr. Thomson, for the following Returns:—

- (1.) The number of children in each of the Orphan Asylums in the Colony receiving support from the Government.
- (2.) The circumstances of admission of each inmate.
- (3.) The sum paid (if any) weekly for each inmate by the guardians or others.
- (4.) The numbers belonging to the respective religious denominations.
- (5.) The number of males and females, and their respective ages and dates of admission.
- (6.) The amount of money granted to each Asylum for the year by the Government.
- (7.) Amount raised by private donations and subscriptions.

Question—put and resolved in the affirmative.

10. PAPER.—Dr. Evans presented, by command of His Excellency the Governor—
Steam Postal Communication with Great Britain—Copy Despatch from Sir
E. B. Lytton, announcing the extension for two months of the contract with the
Royal Mail Steam Packet Company.

Ordered to lie on the Table.

Assembly adjourned at a quarter to twelve o'clock until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 24.

FRIDAY, 19TH NOVEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair; and having, at twenty-six minutes to five o'clock counted the House, and a quorum of Members not being present, Mr. Speaker adjourned the House until Tuesday next, at four o'clock.

FRAN^S. MURPHY,
Speaker.

VICTORIA. ·

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 25.

TUESDAY, 23RD NOVEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that it appeared by the report of a division in the Committee by the tellers, that a quorum of members were not present in Committee; the House was thereupon counted by Mr. Speaker, and a quorum of members being present,

The House again resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported a point of order had arisen in the Committee that he was directed to report to the House, viz., that upon a division having been called for and taken in the Committee, it appeared that a quorum of members were not present; that after that fact had been reported to the House, it appeared that a quorum of members were present in the House; and that, thereupon, the House had again resolved itself into the Committee of Supply, when it was proposed, that instead of proceeding with the division, the Chairman should report progress, and ask leave to sit again.

Whereupon Mr. Speaker ruled that as divisions in Committee of the whole House were subject to the same rules as divisions in the House, and as in the House no question, unless to order, can be raised after the Speaker has declared whether in his opinion the voices for the Ayes or Noes have it, therefore it was not competent for any member in the case reported to him to move "that the Chairman do report progress and ask leave to sit again."

The House then again resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that it appeared by the report of a division in the Committee by the tellers, that a quorum of members were not present in Committee; the House was thereupon counted by Mr. Speaker, and a quorum not being present, and it being then twenty-one minutes to eight of the clock, Mr. Speaker adjourned the House, without question being first put, until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 26.

WEDNESDAY, 24TH NOVEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk-Assistant of the Council :—

MR. SPEAKER—
The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill, intituled “ *An Act to amend the Law relating to the administration of the Estates of Deceased Persons,*” without any amendment.
(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
23rd November, 1858.
3. PAPERS.—Mr. Chapman presented, by command of His Excellency the Governor—
Port Curtis.—Copy Letter from the Honorable the Colonial Secretary, New South Wales, enclosing Report of the Resident Commissioner at Port Curtis, on the steps taken by him with regard to the recent arrivals from this Colony.
Ordered to lie on the Table.
Mr. Gavan Duffy presented—
Murray Road.—Return to an Order of the Legislative Assembly dated 21st October, 1858, for a copy of all the correspondence connected with the Murray Road viâ McCrae-street, Sandhurst.
Ordered to lie on the Table.
4. PETITIONS.—Mr. Sitwell presented a Petition from the Municipal Corporation of Castlemaine, under the seal of the Municipality, and from several other persons, praying for leave to bring in a Bill to incorporate a Company to be called “The Castlemaine Gas Company,” and for other purposes ; and that this House would pass the same.
Ordered to lie on the Table.
Dr. Thomson presented a Petition from the Mayor, Aldermen, and Councillors of the Town of Geelong, under the seal of the said Corporation, praying that the House would take the facts set forth in the Petition into its serious consideration, and devise such measures as might be deemed fit to rectify the great and serious grievance complained of therein.
Ordered to lie on the Table.
5. PRINTING REPORT.—Dr. Owens, on behalf of Mr. Speaker, Chairman, brought up the Fourth Report from this Committee.
Ordered to be printed.
6. INSOLVENCY LAWS.—Mr. Grant moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into and report upon the administration of the Insolvency Laws, with power to send for persons and papers ; such Committee to consist of Mr. Chapman, Mr. Moore, Mr. Wood, Mr. Everard, Mr. Service, Mr. Sitwell, Mr. Hancock, and the Mover ; three to form a quorum.
Question—put and resolved in the affirmative.
7. ST. KILDA AND BRIGHTON RAILWAY COMPANY’S BILL.—Mr. Brooke moved, pursuant to notice, That this Bill be now read a second time.
Question—put and resolved in the affirmative.
Bill read a second time.
Mr. Brooke then moved, pursuant to *contingent* notice—
 - (1.) That this Bill be referred to a Select Committee.
 - (2.) That such Committee consist of the following Members : Mr. Horne, Mr. Greeves, Dr. Owens, Mr. Grant, Mr. Ebden, Mr. Crews, and the Mover ; three to form a quorum.
Question—put and resolved in the affirmative.

8. **CHURCH LANDS SALE BILL.**—Mr. D. S. Campbell moved, pursuant to notice, That he have leave to bring in a Bill to enable Trustees of Lands held for the use of Churches and Religious Societies in Victoria to dispose of the same for the purpose of more effectually carrying out the Trusts for which they are held.

Question—put and resolved in the affirmative.

Ordered—That Mr. D. S. Campbell and Mr. Henty do prepare and bring in the Bill.

Mr. D. S. Campbell and Mr. Henty then brought up a Bill, intituled "*A Bill to enable Trustees of Lands held for the use of Churches and Religious Societies in Victoria to dispose of the same for the purpose of more effectually carrying out the Trusts for which they are held,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 1st December next.

9. **CALL OF THE HOUSE.**—Dr. Embling moved, pursuant to notice, That on the first day of December next the House be called.

Debate ensued

Question—put.

Assembly divided.

Ayes, 20.

Mr. Aspinall,
Mr. Beaver,
Mr. Blair,
Mr. Brooke,
Mr. Ebden,
Dr. Embling,
Dr. Evans,
Mr. Everard,
Mr. Grant,
Mr. Harker,
Mr. Heales,
Mr. G. W. Johnson,
Mr. Langlands,
Mr. Myles,
Mr. Quarterman,
Mr. Service,
Mr. Syme,
Mr. Wilkie,
Mr. Humffray,
Mr. R. S. Anderson, } *Tellers.*

Noes, 16.

Mr. Chapman,
Mr. Davis,
Mr. Gavan Duffy,
Mr. Findlay,
Mr. Henty,
Mr. Horne,
Mr. O'Brien,
Mr. Phelan,
Mr. Rutledge,
Mr. Sitwell,
Mr. Sladen,
Mr. Snodgrass,
Dr. Thomson,
Mr. Wills,
Mr. D. S. Campbell, } *Tellers.*
Mr. Ireland,

And so it was resolved in the affirmative.

10. **MESSAGE FROM THE LEGISLATIVE COUNCIL.**—The following Message from the Legislative Council, by the Clerk-Assistant of the Council:—

MR. SPEAKER—

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill, intituled "*An Act to amend the Mining Association Act 1858,*" without any amendment.

Legislative Council Chamber,
23rd November, 1858.

(Signed)

J. F. PALMER,
President.

11. **SANDRIDGE AND WILLIAMSTOWN LAND SALES AND WORKS.**—Mr. R. S. Anderson moved, pursuant to notice—

(1.) For a Return of the quantities of Land sold respectively at Sandridge and at Williamstown, and of the sums obtained for same each year, from 1850 to 1858 inclusive.

(2.) Return of amounts expended on Piers and Wharves at Sandridge and Williamstown during the same period, inclusive of prison labor.

Question—put and resolved in the affirmative.

12. **CONSTITUTION ACT CONSTRUCTION BILL.**—Mr. Chapman moved, pursuant to notice, That he have leave to bring in a Bill to remove doubts as to the powers of the Governor under the 48th Section of the Constitution Act.

Question—put and resolved in the affirmative.

Ordered—That Mr. Chapman and Mr. Harker do prepare and bring in the Bill.

Mr. Chapman and Mr. Harker then brought up a Bill, intituled "*A Bill to remove doubts as to the powers of the Governor under the 48th Section of the Constitution Act,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time to-morrow.

13. AUSTRALIAN TRUST COMPANY'S BILL.—Mr. Wood moved, pursuant to *amended* notice, That he have leave to bring in a Bill to enlarge the powers of the "Australian Trust Company" and to remove doubts as to the validity of deeds executed by agents of the Company and for other purposes.

Question—put and resolved in the affirmative.

Ordered—That Mr. Wood and Mr. Grant do prepare and bring in the Bill.

Mr. Wood and Mr. Grant then brought up a Bill, intituled "*A Bill to enlarge the powers of the 'Australian Trust Company' and to remove doubts as to the validity of deeds executed by agents of the Company and for other purposes,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time.

14. MR. THOMAS MYLES.—Mr. Humffray moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into and report upon the claims of Mr. Thomas Myles against the Government, with power to call for persons and papers; such Committee to consist of Dr. Evans, Mr. Moore, Mr. Ebden, Mr. R. S. Anderson, Mr. Grant, Mr. Harker, Mr. J. Johnson, Mr. Lalor, Mr. Heales, and the Mover; three to form a quorum.

Question—put and resolved in the affirmative.

15. SUPPLY.—The Order of the Day for the further consideration, in Committee of the whole Assembly, of the Supply to be granted to Her Majesty having been read, Mr. Harker moved, That Mr. Speaker do now leave the Chair.

Question—put and negatived.

16. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the other Orders for to-day:—

"Supply—To be further considered in Committee."

"Gold Mining on Private Property Bill—Second reading."

"Church Trustees Incorporation Bill—To be further considered in Committee."

"Shortening of Parliaments Bill—Third reading."

"Officials in Parliament Bill—Adoption of report."

17. OYSTER FISHERIES BILL.—Mr. Chapman moved, That this Bill be now read a second time.

Question—put and resolved in the affirmative.—Bill read a second time.

Mr. Chapman moved, That this Bill be now committed to a Committee of the whole House.

Question—put and resolved in the affirmative.

And, on the further motion of Mr. Chapman, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, on Wednesday, the 1st December next, again resolve itself into the said Committee.

18. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Wednesday, 1st December next:—

"Denominational School Board—Motion for Address to be considered in Committee."

19. WESLEYAN METHODISTS BILL.—The Order of the Day for the postponed consideration of the second reading of this Bill having been called,

Mr. Service moved, That the Order of the Day be read and discharged from the paper.

Question—put.

Assembly divided.

Ayes, 15.

Mr. Aspinall,
Mr. Board,
Mr. Gavan Duffy,
Mr. Everard,
Mr. Findlay,
Mr. Heales,
Mr. Horne,
Mr. Ireland,
Mr. Lalor,
Mr. Myles,
Mr. Phelan,
Mr. Service,
Mr. Sitwell,
Mr. Harker,
Mr. R. S. Anderson, } *Tellers.*

Noes, 12.

Mr. Chapman,
Mr. Crews,
Mr. Davis,
Mr. Ebden,
Dr. Evans,
Mr. Henty,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sladen,
Mr. Wilkie,
Dr. Owens, } *Tellers.*
Mr. Grant, }

And so it was resolved in the affirmative.

20. MARRIAGE BILL.—Mr. Greeves moved, That this Bill be now read a second time.
 Question—put and resolved in the affirmative.—Bill read a second time.
 Mr. Greeves moved that this Bill be committed to a Committee of the whole House on Wednesday, 1st December next.
 Question—put and resolved in the affirmative.
21. GUNPOWDER ACT AMENDMENT BILL.—Mr. Service moved, That this Bill be now read a second time.
 Question—put and resolved in the affirmative.—Bill read a second time.
 Mr. Service moved, That this Bill be now committed to a Committee of the whole House.
 Question—put and resolved in the affirmative.
 And, on the further motion of Mr. Service, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
 Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
 Resolved—That this House will, on Wednesday, 1st December next, again resolve itself into the said Committee.
22. COUNTY COURTS ACT AMENDMENT BILL.—Mr. Service moved, That this Bill be now read a second time.
 Debate ensued.
 Question—put and resolved in the affirmative.
 Mr. Service moved, That this Bill be now committed to a Committee of the whole House.
 Question—put and resolved in the affirmative.
 And, on the further motion of Mr. Service, Mr. Speaker left the Chair and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
 Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had gone through the Bill and agreed to the same with amendments.
 Ordered—That the same be taken into consideration Friday, 26th November instant—Bill, as amended, to be printed.
23. IMPOUNDING AND DISTRAINING LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—
 Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
 Mr. Speaker resumed the Chair; and Mr. Aspinall reported that it appeared by the report of a division in the Committee by the tellers, that a quorum of members were not present in Committee; the House was thereupon counted by Mr. Speaker, and a quorum not being present, and it being then twenty-seven minutes past eleven of the clock, Mr. Speaker adjourned the House, without question being first put, until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 27.

THURSDAY, 25TH NOVEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Gavan Duffy presented—

Point Nepean Road.—Further Return to an Order of the Legislative Assembly, dated 12th November instant, for a Return showing the amount voted for the extension of Point Nepean Road, during years 1852, 1853, 1854, 1855, 1856, 1857, and 1858; the amount actually expended during the same years; the portion of the Road upon which the expenditure took place; the nature of the works performed; and at whose instance the several works were undertaken.

Ordered to lie on the Table.

Mr. Chapman presented, by command of His Excellency the Governor—
Marriage of the Princess Royal.—Copy despatch from the Secretary of State acknowledging receipt of the Address of the Parliament of Victoria on the occasion of the marriage of Her Royal Highness the Princess Royal.

Ordered to lie on the Table.

Dr. Evans presented, by command of His Excellency the Governor—
Electric Telegraph.—Table of rates chargeable for the transmission of messages by electric telegraph, and regulations.

Ordered to lie on the Table.

Mr. Gavan Duffy also presented—
Land Sales.—Report of the Surveyor General upon the land sales since the 10th March last.

Ordered to lie on the Table.
3. PETITIONS.—Mr. Quarterman presented a Petition from certain allottees of Stawell, and others, resident on Pleasant Creek and in its vicinity, praying the House would direct that no other site be selected for a township, and that the various Government buildings be at once erected at Stawell, feeling convinced that by so doing the House would greatly contribute to the advancement, prosperity, and stability of the district.
- Petition read and ordered to lie on the Table.

Dr. Owens presented a Petition from William Clark, junior, a shareholder of the Bendigo Waterworks Company, praying that the several Standing Orders relating to the introduction of Private Bills be suspended, in order to enable the shareholders to proceed with a Bill, intituled, "*A Bill to incorporate a Company to be called 'The Bendigo Waterworks Company,' and for other purposes.*"

Ordered to lie on the Table.
4. SUPPLY.—The Order of the Day for going into Supply having been read—

Mr. Harker moved, "That" Mr. Speaker do now leave the Chair.

Mr. Adamson moved, That all the words after the word "That" be omitted, with a view to insert instead thereof the words, "this House, pronouncing no opinion upon the existing Land Regulations, but having observed the course pursued by the Government in withholding public land, during the first six months of their tenure of office, from timely and legitimate settlement—thereby entailing on the country the necessity, during the last two months of the year, of forced sales for the purpose of Revenue to an extent due, at the least, to the whole previous *half-year*—disapproves of arrangements which have made indispensable the repairing a loss to the Revenue (necessarily foreseen) by a wasteful sacrifice of the public domain.

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative.

Question—That Mr. Speaker do now leave the Chair—put and resolved in the affirmative.

Whereupon the House resolved itself into the said Committee.

Mr. Speaker resumed the Chair ; and Mr. Aspinall reported that the Committee had come to several resolutions.

Ordered—That the report be received on Tuesday, 30th November instant.

Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.

Resolved—That this House will, on to-morrow, again resolve itself into the said Committee.

5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ *Gold Mining on Private Property Bill—Second reading,*”

“ *Church Trustees Incorporation Bill—To be further considered in Committee,*”

“ *Shortening of Parliaments Bill—Third reading,*” and

“ *Officials in Parliament Bill—Adoption of report,*” until to-morrow.

“ *Impounding and Distraint Law Amendment Bill—To be further considered in Committee,*” and

“ *Bills of Sale Bill—Second reading,*” until Tuesday, 30th November instant.

“ *Game Protection Bill—Second reading,*” until Thursday, 2nd December next.

“ *Innkeepers and Carriers Law Amendment Bill—To be further considered in Committee,*” until Tuesday, 30th November instant ; and

“ *Pensions Abolition Bill—Second reading,*”

“ *Imprisonment for Debt Abolition Bill—Second reading,*”

“ *Church of England, William-street, Lands Bill—Second reading,*”—Resumption of Debate,” and

“ *Richmond Church and School Lands Bill—Second reading,*”—Resumption of Debate, until Wednesday, 1st December next.

6. CONSTITUTION ACT CONSTRUCTION BILL.—Mr. Gavan Duffy moved, That this Bill be now read a second time.

Question—put and resolved in the affirmative.—Bill read a second time.

Mr. Gavan Duffy moved, That this Bill be now committed to a Committee of the whole House.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Gavan Duffy, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair ; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, on to-morrow, again resolve itself into the said Committee.

7. WATER FROM THE YAN YEAN.—The Order of the Day for the consideration of the Progress Report from this Committee having been read, Mr. Heales moved, That the Progress Report from the Select Committee on the Yan Yean Water Supply be adopted, and that it be referred to the Commission, with a request that they carry out the recommendation contained therein.

Debate ensued.

Question—put and negatived.

Assembly adjourned at twenty-four minutes past eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 28.

FRIDAY, 26TH NOVEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Gavan Duffy presented—
Coal Fields.—Copy correspondence relative to the Lease of Coal Fields at Cape Patterson, to Messrs. Crews and others.
Order to lie on the Table.
Mr. Harker presented—
Mr. George Buckley.—Correspondence between Mr. George Buckley and the Government, relative to his retirement from the Public Service in consequence of the reduction caused by the New Audit Act.
Ordered to lie on the Table.
Mr. Gavan Duffy also presented—
Sandridge and Williamstown Land Sales and Works.—Return to an Order of the Legislative Assembly, dated the 24th November instant, for—
 - (1.) Return of the quantities of Land sold respectively at Sandridge and at Williamstown, and of the sums obtained for same each year, from 1850 to 1858 inclusive.
 - (2.) Return of amounts expended on Piers and Wharves at Sandridge and Williamstown during the same period, inclusive of prison labor.
Ordered to lie on the Table.
3. CONSTITUTION ACT CONSTRUCTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had gone through the Bill, and had agreed to the same without any amendment.
Ordered—That the Bill be read a third time this day.
4. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 30th November instant:—
“*Shortening of Parliaments Bill—Third reading.*”
5. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that notice had been taken that a quorum of members were not present in Committee; the House was thereupon counted by Mr. Speaker, and a quorum not being present, and it being then ten minutes past seven of the clock, Mr. Speaker adjourned the House, without question being first put, until four o'clock on Tuesday next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 29.

TUESDAY, 30TH NOVEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PUBLIC INSTRUCTION COMMITTEE.—Mr. Heales, Chairman, brought up the Report from this Committee.
Report read and ordered to be printed.
3. PRINTING REPORT.—Dr. Owens, on behalf of Mr. Speaker, Chairman, brought up the fifth Report from the Printing Committee.
Ordered to be printed.
4. PAPERS.—Dr. Evans presented—
Postage with New Zealand.—Return shewing the number of letters posted in Victoria for New Zealand during the period from 1st November, 1857, to the 31st October, 1858.
Ordered to lie on the Table.
5. PETITION.—Dr. Owens presented a Petition from the several persons whose names were thereunto subscribed, praying the House to suspend or dispense with the Standing Orders relative to Private Bills, viz., Nos. 4, 16, 18, 102, 105, 108, 111, 114, 117, 123, which prevent the introduction of the *Bendigo Water Works Bill*, and its being read a first and second time, and afterwards referred to a Select Committee, and that the petitioners might, as suitors for the said Bill, have leave to bring in the same; and that the House would be pleased to pass the same, subject to the payment of the proper fees, and to compliance with the Standing Order, No. 43.
Ordered to lie on the Table.
6. CONSTITUTION ACT CONSTRUCTION BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Chapman, read a third time and *passed*.
Mr. Chapman moved, That the following be the title of the Bill :—
“An Act to remove doubts as to the power of the Governor under the forty-eighth section of the Constitution Act.”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
7. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Thursday, 2nd December next.
“Shortening of Parliaments Bill—Third reading.”

8. SUPPLY—ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply, certain resolutions, which were read as follow:—

25th November.

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1859 for the several services hereunder specified, being—

III.—ATTORNEY GENERAL.

POLICE MAGISTRATES.

(1.)—No. 55. SALARIES.

Name of Petty Sessions.	Acting also	Remarks.	Salary.			£	s.	d.
			In full of Forage and all other Allowances.					
			£	s.	d.			
Alberton ...	{ At Port Albert & Tarraville As Assistant Commissioner of Public Lands and De- puty Sheriff }	... ..	800	0	0			
Alma ...	At Carisbrook & Maryborough	Salary at Mary- borough.	—					
Amherst ...	At Avoca and Lexton ...	Salary at Avoca.	—					
Ararat (Can- ton Lead)	At Cathcart ... ..	... ..	800	0	0			
Avoca ...	At Amherst and Lexton ...	... ..	800	0	0			
Bacchus Marsh	At Ballan & Mount Blackwood	Salary at Mount Blackwood.	—					
Ballaarat ...	... ..	... ..	800	0	0			
„ East	As Warden ... ..	... ..	800	0	0			
Ballan ...	At Bacchus Marsh and Mount Blackwood	Salary at Mount Blackwood.	—					
Balmoral ...	At Hamilton, Harrow, and Casterton	Salary at Hamilton.	—					
Beechworth ...	... ..	Salary as Resident Warden.	—					
Belfast ...	As Assistant Commissioner of Public Lands, and De- puty Sheriff	... ..	800	0	0			
Belvoir ...	... ..	Police Magistrate of New South Wales	100	0	0			
Benalla ...	As Assistant Commissioner of Public Lands	... ..	800	0	0			
Buckland ...	... ..	Salary as Warden.	—					
Buninyong ...	... ..	Salary as Warden.	—					
Carisbrook ...	{ At Alma and Maryborough } As Deputy Sheriff	Salary at Mary- borough.	—					
Casterton ...	At Hamilton, Harrow, and Balmoral	Salary at Hamilton.	—					
Castlemaine ...	... ..	... ..	800	0	0			
Cathcart ...	At Canton Lead (Ararat) ...	Salary at Ararat.	—					
Creswick ...	... ..	Salary as Warden.	—					
Donnybrook ...	At Kilmore	Salary at Kilmore.	—					
Dunolly ...	... ..	Salary as Warden.	—					
Eagle Hawk	At Sandhurst and Epsom ...	Salary at Sandhurst.	—					
Echuca ...	... ..	... ..	800	0	0			
Epsom ...	At Eagle Hawk & Sandhurst	Salary at Sandhurst.	—					
Fryerstown ...	... ..	Salary as Warden.	—					
Geelong ...	... ..	... ..	800	0	0			
Gisborne ...	{ At Keilor As Assistant Commissioner of Public Lands }	... ..	800	0	0			
Hamilton ...	At Balmoral, Harrow, and Casterton	... ..	800	0	0			
Harrow ...	At Balmoral, Casterton, and Hamilton	Salary at Hamilton.	—					
Heathcote ...	As Warden at same place ...	... ..	800	0	0			
Hepburn ...	... ..	Salary as Warden.	—					
Keilor ...	At Gisborne	Salary at Gisborne.	—					
Kerang ...	At Swan Hill (Castle Don- nington)	Salary at Swan Hill.	—					
Kilmore ...	{ At Donnybrook As Assistant Commissioner of Public Lands and Deputy Sheriff }	... ..	800	0	0			
Kingower ...	... ..	Salary as Warden, Dunolly	—					
Kyneton ...	{ As Assistant Commissioner of Public Lands }	... ..	800	0	0			
Lexton ...	At Avoca and Amherst ...	Salary at Avoca.	—					
Maldon ...	... ..	Salary as Warden.	—					
Maryborough	At Alma and Carisbrook ...	... ..	800	0	0			
Melbourne ...	... ..	... ..	1000	0	0			
„ ...	At St. Kilda ... ..	... ..	900	0	0			

ATTORNEY-GENERAL—continued.

Name of Petty Sessions.	Acting also	Remarks.	Salary. In full of Forage and all other Allowances.	£ s d.		
Meredith ...	At Mount Egerton and Steiglitz	Salary at Steiglitz.	—			
Mount Blackwood ...	{ At Bacchus Marsh and Ballan As Warden at Mount Blackwood	... ..	800 0 0			
Mount Egerton Omeo... ..	At Steiglitz and Meredith ...	Salary at Steiglitz.	—			
Pleasant Creek ...	As Warden at same place ...	... ..	800 0 0			
Port Albert ...	At Alberton and Tarraville	Salary as Warden. Salary at Alberton.	—			
Portland ...	{ As Assistant Commissioner of Public Lands and Deputy Sheriff	... ..	800 0 0			
Raglan ...	... ..	Salary as Warden.	—			
Sale ...	{ As Assistant Commissioner of Public Lands and Deputy Sheriff	... ..	800 0 0			
Sandridge ...	... ..	Salary at Williamstown.	—			
Sandhurst ...	At Epsom and Eagle Hawk...	... ..	800 0 0			
Smythe's Creek ...	... ..	Salary as Warden.	—			
Steiglitz ...	{ At Mount Egerton and Meredith As Warden at Steiglitz	... ..	800 0 0			
St. Kilda ...	At Melbourne City Police Court	Salary at Melbourne.	—			
Swan Hill ...	At Kerang ...	... ..	800 0 0			
Taradale ...	... ..	Salary as Warden, Castlemaine.	—			
Tarraville ...	At Port Albert and Alberton	Salary at Alberton.	—			
Wangaratta ...	... ..	... ..	800 0 0			
Waranga ...	... ..	Salary as Warden.	—			
Warrnambool ...	{ As Assistant Commissioner of Public Lands and Deputy Sheriff	... ..	800 0 0			
Williamstown Woolshed ...	At Sandridge ...	... ..	800 0 0			
Yackandandah ...	... ..	Salary as Warden.	—			
Additional Police Magistrates ...	... ..	Salary as Warden.	—			
		... ..	1600 0 0			
Total (No. 55)				24,400	0	0

CLERKS OF COUNTY COURTS, COURTS OF MINES, GENERAL SESSIONS, PETTY SESSIONS, AND COURTS OF INSOLVENCY.

(2.)—No. 56.

PLACE.	Number of Clerks.	County Courts.	Courts of Mines.	General Sessions.	Petty Sessions.	Courts of Insolvency.	Acting also	Amount.			Remarks.
								£	s.	d.	
Alberton ...	One	—	...	—	—	—	At Port Albert and Tarraville	400	0	0	
Alma ...	One	...	—	...	—	...	At Maryborough ...	—			Salary at Maryborough.
Amherst ...	One	...	—	...	—	...	At Avoca and Lexton	—			Salary at Avoca.
Anderson's Creek	One	...	—	...	...	...	At Caledonia and Heidelberg	—			Salary at Heidelberg.
Ararat	First	—	—	—	—	—	... ..	350	0	0	
	Second	—	—	—	—	—	... ..	250	0	0	
Avenel ...	One	...	...	...	—	...	... ..	300	0	0	
Avoca ...	One	—	—	...	—	...	At Lexton and Amherst	350	0	0	
Bacchus Marsh	One	...	...	...	—	—	At Ballan	350	0	0	
	First	—	—	—	—	—	... ..	500	0	0	
Ballaarat	Second	—	—	—	—	—	... ..	250	0	0	
	One	...	...	...	...	...	... ..	350	0	0	
„ East...	One	...	...	...	—	...	... ..	300	0	0	
„ West	One	...	...	...	—	...	... ..	250	0	0	
Ballan ...	One	...	...	...	—	...	At Bacchus Marsh	—			Salary at Bacchus Marsh.
Balmoral ...	One	...	...	...	—	...	At Harrow	—			Salary at Harrow.

ATTORNEY GENERAL—continued.

CORONERS.

	£	s.	d.	£	s.	d.
(4).—No. 58. CONTINGENCIES.						
Fees to Coroners, at £2 2s. each Inquest, and adjournment; Travelling Expenses, at 2s. per mile from usual place of abode to place of Inquest or Inquests, only one way ...	3,500	0	0			
Fees to Surgeons at each <i>post mortem</i> examination £2 2s.; and £1 1s. each Inquest, and adjournment, with travelling expenses at the same rate as Coroners ...	1,500	0	0			
Allowance in lieu of Forage to Coroner, County of Bourke ...	100	0	0			
Burials ...	1,500	0	0			
Chemical Analyses ...	150	0	0			
Stores ...	100	0	0			
Incidentals ...	150	0	0			
TOTAL, CORONERS ...						7,000 0 0

IV.—TREASURER.

TREASURER'S OFFICE.

	£	s.	d.	£	s.	d.
(5).—No. 59. SALARIES.						
Treasurer— <i>Special Appropriation</i> under ACT 18 and 19 Vic., cap. 55 ...						
Under-Treasurer ...	1000	0	0			
Accountant ...	700	0	0			
Seventeen Clerks—One at £600, one at £500, three at £450, four at £400, three at £350, three at £300, and two at £250 ...	6500	0	0			
Two Messengers ...	220	0	0			
	8,420	0	0			
(6).—RECEIVERS AND PAYMASTERS.						
<i>Melbourne.</i>						
Receiver and Paymaster ...	800	0	0			
Five Clerks—One at £600, one at £500, one at £300, and two at £250 ...	1900	0	0			
Messenger ...	80	0	0			
	2,780	0	0			
<i>Geelong.</i>						
Receiver and Paymaster, also Gold Receiver ...	700	0	0			
Clerk ...	350	0	0			
Messenger ...	80	0	0			
	1,130	0	0			
<i>Portland.</i>						
Receiver and Paymaster ...	500	0	0			
<i>Belfast.</i>						
Receiver and Paymaster ...	500	0	0			
<i>Ballaarat.</i>						
Receiver and Paymaster, also Gold Receiver ...	650	0	0			
Two Clerks, at £350 ...	700	0	0			
	1,350	0	0			
<i>Castlemaine.</i>						
Same as Ballaarat ...	1350	0	0			
<i>Sandhurst.</i>						
Same as Ballaarat ...	1350	0	0			
<i>Maryborough.</i>						
Receiver and Paymaster, also Gold Receiver ...	650	0	0			
Clerk ...	350	0	0			
	1,000	0	0			

ATTORNEY GENERAL—*continued.*

	£	s.	d.	£	s.	d.
<i>Beechworth.</i>						
Same as Maryborough	1000	0	0			
<i>Mount Ararat.</i>						
Same as Maryborough	1000	0	0			
<i>Port Albert.</i>						
Receiver and Paymaster	500	0	0			
<i>Warrnambool.</i>						
Receiver and Paymaster	500	0	0			
	12,960	0	0			

And the said resolutions having being read a second time, were, on the motion of Mr. Harker, agreed to by the Assembly.

9. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply. And the House having continued to sit until after twelve of the o'clock,

WEDNESDAY, 1st DECEMBER, 1858.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.

Ordered—That the report be received on Thursday, 2nd December instant.

Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.

Resolved—That this House will, on Thursday, 2nd December instant, again resolve itself into the said Committee.

10. RESIGNATION OF SEAT.—Mr. Speaker announced that he had this day received the following letter:—

SIR, Heads, Sunday, 28th November.
I beg to resign my seat in the Legislative Assembly as Member for the Electoral District of South Grant.

I have the honor to be,

Sir,

Your most obedient Servant,

WILLIAM C. HAINES.

11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Thursday, 2nd December inst.:—

“*Gold Mining on Private Property Bill—Second reading,*”

“*Church Trustees Incorporation Bill—To be further considered in Committee,*”

“*Officials in Parliament Bill—Adoption of report.*”

12. RESERVE FOR LUNATIC ASYLUM, KEW.—Mr. Michie moved, pursuant to notice, That the Petition from certain inhabitants of Kew regarding the proposed site of the Lunatic Asylum be referred back to the Select Committee on Public Reserves, and that such Committee be instructed to take evidence on the subject.

Question—put and resolved in the affirmative.

13. CASTLEMAINE GAS BILL.—Mr. Greeves moved, pursuant to notice given by Mr. Sitwell, That the Petition of the Castlemaine Gas Company be now taken into consideration, and that he have leave to bring in a Bill to incorporate a Company to be called “*The Castlemaine Gas Company,*” and for other purposes.

Question—put and resolved in the affirmative.

Ordered—That Mr. Greeves and Mr. Service do prepare and bring in the Bill.

Mr. Greeves and Mr. Service then brought up a Bill, intituled, “*A Bill to incorporate a Company to be called ‘the Castlemaine Gas Company,’ and for other purposes,*” and moved that it now be read a first time.

Question—put and resolved in the affirmative.—Bill read a first time.

14. COUNTY COURTS ACT AMENDMENT BILL.—On the motion of Mr. Service the amendments made by the Committee of the whole in this Bill were read and agreed to, and the Assembly ordered the Bill to be read a third time this day.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Service, read a third time and *passed.*

Mr. Service moved, That the following be the title of the Bill:—

“*An Act to amend the Law relating to the more easy recovery of certain Debts and Demands.*”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

15. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until this afternoon :—

*“Impounding and Distraining Law Amendment Bill—To be further considered
“in Committee,”*

“Bills of Sale Bill—Second reading,”

*“Innkeepers and Carriers Law Amendment Bill—To be further considered in
“Committee.”*

Assembly adjourned at eighteen minutes past twelve o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 30.

WEDNESDAY, 1ST DECEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Harker presented—
Contracts accepted.—A Return showing the cost to the country of the publication of the twenty pages of matter headed “Contracts accepted,” which appeared in the *Government Gazette* of Friday last.
Ordered to lie on the Table.
3. PETITIONS.—Mr. Heales presented a Petition from certain inhabitants of Pentridge and vicinity, praying the House would restore to them their lawful rights—that the township be re-surveyed and disposed of by public auction, otherwise the whole of the land would be monopolized for penal purposes to the detriment of the inhabitants of Pentridge and surrounding districts, and seriously depreciate the value of private property for want of the said township: besides which, should your petitioners passively submit to have their rights thus infringed, it would become a most dangerous precedent for any future Government of Victoria in support of any arbitrary or unconstitutional act.
Ordered to lie on the Table.
Dr. Thomson presented a Petition from certain gentlemen, styling themselves the Standing Committee of the inhabitants of Geelong appointed to obtain a supply of water to the town, praying the House to heartily support the Reports of the Select Committee and of the Geelong Water Commission alluded to in the Petition.
Ordered to lie on the Table.
4. PAPERS.—Mr. Chapman presented, by command of His Excellency the Governor—
Law of Divorce.—Copy Despatch from the Right Honorable the Secretary of State relating to the Law of Divorce.
Ordered to lie on the Table.
Mr. Chapman also presented—
Gold Fields Act.—Order in Council.
Ordered to be printed.
5. MEDICAL OFFICER FOR THE POLICE FORCE.—Mr. Blair moved, pursuant to notice, That in revising the Estimates of Expenditure for the Police Department for the ensuing year, it is desirable that provision be made for a Medical Officer attached to the Staff.
Debate ensued.
Motion, by leave, withdrawn.
6. GEELONG WATER SUPPLY.—Mr. Brooke moved, pursuant to *amended* notice :—
 - (1.) That considering the population of Geelong, for financial reasons, it would be inexpedient to attempt to supply that town from Wormbete at present.
 - (2.) That in the opinion of this House it would not be desirable to supply Geelong by connecting it with the Yan Yean reservoir.
 - (3.) That there does not appear to be any other available source of supply except from the River Barwon.
 - (4.) That the Government at once make a special enquiry into the best means of supplying the town from that source above Buckley's Falls.
 - (5.) That the Government be prepared with definite plans and estimates for that purpose, and that they seek at the commencement of the next session of Parliament an approval of a properly prepared scheme, together with the necessary authority for providing funds for the purpose.
 - (6.) That with a view to a future more extended water supply, in the opinion of this House, the Wormbete Forest, or so much of it as may be considered the watershed to the proposed reservoir at Wormbete, be reserved to the Crown.Debate ensued.
Motion, by leave, withdrawn.

7. COMMISSION OF THE PEACE.—Mr. Service moved, pursuant to notice—

(1.) That in the opinion of this House it would conduce to the honor and dignity of the Colony, and to the establishment of that respect for the administration of the laws which is essential to the maintenance of order, if appointments on the Commission of the Peace were placed as far as practicable beyond the reach of political influences.

(2.) That this object would be best secured by vesting the nomination to all such appointments in the Judges of the Supreme Court.

Debate ensued.

Mr. Colin Campbell moved, as an amendment, That all the words after the word "secured," in the second resolution, be omitted, with a view to insert instead thereof the words—"if appointments to the Commission of the Peace were made by the Governor with the advice of such Members of the Executive Council as he may think proper to summon as a Committee for that purpose."

Debate continued.

Question—That in the opinion of this House it would conduce to the honor and dignity of the Colony, and to the establishment of that respect for the administration of the laws which is essential to the maintenance of order, if appointments on the Commission of the Peace were placed as far as practicable beyond the reach of political influences—put and resolved in the affirmative.

Mr. Service, by leave of the Assembly, withdrew the proposed second resolution, in favor of the amendment proposed by Mr. Colin Campbell.

Question—That this object would be best secured if appointments to the Commission of the Peace were made by the Governor with the advice of such Members of the Executive Council as he may think proper to summon as a Committee for that purpose—put.

Assembly divided.

Ayes, 23.

Mr. R. S. Anderson,
Mr. Beaver,
Mr. Board,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Ebden,
Dr. Embling,
Mr. Greeves,
Mr. Heales,
Mr. Henty,
Mr. J. Johnson,
Mr. Langlands,
Mr. Michie,
Mr. Mollison,
Dr. Owens,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sitwell,
Mr. Staden,
Mr. Ware,
Mr. Wood,
Mr. Adamson, } *Tellers.*
Mr. Service, }

Noes, 19.

Mr. Aspinall,
Mr. Blair,
Mr. Chapman,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Horne,
Mr. Hughes,
Mr. G. W. Johnson,
Mr. Ireland,
Mr. Myles,
Mr. O'Brien,
Mr. Perry,
Mr. Phelan,
Mr. Ricardo,
Dr. Thomson,
Mr. Wilkie,
Mr. Wills,
Mr. Harker, } *Tellers.*
Mr. Humffray, }

And so it was resolved in the affirmative.

8. AUSTRALIAN TRUST COMPANY'S BILL.—Mr. Wood moved, That this Bill be now read a second time.

Debate ensued.

Question—put and resolved in the affirmative.—Bill read a second time.

And the House having continued to sit until after twelve of the clock—

THURSDAY, 2ND DECEMBER, 1858.

9. ACTING JUDGES OF SUPREME COURT.—Mr. Sitwell moved, pursuant to notice, That in the opinion of this House it is not desirable that any person should be appointed Acting Judge of the Supreme Court at a salary less than that payable to the judges of such court under the Constitution Act.

Debate ensued.

Question—put and resolved in the affirmative.

10. LAND SALES RETURNS.—Mr. Adamson moved, pursuant to notice, That there be laid on the Table of the House a Return of the extent of Public Lands sold, and the amounts realised at each of the places of sale, during the month of November, distinguishing Town and Country Lands; and in cases of sales at Melbourne, showing the extent and amounts respectively with reference to the various suburbs.

Question—put and resolved in the affirmative.

11. PARLIAMENT BUILDINGS COMMITTEE.—Mr. Gavan Duffy moved, pursuant to notice, That it be an instruction to the Parliament Buildings Committee to consider and report to this House what measures may be necessary to provide sufficient accommodation for the increased number of members of the Assembly contemplated by the "*Electoral Districts Alteration Bill*."

Question—put and resolved in the affirmative.

12. EXPIRING LAWS CONTINUATION BILL.—Mr. Chapman moved, pursuant to notice, That he have leave to bring in a Bill to continue expiring Laws.

Question—put and resolved in the affirmative.

Ordered—That Mr. Chapman and Mr. Harker do prepare and bring in the Bill.

Mr. Chapman and Mr. Harker then brought up a Bill, intituled, "*A Bill to continue expiring Laws*," and moved, That it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 3rd December instant.

13. MRS. WRIXON.—Mr. Findlay moved, pursuant to notice, That this House will to-morrow resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to place on the Estimates for 1859 the sum of £500 as a gratuity to the Widow of the late Sub-Inspector Wrixon, who was drowned on his passage from the western ports to Melbourne, on duty.

Debate ensued.

Question—put and resolved in the affirmative.

14. POSTAGE STAMPS.—Mr. Greeves moved, pursuant to notice, for a Return—

(1.) Of the amount received for Postage Stamps during the years 1856, 1857, and first half of 1858 respectively, and distinguishing the amount for each description of stamps.

(2.) The number of letters and newspapers posted in Victoria during the said periods respectively, distinguishing foreign, inland, and town letters and newspapers.

Question—put and resolved in the affirmative.

15. BENDIGO WATER WORKS BILL.—Dr. Owens moved, pursuant to notice, That the Petition of the Bendigo Water-works Company be now taken into consideration, and that the following Orders relating to Private Bills, viz., 4, 16, 18, 102, 105, 108, 111, 114, 117, and 123, be suspended, and that leave be given to the Petitioners to bring in a Petition for a Private Bill.

Debate ensued.

Question—put and resolved in the affirmative.

16. FISHERIES BILL.—Dr. Thomson moved, pursuant to notice, That he have leave to bring in a Bill for the Protection of the Fisheries in Victoria.

Question—put and resolved in the affirmative.

Ordered—That Dr. Thomson and Mr. Wills do prepare and bring in the Bill.

Dr. Thomson and Mr. Wills then brought up a Bill, intituled, "*A Bill for the protection of the Fisheries in Victoria*," and moved, That it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 8th December instant.

16. DISCHARGE OF ORDER OF THE DAY.—Mr. Mollison moved, That this Order of the Day be discharged from the Paper :—

"*House to be called.*"

Question—put and resolved in the affirmative.

17. POSTPONEMENT OF ORDER OF THE DAY.—Mr. Langlands moved, That the consideration of the following Order of the Day be postponed until "Wednesday, the 8th day of December instant" :—

"*State Aid to Religion Abolition Bill—Second reading.*"

Mr. Mollison moved, as an amendment, That the words "Wednesday, the 8th day of December instant" be omitted, with a view to insert, instead thereof, the words "Thursday, 9th day of December instant."

Question—That the words proposed to be omitted stand part of the question—put and negatived.

Mr. Adamson moved, as a further amendment, That the words "this day six months" be inserted instead of the words omitted from the original motion.

Question—That the words "Thursday, the 9th day of December instant," proposed to be inserted in the place of the words omitted be so inserted—put and negatived.

Question—That the words "this day six months" proposed to be inserted in the place of the words omitted be so inserted—put.

Assembly divided.

Ayes, 12.

Mr. Adamson,
Mr. Aspinall,
Mr. D. S. Campbell,
Mr. Henty
Mr. Mollison,
Mr. Ricardo
Mr. Rutledge,
Mr. Sladen,
Mr. Ware
Mr. Wills,
Mr. Horne, } *Tellers.*
Mr. Findlay }

Noes, 12.

Mr. Beaver,
Mr. Board,
Mr. Chapman,
Dr. Evans,
Mr. Grant,
Mr. Greeves,
Mr. Langlands,
Dr. Owens,
Dr. Thomson,
Mr. Wood,
Mr. Blair, } *Tellers.*
Mr. Harker, }

The Tellers having reported that the numbers for the "Ayes" and for the "Noes" were respectively twelve, or equal, Mr. Speaker gave his voice for the "Noes," and declared the question to be negatived.

Mr. Aspinall moved, as a further amendment, That the words "this day three months" be inserted in the place of the words omitted.

Question—That the words last proposed to be inserted in the place of the words omitted be so inserted—put and resolved in the affirmative.

Question—That the consideration of the following Order of the Day be postponed until this day three months—"State Aid to Religion Abolition Bill—Second reading"—put and resolved in the affirmative.

18. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

"*Preservation of Fish Bill—Second reading,*" until Friday, 3rd December instant.

"*Church Lands Sale Bill—Second reading.*"

"*Oyster Fisheries Bill—To be further considered in Committee,*" and

"*Denominational School Board—Motion for Address to be considered in Committee,*" until Wednesday, 8th December instant.

"*Marriage Bill—To be committed,*" until Friday, 3rd December, instant, and

"*Gunpowder Act Amendment Bill—To be further considered in Committee.*"

"*Pensions Abolition Bill—Second reading,*"

"*Imprisonment for Debt Abolition Bill—Second reading,*"

"*Church of England, William-street, Lands Bill—Second reading,*"—Resumption of Debate."

"*Richmond Church and School Lands Bill—Second reading,*"—Resumption of Debate.

"*Impounding and Distraining Law Amendment Bill—To be further considered in Committee.*"

"*Bills of Sale Bill—Second reading,*" and

"*Innkeepers and Carriers Law Amendment Bill—To be further considered in Committee,*" until Wednesday, 8th December instant.

Assembly adjourned at twenty minutes past one o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 31.

THURSDAY, 2ND DECEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRINTING REPORT.—Dr. Owens, on behalf of Mr. Speaker, Chairman, brought up the 6th Report from this Committee.
Ordered to be printed.
3. PETITION.—Mr. Service presented a Petition from the Melbourne Exchange Company, under the seal of the Corporation, and from several other persons, praying that this House would suspend or dispense with the 4th, 7th, 12th, 19th, 20th, 45th, 100th, and 106th Standing Orders relating to Private Bills, and that the Petitioners might, as Suitors for “*A Bill ‘to reduce the Capital and Borrowing Powers of the ‘The Melbourne Exchange Company’ and for other purposes,*” have leave to bring in the same and proceed at once therewith, and that this House would be pleased to pass the same.
Ordered to lie on the Table.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—
“*Municipalities Act Amendment Bill—Second reading.*”
“*Shortening of Parliaments Bill—Third reading.*”
5. SUPPLY—ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply certain resolutions which were read as follow :—
Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1859 for the several services hereunder specified being—

26th November.

IV.—TREASURER.

GOLD RECEIVERS.

Melbourne.

Gold Receiver 800 0 0
Six Clerks—One at £500, four at £400, and one
at £350 2450 0 0
Messenger and Housekeeper, with quarters, fuel,
and water 150 0 0

	£	s.	d.	£	s.	d.
	800	0	0			
	2450	0	0			
	150	0	0			
	3,400	0	0			

TREASURER—(GOLD RECEIVERS)—*continued.*

30th November.

(1.)—		£	s.	d.	£	s.	d.
Gold Receiver	<i>Creswick.</i>	450	0	0			
Gold Receiver	<i>Raglan.</i>	450	0	0			
Gold Receiver	<i>Maldon.</i>	450	0	0			
Gold Receiver	<i>Amherst.</i>	450	0	0			
Gold Receiver, also Warden's Clerk	<i>Avoca.</i>	450	0	0			
Gold Receiver	<i>Dunolly.</i>	450	0	0			
Gold Receiver	<i>Pleasant Creek.</i>	450	0	0			
Clerk	<i>Mount Blackwood.</i>	100	0	0			
Clerk	<i>Heathcote.</i>	100	0	0			
Clerk	<i>Rushworth.</i>	100	0	0			
<i>Additional Gold Offices.</i>							
To meet the Salaries of Officers whom it may be necessary to appoint		1000	0	0			
		7,850	0	0			
Total (No. 59)		...	...	...
(2.)—No. 60.—CONTINGENCIES.							
Clerical Assistance		1450	0	0			
Travelling Expenses		150	0	0			
Gold Boxes and Saddle Bags		150	0	0			
Iron and other Safes		400	0	0			
Scales and Weights		100	0	0			
Fuel, Light, and Water		600	0	0			
Stores		700	0	0			
Allowance to Office Keepers		450	0	0			
Incidental Expenses		200	0	0			
Total (No. 60)		...	...	...	4,200	0	0
TOTAL, TREASURY							

STORES AND TRANSPORT.

(3.)—No. 61. SALARIES.		£	s.	d.	£	s.	d.
Government Storekeeper		800	0	0			
Accountant		500	0	0			
Nine Clerks—One at £450, one at £425, one at £400, one at £375, three at £350, one at £300, and one at £200		3200	0	0			
Resident Storeman		200	0	0			
Messenger and Housekeeper, with quarters, fuel, and water		150	0	0			
Total (No. 61)		...	...	...	4,850	0	0
(4.)—No. 62. CONTINGENCIES.							
Transport of Stores, Forage, &c.		6500	0	0			
Travelling Expenses		20	0	0			
Fuel, Light, and Water		85	0	0			
Stores		115	0	0			
Incidental Expenses		30	0	0			
Total (No. 62)		...	...	...	6,750	0	0
TOTAL, STORES AND TRANSPORT		11,600	0	0			

TREASURER—continued.

GOVERNMENT PRINTER.

	£	s.	d.	£	s.	d.
(5.)—No. 63. SALARIES AND WAGES.						
Government Printer, with house, fuel, light, and water	800	0	0			
Three Clerks—One at £500, one at £350, and one at £200	1050	0	0			
Overseer	550	0	0			
Two Sub-Overseers—One at £450, and one at £400	850	0	0			
Wages of Compositors, Pressmen, and others, at current rates	21561	4	0			
Overseer of Bookbinding Branch	450	0	0			
Wages of Binders, Sewers, and others, at current rates	5800	0	0			
Total (No. 63) ... ..	...	...	...	31,061	4	0
(6.)—No. 64. CONTINGENCIES.						
Paper and Parchment	7500	0	0			
Type and Printers' Furniture	1000	0	0			
Repairs to Machinery	100	0	0			
Coal for Steam Engine	300	0	0			
Library Books and Paper	10	0	0			
Bookbinders' Materials, Machines and Tools ...	4850	0	0			
Fuel, Light, and Water	275	0	0			
Stores	100	0	0			
Incidental Expenses	100	0	0			
Total (No. 64) ... ..	...	...	...
TOTAL, GOVERNMENT PRINTER	45,296	4	0	14,235	0	0

MILITARY.

	£	s.	d.	£	s.	d.
(7.)—No. 65. ALLOWANCES.						
Allowances to be granted to the Head Quarters Staff Her Majesty's Troops (4 companies) stationed in Victoria	7947	9	0			
Contingencies	14016	0	0			
	4934	0	0			
Total (No. 65)	26,897	9	0			

Memo.—That it be an instruction to the Government to make arrangements that the expenditure upon the Head Quarter Staff shall cease with the present Vote.

VOLUNTEER FORCE.

	£	s.	d.	£	s.	d.
(8.)—No. 66. PAY.						
ARTILLERY CORPS.						
Adjutant, including allowance in lieu of forage...	475	0	0			
Sergeant Major, at 15s per day... ..	273	15	0			
Sergeant, Artillery Drill, at 4s. per day ...	73	0	0			
Sergeant, Mounted Company, at 15s. per day, and allowance in lieu of forage (£75)... ..	348	15	0			
Sergeant, Williamstown Division, at 11s. per day	200	15	0			
Assistant, at 4s. per day... ..	73	0	0			
	1,444	5	0			
GEE LONG RIFLE CORPS.						
Adjutant	400	0	0			
Sergeant Major, at 15s. per day... ..	273	15	0			
Trumpeter, at 4s. per day	73	0	0			
	746	15	0			
YEOMANRY CORPS.						
Adjutant, including allowance in lieu of forage...	475	0	0			
Sergeant Major, at 15s. per day, and £75 as allowance in lieu of forage	348	15	0			
Trumpeter, at 4s. per day	73	0	0			
	896	15	0			
Total (No. 66) ... ..	...	...	...	3,087	15	0

TREASURER—(VOLUNTEER FORCE)—*continued.*

	£	s.	d.	£	s.	d.
(9.)—No. 67. CONTINGENCIES.						
Allowance towards the expense of drilling new corps	500	0	0			
Travelling Expenses of Inspecting Field Officer...	30	0	0			
Arms and Ammunition	400	0	0			
Medals and Targets	130	0	0			
Clothing—Artillery Corps and Geelong Rifle Corps	1500	0	0			
Yeomanry Corps	50	0	0			
Rent of Offices	285	0	0			
Stores	45	0	0			
Incidental Expenses	150	0	0			
Total (No. 67) ... ..	...	...	...	3,090	0	0
TOTAL, VOLUNTEER FORCE	6,177	15	0			

POUNDS.

	£	s.	d.	£	s.	d.
(10.)—No. 69. SALARIES.						
Poundkeepers	1700	0	0	1,700	0	0
(11.)—No. 70. CONTINGENCIES.						
Erection, repairs, and maintenance of Pounds, and other contingencies	4000	0	0	4,000	0	0
TOTAL, POUNDS	5,700	0	0			

CHARITABLE INSTITUTIONS.

(12.)—No. 71. GRANTS IN AID.

On condition that a statement of transactions and account of receipts and expenditure of the year ending 31st December, 1858, has been deposited in the Treasury, according to the conditions of the Grant for that year; that a similar account be furnished, in the prescribed form, to the Treasurer for the year 1859, prior to the 31st January, 1860; and that one-third of the amount of the present grant be raised by private contributions.

	BUILDING.		MAINTENANCE.		£ s. d.		
	£	s. d.	£	s. d.	£	s.	d.
Hospital—Melbourne	1000	0 0	13000	0 0			
Ballaarat	1000	0 0	5000	0 0			
Beechworth	1000	0 0	3000	0 0			
Belfast ... ..	...	...	600	0 0			
Castlemaine ... ..	...	...	3000	0 0			
Kilmore ... ..	...	...	600	0 0			
Kyneton ... ..	...	...	600	0 0			
Maryborough ... ..	...	...	2000	0 0			
Portland ... ..	...	...	500	0 0			
Sandhurst	2000	0 0	4000	0 0			
Warrnambool ... ..	...	...	500	0 0			
Benevolent Asylum, Melbourne	1000	0 0	9000	0 0			
(13.)—Protestant Orphan Asylum, Emerald Hill	1500	0 0	2600	0 0			
(14.)—Lying-in Hospital, Melbourne ... ..	...	...	2000	0 0			
(15.)—St. Vincent De Paul's Orphanage, Emerald Hill	800	0 0	1200	0 0			
(16.)—Infirmary and Benevolent Asylum, Geelong ... ..	...	...	4500	0 0			
(17.)—Melbourne Ladies' Benevolent Society ... ..	...	...	450	0 0			
(18.)—Ballaarat Benevolent Society ... ..	...	...	500	0 0			
(19.)—Williamstown Ladies' Benevolent Society ... ..	...	...	200	0 0			

TREASURER—(CHARITABLE INSTITUTIONS)—*continued.*

	BUILDING.			MAINTENANCE.			£	s.	d.
	£	s.	d.	£	s.	d.			
(20.)—Geelong and Western District Ladies' Benevolent Society	300	0	0			
(21.)—St. Mark's District Visiting Society	250	0	0			
(22.)—St. Mary's District Visiting Society	200	0	0			
(23.)—Geelong Friendly Brothers' Society	200	0	0			
<i>On condition that one-third the amount be raised by private contributions, and that a statement of transactions and accounts of Receipts and Expenditure to 31st December, 1859, be rendered, in the prescribed form, to the Treasurer prior to the 31st January, 1860.</i>									
(24.)—Hospital—Ararat	1500	0	0			
Dunolly	1000	0	0			
Heathcote	1200	0	0			
Pleasant Creek	1500	0	0
(25.)—Benevolent Asylum—Ballaarat... Castlemaine	2000	0	0			
Sandhurst	2000	0	0			
(26.)—Benevolent Society, Creswick's Creek	150	0	0			
(27.)—Prahran Visiting Society	150	0	0			
(28.)—St. Luke's Relief Society, Emerald Hill	150	0	0			
<i>On condition that one-half of the amount be raised by private contributions.</i>									
(29.)—Juvenile Traders' Association	600	0	0			
<i>Unconditionally, so far as regards private contributions.</i>									
(30.)—Immigrants' Aid Society	1500	0	0			
TOTAL, CHARITABLE INSTITUTIONS									

The said resolutions were, on the motion of Mr. Harker, read a second time and agreed to.

6. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.
Ordered—That the report be received on Tuesday, 7th December instant.
Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
7. REFRESHMENT ROOMS COMMITTEE.—Mr. Rutledge brought up a Report from this Committee. Ordered to be printed.
8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow:—
“Gold Mining on Private Property Bill—Second reading.”
“Church Trustees Incorporation Bill.—To be further considered in Committee.”
“Officials in Parliament Bill—Adoption of report.”
9. WILLIAMSTOWN WHARVES AND JETTIES.—Mr. Perry moved, pursuant to notice, for a Return of Expenditure for Wharves and Jetties at Williamstown since the year 1850, stating the names of the Contractors by whom the several Works were executed, and distinguishing the particular Wharves upon which the expenditure has been made.
Question—put and resolved in the affirmative.
10. PENTRIDGE PETITION.—Mr. Heales moved, pursuant to notice, That the Petition from the Inhabitants of Pentridge, presented by him 1st December instant, be referred to the Select Committee now sitting on Melbourne Public Lands.
Question—put and resolved in the affirmative.

11. MELBOURNE PUBLIC LANDS COMMITTEE.—Mr. Greeves moved, pursuant to notice, That Dr. Owens and Mr. Quarterman be added to the Melbourne Public Lands Committee. Question—put and resolved in the affirmative.
12. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Wednesday, the 7th December instant.

“ Game Protection Bill—Second reading.”

Assembly adjourned at twenty-eight minutes to eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 32.

FRIDAY, 3RD DECEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Phelan presented a Petition from certain persons, praying the House would suspend or dispense with the 4th, 5th, 7th, 8th, 9th, 10th, 11th, 12th, 16th, 17th, 18th, 19th, 20th, 22nd, 23rd, 45th, 100th, 106th, 107th, 108th, 113th, 114th, 123rd, 131st, 133rd, and 134th Standing Orders relating to Private Bills, and that leave be given to present a Petition to bring in a Bill to authorise the making of the Melbourne and Essendon Railway, and for other purposes.
Ordered to lie on the Table.
3. PAPERS.—Mr. Gavan Duffy presented—
Mr. Dawson.—Return to an Order of the Legislative Assembly, dated 17th November, 1858, for Copies of the Correspondence connected with Mr. District Surveyor Dawson's claim against the Government for Mr. Long's defalcations.
Ordered to lie on the Table.
4. SPIRIT DEALERS REGISTRATION ACT AMENDMENT BILL.—Mr. Harker moved, pursuant to notice, That he have leave to bring in a Bill to define the law in regard to the registration of wholesale dealers in spirits.
Question—put and resolved in the affirmative.
Ordered—That Mr. Harker and Dr. Evans do prepare and bring in the Bill.
Mr. Harker and Dr. Evans then brought up a Bill, intituled "*A Bill to define the Law in regard to the Registration of Wholesale Dealers in Spirits,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 7th December instant.
5. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported, that upon the lists being handed to him by the tellers on a division in the Committee a vote therein was challenged, on the ground that the member giving it had a direct pecuniary interest in the question, and that subsequently a motion was made for expunging such vote; whereupon he was directed to seek the opinion of the House, whether such a motion could be made in the Committee.
Mr. Speaker ruled, that, in his opinion, such a motion could be made, and the question thereon decided by the Committee.
The House again resolved itself into the said Committee.
Mr. Speaker resumed the Chair; and Mr. Aspinall acquainted the House that he was directed to report, That the following question be referred to the House, viz.:—whether objection can be taken to the vote of the Honorable Member for Warrnambool, on the ground that he is pecuniarily interested in the question of salary of the Vice-President of the Board of Land and Works, he being the Vice-President of the Board of Land and Works—and after debate had thereon—
Mr. Speaker stated that the rule was, that if a member had a private, direct, and personal pecuniary interest in a question apart from the public, and such question was not one of public policy, he could not vote thereon, but, in his opinion, the Honorable Member for Warrnambool has not such an interest in the vote objected to—it being a salary for a public office which he may or may not hold; and that it was a question of public policy of the Colony to decide what number of Ministers of the Crown shall be paid by the public.
The House again resolved itself into the said Committee.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.
Ordered—That the report be received on Tuesday, 7th December instant.
Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.
Resolved—That this House will, on Tuesday, 7th December instant, again resolve itself into the said Committee.

6. REGISTRATION COMMITTEE.—Mr. Chapman, Chairman, brought up the Report from this Committee.

Ordered to lie on the Table, and together with the Evidence and Appendix, to be printed.

7. EXPIRING LAWS CONTINUATION BILL.—Mr. Chapman moved, That this Bill be now read a second time.

Debate ensued.

Question—put and resolved in the affirmative.—Bill read a second time.

Mr. Chapman moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr Chapman, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will on Tuesday, 7th December instant, again resolve itself into the said Committee.

8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, the 7th December instant:—

“Municipalities Act Amendment Bill—Second reading.”

“Shortening of Parliaments Bill—Third reading.”

“Gold Mining on Private Property Bill—Second reading.”

“Church Trustees Incorporation Bill.—To be further considered in Committee.”

“Officials in Parliament Bill—Adoption of report.”

9. ORDER OF BUSINESS.—Mr. Wood moved, pursuant to notice, That the Orders of the Day shall take precedence of all other business.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 11.

Mr. Chapman,
Mr. Crews,
Dr. Evans,
Mr. Harker,
Mr. Horne,
Mr. Hughes,
Mr. Ireland,
Mr. Phelan,
Mr. Wilkie,
Mr. Wood, } *Tellers.*
Mr. Ricardo, }

Noes, 12.

Mr. Adamson,
Mr. D. S. Campbell,
Mr. Greeves,
Mr. Heales,
Mr. John Johnson,
Mr. Michie,
Mr. Mollison,
Mr. Perry,
Mr. Rutledge,
Mr. Wills, } *Tellers.*
Mr. Service, }
Mr Langlands, }

And so it passed in the negative.

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Wednesday, 8th December instant:—

“Mrs. Wrixon—Motion for Address.—To be considered in Committee.”

“Preservation of Fish Bill—Second reading.”

11. MARRIAGE BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Assembly having been read, Mr. Greeves moved, That Mr. Speaker do now leave the Chair.

Question—put and negatived.

Assembly adjourned at seven minutes to eleven o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 33.

TUESDAY, 7TH DECEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Greeves presented a Petition from certain persons, styling themselves the Unitarian Christians of Victoria, praying the favorable and immediate attention of the Assembly to the Marriage Bill, so that it might become law this Session.
Petition read, and ordered to lie on the Table.
Dr. Owens presented a Petition from certain persons praying that leave might be given to the Petitioners to bring in “a Bill to incorporate a company to be called ‘The Bendigo Water Works Company,’ and for other purposes,” and allow the same to be proceeded with.
Ordered to lie on the Table.
Dr. Thomson presented a Petition from certain persons praying that they might have leave to bring in “a Bill to incorporate the Shareholders of ‘The National Bank of Australasia,’ and for other purposes,” and that this House would be pleased to pass the same.
Ordered to lie on the Table.
Dr. Thomson presented a Petition from C. Y. Nantes, styling himself Chairman, and Daniel Sherwin, styling himself Town Clerk of the Municipality of Newtown and Chilwell, praying the House to give its support for the carrying out the recommendations of the Select Committee appointed to consider the several schemes proposed for the better supply of water to the Town of Geelong and its suburbs.
Ordered to lie on the Table.
3. PAPERS.—Mr. Gavan Duffy presented, by command of His Excellency the Governor—
Building Stone.—Report of the Board appointed to adjudicate on claims for the reward offered for the discovery of a superior Building Stone.
Ordered to lie on the Table.
Mr. Gavan Duffy also presented—
Public Works.—Return to an Order of the Legislative Assembly, dated 17 December, 1857, for a yearly Return of all votes for Roads and Bridges from 1st January, 1856, and for Public Works of all kinds from 1st January, 1855, to the present time, showing the amount proposed to be expended, and the amount actually expended, with a separate Return of the expenditure within the Town Boundary of Melbourne from June, 1851, to the present time.
Ordered to lie on the Table.
Mr. Chapman presented, by command of His Excellency the Governor—
Public Library.—Report of Trustees accompanying Estimates for the service of the year 1859.
Police Department.—General Report of the Acting Chief Commissioner upon the state of the Police Department.
Severally ordered to lie on the Table.

4. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read :—

Additional Supplementary Estimate.

HENRY BARKLY,

Message No. 3.

Governor.

The Governor transmits to the Legislative Assembly an additional Supplementary Estimate of Expenditure for the present year, and recommends an appropriation of the consolidated revenue accordingly.

Government Offices,
Melbourne, 7th December, 1858.

Ordered to be printed, together with the accompanying Estimates, and taken into consideration in Committee on Supply this day.

5. AUDIT ACT AMENDMENT BILL.—Mr. Chapman moved, pursuant to notice, That he have leave to bring in a Bill to amend the law for the collection and payment of the public monies, the audit of the public accounts, and the protection and recovery of the public property.

Question—put and resolved in the affirmative.

Ordered—That Mr. Chapman and Mr. Harker do prepare and bring in the Bill.

Mr. Chapman and Mr. Harker then brought up a Bill, intituled, “*A Bill to amend the law for the collection and payment of the public monies, the audit of the public accounts, and the protection and recovery of the public property,*” and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 9th December instant.

6. SUPPLY—ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply, certain resolutions, which were read as follow :—

2nd December.

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1859 for the several services hereunder specified, being—

IV.—TREASURER.

MUNICIPALITIES.

	£	s.	d.	£	s.	d.
(1.)—No. 72. To be distributed amongst the existing Municipalities, including the Corporations of Melbourne and Geelong, as follows, viz. :—To the Municipalities in proportion to the amount of rates collected for the year 1858, on Returns finally closed on the 30th April, 1859, and furnished to the Treasury	100,000	0	0			
(2.)—To the City of Melbourne, subject to a deduction of a sum equal to twice the amount collected from McArthur Ward or Sandridge (such sum to be expended in Sandridge) during the year 1858, and to be expended under the sanction of the Board of Land and Works	25,000	0	0			
(3.)—To the town of Geelong, to be expended under the sanction of the Board of Land and Works ...	10,000	0	0			
(4.)—To be distributed amongst Municipalities to be created during 1859, on the bye-laws fixing the rate of assessment for the year 1859 being approved, and on condition that the expenditure be incurred with the concurrence of the Board of Land and Works, and provided that no sum exceeding £1000 shall be granted to any one Municipality	10,000	0	0	135,000	0	0
TOTAL, MUNICIPALITIES ... ..	...	...	...	145,000	0	0

TREASURER—*continued.*
3rd December.

MISCELLANEOUS.

	£	s.	d.	£	s.	d.
(5.)—No. 73. Advertising	5000	0	0			
(6.)—Expenses of Colonial Agency	350	0	0			
(7.)—Expenses of Commissions of Enquiry... ..	2000	0	0			
(8.)—Expenses of Prosecutions under the Revenue Laws	500	0	0			
(9.)—To meet unforeseen and accidental Expendi- ture for the service generally	5000	0	0			
(10.)—To enable the Treasurer to make advances to Public Officers and others, to defray duly author- ised expenditure, the whole amount to be adjusted either by sufficient vouchers representing ex- penditure and repayment of balance, or repay- ment of the entire amount in cash, on "31st December, 1859," or earlier, at the instance of the Legislative Assembly, and to make advances on behalf of other Governments	20000	0	0			
(11.)—Compensation, in accordance with the report of a Board of Enquiry on the subject, to Puddlers at Sandhurst, for injuries sustained by them in consequence of the cutting of the sludge channel	540	5	0			
(12.)—To reimburse the Treasury the amount paid to the Bank of New South Wales, as value of a parcel of Gold lost by Melmoth Hall, whilst Sub-Trea- surer at Beechworth, the Government having been unsuccessful in the attempt to recover the amount from the sureties of Mr. Hall	345	0	0			
(13.)—To Mr. C. Candler—Salary due to him, as Coroner for Wedderburne, from 1st Janu- ary to 31st March, 1855, at £50 per annum... ..	12	10	0			
Amount paid by him to Fre- derick McLean, for acting as Coroner's Constable at Wedderburne from 1st Janu- ary to 26th May, 1855, at 10s. per day	73	0	0			
	85	10	0			
(14.) To A. Boyle, Esq., Surgeon—Fees for services performed in 1854	3	3	0			
(15.) To James King, Esq., Surgeon—Fees for ser- vices performed in 1856	8	17	0			
(16.) To Caleb Radford, Esq., Surgeon—The like ...	6	4	0			
(17.) To C. A. D. Pascoe, Esq.—Costs incurred by him as Police Magistrate in defending an action at the suit of one Robert Williamson	8	10	0			
(18.) To reimburse the Paymaster of Police—Amount paid by him for the conveyance of Police Con- stables travelling to and from Circuit Courts and Courts of General Sessions during the year 1857	338	7	0			
TOTAL, MISCELLANEOUS ... ..	...	...		

V.—BOARD OF LAND AND WORKS.

SURVEY, SALE AND MANAGEMENT OF PUBLIC LANDS.

(19.) No. 74. SALARIES AND WAGES.

President of the Board of Land and Works—
Special Appropriation under ACT 18 & 19 VIC.,
cap. 55.

Vice President of the Board of Land and Works,
exclusive of £500 under *Special Appropriation*
ACT 18 & 19 VIC, cap. 55

	£	s.	d.	£	s.	d.
President of the Board of Land and Works— <i>Special Appropriation</i> under ACT 18 & 19 VIC., cap. 55.	—					
Vice President of the Board of Land and Works, exclusive of £500 under <i>Special Appropriation</i> ACT 18 & 19 VIC, cap. 55	1000	0	0			
	1,000	0	0			

And the said resolutions having been read a second time—

Mr. Harker moved, That the word and figures “31st December, 1859,” be omitted from No. 10 of the above resolutions, and the word and figures “1st April, 1860,” be inserted instead thereof.

Question—That the word and figures proposed to be omitted stand part of the question—put and negatived.

Question—That the word and figures proposed to be inserted in the place of the word and figures omitted be so inserted—put and resolved in the affirmative.

Question—That the resolution as so amended be now agreed to by the Assembly—put and resolved in the affirmative.

And, on the further motion of Mr. Harker, the Assembly agreed to the remainder of the above resolutions.

7. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.

Ordered—That the report be received to-morrow.

Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.

Resolved—That this House will, on Thursday, 9th December instant, again resolve itself into the said Committee.

8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Thursday, 9th December instant:—

“*Officials in Parliament Bill—Adoption of report.*”

“*Spirit Dealers Registration Act Amendment Bill—Second reading.*”

“*Expiring Laws Continuation Bill—To be further considered in Committee*”

“*Municipalities Act Amendment Bill—Second reading.*”

“*Shortening of Parliaments Bill—Third reading.*”

“*Gold Mining on Private Property Bill—Second reading.*”

“*Church Trustees Incorporation Bill—To be further considered in Committee.*”

9. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council:—

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Bill, intituled, “*An Act to fix the Terms, Sittings, and Holidays of the Supreme Court,*” to which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,

Legislative Council Chamber,
December, 1858.

President of the Legislative Council.

10. CASTLEMAINE GAS BILL.—Mr. Heales moved, pursuant to notice given by Mr. Sitwell, That this Bill be now read a second time.

Question—put and resolved in the affirmative.—Bill read a second time.

Assembly adjourned at seventeen minutes to twelve o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 34.

WEDNESDAY, 8TH DECEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Dr. Thomson presented a Petition from certain Fishermen of the Bay of Geelong, praying the House to pass and enact a Law to protect the Fishery of the Bay of Geelong, &c., by abolishing the use of the destructive set net, so injurious to the public consumers.
Ordered to lie on the Table.
Mr. Colin Campbell presented a Memorial from certain Inhabitants of the neighborhoods of Geelong, Rokewood, Burrumbeet, Wickliffe, Carngham, Linton's, and Smythe's, praying that a Law might be speedily passed authorising the immediate destruction of all dogs wheresoever found at large and not being under the immediate control of some competent person, and with such other provisions in other respects sufficiently stringent to meet the exigency of the case set forth in the Petition.
Ordered to lie on the Table.
Mr. Harker presented a Petition from certain Citizens of Melbourne and neighborhood, praying the House to reject the Bill for enabling trustees of lands granted by the Crown for religious purposes to sell the same, and to leave so important a question to be dealt with by a reformed Parliament.
Ordered to lie on the Table.
3. MR. D. GOSTICK.—Mr. Wills moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Governor, requesting him to cause enquiry to be made into the case of Mr. David Gostick, as reported in the *Argus* newspaper of 26th November last, and this House be furnished with the result of such enquiry.
Question—put and resolved in the affirmative.
4. MRS. DEAN.—Dr. Thomson moved, pursuant to notice, That this House will to-morrow resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to place on the Estimates for 1859 the sum of £300, as a gratuity to the Widow of the late assistant Telegraph Master Dean, at Geelong, who lost his life in the execution of his duty.
Debate ensued.
Question—put and negatived.
5. BRUTHEN AND OMEO ROAD.—Mr. J. Johnson moved, pursuant to notice, That the House will to-morrow resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1858 the sum of £4500, for the improvement of the road between Bruthen and Omeo, in the upper district of Gipps Land, by bridging creeks, clearing of timber, and levelling the sidelings.
Debate ensued.
Question—put and negatived.
6. BENDIGO WATER WORKS BILL.—Dr. Owens moved, pursuant to notice, That the Petition of the Bendigo Water Works Company be now taken into consideration, and that he have leave to bring in a Bill to incorporate a Company to be called "The Bendigo Water Works Company," and for other purposes.
Question—put and resolved in the affirmative.
Ordered—That Dr. Owens and Mr. Everard do prepare and bring in the Bill.

16. **OYSTER FISHERIES BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had gone through the Bill, and had agreed to the same with amendments,—the Assembly ordered the Bill, as amended, to be printed, and taken into consideration Tuesday, 14th December instant.
17. **IMPOUNDING AND DISTRAINING LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will to-morrow again resolve itself into the said Committee.
18. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“*Fisheries Bill—Second Reading,*” and
“*Church Lands Sale Bill—Second reading,*” until Wednesday, 15th December instant.
“*Denominational School Board—Motion for Address to be considered in Committee,*” until Tuesday, 14th December instant.
“*Gunpowder Act Amendment Bill—To be further considered in Committee,*” until to-morrow.
“*Imprisonment for Debt Abolition Bill—Second reading,*”
“*Church of England, William-street, Lands Bill—Second reading,—Resumption of Debate.*”
“*Richmond Church and School Lands Bill—Second reading,—Resumption of Debate.*”
“*Bills of Sale Bill—Second reading,*” and
“*Mrs. Wrixon—Motion for Address—To be considered in Committee,*” until Wednesday, 15th December instant; and
“*Supply—Resolutions in Committee to be reported,*” until to-morrow.
19. **INNKEEPERS AND CARRIERS LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on Wednesday, 15th December instant, again resolve itself into the said Committee.
20. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of Mr. Greeves, the Assembly ordered that the following Order of the Day be read and discharged from the paper:—
“*Game Protection Bill—Second reading.*”
21. **PRESERVATION OF FISH BILL.**—Mr. Hancock moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative—Bill read a second time.
Mr. Hancock moved, That this Bill be committed to a Committee of the whole House.
Question—put and resolved in the affirmative.
Resolved—That this House will on Wednesday, 15th December instant, resolve itself into the said Committee.
- Assembly adjourned at twelve minutes to eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 35.

THURSDAY, 9TH DECEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. OPENING OF THE RAILWAYS.—Mr. Gavan Duffy moved, pursuant to notice, That the following members constitute a Committee of the Assembly for the purpose of directing the distribution of Tickets on the occasion of the opening of the Railways from Melbourne to Williamstown, and from Williamstown to the Digger's Rest :—Mr. Horne, Mr. Moore, Mr. Perry, Dr. Thomson, Mr. Greeves, Mr. Aspinall, and Mr. Phelan ; such Committee to have power to confer with any Committee of the Council appointed for the same purpose.
Debate ensued.
Mr. Mollison moved the previous question.
Debate continued.
Amendment and proposed motion, by leave, withdrawn.
3. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the 6th Order for to-day:—
 - “ *Audit Act Amendment Bill—Second reading.*”
 - “ *Gunpowder Act Amendment Bill—To be further considered in Committee.*”
 - “ *Supply—To be further considered in Committee.*”
 - “ *Officials in Parliament Bill—Adoption of report.*”
 - “ *Spirit Dealers Registration Act Amendment Bill—Second reading.*”
 - “ *Expiring Laws Continuation Bill—To be further considered in Committee.*”
 - “ *Municipalities Act Amendment Bill—Second reading.*”
4. SHORTENING OF PARLIAMENTS BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—
Mr. Chapman moved, That this Bill be now read a third time.
Question—put and, with the concurrence of thirty-four Members of the Assembly, being an absolute majority of the whole number of the Members of the Legislative Assembly, resolved in the affirmative.
Mr. Chapman moved, That this Bill do now pass.
Question—put and resolved in the affirmative.
Mr. Chapman moved, That the following be the title of the Bill:—
 - “ *An Act to shorten the duration of the Legislative Assembly.*”Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
5. AUDIT ACT AMENDMENT BILL.—Mr. Chapman moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. Chapman moved, That this Bill be committed to a Committee of the whole House.
Question—put and resolved in the affirmative.

- And on the further motion of Mr. Chapman, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
- Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
- Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
6. GUNPOWDER ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
- Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
- Resolved—That this House will, on Tuesday, 14th December instant, again resolve itself into the said Committee.
7. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
- Mr. Speaker resumed the Chair; and Mr. Aspinall acquainted the House that he was directed to move that the Committee may have leave to sit again.
- Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
8. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Chapman, the following Order of the Day was read and discharged:—
- ‘Officials in Parliament Bill—Adoption of Report.’*
9. OFFICIALS IN PARLIAMENT BILL.—Mr. Chapman moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the re-consideration of this Bill.
- Question—put and resolved in the affirmative.
- Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration thereof.
- Mr. Speaker resumed the Chair; and Mr. Aspinall having acquainted the House that the Committee had gone through the Bill, and agreed to the same with further amendments, the Assembly ordered the same be taken into consideration to-morrow.—Bill as amended to be printed.
10. EXPIRING LAWS CONTINUATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
- Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 14th December instant.—Bill as amended to be printed.
11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
- “Spirit Dealers Registration Act Amendment Bill—Second reading,”* until Tuesday, 14th December instant.
- “Municipalities Act Amendment Bill—Second reading,”* until Thursday, 16th December instant.
- “Gold Mining on Private Property Bill—Second reading,”* until to-morrow, and
- “Church Trustees Incorporation Bill—To be further considered in Committee,”* until Thursday, 16th December instant; and
- “Impounding and Distraining Law Amendment Bill—To be further considered in Committee,”* until Wednesday, 15th December instant.
- 12.—SUPPLY—ADDITIONAL SUPPLEMENTARY ESTIMATES FOR 1858, AND ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow:—

7th December.

ADDITIONAL SUPPLEMENTARY ESTIMATES FOR 1858.

TREASURER.

MISCELLANEOUS.

(1.)—No. 72.

Resolved—That a sum not exceeding Fifteen thousand pounds be appropriated to Her Majesty to defray the supplementary charge for the year 1858, incurred in the conveyance of miners and others from Rockhampton, in New South Wales, to Melbourne.

ESTIMATES FOR 1859.

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1859 for the several services hereunder specified, being—

V.—BOARD OF LAND AND WORKS.

(2.)—No. 74. SURVEYOR GENERAL'S OFFICE.

	£	s.	d.	£	s.	d.
Surveyor General	1200	0	0			
Chief Clerk and Secretary to the Board of Land and Works	700	0	0			
Accountant	500	0	0			
Thirteen Clerks—One at £600, five at £450, three at £400, two at £350, and two at £200 ...	5150	0	0			
Three Messengers at £120, one with quarters, fuel, light, and water	360	0	0			
Housekeeper, with quarters, fuel, light, and water	50	0	0			
<i>Deed Branch.</i>						
Three Clerks—One at £500, one at £350, and one at £100	950	0	0			
<i>Drafting Branch.</i>						
Thirteen Draftsmen—Two at £600, two at £500, four at £450, three at 400, one at £300, and one at £250	5750	0	0			
Plan Mounter	300	0	0			

(3.)—Resolved—That the item “salary of Deputy Surveyor General, £1,000,” and the succeeding items of the Department of Public Lands, be postponed to allow of Her Majesty's Ministers making such a statement of their policy in connection with the survey, sale, and management of Crown Lands as may enable this House to decide upon the Estimate submitted for their consideration.

And the same having been read a second time were agreed to by the Assembly.

13. MEMBERS OF THE EXECUTIVE COUNCIL.—Mr. Mollison moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that His Excellency will give directions that a list of the names of the gentlemen who are at present members of the Executive Council be laid on the Table of the House.

Question—put and resolved in the affirmative.

14. MCGREGOR.—Mr. D. S. Campbell moved, pursuant to notice, That this House will to-morrow resolve itself into a Committee of the whole, to consider the propriety of adopting so much of the Report from the Select Committee, in McGregor's case, as recommends that this House vote the sum required to pay into the Treasury the difference between the amount of the defalcation and the sums recovered from McGregor, viz., £2342 9s. 3½d.

Question—put and resolved in the affirmative.

15. CASTLEMAINE GAS BILL.—Mr. Greeves moved, pursuant to notice given by Mr. Sitwell, That the Castlemaine Gas Bill be referred to a Select Committee, to consist of Mr. Brooke, Mr. Heales, Mr. Sladen, Mr. Crews, Mr. Lalor, Dr. Owens, and the Mover; three to form a quorum.

Question—put and resolved in the affirmative.

Assembly adjourned at nine minutes past eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 36.

FRIDAY, 10TH DECEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRINTING COMMITTEE.—Dr. Owens, on behalf of Mr. Speaker, Chairman, brought up the 7th Report from this Committee.
Ordered to be printed.
3. PAPERS.—Mr. Gavan Duffy presented—
Royal Bride.—Return to an Order of the Legislative Assembly, dated 8th day of December, 1858, for a Return of the cost incurred by the Government in taking the *Royal Bride* on the Patent Slip, and in launching the same vessel, such Return to include demurrage, if any.
Ordered to lie on the Table.
4. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the 2nd Order for to-day :—
“*Supply—To be further considered in Committee.*”
5. REGISTRATION OF PARLIAMENTARY ELECTORS.—The debate on the question—
 - (1.) That the system of an annual registration by authorised and responsible officers, similar to that in force at the commencement of the Constitution Act, be re-established; with certain improvements in matters of detail, and in particular with respect to the expensive scheme of advertising, which appears to this House to have been no essential part of the system.
 - (2.) That provision should be made, if practicable, without deranging the proposed system, and re-opening a door to the abuses existing under the present law, for the placing of names on the roll at a period equally distant from each of the successive periods of annual registration, on the application of persons desirous of being registered, and without expense of collection to the State.
 - (3.) That, besides a right in persons on the roll or claiming to vote, to object to the retention of any name upon any list, the registrars and collectors should have the right, as under the former law, of entering and describing such objections without liability for costs to any person thus compelled to substantiate his claim to vote.
 - (4.) That a Bill be forthwith passed for the foregoing purposes; so that the proposed reformation of the electoral rolls may take effect prior to the general election—resumed.

Question—(1.) That the system of an annual registration by authorised and responsible officers, similar to that in force at the commencement of the Constitution Act, be re-established; with certain improvements in matters of detail, and in particular with respect to the expensive scheme of advertising, which appears to this House to have been no essential part of the system—put and resolved in the affirmative.

Question—(2.) That provision should be made, if practicable, without deranging the proposed system, and re-opening a door to the abuses existing under the present law, for the placing of names on the roll at a period equally distant from each of the successive periods of annual registration, on the application of persons desirous of being registered, and without expense of collection to the State—put and resolved in the affirmative.

Question—(3.) That, besides a right in persons on the roll or claiming to vote, to object to the retention of any name upon any list, the registrars and collectors should have the right, as under the former law, of entering and describing such objections without liability for costs to any person thus compelled to substantiate his claim to vote—put and resolved in the affirmative.

Question—(4.) That a Bill be forthwith passed for the foregoing purposes; so that the proposed reformation of the electoral rolls may take effect prior to the general election—put and resolved in the affirmative.

6. SUPPLY.—The House, according to Order, resolved itself into a Committee of Supply.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.
Ordered—That the Report be received Tuesday, 14th December instant.
Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.
Resolved—That this House will, on Tuesday, 14th December instant, again resolve itself into the said Committee.
7. OFFICIALS IN PARLIAMENT BILL.—On the motion of Mr. Chapman, the several amendments made by the Committee of the whole in this Bill were read and agreed to by the Assembly. Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported.—Bill, on the motion of Mr. Chapman, read a third time and *passed*.
Mr. Chapman moved, That the following be the title of the Bill, "*An Act to limit the number of Persons holding Offices under the Crown who may sit and vote in the Legislative Council and Assembly of Victoria.*"
Question—put and resolved in the affirmative.
Ordered—That the above Bill be transmitted to the Legislative Council, and their concurrence desired therein.
8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 14th December instant:—
"*Audit Act Amendment Bill.—To be further considered in Committee.*"
"*Gold Mining on Private Property Bill.—Second Reading.*"
"*McGregor—Motion for Address—To be considered in Committee.*"
9. POLICE.—Mr. Perry moved, pursuant to notice—
(1.) For a Return showing the number of police quartered in barracks or other buildings at the expense of the Government in the different districts of the Colony of Victoria, distinguishing the married from the single men.
(2.) For a Return showing the annual expense to the Government of providing barrack accommodation to the police force in the Colony; also, the additional cost for water, fuel, bedsteads, and cooking for that portion of the force receiving barrack accommodation.
Question—put and resolved in the affirmative.
- Assembly adjourned at six minutes to eleven o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 37.

TUESDAY, 14TH DECEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PAPERS.—Mr. Gavan Duffy presented—

Land Sales Returns.—Return to an Order of the Legislative Assembly, dated 2nd December instant, for a Return of the extent of Public Lands sold, and the amounts realised at each of the places of sale, during the month of November, distinguishing Town and Country Lands; and in cases of sales at Melbourne, showing the extent and amounts respectively with reference to the various suburbs.

Williamstown Wharves and Jetties.—Return to an Order of the Legislative Assembly, dated 2nd December instant, for a Return of Expenditure for Wharves and Jetties at Williamstown since the year 1850, stating the names of the Contractors by whom the several Works were executed, and distinguishing the particular Wharves upon which the expenditure has been made.

Severally ordered to lie on the Table.

Mr. Gavan Duffy also presented—

Mr. Blandowski.—Report of Captain Pasley and Captain Kay on claim of Mr. Blandowski against the Government.

Ordered to lie on the Table.

3. REGISTRATION ACT AMENDMENT BILL.—Mr. Chapman and Mr. Gavan Duffy brought up a Bill, intituled, "*A Bill to amend the Law relative to the Registration of Parliamentary Electors,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 16th December instant.

4. ASSESSMENT ON STOCK ACT.—Mr. Gavan Duffy moved, pursuant to notice, that Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole, to consider the propriety of introducing a Bill to amend the Assessment on Stock Act.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had agreed that it was expedient that a Bill be introduced to amend the Assessment on Stock Act—the Assembly, on the motion of Mr. Gavan Duffy, agreed to such resolution, and ordered a Bill to be brought in accordingly.

5. SUPPLY—ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow :—

10th December.

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1859 for the several services hereunder specified, being—

V.—BOARD OF LAND AND WORKS.

SURVEY, SALE, AND MANAGEMENT OF PUBLIC LANDS.

MARINE SURVEY.

For prosecuting the Marine Survey of Port Phillip Bay, and of the Coast Line of Victoria, viz. :—		£	s.	d.	£	s.	d.
(1.)—No. 78. SALARIES AND WAGES.							
Marine Surveyor	...	680	0	0			
Assistant Surveyor	...	300	0	0			
Chief Officer of Surveying Vessel	...	350	0	0			
Second Officer	...	300	0	0			
Carpenter, at 12s. per day	...	219	0	0			
Sailmaker, at 10s. per day	...	182	10	0			
Eleven Seamen, at 8s. per day	...	1606	0	0			
Total (No. 78)	...	...	...	...	3,637	10	0
No. 79. CONTINGENCIES	...	1362	10	0	1,362	10	0
Total, Marine Survey	...	5,000	0	0			
TOTAL, SURVEY, SALE, AND MANAGEMENT OF PUBLIC LANDS	...						

ROADS AND BRIDGES.

COMMISSIONER OF ROADS.

(2.)—No. 80. SALARIES.		£	s.	d.	£	s.	d.
Commissioner	...	900	0	0			
Treasurer	...	650	0	0			
Secretary	...	600	0	0			
Five Clerks—Two at £450, one at 400, one at £350, and one at £250	...	1900	0	0			
Draftsman	...	400	0	0			
Messenger and Housekeeper, with quarters, fuel, and water	...	140	0	0			
<i>Engineering Branch.</i>							
Inspector-General of Roads, including allowance of £200, in lieu of equipment, forage, and farriery...	...	1100	0	0			
Seven Road Engineers—One at £840, one at £740, four at £640, and one at £590, with quarters, including an allowance to each of £140 in lieu of equipment, forage, and farriery	...	4730	0	0			
<i>Temporary Assistance.</i>							
Services of Engineers, Draftsmen, Clerks, Overseers of Roads, and of Road Maintenance	...	14400	0	0			
Total (No. 80)	...	...	...	...	24,820	0	0
(3.)—No. 81. CONTINGENCIES.							
Travelling expenses	...	2600	0	0			
Fuel, light, and water	...	245	0	0			
Stores	...	450	0	0			
Incidental expenses	...	100	0	0			
Total (No. 81)	...	...	...	...	3,395	0	0

BOARD OF LAND AND WORKS—*continued.*

PUBLIC WORKS.

COMMISSIONER OF PUBLIC WORKS.

(4.)—No. 83. SALARIES.

Melbourne.

	£	s.	d.
Commissioner of Public Works	1200	0	0
Chief Clerk and Secretary to Board for Works and Buildings	700	0	0
Accountant	600	0	0
Six Clerks—Three at £450, two at £400, and one at £300	2450	0	0
Two Clerks of Works—One Inspecting Clerk of Works, including allowance in lieu of forage, £1000, one Clerk of Works, at £650, including travelling expenses	1650	0	0
Four Draughtsmen—One at £500, and three at £450	1850	0	0
Storekeeper and Pay Clerk	300	0	0
Messenger and Housekeeper, with quarters, fuel, and water	150	0	0
Assistant Messenger	52	0	0
Clerk of Works, Houses of Parliament	1200	0	0

10,152 0 0

(5.)— *Geelong.*

Clerk of Works, including allowance in lieu of forage	675	0	0
Clerk	300	0	0
Messenger	75	0	0

1,050 0 0

TEMPORARY ASSISTANCE.

As occasionally required.

Draughtsmen	}	...	...	10000	0	0
Clerks of Works						
Foremen of Works						
Total (No. 83) ... ..	...	...	...	...	...	...

21,202 0 0

(6.)—No. 84. CONTINGENCIES.

Travelling expenses	1200	0	0
Fuel, Light, and Water	150	0	0
Stores	400	0	0
Lithographing, engraving, and printing Plans for Public Works and Buildings	200	0	0
Incidental Expenses	250	0	0
Total (No. 84) ... ..	...	...	...

2,200 0 0

(7.)—No 85.

PATENT SLIP.—WORKING EXPENSES.

Three Months.

Superintendent, at £600	150	0	0
Engineer, at £360	90	0	0
Foreman Shipwright, at £360	90	0	0
Three Shipwrights, at £216 each	162	0	0
One Fireman and Shipkeeper, at £156	39	0	0
Wages of Laborers and other working expenses... ..	1000	0	0
Total (No. 85) ... ..	...	...	...

1,531 0 0

And the same resolutions having been read a second time, were, on the motion of Mr. Harker, agreed to by the Assembly.

6. ASSESSMENT ON STOCK ACT AMENDMENT BILL.—Mr. Gavan Duffy and Mr. Chapman brought up a Bill, intituled, "*A Bill to amend the Assessment on Stock Act,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 11th January next.

7. SUPPLY.—Mr. Harker moved, "That" Mr. Speaker do now leave the Chair, and the Assembly resolve itself into the Committee of Supply.

Mr. Wood moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert instead thereof the words, "this House is of opinion that the practice of the Mining Board of Ballarat of recommending the granting of extended areas for mining purposes is objectionable, as virtually amounting to an assumption by

that body of the power of issuing Mining Leases, and that the Wardens should be instructed that it is no part of their duty to take upon themselves the granting of extended areas in pursuance of such recommendations."

Debate ensued.

Amendment, by leave, withdrawn.

Question—That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into the Committee of Supply—put and resolved in the affirmative.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.

Ordered—That the Report be received Thursday, 16th December instant.

Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.

Resolved—That this House will, on Thursday, 16th December instant, again resolve itself into the said Committee.

8. EXPIRING LAWS CONTINUATION BILL.—On the motion of Mr. Chapman, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Chapman, read a third time and *passed*.

Mr. Chapman moved that the following be the title of the Bill:—

"An Act for the continuation of expiring Laws."

Question—put and resolved in the affirmative.

Ordered—That the above Bill be transmitted to the Legislative Council, and their concurrence desired therein.

9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Thursday, 16th December instant:—

"Spirit Dealers Registration Act Amendment Bill—To be further considered in Committee."

"Audit Act Amendment Bill—To be further considered in Committee."

"Gold Mining on Private Property Bill—Second reading."

"McGregor—Motion for Address—To be considered in Committee."

10. MELBOURNE PUBLIC LANDS COMMITTEE.—Mr. Greeves, Chairman, brought up a second Report from this Committee.

Ordered to lie on the Table, and to be printed.

11. MARRIAGE BILL.—Mr. Greeves moved, pursuant to notice, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Greeves, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, on Wednesday, 12th January next, again resolve itself into the said Committee.

12. MR. DAWSON.—Mr. J. Johnson moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into and report upon the claim of Mr. Dawson against the Government, with power to call for persons and papers; such Committee to consist of Dr. Evans, Mr. Ebdon, Mr. Wood, Mr. Snodgrass, Mr. C. Campbell, and the Mover; three to form a quorum.

Question—put and resolved in the affirmative.

13. ORDER OF BUSINESS.—Mr. Wood moved, pursuant to notice, That on the days appropriated to Government Business, the giving of Notices of Motion, and all questions, shall be placed after the Orders of the Day.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 8.
Mr. Chapman,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Horne,
Mr. O'Shanassy,
Mr. Wood,
Mr. Harker, } *Tellers.*
Mr. Ricardo, }

Noes, 9.
Mr. D. S. Campbell,
Mr. Henty,
Mr. J. Johnson,
Mr. Mollison,
Mr. Myles,
Mr. Sladen,
Mr. Snodgrass,
Mr. Perry, } *Tellers.*
Mr. C. Campbell, }

And it appearing upon the Report of the division by the Tellers that a quorum of Members were not present, the House was counted by Mr. Speaker, and a quorum not being present, and it being then two minutes to twelve o'clock, Mr. Speaker adjourned the House, without question being first put, until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 38.

WEDNESDAY, 15TH DECEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk-Assistant of the Council :—

MR. SPEAKER—

The Legislative Council acquaint the Legislative Assembly that they have adopted the First Progress Report of the Joint Select Committee appointed to manage the Refreshment Rooms and Stables.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
14th December, 1858.

MR. SPEAKER—

The Legislative Council transmit to the Legislative Assembly a Bill, intituled "*An Act for granting a duty on Spirits distilled in Victoria,*" and acquaint the Legislative Assembly that they have agreed to the same with an amendment, in which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 14th December, 1858.

The following Message from the Legislative Council, by the Honorable H. Miller, the Honorable T. H. Fellows, the Honorable R. Thomson, and the Honorable W. Highett—

MR. SPEAKER—

The Legislative Council return to the Legislative Assembly a Bill, intituled "*An Act to alter the Electoral Districts of Victoria and to increase the number of Members of the Legislative Assembly thereof,*" and acquaint the Legislative Assembly that they have agreed to the same, with the amendments thereunto annexed, to which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
December, 1858.

On the motion of Mr. Harker, the Assembly ordered the amendments referred to in the above Message to be printed, and taken into consideration to-morrow.

3. SUPREME COURT TERMS AND SITTINGS BILL.—Mr. Chapman moved that this Bill be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time to-morrow.
4. POSTPONEMENT OF NOTICES OF MOTION.—On the motion of Mr. Mollison, the Assembly ordered that the consideration of the several Notices of Motion be postponed until after the consideration of the 1st Order for to-day.
5. OYSTER FISHERIES BILL.—On the motion of Mr. Mollison the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Mollison, read a third time and *passed*.
Mr. Mollison moved that the following be the title of the Bill :—
"*An Act for the Regulation of Oyster Fisheries in Victoria.*"
Question—put and resolved in the affirmative.
Ordered—That the above Bill be transmitted to the Legislative Council, and their concurrence desired therein.

6. **POSTPONEMENT OF BUSINESS.**—On the motion of Mr. Service, the Assembly ordered that the consideration of the several Notices of Motion, and of the second Order for to-day be postponed until after the consideration of the third Order for to-day.
7. **GUNPOWDER ACT AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had gone through the Bill and had agreed to the same with amendments, the Assembly ordered the same to be taken into consideration to-morrow—Bill as amended to be printed.
8. **ORDER OF BUSINESS.**—The question—That on the days appropriated to Government business, the giving of Notices of Motion and all questions shall be placed after the Orders of the Day (the consideration of which was interrupted by the House being counted out yesterday)—put and negatived.
9. **GEELONG WATER SUPPLY.**—Mr. Brooke moved, pursuant to *amended* notice, That with the object of carrying out the provisions of the 18th Victoria No. 40, known as the "*Water Works Debenture Act, 1855*," under the authority of which money was borrowed for the purpose of supplying the town of Geelong with water (and which money has not yet been so applied), the House will on Wednesday, 12th January next resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will direct compliance with the before cited Act, by causing to be placed on a Supplementary Estimate for 1859, the sum of £100,000, and that such sum be applied in carrying out the recommendation of the Select Committee of last Session.
Question—put and resolved in the affirmative.
10. **SPIRIT MERCHANTS REGISTRATION BILL.**—On the motion of Mr. Harker the Assembly agreed to the amendment made by the Legislative Council in this Bill, and ordered that a Message be sent to the Legislative Council returning the Bill, and acquainting them that the Legislative Assembly had agreed to the amendment made therein.
11. **MR. J. SNOWBALL.**—Mr. Heales moved, pursuant to notice—
(1.) That inasmuch as the Government are unable to give Mr. Snowball a title to a portion of the land (say 35 acres) purchased by him on the 7th of August, 1855, and the whole (175 acres) being quite useless without the said portion, this House is of opinion the ends of justice will be best met by the Government submitting the whole case to the arbitration of persons appointed by the President of the Board of Land and Works and Mr. Snowball.
(2.) To enable the Government to pay an award, it is resolved—That this House will, to-morrow, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1859 the sum of £2,696 10s. 6d., to enable the Government to pay an award in Mr. John Snowball's case.
Dabte ensued.
Mr. Wood moved as an amendment, That all the words after the word "that" in the first resolution be omitted, with a view to insert instead thereof the words "this House is of opinion that it should be referred to arbitrators, one to be appointed by the President of the Board of Land and Works, another by Mr. Snowball, and a third by the other two arbitrators, to determine the present value of the 35 acres to which the Government are unable to make a title to Mr. Snowball, and the diminution (if any) in the value of the other 140 acres, in consequence of the Government being unable to make title to such 35 acres."
Debate continued.
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 resolved in the affirmative.
Question—That this House is of opinion that it should be referred to arbitrators, one to be appointed by the President of the Board of Land and Works, another by Mr. Snowball, and a third by the other two arbitrators, to determine the present value of the 35 acres to which the Government are unable to make a title to Mr. Snowball, and the diminution (if any) in the value of the other 140 acres, in consequence of the Government being unable to make title to such 35 acres—put and resolved in the affirmative.
Mr. Heales, by leave of the Assembly, withdrew the second of the above proposed resolutions.
12. **MRS. DEAN.**—Dr. Thomson, moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to place on the Estimates for 1859 the sum of £250, as a gratuity to the widow of the late Assistant Telegraph Master Dean, at Geelong, who lost his life in the execution of his duty.
Debate ensued.
Question—put and resolved in the affirmative.

13. NATIONAL BANK OF AUSTRALASIA BILL.—On the motion of Dr. Thomson two Petitions deposited this day were read by the Clerk.
Dr. Thomson moved pursuant to notice, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time.
Dr. Thomson then moved, pursuant to *amended contingent* notice, That this Bill be referred to a Select Committee, consisting of Mr. Michie, Mr. Everard, Dr. Evans, Mr. Myles, Mr. Wills, Mr. Wilkie, Mr. Grant, and the Mover; three to form a quorum—put and resolved in the affirmative.
14. MR. PETER MARTIN.—Mr. Moore moved, pursuant to notice, That there be laid on the Table of this House copies of all papers and correspondence relating to the payment of money awarded to Peter Martin as owner of land affected by the construction of the Melbourne and Williamstown Railway; and to the claim for costs connected with the same.
Question—put and resolved in the affirmative.
15. STOCK AND SHARES IN EXECUTION SALE BILL.—Mr. Grant moved, pursuant to notice, That he have leave to bring in a Bill to authorize the sale by the Sheriff of stock and shares charged under judgment and execution.
Question—put and resolved in the affirmative.
Ordered—That Mr. Grant and Mr. Anderson do prepare and bring in the Bill.
Mr. Grant and Mr. Anderson then brought up a Bill, intituled “*A Bill to authorize the sale by the Sheriff of stock and shares charged under judgment and execution,*” and moved, That it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time, Wednesday, 12th January next.
16. MELBOURNE AND ESSENDON RAILWAY BILL.—Mr. Brooke moved, pursuant to notice, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
17. MELBOURNE EXCHANGE COMPANY’S BILL.—Mr. Service moved, pursuant to notice, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. Service then moved, pursuant to *contingent* notice, That this Bill be referred to a Select Committee, consisting of Mr. Ebdon, Mr. Harker, Mr. Heales, Dr. Owens, and the Mover; three to form a quorum.
Question—put and resolved in the affirmative.
18. ALPACAS AND VICUNAS.—Dr. Embling moved pursuant to notice, That it is advisable the Government should take steps towards procuring some of the Alpacas and Vicunas now in New South Wales for the use of this Colony.
Debate ensued.
Motion, by leave, withdrawn.
19. REMOVAL OF GOVERNMENT SHIPPING OFFICE.—Mr. R. S. Anderson, moved, pursuant to notice, That there be laid on the Table of the House copies of all Petitions presented to the Government in favor of the removal of the Government Shipping Office from Melbourne to Sandridge, with the Report of the Melbourne Shipping Master upon such Petitions.
Question—put and resolved in the affirmative.
20. DR. CARR.—Mr. Greeves moved, pursuant to notice, That there be laid on the Table of this House a copy of the Report of the Board of Inquiry into the complaint of Dr. Carr at the Lunatic Asylum, and the correspondence thereon; also of a report of any cases of unusual restraint lately brought under the notice of the visitors of the Asylum.
Debate ensued.
Question—put and resolved in the affirmative.
21. INSOLVENCY LAWS COMMITTEE.—Mr. Grant moved, pursuant to notice, That the Committee on the “*Insolvency Laws*” have leave to sit during the ensuing recess.
Question—put and resolved in the affirmative.
22. DENOMINATIONAL SCHOOL BOARD.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1858, the sum of £10,000, to enable the Denominational School Board to meet its necessary engagements for the present year, having been read.
On the motion of Mr. Colin Campbell, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that notice had been taken in the Committee that a quorum of Members were not present, the House was counted by Mr. Speaker, and a quorum not being present, Mr. Speaker, at half-past eleven o’clock, adjourned the House without question being first put, until four o’clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 39.

THURSDAY, 16TH DECEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Sitwell presented a petition from certain proprietors and occupiers of properties consisting of Lands and Houses in the Township of Castlemaine, abutting on and in the immediate vicinity of the Main Ballarat and Bendigo road, which passes over the Sheriff's Bridge at the commencement of the Camp Ground, and traverses the whole length of it by the present old Post Office to its termination at Barker's Creek, where it intersects Kennedy-street, praying the House to deal fairly by them and direct the sum of £1000 voted for the repair of the Sheriff's Bridge might be laid out for that specific purpose, and that the main Ballarat and Bendigo road, as it now and always has traversed the Township of Castlemaine through the Camp Ground, might be preserved to them and repaired, as heretofore, at the public expense.
Ordered to lie on the Table.
3. PRINTING COMMITTEE.—Dr. Owens, on behalf of Mr. Speaker, Chairman, brought up the Eighth Report from this Committee.
Ordered to lie on the Table and to be printed.
4. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill, intituled, "*An Act to shorten the Duration of the Legislative Assembly*" without any amendment.

(Signed) J. F. PALMER,
President of the Legislative Council.

Legislative Council Chamber,
16th December, 1858.

MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill, intituled, "*An Act to remove doubts as to the power of the Governor under the forty-eighth section of the Constitution Act*" but that the third reading of said Bill was not passed by an absolute majority of the Legislative Council.

(Signed) J. F. PALMER,
President of the Legislative Council.

Legislative Council Chamber,
Melbourne, 16th December, 1858.
5. ST. KILDA AND BRIGHTON RAILWAY ACT AMENDMENT BILL.—Mr. Brooke, Chairman, brought up the Report from the Committee to which this Bill was referred, together with the Proceedings of the Committee and Minutes of Evidence.
Ordered to lie on the Table.
6. ADJOURNMENT OF THE ASSEMBLY.—Mr. O'Shanassy moved, pursuant to notice, That the House do, at its rising this day, adjourn until to-morrow at two o'clock.
Question—put and resolved in the affirmative.
7. GUNPOWDER ACT AMENDMENT BILL.—On the motion of Mr. Harker, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Harker, read a third time and *passed*.
Mr. Harker moved, That the following be the title of the Bill :—

" An Act to amend An Act intituled, ' An Act to regulate the importation, carriage, and custody of Gunpowder, 21 Victoria No. 21.' "

Question—put and resolved in the affirmative.
Ordered—That the above Bill be transmitted to the Legislative Council, and their concurrence desired therein.

8. ELECTORAL DISTRICTS ALTERATION BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, on the motion of Mr. Chapman, the several amendments were read, and are as follow :—

- (1.) Clause III., line 1, leave out "passing" and insert "commencement."
- (2.) Clause IV., line 1, leave out "passing" and insert "commencement."
- (3.) Clause IV., line 2, after "Ararat" insert "The Ovens, South Gipps Land."
- (4.) Clause V., line 7, after "Ararat" insert "The Ovens, South Gipps Land."
- (5.) After Clause V., insert as follows :—
"This Act shall commence and come into operation from the last day of March, One thousand eight hundred and fifty-nine."
- (6.) The Schedule.—Leave out part 4, and insert—

THE ELECTORAL DISTRICT OF EMERALD HILL.

Commencing at a point on the south bank of the River Yarra due south from the gas works; thence by a line south-easterly to a point on the shores of Hobson's Bay twenty chains, more or less, westward of the battery; thence by the sea-coast to Fitz Roy street, St. Kilda; thence by that street, and the main Brighton road, to Prince's Bridge; and thence by the River Yarra to the commencing point ... One.

THE ELECTORAL DISTRICT OF SANDRIDGE.

Commencing at the junction of the River Yarra and the Saltwater River; thence by the River Yarra to a point due south of the Gas Works; thence by a line south-easterly to a point on the shores of Hobson's Bay, twenty chains more or less westward of the Battery; thence by the Sea Coast and the River Yarra to the commencing point ... One.

- (7.) The Schedule, part 13, line 5, leave out "Alberton," and insert "South Gipps Land."
- (8.) The Schedule, part 14, leave out the words after "of" in the first line, to the words "Snake Island," inclusive, in the sixth line, and insert as follows :—

"Merryman's Creek, on the Ninety Mile Beach; bounded on the north by Merryman's Creek to where the road from Tarraville to Rosedale crosses said creek near Bayless's pre-emptive right, thence by a line west, fourteen degrees to Buneep, on the west by the counties of Evelyn and Mornington to Cape Patterson, and on the south and south-east by the sea-coast."

- (9.) The Schedule, part 22, line 3, after "east," insert "and south-east."
- (10.) The Schedule, part 31, line 2, leave out "twenty miles," and insert "to the River Murray" after "north."
- (11.) Same line, leave out "a line bearing east to," and insert, "that river to its junction with the Mitta Mitta; thence by the said last-mentioned river to the junction thereof with."
- (12.) Line 9, after "point" insert "excepting the country comprised within the borough of Woodonga."

And the same having been read a second time, on the motion of Mr. Chapman, the Assembly agreed to the amendments 1, 2, 3, 4, and 5.

Mr. Chapman moved, That this House agree in the 6th amendment made in this Bill.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 21.

Mr. D. S. Campbell,
Mr. Chapman,
Mr. Gavan Duffy,
Mr. Ebdon,
Dr. Evans,
Mr. Greeves,
Mr. Harker,
Mr. Henty,
Mr. Horne,
Mr. J. Johnson,
Mr. Ireland,
Mr. Mollison,
Mr. O'Shanassy,
Mr. Quarterman,
Mr. Sitwell,
Mr. Sladen,
Mr. Snodgrass,
Dr. Thomson,
Mr. Wills,
Mr. Humffray, } *Tellers.*
Mr. Lalor, }

Noes, 9.

Mr. R. S. Anderson,
Mr. Brooke,
Mr. Crews,
Mr. Heales,
Mr. Myles,
Mr. Perry,
Mr. Phelan,
Mr. Blair, } *Tellers.*
Mr. Everard, }

And so it was resolved in the affirmative.

And on the further motion of Mr. Chapman, the Assembly agreed to the amendments 7, 8, 9, 10, 11, 12.

Ordered—That the said Bill be returned to the Legislative Council, and that a message be transmitted therewith informing them that the Legislative Assembly had agreed to the several amendments made by the Legislative Council in this Bill.

9.—SUPPLY—ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow:—

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1859 for the several services hereunder specified, being—

V.—BOARD OF LAND AND WORKS.

ROADS AND BRIDGES.

No. 82.

	£	s.	d.	£	s.	d.
1. SOUTH BOURKE AND MORNINGTON DISTRICT.						
(1.)—DANDENONG ROAD—From Junction to Mr. Gill's—connecting metalling	3850	0	0			
(2.)— Making further portions between end of metalling and Dandenong	6000	0	0			
(3.)—GIPPS LAND ROAD—Improvements between Dandenong and Pakenham	4500	0	0			
(4.)—SNAPPER POINT ROAD—Improving Davey's Gully, clearing, draining, and improving... ..	2000	0	0			
(5.)—HAWTHORN BRIDGE AND APPROACHES—Completion of	12000	0	0			
(6.)—ANDERSON'S CREEK ROAD—Improvements upon	500	0	0			
(7.)—BULLEEN ROAD—Filling up and paving gully opposite to Mr. Henty's property... ..	700	0	0			
Total (No. 1) .. ..	...	...		29,550	0	0
2. EAST BOURKE DISTRICT.						
(8.)—NICHOLSON-STREET—Extension of	4000	0	0			
(9.)—UPPER PLENTY ROAD—Between the Junction of the Epping Road and the metalled portion, 6½ miles from the Post Office	3500	0	0			
(10.)— From 7th mile post, northwards	1200	0	0			
(11.)— To complete the road between Higgins' and McDonald's contracts	2300	0	0*			
(12.)— From works under Martindale's contract, northwards	6000	0	0			

On the motion of Mr Harker, the above twelve Resolutions were agreed to by the Assembly.

(13.)—HEIDELBERG ROAD—To complete the bridge and approaches at Heidelberg | 7000 0 0

Mr. Harker moved, That the Assembly agree in the Resolution No. 13.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 16.

Mr. R. S. Anderson,
Mr. Aspinall,
Mr. Blair,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Heales,
Mr. Ireland,
Mr. Myles,
Mr. O'Shanassy,
Mr. Perry,
Mr. Sladen,
Mr. Wills,
Mr. Phelan, } *Tellers.*
Mr. Harker, }

Noes, 4.

Mr. Lalor,
Mr. Mollison,
Mr. Everard, } *Tellers.*
Mr. Wood, }

And so it was resolved in the affirmative.

BOARD OF LAND AND WORKS—ROADS AND BRIDGES—*continued.*

	£	s.	d.	£	s.	d.
3. GEELONG DISTRICT.						
(14.)—GEELONG TO BALLAARAT—To complete portion near Geelong	676	0	0			
(15.)— To complete portion between the 13th and 19th mile posts	17340	0	0			
(16.)— To make portion north of Meredith in lieu of plank	800	0	0			
(17.)—GEELONG TO BATESFORD—To complete construction	3200	0	0			
(18.)—GEELONG TO QUEENSCLIFF—To build a large Culvert at Fenwick's Gully	300	0	0			
(19.)—GEELONG TO COLAC—Further construction of this Road within Modewarre Parish	4900	0	0			
(20.)— Two Culverts and Approaches near Rickett's Marsh	180	0	0			
(21.)— Improvements between Dennis' and Colac	2000	0	0			
(22.)—COLAC TO CAMPERDOWN—A small Bridge near Mr. Rutherford's	300	0	0			
(23.)— Extension and completion of Works through Porndon Rises	1700	0	0			
(24.)—UPPER WESTERN ROAD—To metal Cutting, &c. at Bannockburn	1000	0	0			
(25.)— To Metal east of Teesdale and to erect Mile Posts	1000	0	0			
(26.)— To Metal between Shelford and Rokewood... ..	6500	0	0			
(27.)—BARWON BRIDGE—To complete construction	6000	0	0			
(28.)—BANNOCKBURN TO DUCK PONDS—For fencing Road for passage of stock to and from Melbourne through private land	560	0	0			
(29.)—FENCING—Road leading through J. Roch's land to Dewing's Ford	156	0	0			
Total (No. 3) ... ..	...	...		46,612	0	0
4. BALLAARAT DISTRICT.						
(30.)—BALLAARAT—Forming water channels, &c.	450	0	0			
(31.)—BALLAARAT TO CRESWICK AND CASTLEMAINE—Bridge at Sulky Gully and making portions of road	5000	0	0			
(32.)—AMHERST TO AVOCA—Clearing and making portions of road between Amherst and the junction of the Carisbrook and Avoca Road	4350	0	0			
(33.)—AVOCA TO THE WIMMERA—Completion of Avoca Bridge	4000	0	0			
(34.)—MELBOURNE TO BALLAARAT—Lowering hill on east side of Ballan... ..	1000	0	0			
(35.)— Improving the road between Ballan and Ballaarat	7000	0	0			
(36.)— Completion of gravelling, Stamford Hill	1000	0	0			
(37.)— Improving various parts of the road	5000	0	0			
(38.)—TOOLAM TOOLERN CREEK—Erecting bridge over	500	0	0			
Total (No. 4) ... ..	...	...		
5. CASTLEMAINE DISTRICT.						
(39.)—MOUNT ALEXANDER ROAD—New culvert near 4-mile-post... ..	150	0	0			
(40.)—BALLAARAT ROAD—Making portions of road between Castlemaine and Guildford	2000	0	0			
(41.)— Making the road through Tarnagulla	600	0	0			
(42.)—TARRANGOWER ROAD—Clearing portions of road	1000	0	0			
(43.)—AVOCA ROAD— Making culverts and approaches, west of Newstead	200	0	0			
(44.)— Making portions of road between Moolart Hill and Carisbrook	2000	0	0			
(45.)—CASTLEMAINE—For new bridge and approaches to be built over Campbell's Creek, in extension of Barker-street	2000	0	0			
(46.)— Making Barker-street	3000	0	0			
Total (No. 5) ... ..	...	...		

BOARD OF LAND AND WORKS—ROADS AND BRIDGES—*continued.*

6. SANDHURST DISTRICT.		£	s.	d.	£	s.	d.
(47.)—BENDIGO ROAD—Making about 3½ miles between Big Hill and Kangaroo Flat ...		10000	0	0			
(48.)—SANDHURST TO MOUNT KORONG—Making portion of road between Sandhurst and Eagle Hawk Gully ...		6000	0	0			
(49.)—MOUNT ALEXANDER ROAD—Making road through township of Elphinstone ...		1600	0	0			
(50.)—CASTLEMAINE TO SWAN HILL—Erecting bridge over Bullock Creek, at Lockwood...		600	0	0			
Total (No. 6) ...		...	...		18,200	0	0
7. GISBORNE DISTRICT.							
(51.)—MOUNT ALEXANDER ROAD—Constructing Culvert between 5th and 6th Mile Posts ...		100	0	0			
(52.)—Constructing Culvert between 29th and 30th Mile Posts ...		50	0	0			
(53.)—New Culvert and improvements in Road through Swamp at Malmesbury ...		160	0	0			
(54.)—Paving and improving Side Channels between Brickmaker's Gully and Moonee Ponds Bridges ...		1000	0	0			
(55.)—Fencing dangerous Embankments and Repairs to present Fencing ...		1000	0	0			
(56.)—Erecting Toll-House and Gate in Black Forest ...		300	0	0			
(57.)—Crossing-places over the Side Drains of the Mount Alexander Road, leading to Woolert and Braybrook ...		160	0	0			
(58.)—Substituting Pitching and Metalling for Timber on Plank Road near Woodend ...		5000	0	0			
(59.)—DEEP CREEK ROAD—Making further portions of ...		4000	0	0			
(60.)—KEILLOR TO BROADMEADOWS—Improvements and Culverts ...		1000	0	0			
(61.)—ROAD TO MOUNT MACEDON—Constructing Log Bridge and Culverts ...		750	0	0			
(62.)—CARLSRUHE TO LANCEFIELD—Improvements by Culverts and Crossings ...		1000	0	0			
(63.)—LANCEFIELD AND HARPER'S BRIDGES—Additional amount to complete Bridges and Approaches ...		700	0	0			
Total (No. 7) ...		...	...	

On the motion of Mr. Harker, the Assembly agreed to the Resolutions from No. 14 to No. 63, both inclusive.

10. BREACH OF PRIVILEGE.—Mr. Wood having called the attention of this House to an article published in a printed newspaper, intitled *The Age*, of this day's date printed and published in Melbourne by Ebenezer Syme and David Syme, reflecting on the character of the Chairman of Committees of this House, in breach of the privileges of this House, handed in the said newspaper, and moved, That the paragraph complained of be read at the Table by the Clerk.

Question—put and resolved in the affirmative.

Paragraph read by the Clerk, and is as follows:—

“When the votes in connexion with Roads and Bridges came under discussion on Tuesday night, it was found that Maryborough was in favor and Dunolly in disfavor with the Government. The latter has the larger population—is the centre of a more extensive district—and has had least done for it in former years; but, nevertheless, in ‘dividing the spoil’ for the year, it only had hundreds where Maryborough had thousands. So it was remarked by several members; and so it was! Why? All Mr. Duffy's jesuitry could not evade the fact, and all Mr. O'Shanassy's meaningless volubility could not palaver the House into a conviction that it was right. The poor stupid House seems never for one moment to have suspected the cause. Three times did Mr. Aspinall (who is Chairman of Committees and member for Maryborough) officially declare that the vote for Maryborough was carried; and three times did the House tell him that he was getting through the business altogether too smartly, and that he should wait till it was carried before declaring it so. The House had not passed it, and did not think it ought to be passed,—in short, wished to know *why* there was such a distinction made between the two places.”

“The constituencies themselves knew why; but the House was too demoralised by familiarity with similar iniquities to think of the reason, or too much afraid of a scowl from the head pedagogue to mention it. However, scowl the head pedagogue did, and looked black as Crews’ coal-pit.”

Mr. Wood then moved, That the paragraph in *The Age* newspaper of this day’s date, now read to the House, is a breach of the Privileges of this House.

Debate ensued.

Mr. Mollison moved, as an amendment, That all the words after the word “That” be omitted, with a view to insert instead thereof the words “this House do now pass on to the next Order of the Day.”

Debate continued.

Question—That the words proposed to be omitted stand part of the question—put.

Assembly divided.

Ayes, 26.

Mr. Blair,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Everard,
Mr. Findlay,
Mr. Harker,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. J. Johnson,
Mr. Ireland,
Mr. Lalor,
Mr. Langlands,
Mr. Myles,
Mr. O’Shanassy,
Mr. Perry,
Mr. Phelan,
Mr. Ricardo,
Mr. Sladen,
Dr. Thomson,
Mr. Wilkie,
Mr. Wills,
Mr. Wood,
Mr. R. S. Anderson, } *Tellers.*

Noes, 10.

Mr. Brooke,
Mr. D. S. Campbell,
Mr. Ebden,
Mr. Greeves,
Mr. Henty,
Mr. Mollison,
Mr. Quarterman,
Mr. Snodgrass,
Mr. Heales, } *Tellers.*
Dr. Owens,

And so it was resolved in the affirmative.

Question—That the paragraph in the *Age* newspaper of this day’s date now read to the House, is a breach of the privileges of this House—put and resolved in the affirmative.

Mr. Brooke then moved, That the proprietors of the *Age* newspaper, viz., Ebenezer Syme and David Syme, be summoned to appear—the said Ebenezer Syme being a member of this House in his place in—and the said David Syme at the bar of—this House, at its meeting to-morrow, to answer for their conduct.

Question—put.

Assembly divided.

Ayes 17.

Mr. Brooke,
Mr. D. S. Campbell,
Mr. Ebden,
Mr. Everard,
Mr. Grant,
Mr. Greeves,
Mr. Henty,
Mr. J. Johnson,
Mr. Lalor,
Mr. Mollison,
Dr. Owens,
Mr. Phelan,
Mr. Quarterman,
Mr. Sladen,
Mr. Wood,
Mr. R. S. Anderson, } *Tellers.*
Mr. Heales.

Noes, 10.

Mr. Blair,
Dr. Evans,
Mr. Harker,
Mr. Hughes,
Mr. Perry,
Mr. Snodgrass,
Mr. Wilkie,
Mr. Wills,
Mr. Horne, } *Tellers.*
Mr. Crews.

And so it was resolved in the affirmative.

11. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply. And the House having continued to sit until after twelve of the clock—

FRIDAY, 17TH DECEMBER, 1858.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.

Ordered—That the report be received to-morrow.

Mr. Aspinall also acquainted the House that he was directed to move that the Committee have leave to sit again.

Resolved—That this House will, on to-morrow, again resolve itself into the said Committee.

12. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ *Municipalities Act Amendment Bill—Second reading.*”

“ *Church Trustees Incorporation Bill—To be further considered in Committee.*”

“ *Spirit Dealers Registration Act Amendment Bill—To be further considered in Committee.*”

“ *Registration Act Amendment Bill—Second reading.*”

“ *Audit Act Amendment Bill—To be further considered in Committee.*”

“ *Gold Mining on Private Property Bill—Second Reading.*”

“ *McGregor—Motion for Address—To be considered in Committee;*” and

“ *Supreme Court Sittings Bill—Second reading,*” until Tuesday, 11th January next; and

“ *Denominational School Board—Motion for Address to be considered in Committee.*”

“ *Fisheries Bill—Second Reading.*”

“ *Church Lands Sale Bill—Second reading.*”

“ *Imprisonment for Debt Abolition Bill—Second reading,*”

“ *Church of England, William-street, Lands Bill—Second reading,—Resumption of Debate.*”

“ *Richmond Church and School Lands Bill—Second reading,—Resumption of Debate.*”

“ *Bills of Sale Bill—Second reading.*”

“ *Innkeepers and Carriers Law Amendment Bill—To be further considered in Committee.*”

“ *Mrs. Wrixon—Motion for Address—To be considered in Committee.*”

“ *Preservation of Fish Bill—To be considered in Committee.*”

“ *Impounding and Distraining Law Amendment Bill—To be further considered in Committee,*” and

“ *Mrs. Dean—Motion for Address—To be considered in Committee,*” until Wednesday, 12th January next.

13. YARRA BEND LUNATIC ASYLUM.—Mr. Quarterman moved, pursuant to notice, for a return showing—

(1.) The number of deaths at the Yarra Bend Lunatic Asylum during the current year.

(2.) The number of cases returned on Inquests as softening of the brain.

(3.) The names of the Medical gentlemen who have given evidence on such enquiries, and the composition of the juries at such inquests.

Debate ensued.

Question—put and resolved in the affirmative.

14. NATIONAL SCHOOL BOARD, LEXTON.—Mr. Langlands moved, pursuant to notice, for a Return from the National School Board showing—

(1.) On whose recommendation a National School was established at Lexton.

(2.) Number of Scholars attending such School.

(3.) Number of Teachers.

(4.) Cost of Maintenance of School.

(5.) Names of Patrons.

(6.) On what grounds the School was instituted.

Question—put and resolved in the affirmative.

Assembly adjourned at eight minutes past one o'clock until two o'clock p.m., this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 40.

FRIDAY, 17TH DECEMBER, 1858.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ASSENT TO BILLS.—A Message from His Excellency the Governor, by the Usher of the Legislative Council:—

MR. SPEAKER—

His Excellency the Governor desires the immediate attendance of this Honorable House in the Legislative Council.

Accordingly Mr. Speaker, with the House, went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the several Public Bills following, viz. :—

“An Act to amend the Law relating to the Administration of the Estates of Deceased Persons.”

“An Act to amend the Mining Associations Act 1858.”

“An Act for granting a Duty on Spirits distilled in Victoria.”

“An Act to remove doubts as to the power of the Governor under the XLVIII. Section of the Constitution Act.”

“An Act to alter the Electoral Districts of Victoria, and to increase the number of Members of the Legislative Assembly thereof.”

And that His Excellency the Governor had been pleased to reserve the following Bill for the signification of Her Majesty's pleasure thereon :—

“An Act to shorten the duration of the Legislative Assembly.”

3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council:—

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will give leave to the Honorables the Chief Secretary and Attorney General, members of that House, to attend to be examined as witnesses, and give evidence before the Select Committee of the Legislative Council appointed in the present Session to enquire and report the means taken by the Government to secure a judicious selection of persons for appointment to the Magistracy; and whether any, and if any, what investigation takes place before submitting their names to the Governor.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
17th December, 1858.

Mr. Ebdon moved, “That” leave be given to the Honorables the Chief Secretary and the Attorney General to attend to be examined as witnesses, and give evidence before the Select Committee of the Legislative Council appointed in the present Session to enquire and report the means taken by the Government to secure a judicious selection of persons for appointment to the Magistracy; and whether any, and if any, what investigation takes place before submitting the names to the Governor.

Debate ensued.

Mr. Gavan Duffy moved, as an amendment, That all the words after the word “That” be omitted, with a view to insert instead thereof the words “this House being of opinion that the purpose for which it is proposed in the Message from the Legislative Council to examine the Honorables the Chief Secretary and Attorney General before a Committee of that body, contemplates the exercise of a power to interfere with the functions of the Executive not intended by the Constitution to be conferred upon the Legislative Council, must refuse their consent to these Honorable Members becoming witnesses as requested.”

Debate continued.

Question—That the words proposed to be omitted stand part of the question—put.

Assembly divided.

Ayes, 13.
 Mr. Brooke,
 Mr. D. S. Campbell,
 Mr. Ebden,
 Mr. Everard,
 Mr. Greeves,
 Mr. Heales,
 Mr. Henty,
 Mr. Lalor,
 Mr. Quarterman,
 Mr. Snodgrass,
 Mr. Wood,
 Mr. Adamson, } *Tellers.*
 Dr. Embling, }

Noes, 20.
 Mr. R. S. Anderson,
 Mr. Aspinall,
 Mr. Blair,
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Grant,
 Mr. Hancock,
 Mr. Harker,
 Mr. Humffray,
 Mr. J. Johnson,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Perry,
 Mr. Phelan,
 Mr. Wills,
 Mr. Horne, } *Tellers.*
 Mr. Ireland, }

And so it passed in the negative.

Question—That this House being of opinion that the purpose for which it is proposed in the Message from the Legislative Council to examine the Honorables the Chief Secretary and Attorney General before a Committee of that body, contemplates the exercise of a power to interfere with the functions of the Executive not intended by the Constitution to be conferred upon the Legislative Council, must refuse their consent to these Honorable Members becoming witnesses as requested—put and resolved in the affirmative.

On the motion of Mr. Gavan Duffy, the Assembly ordered that a Message be transmitted to the Legislative Council acquainting them that this House being of opinion that the purpose for which it is proposed in the Message from the Legislative Council to examine the Honorables the Chief Secretary and Attorney General before a Committee of that body, contemplates the exercise of a power to interfere with the functions of the Executive not intended by the Constitution to be conferred upon the Legislative Council, must refuse their consent to these Honorable Members becoming witnesses as requested.

4. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor—
 Defences of the Colony.—Report of the Commissioners.
 Ordered to lie on the Table.

Mr. Horne presented—

Yan Yean Water Supply.—Result of Analyses of Yan Yean Water Supply made by Mr. Johnson, of St. Kilda; and Results of Analyses of samples of water drawn from the Commissioners' service pipes.

Ordered to be printed.

Mr. Harker presented—

National School, Lexton.—Return to an Order of the Legislative Assembly made this day for a Return from the National School Board, showing—

- (1.) On whose recommendation a National School was established at Lexton.
- (2.) Number of Scholars attending such School.
- (3.) Number of Teachers.
- (4.) Cost of Maintenance of School.
- (5.) Names of Patrons.
- (6.) On what grounds the School was instituted.

Ordered to lie on the Table.

Mr. Gavan Duffy presented—

Tongiomungy and Hinnomungy Runs.—A Description of the Boundaries of the Tongiomungy and Hinnomungy Runs.

Ordered to lie on the Table.

5. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read :—

Additional Supplementary Estimate of Expenditure, 1858.

HENRY BARKLY,
 Governor.

Message No. 4.

The Governor transmits to the Legislative Assembly an additional Supplementary Estimate of Expenditure for the present year, and recommends an appropriation of the consolidated revenue accordingly.

Government Offices,
 December, 1858.

Ordered to be printed, and taken into consideration in Committee of Supply this day.

6. ADMINISTRATION OF INTESTATE ESTATES BILL.—Mr. Chapman moved, pursuant to notice given by Mr. Ireland, That he have leave to bring in a Bill to provide for the administration of Intestate Estates.

Question—put and resolved in the affirmative.

Ordered—That Mr. Chapman and Mr. Harker do prepare and bring in the Bill.

Mr. Chapman and Mr. Harker then brought up a Bill, intituled, “*A Bill to provide for the administration of Intestate Estates,*” and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 11th January next.

7. SUSPENSION OF STANDING ORDER.—Mr. Harker moved, pursuant to *amended* notice, That so much of the Standing Order of this House, No. 276, as applies to the receipt of a resolution from the Committee of Supply, be suspended.

Question—put and resolved in the affirmative.

8. ADJOURNMENT OF THE ASSEMBLY.—Mr. Gavan Duffy moved, pursuant to notice given by Mr. O'Shanassy, That the House, at its rising this day, do adjourn until Tuesday, 11th January next.

Question—put and resolved in the affirmative.

9. THE AGE NEWSPAPER.—The Order of the Day for the attendance of Mr. Ebenezer Syme in his place having been read, and Mr. Syme being in his place, Mr. Speaker put to him the following question:—

Are you one of the gentlemen whose names appear in the imprint of the *Age* newspaper as the proprietors of the *Age*?

Mr. Syme declined to answer the above question, and was directed to withdraw; and having withdrawn—

Mr. Snodgrass moved, “That” the Honorable Member, Mr. Syme, be not requested to answer the question as to whether he is the proprietor of the *Age* or not, referred to in the resolution of this House yesterday.

Mr. Wood moved, as an amendment, That all the words after the word “That” be omitted, with a view to insert instead thereof the words “the question is a proper one, and that Mr. Syme should answer it.”

Debate ensued.

Amendment, by leave, withdrawn.

Mr. Lalor then moved, as an amendment, That the following words be added to the above question, viz., “this House having sufficient knowledge of the identity of the Honorable Member, Mr. Syme, with the proprietor of the *Age* newspaper.”

Debate ensued.

Question—That the words proposed to be added be so added—put and resolved in the affirmative.

Question—That the Honorable Member, Mr. Syme, be not requested to answer the question as to whether he is the proprietor of the *Age* or not, referred to in the resolution of this House yesterday, this House having sufficient knowledge of the identity of the Honorable Member, Mr. Syme, with the proprietor of the *Age* newspaper—put and resolved in the affirmative.

Mr. Syme having been called in, and having again taken his place in the Assembly, was informed by Mr. Speaker of the above resolution.

The paragraph in the *Age* newspaper, resolved yesterday to be a breach of the Privileges of this House, was then read by the Clerk.

And Mr. Speaker having informed Mr. Syme of the resolution agreed to yesterday, Mr. Syme was heard in his place; and then withdrew.

Mr. Brooke then moved, “That” the explanation offered by the Honorable Member, Mr. Syme, be accepted by the House as satisfactory.

Mr. Wood moved, as an amendment, That all the words after the word “That” be omitted, with a view to insert instead thereof the words “inasmuch as the Honorable Member for the Loddon has expressed his regret for having written the paragraph read by the Clerk, and has stated that he wrote it upon information which he at the time believed to be correct, this House considers it unnecessary to take any further notice of the article in question.”

Question—That the words proposed to be omitted stand part of the question—put.

Assembly divided.

Ayes 14.
 Mr. Brooke,
 Mr. C. Campbell,
 Mr. Ebden,
 Dr. Embling,
 Mr. Harker,
 Mr. Heales,
 Mr. Henty,
 Mr. Mollison,
 Mr. Moore,
 Dr. Owens,
 Mr. Quarterman,
 Mr. Snodgrass,
 Mr. Greeves, } *Tellers.*
 Mr. Everard, }

Noes, 13.
 Mr. Blair,
 Dr. Evans,
 Mr. Hancock,
 Mr. Horne,
 Mr. Lalor,
 Mr. Myles,
 Mr. O'Brien,
 Mr. Perry,
 Mr. Phelan,
 Mr. Wills,
 Mr. Wood,
 Mr. Humffray,
 Mr. R. S. Anderson, } *Tellers.*

And so it was resolved in the affirmative.

Question—That the explanation offered by the Honorable Member, Mr. Syme, be accepted by the House as satisfactory—put and resolved in the affirmative.

On the motion of Mr. Ebden, so much of the Order of the Day as referred to David Syme was read and discharged.

10. SUPPLY—ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow :—

16th December.

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1859 for the several services hereunder specified, being—

V.—BOARD OF LAND AND WORKS.

ROADS AND BRIDGES.

8. KILMORE AND HEATHCOTE DISTRICT.		£	s.	d.	£	s.	d.
(1.)—MAIN SYDNEY ROAD—Making about four miles of road, between 40 Mile Post and Dry Creek Bridge, near Broadford ... ..	...	15000	0	0			
(2.)— Making about two miles of road through the township of Broadford, running northwards	...	7000	0	0			
(3.)— For improving the road between Broadford and Avenel ... ..	...	7000	0	0			
Total (No. 8) ... ..	...	...	...	...
9. OVENS DISTRICT							
(4.)—WANGARATTA TO BEECHWORTH—Improvements on the road from Wangaratta to Beechworth ... ..	...	7600	0	0			
(5.)—BEECHWORTH AND ALBURY—Making a raised road over river flats from Belvoir to the Murray and bridging the lagoons and branches ... ..	...	8000	0	0			
(6.)— Making about seven miles of road, between Violet Town and Benalla ... ..	...	10000	0	0			
(7.)—BENALLA TO WANGARATTA—Improving the Road from Benalla to Wangaratta ... ..	...	2000	0	0			
(8.)—BEECHWORTH AND YACKANDANDAH—Improving the road through the Ranges ... ..	...	3000	0	0			
(9.)—TARAWINGEE TO BUCKLAND—Bridge, Culverts, and approaches ... ..	...	1200	0	0			
(10.)—CHILTERN TO BELVOIR—Bridges over the creek five and a-half miles from Chiltern, and over the Indigo Creek ... ..	...	3000	0	0			
Total (No. 9.) ... ..	...	...	...	...	34,800	0	0

BOARD OF LAND AND WORKS—ROADS AND BRIDGES—*continued.*

10. GIPPS LAND DISTRICT.				£	s.	d.	£	s.	d.
(11).—MELBOURNE ROAD—Building Bridge over Narakan Creek	...	...	...	400	0	0			
(12).— Building Bridge over Reedy Creek in the Gullies	...	...	...	400	0	0			
(13).— Building Bridge over the Buneep River	...			800	0	0			
(14).— Clearing several portions of the Road between the Morewell and the Buneep, about eight miles	...	...	...	1600	0	0			
(15).—TARRAVILLE TO ALBERTON—Logging, improving and keeping in repair	...			1000	0	0			
(16).—OMEO ROAD—Building a Bridge over the Nicholson River	...	...	...	2000	0	0			
(17).—VARIOUS ROADS—Repairs to twelve Bridges in various parts of the District	...			240	0	0			
Total (No. 10)				...	...		
12. DISTRICT ROAD BOARDS.									
(18).—In aid of	...	...	...	...	...		100,000	0	0
13. MAINTENANCE OF ROADS.									
(19).—Estimated cost for 1859	...	...	...	262148	0	0			
(20).—Less—Estimate of Tolls Revenue	...	...	...	110000	0	0			
Total (No. 13)				...	...		152,148	0	0
14. UNFORESEEN REQUIREMENTS.									
(21).—To meet contingencies	...	...	...	...	...		20,000	0	0
15. MISCELLANEOUS.									
(22).—Compensation awarded to Mr. J. M. E. Airey, for land required for road purposes at Bulla	...			...	...		200	0	0
TOTAL				...	...		

On the motion of Mr. Harker, the Assembly agreed to the above resolutions.

11. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to the following resolution, viz., which was read as follows:—

17th December.

Resolved—That a sum not exceeding £1718 4s. 4d. be appropriated to Her Majesty to defray the additional supplementary charge for the year 1858 of the service hereunder specified, being—

V.—BOARD OF LAND AND WORKS. WORKS AND BUILDINGS.

No. 78. SALARIES.

COMMISSIONER OF PUBLIC WORKS.

Temporary assistance as occasionally required.							£	s.	d.
Draftsman	...	...	...	...	...	...	811	10	8
Clerk of Works	...	...	...	...	...	...	670	16	8
Foreman of Works	...	...	...	...	...	...	235	17	0
							£1718	4	4

On the motion of Mr. Harker, the Assembly agreed to the above resolution.

Mr. Aspinall also reported that the Committee had come to certain other resolutions.—

Ordered that the Report be received Tuesday, 11th January next.

Mr. Aspinall also acquainted the House that he was directed to move that the Committee have leave to sit again.

Resolved—That this House will, on Tuesday, the 11th January next, again resolve itself into the said Committee.

12. MELBOURNE AND ESSENDON RAILWAY BILL.—Mr. Brooke moved, pursuant to notice, That the Melbourne and Essendon Railway Bill be referred to a Select Committee, to consist of Mr. Horne, Mr. Grant, Mr. Quarterman, Mr. Phelan, Mr. Langlands, Dr. Thomson, and the Mover; three to form a quorum.

Question—put and resolved in the affirmative.

13. PAPERS.—Dr. Evans presented, by command of His Excellency the Governor—
 Steam Postal Service.—Copy Circular Despatch from Her Majesty's Secretary of
 State for the Colonies, transmitting copy of correspondence respecting Postal
 Service between the Australian Colonies and Great Britain.

Ordered to lie on the Table.

- Mr. O'Shanassy presented, by command of His Excellency the Governor—
 Execution of Criminals.—Report of the Sheriff relative to recent executions at Her
 Majesty's Gaol, Melbourne.

Ordered to lie on the Table.

- Mr. O'Shanassy also presented:—

Census of Victoria, 1857.—Duplicate Abstract Return of the Religion of the People.

Ordered to lie on the Table.

14. NEW LUNATIC ASYLUM.—Mr. Greeves moved, pursuant to notice, That in the opinion of
 this House the Resolution of the House of 26th May, 1858, respecting the erection of
 the new Lunatic Asylum, should be forthwith carried out.

Debate ensued.

Notice being taken that a Quorum of Members were not present, the House was counted
 by Mr. Speaker, and a Quorum not being present, Mr. Speaker, at fourteen minutes to
 ten o'clock, adjourned the House without question being first put, until four o'clock on
 Tuesday, the 11th day of January, 1859.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 41.

TUESDAY, 11TH JANUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RETURN TO WRIT.—Mr. Speaker reported that he had received a Return to the Writ he had issued for the election of a Member for the Electoral District of South Grant, by which it appeared that John Bell, of Bell Park, Geelong, had been duly elected in pursuance thereof.
3. RESIGNATIONS OF SEATS.—Mr. Speaker also reported that he had received from W. Forlonge, Esq., the resignation of the seat held by him for the Electoral District of the Murray, and that he had issued a Writ for the election of a Member to serve for the said district; and that he had also issued Writs for the election of Members for the Electoral Districts of Villiers and Heytesbury and of Warrnambool, in the respective places of the Honorable C. Gavan Duffy and the Honorable G. S. W. Horne, who had severally accepted of offices of profit under the Crown during pleasure, and further that he had received a return to the Writ he had issued for the election of a Member to serve for the said Electoral District of Warrnambool, by which it appeared that the Hon. G. S. W. Horne was duly elected in pursuance thereof.
4. NEW MEMBERS.—The Hon. G. S. W. Horne took the oath and his seat as Member for the said Electoral District of Warrnambool.

The Hon. C. Gavan Duffy having presented himself to be sworn as Member for the Electoral District of Villiers and Heytesbury—Mr. Speaker reported that he had not yet received any return to the Writ he had issued for the election of a member for that district, upon which Mr. Horne informed the House that the returning officer for the said district had told him that Mr. Duffy had been duly returned member for Villiers and Heytesbury, and

Mr. Chapman then moved, That Mr. Gavan Duffy be now sworn.

Debate ensued.

Mr. Ebdon moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert, instead thereof, the words "this House do now adjourn."

Debate continued.

Mr. Ebdon, by leave of the Assembly, withdrew his proposed amendment.

Question—That Mr. Gavan Duffy be now sworn—put.

Assembly divided.

Ayes, 23.

Mr. Aspinall,
Mr. Beaver,
Mr. Blair,
Mr. Chapman,
Mr. Crews,
Mr. Everard,
Mr. Findlay,
Mr. Harker,
Mr. Hughes,
Mr. Humffray,
Mr. Ireland,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Perry,
Mr. Phelan,
Dr. Thomson,
Mr. Wilkie,
Mr. Wills,
Mr. Wood,
Mr. Horne,
Mr. R. S. Anderson, } *Tellers.*

Noes, 16.

Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebdon,
Mr. Greeves,
Mr. Lalor,
Mr. Langlands,
Mr. Moore,
Mr. Quarterman,
Mr. Service,
Mr. Sitwell,
Mr. Sladen,
Mr. Snodgrass,
Mr. Ware,
Mr. Adamson, } *Tellers.*
Dr. Embling, }

And so it was resolved in the affirmative.

Mr. Gavan Duffy having presented himself, and taken the oath, took his seat for the Electoral District of Villiers and Heytesbury.
 John Bell, Esq., was then introduced, and having taken the oath, took his seat as Member for the Electoral District of South Grant.

5. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read :—

HENRY BARKLY,

Message No. 5.

Governor.

In replying to the Address of the Legislative Assembly for a "list of the names of the gentlemen who are at present Members of the Executive Council," the Governor would confine himself to simply furnishing the list as asked for, were it possible to decide summarily several questions of difficulty which have arisen in regard to the actual constitution of that body.

Prior to the proclamation of the New Constitution, Her Majesty was pleased to designate certain persons holders, for the time being, of the chief administrative offices as Members of the Executive Council.

The Commission issued by the Queen on that event to Sir Charles Hotham, after revoking all previous Letters Patent of the same nature, declared that the Executive Council should consist of such persons as he should from time to time nominate and appoint by instruments under the Public Seal to be Members thereof. All which persons were to hold their places in the said Council during Her Majesty's pleasure.

By virtue of the authority thus conferred, ten gentlemen received appointments as Executive Councillors prior to the present Governor's arrival, and he has himself, under similar powers granted in his own commission, executed on various occasions, eighteen instruments in the form then adopted, limiting the tenure of the office to the pleasure of the Crown, and also to the residence of the party in the Colony.

Some of the gentlemen so appointed are dead, others have been absent from the Colony for longer or shorter periods ; but in no case has the occupation of any seat been expressly determined by the signification of Her Majesty's pleasure.

It is, however, stated in the 58th of the Regulations promulgated in Her Majesty's name for the Colonial Service, that "in colonies possessing what is commonly termed "Responsible Government," "the Executive Council is a removable body **** it being understood that Councillors who have lost the confidence of the Local Legislature will tender their resignations to the Governor."

No resignation on this ground has yet been tendered in this Colony.

Under these circumstances—whilst himself of opinion that the Executive Council as contemplated by Her Majesty's instructions and referred to in Colonial statutes, ought to consist solely of the actual occupants, of the officers specified in the 18th section of the *Constitution Act* (or those duly substituted in their stead), with such other persons as Her Majesty may specially direct to be summoned thereto—the Governor considers that the position *de facto* of that body will be most correctly exemplified, and the apparent desire of the Legislative Assembly best complied with, by laying before them the accompanying list of all gentlemen who have been appointed to the office of Executive Councillor from the commencement of the Colony, with the dates at which they first subscribed the oath of office, and such further annotations as may seem in each case to be requisite.

Government Offices,

Melbourne, 11th January, 1859.

Ordered to be printed, together with the accompanying List.

6. PETITION.—Mr. Crews presented a Petition from certain Electors of St. Kilda and Prahnan, in Public Meeting assembled, praying the House to pass, in the present Session of Parliament, a temporary Act providing that all purchasers of agricultural lands should obtain their title to such lands only on condition of becoming resident cultivators of the same, and that this temporary Act should remain in force until a permanent system of land settlement should have been enacted by the Parliament of Victoria.

Petition read and ordered to lie on the Table.

7. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor—Criminal Statistics, being Returns called for from the Sheriff and Inspector General of Penal Establishments by the Honorable the Chief Secretary, 10th May, 1858.

Ordered to lie on the Table.

Mr. O'Shanassy also presented—

Police Force.—Return as to promotions, &c.

Ordered to lie on the Table.

Mr. Gavan Duffy presented—

Marine Survey.—Captain Ross's Report as to the progress of the Marine Survey as at 6th January, 1859.

Ordered to lie on the Table.

8. THE SPEAKER, NEW ZEALAND.—Mr. O'Shanassy moved, by leave of the Assembly, That a chair be provided in the body of the Assembly for the use of the Honorable Charles Clifford, Speaker of the House of Representatives of New Zealand, during his visit to this Colony.

Question—put and resolved in the affirmative.

9.—SUPPLY—ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow:—

17th December, 1858.

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1859 for the several services hereunder specified, being—

V.—BOARD OF LAND AND WORKS.

RAILWAYS.

(1.)—No. 87. SALARIES AND WAGES.

PASSENGER TRAFFIC.

	£	s.	d.	£	s.	d.
<i>Station at Melbourne.</i>						
Station Master, with residence	400	0	0			
Booking Clerk	250	0	0			
Assistant Booking Clerk	200	0	0			
Head Porter at 12s. per day	219	0	0			
Five Porters at 10s. per day	912	10	0			
Two Policemen at 10s. per day	365	0	0			
	2,346	10	0			
<i>Station at Flemington.</i>						
Clerk in Charge at 10s. per day	182	10	0			
Porter at 10s. per day	182	10	0			
	365	0	0			
<i>Station at Footscray.</i>						
Clerk in Charge	200	0	0			
Porter and Gatekeeper at 10s. per day	182	10	0			
	382	10	0			
<i>Station at Ferguson-street, near Williamstown.</i>						
Clerk in Charge at 10s. per day	182	10	0			
<i>Station at Williamstown.</i>						
Station Master, with residence	350	0	0			
Booking Clerk	200	0	0			
Head Porter at 11s. per day	200	15	0			
Two Porters at 10s. per day	365	0	0			
Two Policemen at 10s. per day	365	0	0			
	1,480	15	0			
(2.)—GOODS TRAFFIC.						
<i>Station at Melbourne.</i>						
Superintendent over Traffic and Goods	500	0	0			
Clerk and Cashier	400	0	0			
Bookkeeper	300	0	0			
Assistant Bookkeeper	200	0	0			
Collector	250	0	0			
Four Delivery Clerks—One at 12s. per day, and three at 11s. per day	821	5	0			
Two Messengers, at £100	200	0	0			
Timekeeper, at 10s. per day	182	10	0			
Export Clerk	200	0	0			
Head Stevedore	250	0	0			
Foreman, at 11s. per day	200	15	0			
Two Check Gatemen, at 11s. per day	401	10	0			
Cooper, £5 per week	260	16	8			
Wages of Laborers	4000	0	0			
	8,166	16	8			
<i>Station at Williamstown.</i>						
Pier Master, with residence	400	0	0			
Chief Clerk	350	0	0			
Four Receiving Clerks—One at 12s. per day, and three at 11s. per day	821	5	0			
Clerk, at 12s. per day	219	0	0			
Two Pier Master's Laborers, at 10s. per day	365	0	0			
Foreman, at 11s. per day	200	15	0			
Wages of Laborers	2000	0	0			
	4,356	0	0			

"*Gold Mining on Private Property Bill—Second reading*," until Thursday, 20th January instant.

"*McGregor—Motion for Address—To be considered in Committee*," until Friday, 14th January instant; and

"*Supreme Court Sittings Bill—Second reading*;" and

"*Administration of Intestate Estates Bill—Second reading*," until Thursday, 20th January instant.

14. **IMPORTS.**—Mr. Wills moved, pursuant to notice, for a Return, shewing the quantity and estimated value, respectively, of all spirits, beer, wine, fruit, flour, biscuit, grain, hay, pigs, vegetables, plants, cheese, butter, poultry, eggs, lard, hams, and bacon, imported during the last six years.

Question—put and resolved in the affirmative.

15. **PAPERS.**—Mr. O'Shanassy presented—

Imports.—Return to above Order.

Ordered to lie on the Table.

16. **REFRESHMENT ROOMS.**—Mr. Aspinall moved, pursuant to notice given by Mr. Findlay, That the House will to-morrow resolve itself into a Committee of the whole, to consider the recommendations contained in the Report from the Joint Committee of the Refreshment Rooms of the Houses of Parliament.

Question—put and resolved in the affirmative.

Assembly adjourned at five minutes to twelve until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 42.

WEDNESDAY, 12TH JANUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. AUSTRALIAN TRUST COMPANY'S BILL.—Mr. Sitwell brought up the Report from the Select Committee of the Assembly to which this Bill was referred, together with the Proceedings of the Committee and Minutes of Evidence.
Ordered to lie on the Table.
3. PAPERS.—Mr. Harker presented—
Land Sales.—Return of Amount of Money bid at the various Land Sales during December, 1858.
Ordered to lie on the Table.
Mr. Gavan Duffy presented—
Expenditure on Wharfs and Piers, Williamstown and Sandridge.—Amended Return to an Order of the Legislative Assembly, dated 8th December, 1858, for a Return of the cost of the Railway Jetty at Williamstown; and an estimate of the value of the work performed by convict labor in respect of Wharfs and Piers at Williamstown, from 1850 to 1858.
Ordered to lie on the Table.
Mr. O'Shanassy presented—
Removal of the Government Shipping Office.—Return to an Order of the Legislative Assembly, dated 15th December, 1858, for copies of all Petitions presented to the Government in favor of the removal of the Government Shipping Office from Melbourne to Sandridge, with the Report of the Melbourne Shipping Master upon such Petitions.
Ordered to lie on the Table.
4. PETITIONS.—Mr. Greeves presented a Petition from Matthias Goethe, Minister of the Lutheran Church, Melbourne, and Superintendent of the Lutheran Church of Victoria, and John Walther, Clerk, on behalf of the Lutheran Church of Victoria, praying the favorable and immediate attention of this House to the Marriage Bill, so that it might become the law of the Colony this Session, thereby relieving the Petitioners from a disqualification in the matter of religion, and, as they believe, introducing a much needed improvement into the Marriage Law of the Colony.
Ordered to lie on the Table.
Mr. Grant presented a Petition from certain inhabitants of Sandhurst, praying the House to adopt measures which it might deem expedient to prevent a recurrence of such devastation of property by storm water passing through the Bendigo Valley as is referred to in the Petition.
Ordered to lie on the Table.
Mr. Langlands presented a Petition from certain inhabitants of the City of Melbourne and its vicinity, praying this House would withhold its sanction to the erection of the Lunatic Asylum on the Village Reserve at Kew.
Ordered to lie on the Table.
Mr. D. S. Campbell presented a Petition from Edward Hill, of Charlotte-street, Richmond, praying the House would appoint a Committee to enquire into the conduct of the Committee of the Assembly in Captain Mechosk's case, and to ascertain what evidence was taken in Petitioner's case by such Committee.
Petition read and ordered to lie on the Table.

5. PAPERS.—Dr. Evans presented, by command of His Excellency the Governor—
 Electric Telegraph.—Half-yearly Report of the General Superintendent of Electric Telegraph, relative to the advancement and present condition of the department, up to 30th June, 1858.
 Submarine Telegraphic connection between Cape Otway and Tasmania.—Second Report of the General Superintendent of the Electric Telegraph relative to the Survey for laying down the Cable between Cape Otway and Tasmania.
 Severally ordered to lie on the Table.
 Mr. Harker presented, by command of His Excellency the Governor—
 Balance Sheet from 1st January to 31st December, 1857.
 Ordered to lie on the Table.
6. ADJOURNMENT OF THE ASSEMBLY.—Mr. O'Shanassy moved, pursuant to notice, That the House, at its rising this day, do adjourn until "Friday" next at four o'clock.
 Mr. Snodgrass moved, as an amendment, That the word "Friday" be omitted, and the word "Tuesday" inserted instead thereof.
 Debate ensued.
 Question—That the word proposed to be omitted stand part of the question—put and negatived.
 Question—That the word proposed to be inserted in the place of the word omitted, be so inserted—put and resolved in the affirmative.
 Question—That this House, at its rising this day, do adjourn until Tuesday next, at four o'clock—put and resolved in the affirmative.
7. CENTRAL PROVINCE ROLLS.—Mr. Crews moved, pursuant to *amended* notice, That the claims to be placed on the Second Special Electoral Roll for the St. Kilda, Windsor, and South Yarra divisions of the Central Province, be laid on the Table of the House, for inspection.
 Debate ensued.
 Question—put and resolved in the affirmative.
8. SANDRIDGE.—Mr. Lalor moved, pursuant to notice, for copies of the correspondence that has taken place between certain inhabitants of Sandridge and the Government respecting the establishment of a Municipal Council in that District.
 Debate ensued.
 Question—put and resolved in the affirmative.
9. SYNOD OF VICTORIA LAW AMENDMENT BILL.—Mr. Chapman moved, pursuant to notice, That he have leave to bring in a Bill to amend an Act, intituled, "*An Act to regulate the Temporal Affairs of the Synod of Victoria, and to amend the Law relating thereto,*" and for other purposes.
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Chapman and Mr. Harker do prepare and bring in the Bill.
 Mr. Chapman and Mr. Harker then brought up a Bill, intituled, "*A Bill to amend an Act intituled 'An Act to regulate the Temporal Affairs of the Synod of Victoria, and to amend the Law relating thereto,'*" and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 20th January instant.
10. MARRIAGE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
 Mr. Speaker resumed the Chair, and Mr. Aspinall having reported that the Committee had gone through the Bill and agreed to the same, with amendments, the Assembly ordered the same to be printed, and taken into consideration Wednesday, 19th January instant.
11. GEELONG WATER SUPPLY.—The Order of the Day for the House going into a Committee of the whole for the purpose of considering the following resolution, viz. :—That with the object of carrying out the provisions of the 18th Victoria No. 40, known as the "*Water Works Debenture Act, 1855,*" under the authority of which money was borrowed for the purpose of supplying the town of Geelong with water (and which money has not yet been so applied), an Address be presented to His Excellency the Governor, praying that His Excellency will direct compliance with the before cited Act, by causing to be placed on a Supplementary Estimate for 1859, the sum of £100,000, and that such sum be applied in carrying out the recommendation of the Select Committee of last Session, having been read—On the motion of Mr. Brooke, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
 Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to a resolution.
 Ordered—That the Report be received on Tuesday, 18th January instant.

12. DENOMINATIONAL SCHOOL BOARD.—The Order of the Day for the further consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1858, the sum of £10,000, to enable the Denominational School Board to meet its necessary engagements for the present year, having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
- Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to a resolution.
- Ordered—That the Report be received on Tuesday, 18th January instant.
13. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Wednesday, 19th January instant:—
- “*Stock and Shares in Execution Sale Bill—Second reading.*”
- “*Fisheries Bill—Second Reading.*”
- “*Church Lands Sale Bill—Second reading.*”
- “*Imprisonment for Debt Abolition Bill—Second reading.*”
- “*Church of England, William-street, Lands Bill—Second reading,—Resumption of Debate.*”
- “*Richmond Church and School Lands Bill—Second reading,—Resumption of Debate.*”
- “*Bills of Sale Bill—Second reading.*”
- “*Innkeepers and Carriers Law Amendment Bill—To be further considered in Committee.*”
- “*Mrs. Wrixon—Motion for Address—To be considered in Committee.*”
- “*Preservation of Fish Bill—To be considered in Committee.*”
- “*Impounding and Distraing Law Amendment Bill—To be further considered in Committee,*” and
- “*Mrs. Dean—Motion for Address—To be considered in Committee.*”
14. SUPPLY—ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow:—

11th January.

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1859 for the several services hereunder specified, being—

V.—BOARD OF LAND AND WORKS.

1.—BUILDINGS, ETC., MELBOURNE.

	£	s.	d.	£	s.	d.
(1.)—Towards the completion and erection of Public Offices	40000	0	0			
(2.)—Towards the erection of a Lunatic Asylum ...	20000	0	0			
(3.)—Completion and Maintenance of Museum for Building Materials	1000	0	0			
(4.)—Designs for Supreme Court, and other designs...	1000	0	0			
Total ... ..	...	...	...

And the said Resolutions were read a second time and agreed to.

15. REFRESHMENT ROOMS.—The Order of the Day for the consideration in Committee of the whole Assembly of the recommendations contained in the Report from the Joint Committee of the Refreshment Rooms of the Houses of Parliament, having been read—On the motion of Mr. Findlay, Mr Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
- Mr. Speaker resumed the Chair, and Mr. Aspinall reported that the Committee had come to several Resolutions.
- Ordered—That the Report be received Tuesday, 18th January instant.
16. POSTPONEMENT OF BUSINESS.—On the motion of Mr. Harker, the Assembly ordered that the consideration of all business on the Notice Paper for Thursday and Friday next be postponed until Tuesday, 18th January instant.
- Assembly adjourned at seven minutes past eleven o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 43.

TUESDAY, 18TH JANUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RETURN TO WRIT.—Mr. Speaker reported that he had received a return to the Writ he had issued for the election of a Member to serve for the Electoral District of Villiers and Heytesbury, by which it appeared that the Honorable Charles Gavan Duffy had been duly elected in pursuance of such Writ.
3. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor—
Denominational Schools.—Appendix to Report for 1856-7.—Abstract of Teachers' Returns for the year 1856.

Ordered to lie on the Table.

Mr. O'Shanassy also presented—

Yarra Bend Lunatic Asylum.—Return to an Order of the Legislative Assembly, dated 16th December, 1858, for a Return showing—

- (1.) The number of deaths at the Yarra Bend Lunatic Asylum during the current year.
- (2.) The number of cases returned on Inquests as softening of the brain.
- (3.) The names of the Medical gentlemen who have given evidence on such enquiries, and the composition of the juries at such inquests.

Police.—Return to an Order of the Legislative Assembly, dated 10th December, 1858 :—

- (1.) For a Return showing the number of police quartered in barracks or other buildings at the expense of the Government in the different districts of the Colony of Victoria, distinguishing the married from the single men.
- (2.) For a Return showing the annual expense to the Government of providing barrack accommodation to the police force in the Colony; also, the additional cost for water, fuel, bedsteads, and cooking, for that portion of the force receiving barrack accommodation.

Dr. Carr.—Return to an Order of the Legislative Assembly, dated 15th December, 1858, for a copy of the Report of the Board of Inquiry into the complaint of Dr. Carr at the Lunatic Asylum, and the correspondence thereon; also of a report of any cases of unusual restraint lately brought under the notice of the visitors of the Asylum.

Police Force.—Returns relating to horses employed by the police force, &c., and to the breeding establishment at Dandenong.

*Severally ordered to lie on the Table.

4. MELBOURNE EXCHANGE COMPANY'S BILL.—Mr. Heales, Chairman of the Select Committee to which this Bill was referred, brought up the Report from the Committee, together with the Proceedings of the Committee and Minutes of Evidence.

Ordered to lie on the Table.

5. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER—

The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act for the continuation of expiring Laws,*" and acquaint the Legislative Assembly that they have agreed to the same with the amendments thereunto annexed, to which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chambers,
17th December, 1858.

MR. SPEAKER—

The Legislative Council request that the Legislative Assembly will give leave to Mr. David Moore, a Member of that House, to attend to be examined as a witness and give evidence before "*The Elections and Qualifications Committee*" of the Legislative Council, appointed in the present Session.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
18th January, 1859.

On the motion of Mr. Ebdon, leave was given to Mr. Moore to attend to give evidence before the said Committee, and the Assembly ordered a Message to be transmitted to the Legislative Council acquainting them thereof.

6. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.

Ordered—That the report be received Thursday, 20th January instant.

Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.

Resolved—That this House will, on Thursday, 20th January instant, again resolve itself into the said Committee.

And the House having continued to sit until after twelve of the clock,

WEDNESDAY, 19TH JANUARY, 1859.

7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

"*Registration Act Amendment Bill—To be further considered in Committee,*" until Thursday, 20th January instant.

"*Municipalities Act Amendment Bill—Second reading,*" and

"*Church Trustees Incorporation Bill—To be further considered in Committee,*" until Tuesday, 25th January instant.

"*Audit Act Amendment Bill—To be further considered in Committee,*" until Friday, 21st January instant.

"*Assessment on Stock Act Amendment Bill—Second reading,*" until Thursday, 20th January instant; and

"*McGregor—Motion for Address—To be considered in Committee,*" until tomorrow.

8. SPIRIT DEALERS REGISTRATION ACT AMENDMENT BILL.—Mr. Harker moved, That this Bill be now read a second time.

Debate ensued.

Question—put and resolved in the affirmative.—Bill read a second time, and ordered to be committed to a Committee of the whole House Thursday, 20th January instant.

9. BALLAARAT BYE-LAW BILL.—Mr. Humffray moved, pursuant to notice, That he have leave to bring in a Bill for making void Bye-law No. 7 of the Municipal Council of Ballaarat.

Question—put and resolved in the affirmative.

Ordered—That Mr. Humffray and Mr. Aspinall do prepare and bring in the Bill.

Mr. Humffray and Mr. Aspinall then brought up a Bill, intituled, "*A Bill for making void Bye-law No. 7 of the Municipal Council of Ballaarat,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 20th January instant.

10. GEELONG WATER SUPPLY.—Mr. Aspinall reported from a Committee of the whole a certain Resolution, which was read as follows :—

Resolved—That in the opinion of this Committee, in order to fulfil previous engagements, special provision should be made as soon as possible, by loan or otherwise, for providing a sufficient sum not exceeding £100,000 for the supply of Water to Geelong.

And the said Resolution having been read a second time, was agreed to by the Assembly.

11. DENOMINATIONAL SCHOOL BOARD.—Mr. Aspinall reported from a Committee of the whole a certain Resolution, which was read as follows :—

Resolved—That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate for 1858, the sum of £5,000 to enable the Denominational School Board to meet its necessary engagements for the present year.

And the said Resolution was read a second time, and agreed to by the Assembly.

12. REFRESHMENT ROOMS.—Mr. Aspinall reported from a Committee of the whole certain Resolutions, which were read as follow :—

(1.) Resolved—That in the opinion of this Committee the Tariff and Charges of the Stable-keeper to both Houses of Parliament should be increased as follows :—

	From			To		
	£	s.	d.	£	s.	d.
Stand, without feed (saddle-horse)	0	0	6
” ” gig	0	1	0
Bait, without corn, six hours...	0	1 6	...	0	2 0
Ditto ditto twelve hours	0	3 0	...	0	3 6
Ditto ditto twenty-four hours	0	5 0	...	0	5 6
Bait, with corn, six hours...	0	2 0	...	0	2 6
Ditto ditto twelve hours	0	4 0	...	0	4 6
Ditto ditto twenty-four hours	0	6 0	...	0	6 6
Livery, three feeds of corn—per diem	0	6 0	...	0	6 6
Ditto ditto per week	2	2 0	...	2	5 0

(2.) Resolved—That £50 per annum be added to the salary of the Stable-keeper, making it £150 per annum.

And the said Resolutions having been read a second time, were agreed to by the Assembly, and a Message ordered to be transmitted to the Legislative Council acquainting them thereof.

Assembly adjourned at ten minutes past twelve o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 44.

WEDNESDAY, 19TH JANUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented—

Pleasant Creek.—Report of a Commission appointed to determine on the best and most convenient position for the site of the Public Buildings at Pleasant Street.
Ordered to lie on the Table.

Mr. Gavan Duffy presented—
Mr. Peter Martin.—Return to an Order of the Legislative Assembly, dated 15th December, 1858, for copies of all papers and correspondence relating to the payment of money awarded to Peter Martin as owner of land affected by the construction of the Melbourne and Williamstown Railway ; and to the claim for costs connected with the same.
Ordered to lie on the Table.

Pre-emptive Rights.—Return of the Names of those Pastoral Tenants of the Crown to whom the present Government have conceded the exercise of the pre-emptive right.
Ordered to lie on the Table.
3. PRINTING REPORT.—Dr. Owens, on behalf of Mr. Speaker, Chairman, brought up the Ninth Report from the Committee.
Ordered to lie on the Table, and to be printed.
4. BALLAARAT WATER SUPPLY.—Mr. Humfray, Chairman, brought up the Report from this Committee.
Ordered to lie on the Table, and, together with Minutes of Evidence and Proceedings of the Committee, to be printed.
5. LAND SALES.—Mr. Everard moved, pursuant to notice, That this House will, on Wednesday, 26th January instant, resolve itself into a Committee of the whole to consider the following Resolutions, viz. :—

That it is desirable, for the purpose of preventing speculation in the public lands, and the squandering of the public domain, prior to the passing of a permanent land law, to impose conditions of cultivation and residence on the purchase of all agricultural lands, and to limit the amount of such lands to be sold to any one individual.

Resolved therefore, That until the first day of January next no larger quantity of such land than one hundred and sixty (160) acres shall be sold to any one individual.

That such lands shall be sold on strict condition of cultivation and residence, to be performed within twelve months from the day of sale, otherwise the sale to be void, and the deposit hereinafter mentioned to be forfeited.

That the amount of cultivation to be required shall be one acre in every ten, and the residence shall be for at least eight months next preceding the expiration of the twelve months hereinbefore mentioned.

That the purchaser shall be required, at the time of sale, to pay a deposit of ten (10) per cent. upon the price, and that at any time previous to the expiration of twelve months, on paying the balance of the purchase money, and producing satisfactory evidence (a part of which shall be his own affidavit), that he has complied with the conditions hereinbefore mentioned, he shall become entitled to his grant.

That a Bill be brought in for this purpose.

Mr. Wills moved, as an amendment, That all the words after the word "that" be omitted, with a view to insert instead thereof "it is desirable, prior to the passing of a permanent land law, that reliable information be obtained of the quantity and situation of all unalienated Crown Land fit for agricultural purposes of the first class in Victoria.

That for this purpose a Committee be appointed to take evidence, call for papers, and report thereon to this House.

That such Committee consist of Mr. Everard, Mr. Quarterman, Mr. Greeves, Mr. Phelan, Mr. Ricardo, Mr. Myles, Mr. Gavan Duffy, Mr. O'Shanassy, and Mr. Wills ; three to form a quorum."

Debate ensued.

Amendment, by leave, withdrawn.

Original motion put and resolved in the affirmative.

6. REGISTRAR GENERAL.—Mr. Greeves moved, pursuant to notice, That until the proposed Commission to enquire into the Civil Service shall have reported, it is expedient to make such arrangements with reference to the vacant office of Registrar General as may not interfere with the reduction of the office of Deputy, if deemed advisable.

Debate ensued.

Motion, by leave, withdrawn.

7. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled "*An Act to amend an Act intituled 'An Act to regulate the importation carriage and custody of Gunpowder, 21 Victoria No. 21,'*" and acquaint the Legislative Assembly that they have agreed to the same with the amendment thereunto annexed, to which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
19th January, 1859.

8. ELECTORAL ROLLS.—Mr. Greeves moved, pursuant to notice, for a Return showing :—
- (1.) The total expenditure for printing the Electoral Rolls since the commencement of the present Act.
 - (2.) Those printed at the Government Printing Office, and those printed at private establishments.
 - (3.) Whether tenders in the latter case were called for in each instance, and how the tenders were advertised.
 - (4.) The nature of the specification on which the tenders were to be framed.
 - (5.) The amounts of the various tenders given in for each section of the work, with the names of the tenderers.
 - (6.) The tenders accepted.
 - (7.) The extras (if any) allowed on these tenders.
 - (8.) The amount for which the same work could have been done at the Government Printing Office, supposing that there had been sufficiency of plant.
 - (9.) The same details with respect to any other description of Government printing that may have been done at private offices during the year 1858.
- Question—put and resolved in the affirmative.

9. PAPERS.—Dr. Evans presented, by command of His Excellency the Governor—

Postal Communication—Circular Despatch from the Right Honorable Sir E. B. Lytton to His Excellency Sir Henry Barkly, forwarding copy of a despatch addressed to the Governor of New South Wales, and correspondence with the Treasury respecting the Australian Mail Service.

Letter from the Secretary of the General Post Office, London, forwarding copy of letter from Secretary of the Peninsular and Oriental Steam Navigation Company, intimating that the branch steamer to run between Melbourne and Sydney could not take up her station until the end of April.

Severally ordered to lie on the Table.

10. WESLEYAN METHODIST BILL.—Mr. Michie moved, pursuant to notice, that this Bill be now read a second time.

Question—put.

Assembly divided.

Ayes, 17.

Mr. Beaver,
Mr. D. S. Campbell,
Mr. Crews,
Dr. Evans,
Mr. Greeves,
Mr. Ireland,
Mr. Michie,
Mr. Moore,
Mr. O'Shanassy,
Dr. Owens,
Mr. Perry,
Mr. Quarterman,
Dr. Thomson,
Mr. Ware,
Mr. Wills,
Mr. Horne,
Mr. C. Campbell, } *Tellers.*

Noes, 11.

Mr. Blair,
Mr. Brooke,
Mr. Gavan Duffy,
Mr. Heales,
Mr. Hughes,
Mr. Lalor,
Mr. Myles,
Mr. Phelan,
Mr. Snodgrass,
Mr. Harker,
Mr. R. S. Anderson, } *Tellers.*

And so it was resolved in the affirmative.
Bill read a second time.

11. **GUNPOWDER ACT AMENDMENT BILL.**—On the motion of Mr. Service, the following amendment made by the Legislative Council in this Bill, was read and agreed to by the Assembly, viz. :—
 Clause IV., line 25, insert “be deemed to have” after the word “shall.”
 Ordered—That the Bill be returned to the Legislative Council with a message, acquainting them that the Assembly have agreed to the above amendment.
12. **PARLIAMENT HOUSES—LIBRARY.**—Mr. Service moved, pursuant to notice, That there be laid on the Table of the House copies of the following documents:—
 (1.) The specification of work to be done, and materials to be provided, in the erection of the superstructure of the Library of the Houses of Parliament.
 (2.) The various tenders sent in to the Board of Land and Works by persons offering to contract for the contract, if any, which has been entered into with the successful tenderer.
 Debate ensued.
 Question—put and resolved in the affirmative.
13. **CUSTOMS APPOINTMENTS.**—Mr. Wills moved, pursuant to notice, for a Return, shewing the respective names, ages, dates of appointment, salaries, deductions from and additions to salaries, if any, with dates of all persons in the public service connected with the Customs, in Melbourne, Williamstown, and Hobson’s Bay.
 Debate ensued.
 Question—put and resolved in the affirmative.
14. **DR. CARR.**—Mr. Greeves moved, pursuant to notice, That a Select Committee be appointed to enquire into the condition and management of the Yarra Bend Lunatic Asylum, such Committee to consist of Mr. D. S. Campbell, Mr. Ebdon, Mr. Horne, Mr. Michie, Mr. O’Shanassy, Dr. Owens, Mr. Quarterman, Dr. Thomson, Mr. Greeves, with power to send for persons and papers ; three to form a quorum.
 Debate ensued.
 Mr. Humffray moved as an amendment, that the words “the Melbourne Gaols, and the Benevolent Asylum, Melbourne,” be inserted after the word “Asylum.”
 Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.
 Question—That a Select Committee be appointed to enquire into the condition and management of the Yarra Bend Lunatic Asylum, the Melbourne Gaols, and the Benevolent Asylum, Melbourne, such Committee to consist of Mr. D. S. Campbell, Mr. Ebdon, Mr. Horne, Mr. Michie, Mr. O’Shanassy, Dr. Owens, Mr. Quarterman, Dr. Thomson, Mr. Greeves, with power to send for persons and papers ; three to form a quorum—put and resolved in the affirmative.
15. **ST. KILDA AND BRIGHTON RAILWAY COMPANY’S BILL.**—Mr. Brooke moved, pursuant to notice, that the Report from the Committee on the Brighton and St. Kilda Railway Act Amendment Bill be now taken into consideration.
 Question—put and resolved in the affirmative.
 On the motion of Mr. Brooke, the several amendments made by the Select Committee in this Bill were read and agreed to by the Assembly.
16. **DISCHARGE OF ORDER OF THE DAY.**—The Assembly ordered that the following Order of the day be read and discharged :—
 “*Marriage Bill.—Adoption of Report.*”
17. **MARRIAGE BILL.**—On the motion of Mr. Greeves, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
 Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had gone through the Bill, and had agreed to the same, with further amendments, the Assembly ordered the same to be taken into consideration Wednesday, 26th January instant.—Bill, as amended, to be printed.
18. **FISHERIES BILL.**—Dr. Thomson moved, That this Bill be now read a second time.
 Question—put and resolved in the affirmative.—Bill read a second time.
 Dr. Thomson moved, That this Bill be now committed to a Committee of the whole House.
 Question—put and resolved in the affirmative.
 And on the further motion of Dr. Thomson, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
 Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.
19. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
 “*Stock and Shares in Execution Sale Bill.—Second reading,*” until Wednesday, 26th January instant.
 “*Church Lands Sale Bill—Second reading,*” until Tuesday, 25th January instant.
 “*Imprisonment for Debt Abolition Bill.—Second reading,*” until Wednesday, 26th January instant.

20. CHURCH OF ENGLAND WILLIAM-STREET LANDS BILL.—The debate on the question that this Bill be now read a second time resumed.

Notice being taken that a quorum of Members were not present, the House was counted by Mr. Speaker, and a quorum not being present, Mr. Speaker at two minutes to twelve o'clock adjourned the House, without question being first put, until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 45.

THURSDAY, 20TH JANUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RETURN TO WRIT.—Mr. Speaker reported that he had received a Return to the Writ he had issued for the election of a Member to serve for the Electoral District of the Murray, by which it appeared that William Nicholson, Esq., was duly elected in pursuance thereof.
3. NEW MEMBER.—Mr. Nicholson was then introduced, and having taken the oath, took his seat as Member for the said District.
4. PAPERS.—Mr. Horne presented—
 Victorian Railways.—Copy of Messrs. Raleigh, Daughish, and Co's. Contract for imported Railway Plant.
 Ordered to lie on the Table.
 Mr. O'Shanassy presented—
 Alpacas.—Copy correspondence relative to the purchase of the flock recently imported into New South Wales.
 Animals from South Africa.—Copy Letter from the Honorary Secretary to the Zoological Gardens Committee, with enclosure, from the Colonial Secretary, Cape of Good Hope, to Dr. Embling, M.L.A., on the subject of the introduction into Victoria of animals from South Africa.
 Severally ordered to lie on the Table.
5. PETITION.—Mr. Perry presented a Petition from certain inhabitants of Williamstown against the opening of the new line of Railway from Melbourne to Williamstown for passenger traffic on the Lord's Day.
 Petition read by the Clerk, and ordered to lie on the Table.
6. NATIONAL BANK OF AUSTRALASIA BILL.—Dr. Thomson, Chairman of the Select Committee to which this Bill was referred, brought up the Report from the Committee, together with the Proceedings of the Committee and Minutes of Evidence.
 Ordered to lie on the Table.
7. PRINTING REPORT.—Dr. Owens, on behalf of Mr. Speaker, Chairman, brought up the Tenth Report from the Committee.
 Ordered to lie on the Table, and to be printed.
8. CHINESE.—Mr. O'Shanassy moved, pursuant to notice, That the House will, to-morrow, resolve itself into a Committee of the whole for the purpose of considering the following resolutions, viz. :—
 (1.) That it is expedient to amend the Laws now in force relating to the Chinese.
 (2.) That every male adult native of China or its dependencies, or of any Islands in the Chinese Seas, not born of British parents, or any person born of Chinese parents, arriving in Victoria by ship, should pay, or have paid for him, the sum of ten pounds sterling.
 (3.) If any such person shall arrive in or enter Victoria by any other means than by a ship, he should pay the sum of four pounds sterling.
 (4.) That every such person should pay towards the Consolidated Revenue of Victoria annually the sum of four pounds sterling, as Residence Money; such last mentioned payment to confer the privileges enjoyed by the holders of the document designated as the "Miner's Right."
 (5.) That a Bill be brought in for these purposes.
 Debate ensued.
 Question—put and resolved in the affirmative.

9. **REGISTRATION ACT AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
10. **SUPPLY.**—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.
Ordered—That the report be received Tuesday, 25th January instant.
Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
- * 11. **SUPREME COURT SITTINGS BILL.**—Mr. Gavan Duffy moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time, and ordered to be committed to a Committee of the whole House, Thursday, 27th January instant.
12. **ASSESSMENT ON STOCK ACT AMENDMENT BILL.**—Mr. Gavan Duffy moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. Gavan Duffy moved, That this Bill be now committed to a Committee of the whole House.
Question—put and resolved in the affirmative.
And, on the further motion of Mr. Gavan Duffy, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will to-morrow again resolve itself into the said Committee.
13. **SPIRIT DEALERS REGISTRATION ACT AMENDMENT BILL.**—Mr. Harker moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole, for the consideration of this Bill.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had gone through the Bill, and had agreed to the same without amendment, the Assembly ordered the Bill to be read a third time this day.
14. **LAND LAW COMMITTEE.**—Mr. Wills moved, pursuant to *amended* notice, That it is desirable, prior to the passing of a permanent Land Law, that reliable information be obtained of the quantity and situation of all unalienated Crown Land fit for agricultural purposes, of the first class, in Victoria: That for this purpose a Committee be appointed to take evidence, call for papers and report thereon to this House: That such Committee consist of Mr. Everard, Mr. Quarterman, Mr. O'Brien, Mr. Phelan, Mr. Ricardo, Mr. Myles, Mr. Duffy, Mr. O'Shanassy, Mr. Heales, and the Mover; three to form a quorum.
Debate ensued.
Question—put and resolved in the affirmative.
15. **INNKEEPERS AND CARRIERS LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had gone through the Bill, and had agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 25th January instant.—Bill, as amended, to be printed.
16. **MRS. WRIXON.**—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting him to place on the Estimates for 1859 the sum of £500 as a gratuity to the Widow of the late Sub-Inspector Wrixon, who was drowned on his passage from the western ports to Melbourne on duty, having been read—On the motion of Mr. Hughes, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair; Mr. Aspinall reported that the Committee had come to a certain resolution.
Ordered—That the Report be received to-morrow.

17. **MRS. DEAN.**—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting him to place on the Estimates for 1859 the sum of £250, as a gratuity to the Widow of the late Assistant Telegraph Master Dean, at Geelong, who lost his life in the execution of his duty, having been read—On the motion of Dr. Thomson, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
- Mr. Speaker resumed the Chair; Mr. Aspinall reported that the Committee had come to a certain resolution.
- Ordered—That the Report be received to-morrow.
18. **MCGREGOR.**—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of adopting so much of the Report from the Select Committee in McGregor's case, as recommends that this House vote the sum required to pay into the Treasury the difference between the amount of the defalcation and the sums recovered from McGregor, viz., £2342 9s. 3½d., having been read—On the motion of Mr. D. S. Campbell, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
- Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to a certain resolution.
- Ordered—That the Report be received to-morrow.
19. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “*Supply—Resolutions in Committee—To be reported,*” until to-morrow.
- “*Gold Mining on Private Property Bill—Second reading,*” until Tuesday, 25th January instant.
- “*Administration of Intestate Estates Bill—Second reading,*” until to-morrow.
- “*Church of England, William-street, Lands Bill—Second reading,—Resumption of Debate;*”
- “*Richmond Church and School Lands Bill—Second reading,—Resumption of Debate;*”
- “*Bills of Sale Bill—Second reading;*” and
- “*Preservation of Fish Bill—To be considered in Committee,*” until Wednesday, 26th January instant.
- “*Impounding and Distraining Law Amendment Bill—To be further considered in Committee,*” until Thursday, 27th January instant.
- “*Synod of Victoria Law Amendment Bill—Second reading,*” until to-morrow; and
- “*Ballaarat Bye-law Bill—Second reading,*” until Tuesday, 25th January instant.
20. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of Dr. Thomson, the following Order of the Day was read and discharged :—
- “*Fisheries Bill—Adoption of Report.*”
21. **FISHERIES BILL.**—On the motion of Dr. Thomson, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole, for the reconsideration of this Bill.
- Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had made further amendments in the Bill, the Assembly ordered the same to be taken into consideration to-morrow.
- Bill, as amended, to be printed.
22. **SPIRIT DEALERS REGISTRATION ACT AMENDMENT BILL.**—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Harker, read a third time and *passed*.
- Mr. Harker moved, That the following be the title of the Bill :—
- “*An Act to define the Law in regard to the registration of Wholesale Dealers in Spirits.*”
- Question—put and resolved in the affirmative.
- Ordered—That the above Bill be transmitted to the Legislative Council, and their concurrence desired therein.
- Assembly adjourned at twelve o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 46.

FRIDAY, 21ST JANUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. REGISTRATION ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair, and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, on Tuesday, 25th January instant, again resolve itself into the said Committee.

3. CASTLEMAINE GAS BILL.—Mr. Greeves brought up the Report from the Select Committee to which this Bill was referred, together with the proceedings of the Committee and Minutes of Evidence.

Ordered to lie on the Table.

4. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor,—
“Geelong Railway Company—Epitome of the Proceedings of Her Majesty's Government with the Company.”

Ordered to lie on the Table.

5. SUPPLY—ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow :—

18th January.

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1859 for the several services hereunder specified, being—

V.—BOARD OF LAND AND WORKS.

(1.) 1. BUILDINGS, ETC., MELBOURNE.

	£	s.	d.
Towards the erection of a new General Post Office	30,000	0	0

BOARD OF LAND AND WORKS—BUILDINGS, ETC.—*continued.*

	£	s.	d.	£	s.	d.
(6.)— 7. PENAL ESTABLISHMENTS.						
Towards erection of new buildings, Panopticon, separate cells, &c., and repairs to existing buildings	50000	0	0	50,000	0	0
(7.)— 8. COURT HOUSES.						
For the erection of Court Houses for the holding of Courts of Circuit and General Sessions, County Courts, Courts of Mines, &c. ...	8000	0	0			
<i>For the holding of Courts of Petty Sessions.</i>						
Snake Valley, Ovens district	500	0	0			
Omeo	500	0	0			
Dandenong	500	0	0			
Gardiner	500	0	0			
Sandy Creek, Avoca	1000	0	0			
St. Arnaud, Avoca	500	0	0			
Beechworth	1000	0	0			
Keilor	1000	0	0			
Ballan	500	0	0			
Belvoir	500	0	0			
Clunes	500	0	0			
Digby	500	0	0			
Echuca	500	0	0			
Hexham	500	0	0			
Meredith	500	0	0			
Swan Hill	500	0	0			
Warringal	500	0	0			
Fitzroy	2000	0	0			
Additional Court Houses as required and for the completion of the Court Houses	3000	0	0			
Total ... ..	...	...	...	23,000	0	0
(8.)— 9. GOLD OFFICES.						
Erection of Gold Office—						
At Amherst	600	0	0			
Creswick	600	0	0			
Dunolly	600	0	0			
Additional Gold Offices as required	2000	0	0			
Total ... ..	...	...	...	3,800	0	0
(9.)— 10. MILITARY BUILDINGS.						
Towards the erection of New Military Barracks, Melbourne	15,000	0	0	15,000	0	0
(10.)— 11. LIGHTHOUSES.						
Erection of Lighthouse at Gabo Island (half the cost)	7600	0	0	7,600	0	0
(11.)— 12. ELECTRIC TELEGRAPHS.						
Extension of line to Tasmania <i>via</i> Cape Otway (including sub-marine)	17000	0	0			
Extension of main lines of telegraph	8000	0	0			
New stations, and repairs to stations on existing lines	7600	0	0			
Repairs and improvements to main lines	7000	0	0			
Total ... ..	...	...	...	39,600	0	0
(12.)— 13. POST OFFICE BUILDINGS.						
Post Office, Williamstown	2000	0	0			
Furniture and Fittings Country Post Offices	1500	0	0			
Total ... ..	...	...	...	3,500	0	0
(13.)— 14. ADDITIONS AND REPAIRS.						
To Public Buildings, throughout the Colony	10000	0	0			
To Lighthouses and Lighthouse Buildings, including Lightning Conductors'	5000	0	0			
Total ... ..	...	...	...	15,000	0	0

BOARD OF LAND AND WORKS—BUILDINGS, ETC.—*continued.*

	£	s.	d.	£	s.	d.
(14.)— 15. FENCES AND REPAIRS TO FENCES.						
Of Public Lands and Buildings throughout the Colony	3000	0	0			
Of Police and other Reserves	3000	0	0			
New Fencing Botanic Gardens	1800	0	0			
Fencing at Zoological Gardens	600	0	0			
Fencing and Improving Public Parks, &c., throughout the Colony	5000	0	0			
Total ... ..	...	...	...	13,400	0	0
(15.)— 16. RENTS AND FURNITURE.						
Rents of Public Offices and Buildings ...	18000	0	0			
Furniture for Public Offices	7000	0	0			
Total ... ..	...	...	...	25,000	0	0
(16.)— 17. MISCELLANEOUS WORKS.						
To aid in the removal of the Sludge Nuisance on the Gold Fields	25000	0	0			
Laying on Water and Gas to Public Offices and Buildings throughout the Colony ...	1000	0	0			
Towards erection of a Museum and Lecture-room in the Botanical Gardens, Melbourne	1000	0	0			
Erection of Lodges, Zoological Gardens ...	600	0	0			
Materials for Planting and for Draining Zoological Gardens	1000	0	0			
Cages and Stables for Animals	500	0	0			
Fittings and Furniture, Museum at the University	1000	0	0			
Preservation of the Old Cemetery, Melbourne ...	300	0	0			
Custom House, Belvoir	2000	0	0			
Gauging Shed, Portland	1000	0	0			
Boat House, Port Albert	150	0	0			
Signal Look-out House, Port Albert	200	0	0			
Fire Engine for Marine Yard, Williamstown } New Sheds for ditto }	1000	0	0			
Construction and completion of Drains on Sydney Road, at Brunswick	3000	0	0			
Other Public Works and Buildings	10000	0	0			
Total ... ..	...	...	...
TOTAL, PUBLIC WORKS						
ENGINEER-IN-CHIEF.						
(17.)—No. 89. SALARIES AND ALLOWANCES.						
Engineer-in-Chief	1500	0	0			
Nine Clerks—Two at £450, one at £400, one at £350, one at £300, one at £200, and three at £100	2450	0	0			
Messenger, with quarters, fuel, and water ...	120	0	0			
Housekeeper, with quarters, fuel, and water ...	80	0	0			
	4150	0	0			
(18.)— Drafting Branch.						
Chief Draftsman	800	0	0			
Thirteen Engineering Draftsmen—One at £550, one at £500, one at £450, two at £400, one at £350, four at £300, one at £250, one at £200, and one at £150	4450	0	0			
Twelve Architectural and Mechanical Draftsmen—One at £550, three at £400, three at £350, four at £300, and one at £250	4250	0	0			

BOARD OF LAND AND WORKS—ENGINEER-IN-CHIEF—*continued.*

	£	s.	d.	£	s.	d.
Fourteen General Draftsmen—One at £500, one at £450, one at £400, one at £350, five at £300, one at £250, one at £200, one at £150, and two at £120	4040	0	0			
Lithographic Draftsman	350	0	0			
Pressman	300	0	0			
Assistant	250	0	0			
	14,440	0	0			
(19.)— <i>Field Branch.</i>						
Thirteen Inspectors of Works—Three at £400, three at £350, five at £300, and two at £250	4250	0	0			
Clerk of Works	700	0	0			
Storekeeper	350	0	0			
Receiving Clerk	300	0	0			
Sixteen Engineers and Surveyors—Five at £850, two at £700, one at £550, and one at £500 (including £200 in lieu of equipment and forage allowance), four at £400, two at £350, and one at £300	9300	0	0			
Laborers and Assistants (the rate of wages paid includes allowance in lieu of rations) ...	5000	0	0			
	19,900	0	0			
Total (No. 89) ... ..	...	...	...	38,490	0	0
(20.)—No. 90. CONTINGENCIES.						
Equipment Expenses of Assistant Surveyors, without allowances	200	0	0			
Fuel, Light, and Water	186	0	0			
Stores and Stationery	2300	0	0			
Lithographic Printing Press and Appurtenances	250	0	0			
Travelling Expenses	1200	0	0			
Incidental Expenses	500	0	0			
Total (No. 90) ... ..	...	...	...	4,636	0	0

ABORIGINES.

	£	s.	d.	£	s.	d.
(21.)—No. 95. SALARIES.						
Guardian	600	0	0			
School Teacher at the Aboriginal Station at the Loddon... ..	150	0	0			
Total (No. 95) ... ..	...	...	...	750	0	0
(22.)—No. 96. CONTINGENCIES.						
Provisions and Stores	800	0	0			
Allowances for Maintenance of Aboriginal Children	200	0	0			
Incidental Expenses	250	0	0			
Total (No. 96) ... ..	...	...	...	1,250	0	0
TOTAL, ABORIGINES	2,000	0	0			

**VI.—COMMISSIONER OF TRADE AND CUSTOMS.
CUSTOMS.**

(23.)—No. 98. SALARIES AND WAGES.

COMMISSIONER'S OFFICE.

	£	s.	d.	£	s.	d.
Commissioner of Trade and Customs— <i>Special Appropriation</i> , under ACT 18 & 19 VIC., cap. 55.	—					
Chief Clerk	700	0	0			
Controller of Accounts	700	0	0			
Five Clerks—One at £500, one at £400, one at £350, one at £325, and one at £300	1875	0	0			
Registrar of Shipping	600	0	0			
Shipping Master and Registrar of Seamen... ..	500	0	0			
Under the Imperial Merchant Shipping Act. { Five Clerks—One at £350, one at £300, two at £250, and one at £200	1350	0	0			
{ Messenger and Constable	150	0	0			
Under 16 Vic., No. 25, Steam Navigation Act. { Inspector, also Shipwright Surveyor and Examiner of Masters and Mates, also Surveyor under Imperial Passengers Act	450	0	0			
{ Engineer Surveyor, also Examiner of Engineers	400	0	0			
{ Fees for attendance to non-official Members of Steam Navigation Board, £2 2s. each sitting	69	6	0			
Messenger and Housekeeper, with quarters, fuel, and water	150	0	0			
	6,944	6	0			

(24.)— **PORT OF MELBOURNE.**

Collector	1000	0	0
Warehouse Keeper	700	0	0
Senior Clerk	600	0	0
Clerk and Receiver	600	0	0
Fourteen Clerks—One at £550, one at £500, one at £450, two at £400, three at £375, one at £350, two at £300, two at £250, and one at £200	5075	0	0
Queen's Warehouse Keeper and Locker, with quarters, fuel, and water	200	0	0
Three Messengers—One at £150, one at £75, and one at £50	275	0	0
	8,450	0	0

(Outdoor, including Sandridge).

Senior Landing Surveyor	850	0	0
Junior Landing Surveyor	750	0	0
Fourteen Landing Waiters—One at £650, two at £600, one at £550, one at £500, two at £450, three at £425, two at £400, and two at £350	6575	0	0
Fifteen Lockers—Five at £350, four at £325, and six at £300	4850	0	0
Twenty-seven Weighers—Six at £275, seven at £250, seven at £225, and seven at £200	6375	0	0
	19,400	0	0

(25.)— **PORT OF GEELONG.**

Collector	1000	0	0
Four Clerks—One at £600, one at £500, one at £400, and one at £300	1800	0	0
Warehouse Keeper	525	0	0
Landing Surveyor	700	0	0
Three Landing Waiters—One at £600, one at £500, and one at £400	1500	0	0
Two Lockers—One at £350, one at £300	650	0	0
Tidewaiter	225	0	0

TRADE AND CUSTOMS—PORT OF GEELONG—*continued.*

	£	s.	d.	£	s.	d.
Six Weighers—One at £250, four at £225, and one at £200	1350	0	0			
Coxswain, at 10s. per day	182	10	0			
Five Boatmen, at 8s. per day	730	0	0			
Messenger, with quarters, fuel, and water	140	0	0			
	8,802	10	0			
(26.)— <i>Point Henry.</i>						
Coast Waiter, with quarters	225	0	0			
(27.)— <i>Cowie's Creek.</i>						
Coast Waiter	250	0	0			
(28.)— <i>Portarlinton.</i>						
Coast Waiter	250	0	0			
(29.)— <i>Queenscliff.</i>						
Tide Surveyor, with quarters	450	0	0			
Coxswain, at 10s. per day	182	10	0			
Five Boatmen, at 8s. per day	730	0	0			
	2,087	10	0			
(30.)— PORT OF PORTLAND.						
Collector	600	0	0			
Landing Waiter and Tide Surveyor	450	0	0			
Clerk and Warehousekeeper	300	0	0			
Assistant Tide Surveyor	250	0	0			
Coxswain, at 10s. per day	182	10	0			
Two Boatmen, at 8s. per day	292	0	0			
	2,074	10	0			
(31.)— PORT OF PORT FAIRY.						
Collector	600	0	0			
Landing Waiter	450	0	0			
Clerk and Warehousekeeper	300	0	0			
Coxswain, at 10s. per day	182	10	0			
Three Boatmen, at 8s. per day	438	0	0			
	1,970	10	0			
(32.)— PORT OF WARRNAMBOOL.						
Collector	600	0	0			
Landing Waiter	350	0	0			
Clerk	250	0	0			
Coxswain, at 10s. per. day	182	10	0			
Two Boatmen at 8s. per day	292	0	0			
	1,674	10	0			
(33.)— PORT OF PORT ALBERT.						
Collector	600	0	0			
Landing Waiter and Tide Surveyor	350	0	0			
Coxswain, at 10s. per pay	182	10	0			
Four Boatmen, at 8s. per day	584	0	0			
	1,716	10	0			
(34.)— RIVER MURRAY.						
Coastwaiter and Searcher	500	0	0			
BELVOIR.						
Coastwaiter and Searcher, salary as Chinese Protector (<i>see</i> No. 16)	—					
Total (No. 98) ... ..	...	...	...	64,919	6	0
(35.)—No. 99. CONTINGENCIES.						
Clerical assistance and occasional Officers	1000	0	0			
Fuel, Light, and Water	300	0	0			
Stores	1000	0	0			
Travelling Expenses	150	0	0			
Incidental Expenses	250	0	0			
Total (No. 99) ... ..	...	...	...	2,700	0	0
TOTAL, CUSTOMS	67,619	6	0			

PORTS AND HARBORS.

(36.)—No. 100. SALARIES AND WAGES.

	£	s.	d.	£	s.	d.
HARBOR MASTER.						
<i>Hobson's Bay.</i>						
Chief Harbor Master	1000	0	0			
Assistant Harbor Master and Storekeeper ...	400	0	0			
Two Clerks—One at £400, and one at £325 ...	725	0	0			
Five Boatmen—One at 9s., and four at 8s. per day	748	5	0			
Messenger	50	0	0			
Foreman of Marine Yard	400	0	0			
Six Carpenters, at 14s. per working day ...	1314	12	0			
Two Blacksmiths—One at 14s., and one at 10s. per working day	375	12	0			
Whitesmith, at 14s. per working day	219	2	0			
Painter, at 14s. per working day	219	2	0			
Watchman, at 8s. per day	146	0	0			
Two Laborers, at 8s. per working day	250	8	0			
Three Boys, at 4s. per working day	187	16	0			
	6,035	17	0			
<i>Melbourne.</i>						
Harbor Master	600	0	0			
Two Berthing Officers—One at £300, and one at £250	550	0	0			
Clerk	250	0	0			
Two Boatmen, at 8s. per day	292	0	0			
	1,692	0	0			
<i>Geelong.</i>						
Harbor Master and Shipping Master	600	0	0			
Clerk	250	0	0			
Carpenter, at 14s. per working day	219	2	0			
Five Boatmen—One at 9s., and four at 8s. per day	748	5	0			
	1,817	7	0			
<i>Portland.</i>						
Harbor Master and Pilot	400	0	0			
Coxswain, at 10s. per day	182	10	0			
Four Boatmen, at 8s. per day	584	0	0			
	1,166	10	0			
<i>Port Fairy.</i>						
Harbor Master and Pilot	400	0	0			
Coxswain, at 10s. per day	182	10	0			
Four Boatmen, at 8s. per day	584	0	0			
	1,166	10	0			
<i>Port Albert.</i>						
Harbor Master and Pilot	400	0	0			
Coxswain, at 10s. per day	182	10	0			
Six Boatmen, at 8s. per day	876	0	0			
	1,458	10	0			
<i>Warrnambool.</i>						
Harbor Master and Pilot	350	0	0			
Two Boatmen, at 8s. per day	292	0	0			
	642	0	0			
<i>"Empire" Buoy Boat.</i>						
Master	350	0	0			
Mate, at 12s. per day	219	0	0			
Carpenter, at 12s. per day	219	0	0			
Six Seamen, at 8s., and two Boys, at 4s. per day	1022	0	0			
	1,810	0	0			

TRADE AND CUSTOMS—PORTS AND HARBORS—*continued.*

	£	s.	d.	£	s.	d.
<i>Signal Stations.</i>						
Signal Master, Williamstown	300	0	0			
Assistant	50	0	0			
Signal Master, Point Lonsdale, with quarters ...	250	0	0			
Assistant, at 4s. per day	73	0	0			
	673	0	0			
Total (No. 100)				16,461	14	0
(37.)—No. 101. CONTINGENCIES.						
Providing and repairing Buoys, Beacons and Moorings	5000	0	0			
Buoy Vessel for Warrnambool	400	0	0			
New Boats for the Public Service	750	0	0			
Materials for Repairs to Boats and Vessels in the Public Service (inclusive of the <i>Victoria</i>) ...	1885	0	0			
Travelling Expenses	120	0	0			
Fuel, Light and Water	60	0	0			
Tools, Instruments, &c.	150	0	0			
Stores	650	0	0			
Incidental Expenses	120	0	0			
Total (No. 101)				9,135	0	0
TOTAL, PORTS AND HARBORS	25,596	14	0			

LIGHTHOUSES, HARBOR LIGHTS, AND LIGHT VESSELS.

	£	s.	d.	£	s.	d.
COAST LIGHTHOUSES.						
(38.)— No. 102. SALARIES AND WAGES.						
ENTIRE EXPENSE BORNE BY VICTORIA.						
<i>Cape Otway.</i>						
Keeper, with quarters, fuel, light, and water ...	350	0	0			
Two Assistants, at 10s per day	365	0	0			
	715	0	0			
<i>Cape Schanck.</i>						
Same as Cape Otway	715	0	0			
PORTION ONLY OF EXPENSE BORNE BY VICTORIA.						
<i>Wilson's Promontory.</i>						
Same as Cape Otway (one-half)	357	10	0			
<i>Gabo Island.</i>						
Same as Cape Otway (one-half)	357	10	0			
<i>Kent's Group.</i>						
Proportionate amount due to Government of Tasmania (one-third of whole maintenance) ...	500	0	0			
<i>King's Island.</i>						
Proportionate amount due to Government of Tasmania (one-half of whole maintenance) ...	700	0	0			
Total (No. 102)				3,345	0	0
HARBOR LIGHTS.						
(39.)— No. 103. SALARIES AND WAGES.						
<i>Shortland's Bluff—Two Lights.</i>						
Keeper, with quarters, fuel, light, and water ...	300	0	0			
Three Assistants, at 8s. per day, ditto, ditto ...	438	0	0			
	738	0	0			

TRADE AND CUSTOMS—LIGHTHOUSES, HARBOR LIGHTS, AND LIGHT VESSELS—*continued.*

	£	s.	d.	£	s.	d.
<i>Gellibrand's Point.</i>						
Keeper, with quarters, fuel, light and water ...	250	0	0			
Assistant, at 8s. per day	146	0	0			
	396	0	0			
<i>Portland.</i>						
Same as Gellibrand's Point	396	0	0			
<i>Port Fairy.</i>						
Same as Gellibrand's Point	396	0	0			
<i>Warrnambool.</i>						
Same as Gellibrand's Point	396	0	0			
<i>Port Albert.</i>						
Same as Gellibrand's Point	396	0	0			
Total (No. 103) ... ..	...	...	...	2,718	0	0
LIGHT VESSELS.						
(40.)—No. 104. SALARIES AND WAGES.						
<i>West Channel—Two Lights.</i>						
Master, with quarters, fuel, light and water ...	250	0	0			
Mate, at 12s. per day, ditto ditto ...	219	0	0			
Five Men, at 8s. per day, with quarters, fuel, light and water	730	0	0			
	1,199	0	0			
<i>Swan Spit.</i>						
Master, with quarters, fuel, light and water ...	250	0	0			
Mate, at 12s. per day, ditto ditto ...	219	0	0			
Four Men, at 8s. per day, ditto ditto ...	584	0	0			
	1,053	0	0			
<i>Geelong Ship Channel.</i>						
Master, with quarters, fuel, light and water ...	250	0	0			
Mate, at 12s. per day, ditto ditto ...	219	0	0			
Two Men, at 8s. per day, ditto ditto ...	292	0	0			
	761	0	0			
Total (No. 104) ... ..	...	...	...	3,013	0	0

WHARF AND JETTY LIGHTS.

(41.)—No. 106. MAINTENANCE.							£	s.	d.	£	s.	d.
Melbourne,	Thirty-eight	...	...	...	...	646	0	0			
Williamstown,	Four	...	...	...	...	180	0	0			
Sandridge,	Two	...	...	...	...	90	0	0			
Geelong,	Six	...	...	...	...	200	0	0			
Portland,	One	...	...	...	...	60	0	0			
Port Fairy,	One	...	...	...	...	60	0	0			
Warrnambool	One	...	...	...	...	60	0	0			
St. Kilda	One	...	...	...	...	60	0	0			
Schnapper Point,	One	} New Lights	...	}	...	60	0	0				
Queenscliff,	One					60	0	0				
TOTAL, WHARF AND JETTY LIGHTS	...	...	...	...	...	...	...	...	1,476	0	0

And the said Resolutions were read a second time and agreed to.

6. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
 “*Audit Act Amendment Bill—To be further considered in Committee,*”
 “*Chinese Residence—Resolutions—To be considered in Committee,*” and
 “*Supply—To be further considered in Committee,*” until Tuesday, 25th January instant.
 “*Administration of Intestate Estates Bill—Second reading,*” until Thursday, 27th January instant.
7. **ASSESSMENT ON STOCK ACT AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
 Mr. Speaker resumed the Chair, and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
 Resolved—That this House will, on Tuesday, 25th January instant, again resolve itself into the said Committee.
8. **WESLEYAN CHURCH LANDS BILL.**—Mr. Beaver moved, pursuant to *amended* notice, That the Wesleyan Church Lands Bill be committed to a Select Committee, consisting of Mr. D. S. Campbell, Mr. Colin Campbell, Mr. Chapman, Mr. Henty, Mr. Michie, Mr. Moore, Mr. Harker, Mr. Ware, Mr. Wills, and the Mover ; three to form a quorum.
 Question—put and resolved in the affirmative.
9. **LAND LAWS COMMITTEE.**—Mr. Greeves moved, pursuant to notice, That the name of Mr. Heales be added to this Committee.
 Question—put and resolved in the affirmative.
10. **MRS. WRIXON.**—Mr. Aspinall reported from a Committee of the whole a certain resolution, which was read as follows :—
 Resolved—That an Address be presented to His Excellency the Governor, requesting him to place on the Estimates for 1859 the sum of £500, as a gratuity to the Widow of the late Sub-inspector Wrixon, who was drowned on his passage from the Western ports to Melbourne, on duty.
 And the said resolution was read a second time and agreed to.
11. **MRS. DEAN.**—Mr. Aspinall reported from a Committee of the whole a certain resolution, which was read as follows :—
 Resolved—That an Address be presented to His Excellency the Governor, requesting him to place on the Estimates for 1859 the sum of £250, as a gratuity to the Widow of the late Assistant Telegraph Master Dean, at Geelong, who lost his life in the execution of his duty.
 And the said resolution was read a second time and agreed to.
12. **MCGREGOR.**—Mr. Aspinall reported from a Committee of the whole certain resolutions, which were read as follow :—
 Resolved—(1.) That this Committee recommends that this House vote the sum required to pay into the Treasury the difference between the amount of the defalcation and the sums recovered from McGregor, viz., £2294 10s. 9½d.
 (2.) That an Address be presented to His Excellency the Governor, praying that His Excellency will cause this amount to be placed on the Estimates for 1859.
 And the said resolution was read a second time and agreed to.
13. **SYNOD OF VICTORIA LAW AMENDMENT BILL.**—Mr. Chapman moved that this Bill be now read a second time.
 Debate ensued.
 Question—put and resolved in the affirmative.—Bill read a second time, and ordered to be committed to a Committee of the whole House, Thursday, 27th January instant.
14. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of Dr. Thomson, the following Order of the Day was read and discharged :—
 “*Fisheries Bill—Adoption of Report.*”
15. **FISHERIES BILL.**—On the motion of Dr. Thomson, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
 Mr. Speaker resumed the Chair ; and Mr. Aspinall having reported that the Committee had made further amendments in the Bill, the Assembly ordered the same to be taken into consideration Tuesday, 27th January instant.
 Bill, as amended, to be printed.
 Assembly adjourned at twenty minutes past eleven o'clock until four o'clock on Tuesday next.

FRAN^S. MURPHY.
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 47.

TUESDAY, 25TH JANUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair; and having at twenty-five minutes to five o'clock counted the House, and a quorum of Members not being present, Mr. Speaker adjourned the House, without question being first put, until to-morrow at four o'clock.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 48.

WEDNESDAY, 26TH JANUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Speaker reported that a Petition had been deposited with the Clerk of Assembly by Andrew Rose Cruikshank, styling himself Chairman and being the largest shareholder in the National Bank of Australasia, praying the House to refuse assent to the alteration made before the Select Committee in the National Bank of Australasia Bill, and refer the Bill back to the Committee, for the purpose of having the clause referred to in the petition restored, and adopt such other means as to this House might seem fit to have the original contract between the parties adhered to.

Petition read by the Clerk.

Mr. Speaker also reported that a Petition had been deposited with the Clerk of Assembly from certain persons, shareholders in a Banking Company known as the National Bank of Australasia, praying that the Bill therein referred to might pass into law during the present session of Parliament.

Mr. Snodgrass presented a Memorial from certain Inhabitants of the Districts of Kilmore and Lancefield, praying that the House would direct that the £2,000 alluded to in the Memorial should be expended on the main road from Kilmore to Kyneton *via* Lancefield.

Ordered to lie on the Table.

Dr. Owens presented a Petition from the Promoters of the Bendigo Water Works Company, praying that certain of the Standing Orders of this House with respect to Private Bills, to wit, Nos. 116, 136, and 140, be suspended.

Ordered to lie on the Table.

Mr. Beaver presented a Petition from certain parties promoting the passing of a Bill, intituled, "*A Bill to enable the Trustees for the time being to sell and convey certain Land situate in the City of Melbourne, and vested in such Trustees to the use of the Religious Society denominated Wesleyan Methodists,*" praying that this House would be pleased to sanction the suspension of the Standing Orders for the purposes mentioned in the Petition.

Ordered to lie on the Table.

Dr. Thomson presented a Petition from a certain Director and Shareholders of the National Bank of Australasia, praying, that should the Report of the Select Committee on the Bill mentioned in the Petition be taken into consideration, and the said Bill be ordered to be read a third time, this House would be pleased to suspend or dispense with the 117th, 123rd, 124th, 136th and 140th of its Standing Rules and Orders, and would also be pleased to allow the said Bill to be thereupon read a third time and passed.

Ordered to lie on the Table.

Dr. Thomson presented a Petition from Charles Ibbotson, styling himself President of the Directors of the Geelong and Melbourne Railway Company, praying the House would carry out the arrangement referred to in the Petition in its integrity, and thus avoid the injury and suspicion which would attach to Victorian Securities, from the continued diversion of the guarantee; and from any deviation from the terms accepted by the English proprietary, as those settled between the Government and the Company.

Ordered to lie on the Table.

3. PAPERS.—Mr. Gavan Duffy presented—
Kilmore and Avenel Road.—Reports of Mr. District Surveyor Chauncy and Mr. Road Engineer Crawley on the various proposed Lines of Road between Kilmore and Avenel.

Ordered to lie on the Table.

4. BENDIGO WATERWORKS BILL.—Dr. Owens brought up the Report from the Select Committee to which this Bill was referred, together with the Proceedings of the Committee and Minutes of Evidence.

Ordered to lie on the Table.

5. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council request the Legislative Assembly to grant permission to Archibald Michie, Esq., and David Moore, Esq., members of the Legislative Assembly, to attend and be examined as witnesses before a Select Committee of the Legislative Council appointed during the present session "to enquire into the present management of the Board of Land and Works, and to report on the measures which may be required for the economical working of the same."

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber, Melbourne,
26th January, 1859.

On the motion of Mr. Ebden, leave was given to A. Michie, Esq., and D. Moore, Esq., to attend the said Committee, and a Message was ordered to be transmitted to the Legislative Council acquainting them therewith.

PENSIONS ABOLITION BILL.—Mr. Heales moved, pursuant to notice, That this Bill be now read a second time.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 20.

Mr. R. S. Anderson,
Mr. Beaver,
Mr. Board,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Everard,
Mr. Heales,
Mr. Langlands,
Mr. Nicholson,
Dr. Owens,
Mr. Quarterman,
Mr. Service,
Mr. Sitwell,
Mr. Snodgrass,
Mr. Ware,
Mr. Wood,
Mr. Moore, } *Tellers.*
Dr. Embling, }

Noes, 11.

Mr. Blair,
Mr. Chapman,
Mr. Gavan Duffy,
Mr. Horne,
Mr. Hughes,
Mr. Ireland,
Mr. O'Shanassy,
Mr. Perry,
Dr. Thomson,
Mr. Humffray, } *Tellers.*
Mr. Harker, }

And so it was resolved in the affirmative.—Bill read a second time.

7. INTRODUCTION OF LIVE STOCK.—Dr. Embling moved, pursuant to notice, That the House will, to-morrow, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying His Excellency to place the sum of £750 upon the Estimates for 1859, for the introduction of Live Stock.

Debate ensued.

Question—put and negatived.

8. MINING SOCIETIES.—Mr. Wood moved, pursuant to notice, That this House will, to-morrow' resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying him to place the sum of £8,000 upon the Estimates for the purpose of affording assistance to mining societies, and generally of encouraging mining enterprise.

Debate ensued.

Question—put and resolved in the affirmative.

9. PLEASANT CREEK GOLD FIELDS.—Mr. Quarterman moved, pursuant to notice, That in the opinion of this House the erection of the Government buildings necessary for the Pleasant Creek Gold Fields on any other site than the township of Stawell, or the establishment of any other township in that vicinity (at present), is and will be both unjust and impolitic.

Debate ensued.

Question—put and negatived.

10. MR. W. B. ORD.—Mr. Moore moved, pursuant to notice, That the House will, to-morrow, resolve itself into a Committee of the whole to consider the propriety of presenting an address to His Excellency the Governor, praying him to place the sum of £175 upon the Estimates, as an allowance to Mr. W. B. Ord, a clerk in the service of the Government, in the Department of Land and Survey.

Question—put and resolved in the affirmative.

11. NATIONAL BANK OF AUSTRALASIA BILL.—On the motion of Dr. Thomson, the amendments made by the Select Committee in the 8th and in the 15th clauses of this Bill were read and agreed to by the Assembly.

On the motion of Dr. Thomson, the following clause, being inserted by the Committee instead of clause 17, was read :—

“The discounts or advances by the said Corporation on securities bearing the name of any Director or Officer thereof as Maker, Drawer, Acceptor, or Indorser shall not at any time to all the Directors or Officers collectively exceed in amount one-tenth of the total advances and discounts of the said Corporation, and no Director shall exercise his vote at a Board Meeting on any application for monetary accommodation in which it shall appear to the Directors at such Board Meeting that he is directly or indirectly interested further or otherwise than as a mere shareholder in the Company.”

Dr. Thomson moved, That the Assembly agree with the Committee in the insertion of the above clause in this Bill.

On the motion of Mr. Heales, the Petition presented to this House this day by A. R. Cruikshank, was read by the Clerk.

Mr. Heales moved as an amendment, That all the words after the word "that" be omitted with a view to insert instead thereof the words "the Committee to which this Bill was referred be revived, and the Bill be referred back for the reconsideration of this clause."

Debate ensued.

Petition from certain Shareholders, presented this day, read by the Clerk.

Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative.

Question—That the Assembly agree with the Committee in the insertion of the above Clause in this Bill—put and resolved in the affirmative.

And, on the motion of Dr. Thomson, the other amendments made in this Bill were read and agreed to by the Assembly.

Dr. Thomson moved, pursuant to *contingent* notice, That Standing Orders Nos. 123 and 140 be suspended.

Question—put and resolved in the affirmative.

Mr. Speaker having reported that the Clerk of Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Dr. Thomson, read a third time and *passed*.

Dr. Thomson moved that the following be the title of the Bill:—

"An Act to Incorporate the Shareholders of the National Bank of Australasia, and for other purposes."

Question—put and resolved in the affirmative.

Ordered—That the said Bill be transmitted to the Legislative Council, and their concurrence desired therein.

12. WESLEYAN METHODISTS BILL.—Mr. Beaver moved, pursuant to notice given by Mr. Michie, That the prayer of the petition of the Wesleyan Methodist Church Trustees be granted; and that Standing Order No. 114 be suspended, so far as to allow the Committee on the Wesleyan Church Lands Bill to sit within fourteen days after the second reading thereof.

Question—put and negatived.

13. ST. KILDA AND BRIGHTON RAILWAY BILL.—Mr. Speaker having reported that the Clerk of Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported from the Select Committee—

Mr. Brooke moved, That this Bill be "now" read a third "time."

Mr. Chapman moved, as an amendment, That the word "now" be omitted, and the words "Thursday, 3rd February next," be added after the word "time."

Debate ensued.

Amendment, by leave, withdrawn.

Question—That this Bill be now read a third time—put and resolved in the affirmative.

Question—That this Bill do now pass—put and resolved in the affirmative.

Mr. Brooke moved, That the following be the title of the Bill—

"An Act to alter and extend some of the provisions contained in 'The St. Kilda and Brighton Railway Act, 1858,' and for other purposes."

Question—put and resolved in the affirmative.

Ordered—That the said Bill be transmitted to the Legislative Council, and their concurrence desired therein.

14. MELBOURNE EXCHANGE COMPANY'S BILL.—Mr. Heales moved, pursuant to *amended* notice, That this Bill be now read a third time.

Question—put and resolved in the affirmative.

Mr. Heales moved, That this Bill do now pass.

Question—put and resolved in the affirmative.

Mr. Heales moved that the following be the title of the Bill:—

"An Act to reduce the Capital and Borrowing Powers of 'The Melbourne Exchange Company,' and for other purposes."

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

15. AUSTRALIAN TRUST COMPANY'S BILL.—On the motion of Mr. Wood, the several amendments made in this Bill in the Select Committee were read and agreed to by the Assembly.

16. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

"Land Sales—Resolutions to be considered in Committee," until Wednesday, 2nd February next—to take precedence of all business on that day.

"Marriage Bill—Adoption of Report," until to-morrow.

"Stock and Shares in Execution Sale Bill—Second reading;"

"Imprisonment for Debt Abolition Bill—Second reading;"

"Church of England, William-street, Lands Bill—Second reading,—Resumption of Debate;"

"Richmond Church and School Lands Bill—Second reading,—Resumption of Debate;"

"Bills of Sale Bill—Second reading;" and

"Preservation of Fish Bill—To be considered in Committee," until Wednesday, 2nd February next.

17.—SUPPLY—ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow :—

20th January, 1859.

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1859 for the several services hereunder specified, being—

VI.—COMMISSIONER OF TRADE AND CUSTOMS.

IMMIGRATION.

				£	s.	d.	£	s.	d.
(1.)—No. 107. SALARIES AND WAGES.									
MELBOURNE.									
Immigration Agent	...	...	...	1000	0	0			
Accountant	...	...	...	500	0	0			
Clerk	...	...	...	300	0	0			
Messenger and Housekeeper, with quarters, fuel, and water	...	...	...	150	0	0			
Married Couples' Depôt	}	Overseer and Matron, with quarters, fuel, light, water, and rations ...		200	0	0			
		Cook, ditto, ditto...		60	0	0			
Single Females' Depôt	}	Matron, with quarters, fuel, light, water, and rations		100	0	0			
		Sub-Matron, ditto, ditto		50	0	0			
		Cook, ditto, ditto ...		40	0	0			
				2,400	0	0			
(2.)— WILLIAMSTOWN.									
Emigration Officer	...	...	...	550	0	0			
Assistant Emigration Officer	...	...	...	300	0	0			
Coxswain, at 12s. per day	...	...	...	219	0	0			
Five Boatmen, at 10s. each per day	...	...	...	912	10	0			
				1,981	10	0			
Total (No. 107)				...	...		4,381	10	0
(3.)—No. 108. CONTINGENCIES.									
Fuel, light, and water	...	...	...	415	0	0			
Stores...	...	...	...	215	0	0			
Rations...	...	...	...	1000	0	0			
Occasional Clerical and other assistance	...	...	...	500	0	0			
Travelling Expenses	...	...	...	200	0	0			
Funerals	...	...	...	100	0	0			
Incidental Expenses	...	...	...	200	0	0			
Total (No. 108)				...	...		2,630	0	0
(4.)—No. 109.									
INTRODUCTION OF IMMIGRANTS.									
Introduction of Single Females and others	...	...	...	50000	0	0			
Conveyance of Immigrants to Outports and Inland and for superintendence	...	...	...	2000	0	0			
Total (No. 109)				...	...		52,000	0	0
TOTAL, IMMIGRATION				59,011	10	0			

COMMISSIONER OF TRADE AND CUSTOMS—*continued.*

POWDER MAGAZINES.

(5.)—No. 110. SALARIES AND WAGES.	£	s.	d.	£	s.	d.
<i>Melbourne.</i>						
Keeper, with quarters	300	0	0			
Cooper, with quarters, at 2s. 6d. per day ...	45	12	6			
	345 12 6					
<i>Footscray.</i>						
Keeper, with quarters	200	0	0			
Watchman, at 10s. per day	182	10	0			
	382 10 0					
<i>Geelong.</i>						
Keeper, with quarters	300	0	0			
Total (No. 110) ... ..	...			1,028	2	6
(6.)—No. 111. CONTINGENCIES.						
Stores	100	0	0			
Incidental Expenses	25	0	0			
Total (No. 111) ... ..	...			125	0	0
TOTAL, POWDER MAGAZINES	1,153 2 6					

(7.)— No. 112. DISTILLERIES.

Expense of carrying out the Distilleries Act, and Rewards for the discovery of illicit distillation	£	s.	d.
	3,000	0	0

VII.—POSTMASTER GENERAL.

POST OFFICES.

(8.)—No. 113. SALARIES AND WAGES.	£	s.	d.	£	s.	d.
GENERAL POST OFFICE, MELBOURNE.						
Postmaster General— <i>Special Appropriation</i> , under ACT 18 & 19 VIC., CAP. 55.	—					
Secretary	1000	0	0			
Two Inspectors of Country Post Offices (including allowance in lieu of forage and travelling expenses)—One at £1000, and one at £900	1900	0	0			
Accountant—(including allowance for conducting money order business)	700	0	0			
Inspector of Stamps	600	0	0			
Inspector of Dead Letters	500	0	0			
Superintendent of Mail Branch... ..	500	0	0			
Twenty-eight Clerks—One at £500, one at £450, eight at £400, seven at £350, nine at £325, and two at £300	10125	0	0			
Twenty Sorters—Two at 14s. per day, three at 12s. per day, three at 11s. per day, and twelve at 10s. per day	3960	5	0			
Six junior Sorters, at £100	600	0	0			
Fifty Letter Carriers—Twenty-six at 10s. per day, and twenty-four at 8s. per day	8249	0	0			
Messenger, at 5s. per day	91	5	0			
	28,225 10 0					

POSTMASTER GENERAL—POST OFFICES—*continued.*

	£	s.	d.	£	s.	d.
(9.)— POST OFFICE, GEELONG.						
Postmaster, with quarters	600	0	0			
Four Clerks—One at £400, and three at £300	1300	0	0			
Sorter, at 10s. per day	182	10	0			
Eight Letter Carriers, at 10s. per day	1460	0	0			
	3,542	10	0			
(10.)— POST OFFICE, WILLIAMSTOWN.						
Postmaster, with quarters	300	0	0			
Letter Carrier, at 10s. per day	182	10	0			
	482	10	0			
(11.)— POST OFFICE, PORTLAND.						
Postmaster, with quarters	300	0	0			
(12.)— POST OFFICE, BELFAST.						
Postmaster, with quarters	300	0	0			
(13.)— POST OFFICE, WARRNAMBOOL.						
Postmaster, with quarters	300	0	0			
(14.)— POST OFFICE, CASTLEMAINE.						
Postmaster, with quarters	450	0	0			
Two Clerks—One at £350, and one at £300	650	0	0			
Sorter, at 10s. per day	182	10	0			
Two Letter Carriers, at 10s. per day	365	0	0			
	1,647	10	0			
(15.)— POST OFFICE, SANDHURST.						
Postmaster, with quarters	450	0	0			
Two Clerks—One at £350, and one at £300	650	0	0			
Sorter, at 10s. per day	182	10	0			
Two Letter Carriers, at 10s. per day	365	0	0			
	1,647	10	0			
(16.)— POST OFFICE, BALLAARAT.						
Postmaster, with quarters	450	0	0			
Two Clerks—One at £350, and one at £300	650	0	0			
Two Sorters, at 10s. per day	365	0	0			
Three Letter Carriers, at 10s. per day	547	10	0			
	2,012	10	0			
(17.)— POST OFFICE, BEECHWORTH.						
Postmaster, with quarters	450	0	0			
Clerk	300	0	0			
Sorter, at 10s. per day	182	10	0			
Letter Carrier, at 10s. per day	182	10	0			
	1,115	0	0			
(18.)— POST OFFICE, ARARAT.						
Postmaster, with quarters	450	0	0			
Clerk	250	0	0			
Sorter, at 10s. per day	182	10	0			
	882	10	0			
(19.)— POST OFFICE, MARYBOROUGH.						
Postmaster, with quarters	350	0	0			
Sorter, at 10s. per day	182	10	0			
	532	10	0			

POSTMASTER GENERAL—POST OFFICES—*continued.*

	£	s.	d.	£	s.	d.
(20.)— POST OFFICE, KILMORE.						
Postmaster, with quarters	350	0	0			
(21.)— POST OFFICE, PLEASANT CREEK.						
Postmaster, with quarters	350	0	0			
Sorter, at 10s. per day	182	10	0			
	532	10	0			
(22.)— POST OFFICE, KYNETON.						
Postmaster, with quarters	350	0	0			
(23.)— POST OFFICE, GOLDBOROUGH.						
Postmaster, with quarters	350	0	0			
(24.)— POST OFFICE, HEATHCOTE.						
Postmaster, with quarters	350	0	0			
(25.)— POST OFFICE, HAMILTON.						
Postmaster, with quarters	350	0	0			
(26.)— ALLOWANCES.						
To Country Postmasters	8000	0	0			
(27.)— ASSISTANCE.						
To meet additional and occasional assistance— Allowances for Overtime in sorting Mails, and probable unforeseen requirements	2500	0	0			
Total (No. 113) ... ..	...			53,770	10	0
(28.)—No. 114. CONTINGENCIES.						
Mail Bags and Boxes	840	0	0			
Printing and Perforating Postage Stamps	750	0	0			
Scales, Weights, and Stamps	1000	0	0			
Clothing for Letter Carriers	350	0	0			
Fuel, Light, and Water	790	0	0			
Stores	1200	0	0			
Incidental Expenses	250	0	0			
Total (No. 114) ... ..	...			5,180	0	0
TOTAL, POST OFFICES	58,950	10	0			

MONEY ORDERS.

(29.)—No. 115.						
Expenses of the Establishment	2,000	0	0			

MAIL SERVICE.

(30.)—No. 116.						
Steam Postal Communication, in addition to the amount of £75000 under Act 18 Vic. No. 31 and 19 Vic. No. 10	15000	0	0			
Conveyance of Inland Mails	70000	0	0			
Gratuities to Masters of Vessels	3000	0	0			
TOTAL, MAIL SERVICE ... ..	...	...	...	88,000	0	0

And the above resolutions having been read a second time were agreed to by the Assembly.

POSTMASTER GENERAL—*continued.*

ELECTRIC TELEGRAPH.

(31.)—No. 117. SALARIES AND WAGES.

SUPERINTENDENT'S OFFICE.

General Superintendent (including Travelling Expenses)	1100	0	0
Accountant and Clerk	400	0	0
Book-keeper	350	0	0

£ s. d.

£ s. d.

1,850 0 0

STATIONS.

Melbourne.

Station Master, with quarters	400	0	0
Receiving Clerk	150	0	0
Three Assistant Operators, at £300	900	0	0
Two Junior Assistants, at £100	200	0	0
Instrument Fitter	300	0	0
Line Repairer, at 10s. per day	182	10	0
Five Messengers—One at £104, and four at £78	416	0	0

2,548 10 0

And these resolutions having been read a second time,
 Mr. Harker moved, That the Assembly agree with the Committee in these resolutions.
 Mr. Wood moved, as an amendment, that all the words after the word "that" be omitted, with a view to insert instead thereof the words "these resolutions be referred back to the Committee of Supply for re-consideration."
 Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative.
 Question—That the Assembly agree with the Committee in these resolutions—put and resolved in the affirmative.

Williamstown.

Station Master, with quarters	300	0	0
Messenger	104	0	0

£ s. d.

£ s. d.

404 0 0

And this resolution having been read a second time,
 Mr. Harker moved, That the Assembly agree with the Committee in this resolution.
 Mr. Wood moved, as an amendment, That all the words after the word "that" be omitted, with a view to insert instead thereof the words "This resolution be referred back to the Committee of Supply for re-consideration."
 Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative.
 Question—That the Assembly agree with the Committee in this resolution—put and resolved in the affirmative.

Geelong.

Station Master, with quarters	350	0	0
Assistant Operator	300	0	0
Junior Assistant	100	0	0
Line Repairer, at 10s. per day	182	10	0
Three Messengers—One at £104, and two at £78	260	0	0

£ s. d.

£ s. d.

1,192 10 0

Queenscliff.

Station Master, with quarters	350	0	0
Line Repairer, at 10s. per day	182	10	0
Messenger	78	0	0

610 10 0

Sandridge.

Assistant Operator	150	0	0
---------------------------	-----	---	---

150 0 0

POSTMASTER GENERAL—ELECTRIC TELEGRAPH—*continued.*

	£	s.	d.	£	s.	d.
<i>Ballaarat.</i>						
Station Master, with quarters	350	0	0			
Junior Assistant	100	0	0			
Line Repairer, at 10s. per day	182	10	0			
Three Messengers—One at £104, and two at £78	260	0	0			
	892	10	0			
<i>Sandhurst.</i>						
Station Master, with quarters	350	0	0			
Line Repairer, at 10s. per day	182	10	0			
Two Messengers—One at £104, and one at £78	182	0	0			
	714	10	0			
<i>Castlemaine.</i>						
Station Master, with quarters	350	0	0			
Line Repairer, at 10s. per day	182	10	0			
Two Messengers—One at £104, and one at £78	182	0	0			
	714	10	0			
<i>Kyneton.</i>						
Station Master, with quarters	250	0	0			
Messenger	78	0	0			
	328	0	0			
<i>Gisborne.</i>						
Station Master, with quarters	250	0	0			
Line Repairer, at 10s. per day	182	10	0			
	432	10	0			
<i>Kilmore.</i>						
Station Master, with quarters	300	0	0			
Line Repairer, at 10s. per day	182	10	0			
	482	10	0			
<i>Seymour.</i>						
Station Master	250	0	0			
Messenger	78	0	0			
	328	0	0			
<i>Longwood.</i>						
Station Master, with quarters	250	0	0			
Line Repairer, at 10s. per day	182	10	0			
	432	10	0			
<i>Benalla.</i>						
Station Master, with quarters	250	0	0			
Line Repairer, at 10s. per day	182	10	0			
	432	10	0			
<i>Wangaratta.</i>						
Station Master, with quarters	250	0	0			
Line Repairer, at 10s. per day	182	10	0			
	432	10	0			

And the said resolutions having been read a second time, were agreed to by the Assembly.

	£	s.	d.	£	s.	d.
<i>Beechworth.</i>						
Station Master, with quarters	300	0	0			
Line Repairer, at 10s. per day	182	10	0			
Two Messengers—One at £104, and one at £78	182	0	0			
	664	10	0			

And the said resolution having been read a second time,
Mr. Harker moved, That the Assembly agree with the Committee in the above resolution.

Mr. Wood moved, as an amendment, That all the words after the word "that" be omitted, with a view to insert instead thereof the words "this resolution be referred back to the Committee of Supply for re-consideration."

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put.

Assembly divided—

Ayes, 12.		Noes, 6.
Mr. Beaver,		Mr. Board,
Mr. C. Campbell,		Mr. D. S. Campbell,
Mr. Chapman,		Mr. Davis,
Mr. Crews,		Dr. Thomson,
Mr. Hancock,		Mr. Wood, } <i>Tellers.</i>
Mr. Harker,		Dr. Owens, }
Mr. Horne,		
Mr. Hughes,		
Mr. O'Shanassy,		
Mr. Ware,		
Mr. Mollison, } <i>Tellers.</i>		
Mr. Perry,		

And it appearing by the report of the Tellers that a quorum of members were not present, Mr. Speaker without question being first put, adjourned the House at twenty-eight minutes to twelve o'clock until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 49.

THURSDAY, 27TH JANUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor—
Civil Service.—Returns shewing numbers, ages, places of birth, &c., of Officers employed in the Civil Service of Victoria.

Ordered to lie on the Table.

Mr. O'Shanassy also presented—

Sandridge.—Return to an Order of the Legislative Assembly, dated 12th January instant, for Copies of the Correspondence that has taken place between certain Inhabitants of Sandridge and the Government, respecting the establishment of a Municipal Council in that District.

Ordered to lie on the Table.

Dr. Evans presented—

Postage Stamps.—Return to an Order of the Legislative Assembly, dated 2nd December, 1858, for a Return—

(1.) Of the amount received for Postage Stamps during the years 1856, 1857, and first half of 1858 respectively, and distinguishing the amount for each description of stamps.

(2.) The number of letters and newspapers posted in Victoria during the said periods respectively, distinguishing foreign, inland, and town letters and newspapers.

Ordered to lie on the Table.

Mr. Harker presented—

Pensions.—Copy opinion of the Law Officers of the Crown as to payment of pension to Captain Clarke, late Surveyor General.

Read, and ordered to lie on the Table.

3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read:—

STEAM POSTAL COMMUNICATION WITH NEW ZEALAND.

HENRY BARKLY,

Message No. 6.

Governor.

The Governor, with the advice of the Executive Council, having, in pursuance the 5th clause, section No. 2, of the 18th Victoria No. 31, made arrangements with the Provincial Government of Wellington, New Zealand, for the transmission of mail between Melbourne and Wellington, forwards to the Legislative Assembly a memorandum of the agreement, and of the terms of the contract entered into with the Australasian Steam Navigation Company for the performance of the service, and recommends that provision may be made for the payment of the amount of subsidy guaranteed by the Government of Victoria for the current year, viz., Six thousand pounds (£6000), out of the sums already voted for mail services under subdivision No. 116 of the Estimates for 1859.

Government Offices,

Melbourne, 25th January, 1859.

Ordered to be printed, and taken into consideration in Committee of Supply.

4. GEELONG AND MELBOURNE RAILWAY.—Mr. O'Shanassy moved, pursuant to notice, That this House resolve itself into a Committee of the whole to consider the propriety of empowering the Government to purchase all the right, title and interest of the Geelong and Melbourne Railway, so that the main trunk lines of Railway may be possessed by the State, in accordance with the policy already determined in that behalf by the Parliament of Victoria.

Debate ensued.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to the following resolutions, viz. :—

- I. That this Committee having fully considered the correspondence which has passed between the Government and the Directors of the Geelong and Melbourne Railway Company in reference to the purchase of that Line, deem it advisable to empower the Government to purchase the entire property of that Company.
- II. That an authentic and satisfactory statement of the whole expenditure and liabilities incurred by the Company be furnished to the Government.
- III. That the assent and authority of the Proprietary to the transfer of the Line be obtained.
- IV. That the Government be authorized to pay in cash for the entire property of the Company, such payment to be chargeable on the sum of £8,000,000 already authorized by Parliament for the construction of Railways.
- V. That on the ratification of the terms proposed, a Bill be submitted to Parliament, enabling the Government to carry into effect the terms of purchase agreed upon.

Mr. O'Shanassy moved, That the Assembly agree with the Committee in the said resolutions. Question—put and resolved in the affirmative.

5. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council:—

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Reports and Proceedings from the Select Committees of the Legislative Assembly, in the present Session of Parliament, upon the Bills intituled “*An Act to incorporate the Shareholders of the National Bank of Australasia and for other purposes;*” and “*An Act to alter and extend some of the provisions contained in the ‘St. Kilda and Brighton Railway Act 1858,’ and for other purposes.*”

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
27th January, 1859.

On the motion of Dr. Thomson, the Assembly ordered that copies of the several Reports and Proceedings be transmitted to the Legislative Council, as requested by the above Message.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled “*An Act for the Regulation of Oyster Fisheries in Victoria,*” and acquaint the Legislative Assembly that they have agreed to the same with the amendments thereunto annexed, to which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
27th January, 1859.

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

6.—SUPPLY—ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow:—

20th January, 1859.

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1859 for the several services hereunder specified, being—

VII.—POSTMASTER GENERAL.
ELECTRIC TELEGRAPH.

(1.)—No. 107. SALARIES AND WAGES.

SUPERINTENDENT'S OFFICE.

Beechworth.

	£	s.	d.	£	s.	d.
Station Master, with quarters	300	0	0			
Line Repairer, at 10s. per day	182	10	0			
Two Messengers—One at £104, and one at £78	182	0	0			
	664	10	0			

Portland.

Station Master, with quarters	300	0	0			
Line Repairer, at 10s. per day	182	10	0			
Messenger	78	0	0			
	560	10	0			

Mount Gambier.

Station Master	300	0	0			
Messenger	78	0	0			
	378	0	0			

POSTMASTER GENERAL—ELECTRIC TELEGRAPH—*continued.*

						£	s.	d.	£	s.	d.
<i>Belfast.</i>											
Station Master, with quarters	...	...	...	...	...	300	0	0			
Line Repairer, at 10s. per day	...	...	...	...	...	182	10	0			
Messenger	...	...	...	...	...	78	0	0			
						560	10	0			
<i>Warrnambool.</i>											
Station Master, with quarters	...	...	...	...	...	300	0	0			
Messenger	...	...	...	...	...	78	0	0			
						378	0	0			
<i>Hexham.</i>											
Station Master, with quarters	...	...	...	...	...	250	0	0			
Line Repairer, at 10s. per day	...	...	...	...	...	182	10	0			
						432	10	0			
<i>Streatham.</i>											
Station Master, with quarters	...	...	...	...	...	250	0	0			
Messenger	...	...	...	...	...	78	0	0			
						328	0	0			
<i>Fiery Creek.</i>											
Station Master, with quarters	...	...	...	...	...	300	0	0			
Line Repairer, at 10s. per day	...	...	...	...	...	182	10	0			
Messenger	...	...	...	...	...	78	0	0			
						560	10	0			
<i>Ararat.</i>											
Station Master	...	...	...	...	...	300	0	0			
Line Repairer, at 10s. per day	...	...	...	...	...	182	10	0			
Messenger	...	...	...	...	...	78	0	0			
						560	10	0			
<i>Creswick.</i>											
Station Master	...	...	...	...	...	300	0	0			
Messenger	...	...	...	...	...	78	0	0			
						378	0	0			
<i>Daylesford.</i>											
Station Master	...	...	...	...	...	250	0	0			
Line Repairer, at 10s. per day	...	...	...	...	...	182	10	0			
						432	10	0			
<i>Maldon.</i>											
Station Master	...	...	...	...	...	250	0	0			
Messenger	...	...	...	...	...	78	0	0			
						328	0	0			
<i>Dunolly.</i>											
Station Master	...	...	...	...	...	250	0	0			
Line Repairer, at 10s. per day	...	...	...	...	...	182	10	0			
Messenger	...	...	...	...	...	78	0	0			
						510	10	0			
<i>Maryborough.</i>											
Station Master	...	...	...	...	...	300	0	0			
Line Repairer, at 10s. per day	...	...	...	...	...	182	10	0			
Messenger	...	...	...	...	...	78	0	0			
						560	10	0			
<i>Avoca.</i>											
Station Master	...	...	...	...	...	300	0	0			
Line Repairer, at 10s. per day	...	...	...	...	...	182	10	0			
Messenger	...	...	...	...	...	78	0	0			
						560	10	0			
<i>Echuca.</i>											
Station Master	...	...	...	...	...	300	0	0			
Line Repairer, at 10s. per day	...	...	...	...	...	182	10	0			
						482	10	0			

POSTMASTER GENERAL—ELECTRIC TELEGRAPH—*continued.*

	£	s.	d.	£	s.	d.
<i>Belvoir.</i>						
Station Master, with quarters	300	0	0			
Messenger	78	0	0			
	378	0	0			
<i>Albury.</i>						
Station Master	300	0	0			
ASSISTANCE.						
Allowance for overtime and night service ...	500	0	0			
Total (No. 117) ... ..	...	...		20,799	0	0
(2.)—No. 118. CONTINGENCIES.						
Fuel, Light, and Water	1650	0	0			
Stores, including Instruments	1975	0	0			
Maintenance and Repairs	1500	0	0			
Expenses, contingent on removal of Officers, from station to station... ..	300	0	0			
Incidental Expenses	200	0	0			
Total (No. 118) ... ..	...	...		5,625	0	0
(3.)—No. 119. NEW LINES.						
Expenses of opening up New Lines	1000	0	0	1,000	0	0
TOTAL, ELECTRIC TELEGRAPH	27,424	0	0			

VIII.—COMMISSIONERS OF AUDIT.

AUDIT OFFICE.

	£	s.	d.	£	s.	d.
(4.)—No. 120. SALARIES.						
Commissioners— <i>Special Appropriation</i> under ACT, 21 VIC., No. 24.						
Secretary	700	0	0			
Twelve Clerks—Three at £450, four at £400, one at £350, two at £250, and two at £200...	4200	0	0			
Housekeeper and Messenger, one, with quarters, fuel, and water	150	0	0			
Total (No. 120) ... ..	...	...		5,050	0	0
(5.)—No. 121. CONTINGENCIES.						
Clerical Assistance	200	0	0			
Travelling Expenses	300	0	0			
Fuel, Light, and Water	100	0	0			
Stores	100	0	0			
Incidental Expenses	80	0	0			
Total (No. 121) ... ..	...	...		780	0	0
TOTAL, AUDIT OFFICE	5,830	0	0			

And the said resolutions having been read a second time were agreed to by the Assembly.

7. DISCHARGE OF ORDERS OF THE DAY.—On the motion of Mr. Ireland, the following Orders of the Day were read and discharged :—
“ Municipalities Act Amendment Bill—Second Reading.”
“ Church Trustees Incorporation Bill—To be further considered in Committee.”
8. GOLD MINING ON PRIVATE PROPERTY BILL.—Mr. Ireland moved, That this Bill be now read a second time.
 Debate ensued.
 Question—put and resolved in the affirmative.—Bill read a second time, and ordered to be committed to a Committee of the whole House, Tuesday, 1st February next.
9. REGISTRATION ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
 Mr. Speaker resumed the Chair, and Mr. Aspinall having reported that the Committee had gone through the Bill, and had agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 1st February next.—Bill as amended to be printed.
10. CHINESE.—The Order of the Day for the consideration in Committee of the whole Assembly of the following resolutions, viz.:—
 (1.) That it is expedient to amend the Laws now in force relating to the Chinese.
 (2.) That every male adult native of China or its dependencies, or of any Islands in the Chinese Seas, not born of British parents, or any person born of Chinese parents, arriving in Victoria by ship, should pay, or have paid for him, the sum of ten pounds sterling.
 (3.) If any such person shall arrive in or enter Victoria by any other means than by a ship, he should pay the sum of four pounds sterling.
 (4.) That every such person should pay towards the Consolidated Revenue of Victoria annually the sum of four pounds sterling, as Residence Money; such last mentioned payment to confer the privileges enjoyed by the holders of the document designated as the “Miner’s Right.”
 (5.) That a Bill be brought in for these purposes—Having been read—On the motion of Mr. Chapman, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
 Mr. Speaker resumed the Chair, and Mr. Aspinall reported that the Committee had come to certain resolutions
 Ordered—That the report be received to-morrow.
11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“ Supply—To be further considered in Committee,”
“ Church Lands Sale Bill—Second reading,” and
“ Audit Act Amendment Bill—To be further considered in Committee,” until to-morrow.
“ Assessment on Stock Act Amendment Bill—To be further considered in Committee,” until Tuesday, 1st February next.
“ Supreme Court Sittings Bill—To be committed,” until to-morrow.
“ Administration of Intestate Estates Bill—Second reading,” until Tuesday, 1st February next.
“ Impounding and Distraining Law Amendment Bill—To be further considered in Committee,”
“ Synod of Victoria Law Amendment Bill—To be committed,”
“ Mining Societies—Motion for Address—To be considered in Committee,”
“ Mr. W. B. Ord—Motion for Address—To be considered in Committee,” and
“ Marriage Bill—Adoption of Report,” until to-morrow.
12. POLICE.—Mr. Ebdon moved, pursuant to notice—
 (1.) For a Return of the amount which remained due to the Treasury by the Police Clothing Fund on the retirement of Captain Mac Mahon.
 (2.) For a statement of the goods then on hand to meet that debt; the cost prices of the same, and the prices at which they were issued to the men.
 (3.) For a Return of the recent sales by auction of the police clothing, saddlery, &c., showing the prices obtained for the articles so sold.
 (4.) For any Reports of Commissions to consider this subject which may have reached the Government.
 (5.) That the Police Estimate prepared by the late Commissioner of Police be laid on the Table prior to considering the amended Police Estimate.
 Question—put and resolved in the affirmative.
13. BALLAARAT BYE-LAW.—Mr. Humffray moved, pursuant to notice, That the following recommendation in the Report of the Select Committee on the Ballaarat Water Supply be agreed to by this House, viz.:—
 (1.) That a Bill be introduced to make void Bye-law No. 7 of the Municipal Council of Ballaarat.
 Question—put and resolved in the affirmative.

14. INNKEEPERS AND CARRIERS LAW AMENDMENT BILL.—On the motion of Mr. Humffray, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Humffray, read a third time and *passed*.

Mr. Humffray moved, That the following be the title of the Bill :—

“ *An Act to amend the Law relating to Innkeepers, Carriers, and others.* ”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

15. BALLAARAT BYE-LAW BILL.—Mr. Humffray moved, That this Bill be now read a second time.

Question—put and resolved in the affirmative.—Bill read a second time, and ordered to be committed to a Committee of the whole Assembly to-morrow.

16. FISHERIES BILL.—On the motion of Dr. Thomson, the Assembly agreed to the several amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Dr. Thomson, read a third time and *passed*.

Dr. Thomson moved, That the following be the title of the Bill :—

“ *An Act for the protection of the Fisheries of Victoria.* ”

Question—put and resolved in the affirmative.

Ordered—That the said Bill be transmitted to the Legislative Council, and their concurrence desired therein.

Assembly adjourned at five minutes to twelve o'clock until four o'clock to-morrow.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 50.

FRIDAY, 28TH JANUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Chapman presented a Petition from certain Notaries Public admitted in Scotland, and now residing in the Colony of Victoria, praying the House to give instructions for a Bill being introduced into Parliament to confer on Notaries Public admitted for Ireland and Scotland, and now resident in this Colony, the same rights and privileges within the Colony as are now enjoyed and exercised by Notaries Public appointed in England for the Colony of Victoria, or to do otherwise, as to the House should deem proper and expedient.
Ordered to lie on the Table.
Mr. D. S. Campbell, on behalf of Mr. Michie, presented a Petition from the Rev. Wm. Miller, styling himself Moderator of the Free Presbyterian Synod of Victoria, praying the House to refuse its assent to the Synod of Victoria Law Amendment Bill until its promoters attach to it a Schedule of the properties to be transferred thereby, and give to the Petitioner and all others interested sufficient time to protect the property, rights and privileges of the Free Presbyterian Synod of Victoria.
Ordered to lie on the Table.
Mr. Colin Campbell presented a Memorial from certain inhabitants of the neighbourhood and in the vicinity of the Portland Bay District, praying that a Law might be speedily passed, authorising the immediate destruction of all dogs wheresoever found at large, and not being under the immediate control of some competent person, and in other respects sufficiently stringent to meet the exigency of the case, as set forth in the Petition.
Ordered to lie on the Table.
Mr. Heales presented a Petition from certain members and adherents of Free St. Andrew's Church, Melbourne, praying the House not to pass the Synod of Victoria Law Amendment Bill into law; or if so, that all properties and interests of said congregation might be protected from the action of such Law.
Petition read, and ordered to lie on the Table.
3. PAPERS.—Mr. O'Shanassy presented—
Police.—Return to an Order of the Legislative Assembly, dated 27th January instant—
 - (1.) For a Return of the amount which remained due to the Treasury by the Police Clothing Fund on the retirement of Captain Mac Mahon.
 - (2.) For a statement of the goods then on hand to meet that debt; the cost prices of the same, and the prices at which they were issued to the men.
 - (3.) For a Return of the recent sales by auction of the police clothing, saddlery, &c., showing the prices obtained for the articles so sold.
 - (4.) For any Reports of Commissions to consider this subject which may have reached the Government.
 - (5.) That the Police Estimate prepared by the late Commissioner of Police be laid on the Table prior to considering the amended Police Estimate.
Ordered to lie on the Table.
4. MR. DAWSON'S CLAIM.—Mr. Snodgrass brought up the Report from the Select Committee of the Assembly to which the consideration of this case was referred.
Ordered to lie on the Table, and to be printed, together with the proceedings of the Committee and Minutes of Evidence, and to be taken into consideration Wednesday, 2nd February next.
5. MR. THOMAS MILES.—Mr. Humffray brought up a Report from the Select Committee of the Assembly to which the consideration of this case was referred.
Ordered to lie on the Table, and to be printed, together with the Proceedings of the Committee and Minutes of Evidence, and to be taken into consideration Tuesday, 1st February next.

6. **ROAD BOARDS—VOTE FOR.**—Mr. Harker moved, pursuant to notice, That whereas the wording of the Vote in aid of District Road Boards, in the Appropriation Act for the year 1858, *i.e.*, “to be distributed in fixed proportion to sums raised by local assessment toll or subscription,” would have had the effect of entirely debarring newly formed District Road Boards from participating in the Government grant—this House approves of the course adopted by the Government in granting sums varying from £2,000 to £3,500, in proportion to their need and importance, to such newly formed District Road Boards, notwithstanding that no local revenues had at the time been raised by them.

Debate ensued.

Mr. Wills moved, as an amendment, that the following words be added to the above motion, “and that a Bill be brought in to give effect to the above resolution.”

Question—That the words proposed to be added be so added—put and resolved in the affirmative.

Question—That whereas the wording of the Vote in Aid of District Road Boards, in the Appropriation Act for the year 1858, *i.e.*, “to be distributed in fixed proportion to sums raised by local assessment toll or subscription,” would have had the effect of entirely debarring newly formed District Road Boards from participating in the Government Grant—this House approves of the course adopted by the Government in granting sums varying from £2,000 to £3,500, in proportion to their need and importance, to such newly formed District Road Boards, notwithstanding that no local revenues had at the time been raised by them, and that a Bill be brought in to give effect to the above resolution—put and resolved in the affirmative.

7. **HOUSES OF PARLIAMENT.**—Mr. Horne moved, pursuant to notice, That the consideration of the material to be used in completion of the Houses of Parliament be referred to the Joint Committee of the two Houses, *viz.*, the “Parliament Buildings Committee.”

Question—put and resolved in the affirmative.

8. **SUPPLY.**—The Order of the Day for going into Supply having been read—

Mr. Harker moved “That” Mr. Speaker do now leave the Chair.

Mr. Perry moved, as an amendment, That all the words after the word “That” be omitted, with a view to insert, instead thereof, the words, “it be an instruction to the Committee to postpone the sub-division in the Estimates under the head of ‘General Police Force,’ with a view to increase the vote by making provision for the married members of the force, and placing them on an equal footing with the single men in respect to barrack accommodation, by either erecting suitable buildings or allowing them a rateable amount of compensation for providing themselves, equivalent to that annually expended on behalf of the single men.”

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative.

Question—That Mr. Speaker do now leave the Chair—put and resolved in the affirmative. Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.

Ordered—That the Report be received Tuesday, 1st February next.

Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.

Resolved—That this House will, on Tuesday, 1st February next, again resolve itself into the said Committee.

9. **CHINESE.**—Mr. Aspinall reported from a Committee of the whole certain resolutions, which were read as follow:—

Resolved—(1.) That it is expedient to amend the Laws now in force relating to the Chinese.

(2.) That every male adult native of China, or its dependencies, or of any Islands in the Chinese seas, not born of British parents, or any person born of Chinese parents, arriving in Victoria by ship, should pay, or have paid for him, the sum of ten pounds sterling.

(3.) If any such person shall arrive in or enter Victoria by any other means than by a ship, he should pay the sum of four pounds sterling.

(4.) That every such person should pay towards the Consolidated Revenue of Victoria annually the sum of four pounds sterling, as residence money, such last mentioned payment to confer the privileges enjoyed by the holders of the document designated as the “Miner’s Right.”

(5.) That a Bill be brought in for these purposes.

And the same having been read a second time, were agreed to by the Assembly.

10. **CHINESE BILL.**—Mr. O’Shanassy then brought up a Bill, intituled, “*A Bill to consolidate and amend the Laws affecting the Chinese emigrating to, or resident in Victoria,*” and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 1st February next.

11. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
 “ *Church Lands Sale Bill—Second reading,*”
 “ *Audit Act Amendment Bill—To be further considered in Committee,*”
 “ *Supreme Court Sittings Bill—To be committed,*” and
 “ *Ballaarat Bye-law Bill—To be committed,*” until Tuesday, 1st Februnry next.
 “ *Impounding and Distraining Law Amendment Bill—To be further considered in Committee,*” until Wednesday, 2nd February next, and
 “ *Synod of Victoria Law Amendment Bill—To be committed,*” and
 “ *Mining Societies—Motion for Address—To be considered in Committee,*” until Tuesday, 1st February next.
12. **BENDIGO WATER WORKS BILL.**—Dr. Owens moved, pursuant to *amended contingent* notice, That the prayer of the Petition of the Promoters of the Company to suspend certain Standing Orders, viz., 116, 136, and 140, be granted.
 Debate ensued.
 Question—put and resolved in the affirmative.
13. **AUSTRALIAN TRUST COMPANY'S BILL.**—Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported from the Select Committee—Bill, on the motion of Mr. Wood, read a third time and *passed*.
 Mr. Wood moved, That the following be the title of the Bill :—
 “ *An Act to enlarge the powers of the Australian Trust Company, and to remove doubts as to the validity of Deeds executed by the Agents of the Company, and for other purposes.*”
 Question—put and resolved in the affirmative.
 Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
14. **MR. DONNELLY.**—Mr. Blair moved, pursuant to notice, for a copy of the letter from the Geelong Railway Company to the Secretary of the Railway Department, relative to a person named Donnelly, an applicant for an appointment on the Government Railways.
 Question—put and negatived.
15. **DOG ACT EXTENSION BILL.**—Mr. Colin Campbell moved, pursuant to notice, That he have leave to bring in a Bill for extending the Dog Act to the country districts.
 Question—put and resolved in the affirmative.
 Ordered—That Mr. C. Campbell and Mr. Greeves do prepare and bring in the Bill.
 Mr. C. Campbell and Mr. Greeves then brought up a Bill, intituled, “ *A Bill for extending the Dog Act to the Country Districts,*” and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 2nd February next.
16. **OYSTER FISHERIES BILL.**—On the motion of Mr. Harker, the several amendments made by the Legislative Council in this Bill, were read and are as follows :—
 Clause II., line 1, leave out “ It shall be lawful for.”
 „ line 5, leave out “ to ” and insert “ shall.”—Same line, leave out “ from year to year ” and leave out “ longer.”
 Clause IV., line 9, leave out “ February ” and insert “ October.”
 Clause XII., lines 5 and 6, leave out “ forthwith conveyed before the nearest justice or the justice who can be most conveniently found to be dealt with as hereinafter provided,” and insert “ dealt with according to law.”
 Leave out Clauses XIII. and XIV.
 The first Schedule, line 2, leave out “ for _____ yards along the said shore,” and insert “ commencing at _____ and continuing thence in a [*northerly*] direction to _____ and extending between the limits aforesaid to a distance of _____ from high water mark (*or such other description as may be necessary*).”
 Line 6, leave out “ from ” and insert “ for the terms of.”
 And the same having been read a second time, were agreed to by the Assembly.
 Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly had agreed to the several amendments made by the Council.
17. **MR. W. B. ORD.**—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor requesting his Excellency to place on the Estimates for 1859 the sum of £175 as an allowance to Mr. W. B. Ord, a clerk in the service of the Government in the department of Land and Survey having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
 Mr. Speaker resumed the Chair, and Mr. Aspinall reported that the Committee had come to a certain resolution.
 Ordered—That the Report be received Tuesday, 1st February next.
18. **MARRIAGE BILL.**—On the motion of Mr. Greeves the several amendments made by the Committee of the whole in this Bill were read and agreed to by the Assembly.
 Ordered—That the Bill be read a third time Tuesday, 1st February next.
- Assembly adjourned at twenty-one minutes to twelve o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 51.

TUESDAY, 1ST FEBRUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented—
Police.—Continuation of a Return to an Order of the Legislative Assembly, dated 27th January last—
 - (1.) For a Return of the amount which remained due to the Treasury by the Police Clothing Fund on the retirement of Captain Mac Mahon.
 - (2.) For a statement of the goods then on hand to meet that debt; the cost prices of the same, and the prices at which they were issued to the men.
 - (3.) For a Return of the recent sales by auction of the police clothing, saddlery, &c., showing the prices obtained for the articles so sold.
 - (4.) For any reports of Commissions to consider this subject which may have reached the Government.
 - (5.) That the Police Estimate prepared by the late Commissioner of Police be laid on the Table prior to considering the amended Police Estimate.

Ordered to lie on the Table.
3. WESLEYAN CHURCH LANDS BILL.—Mr. Beaver brought up the Report from the Select Committee to which this Bill was referred, together with the Proceedings of the Committee and Minutes of Evidence.
Ordered to lie on the Table.
4. PRESIDENT OF THE LEGISLATIVE COUNCIL, SOUTH AUSTRALIA.—On the motion of Mr. O'Shanassy, a Chair was ordered to be provided in the body of the Assembly Chamber, for the Honorable the President of the Legislative Council of South Australia, during his visit in Victoria.
5. PRINTING REPORT.—Dr. Owens, on behalf of Mr. Speaker, Chairman, brought up the Eleventh Report from this Committee.
Ordered to be printed.
6. MELBOURNE AND ESSENDON RAILWAY BILL.—Mr. Brooke brought up the Report from the Select Committee of the Assembly to which this Bill was referred, together with the Minutes of Evidence and Proceedings of the Committee.
Ordered to lie on the Table.
7. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the First Order of the Day be postponed until after the consideration of the Second Order for to-day.
“ Supply—Resolutions in Committee—To be reported.”
8. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.
Ordered—That the Report be received to-morrow.
Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.
Resolved—That this House will, on Thursday, 3rd February instant, again resolve itself into the said Committee.

9. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council severally Copies of the Reports and Proceedings from the Select Committees of the Legislative Assembly in the present Session of Parliament, upon the Bills intituled "*An Act to enlarge the powers of the Australian Trust Company, and to remove doubts as to the validity of Deeds executed by the Agents of the Company, and for other purposes,*" and "*An Act to reduce the Capital and borrowing powers of the Melbourne Exchange Company, and for other purposes.*"

(Signed) J. F. PALMER,
President.

Legislative Council Chambers,
1st February, 1859.

On the motion of Mr. D. S. Campbell, the Assembly ordered that copies of the several Reports and Proceedings be transmitted to the Legislative Council, as requested by the above Message.

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Bill intituled "*An Act for the establishment of a Board of Agriculture,*" to which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 1st February, 1859.

And the House having continued to sit till after twelve of the clock,

WEDNESDAY, 2ND FEBRUARY, 1859.

10. SUPPLY—SUPPLEMENTARY ESTIMATES FOR 1858, AND ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow :—
28th January.

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the supplementary charges for the services hereunder specified, being—

SUPPLEMENTARY ESTIMATES FOR 1858.

III.—ATTORNEY GENERAL.

LAW OFFICERS OF THE CROWN.

	£	s.	d.	£	s.	d.
(1.)—No. 54. CONTINGENCIES.						
Professional Assistance	250	0	0			
Clerical Assistance	60	0	0			
Fees to Prosecuting Barristers	200	0	0			
				510	0	0

V.—BOARD OF LAND AND WORKS.

RAILWAYS.

	£	s.	d.	£	s.	d.
(2.)—No. 100. ENGINEER IN CHIEF.						
SALARIES AND WAGES.						
<i>Field Branch.</i>						
Inspectors of Works	744	13	1			
Laborers and Assistants	5,000	0	0			
Total (No. 100)				5,744	13	1
(3.)—No. 101. CONTINGENCIES.						
Stores	884	15	0			
TOTAL, RAILWAYS						

ESTIMATES FOR 1859.

II.—CHIEF SECRETARY.

GOLD FIELDS.

MINING BOARDS AND MINING SURVEYORS.

	£	s.	d.	£	s.	d.
(4.)—No. 18.						
Members of Mining Boards— <i>Special Appropriation</i> , under ACT 21 VIC. No. 32.	—					
Clerks and Contingencies of Mining Boards ...	2,200	0	0			
Allowances to Mining Surveyors, in addition to their fees under the Regulations ...	4,500	0	0			
Total (No. 18) ...	...			6,700	0	0

POLICE.

DETECTIVE POLICE.

	£	s.	d.	£	s.	d.
(5.)—No. 22. SALARIES AND WAGES.						
Superintendent ...	500	0	0			
Forty-four Detectives—Seventeen of the 1st class, at 15s. per day; seventeen of the 2nd class, at 12s. 6d. per day; ten of the 3rd class, at 10s. per day...	10,356	17	6			
Assistance of Chinese for Detective purposes ...	500	0	0			
Total (No. 22) ...	...			11,356	17	6
(6.)—No. 23. CONTINGENCIES.						
Travelling Expenses ...	400	0	0			
Incidental Expenses ...	243	2	6			
Total (No. 23) ...	...			643	2	6
TOTAL, DETECTIVE POLICE ...	12,000	0	0			

PENAL ESTABLISHMENTS.

	£	s.	d.
(7.)—No. 27. CONTINGENCIES.			
Books for Library and Schools ...	360	0	0

PUBLIC LIBRARY.

	£	s.	d.	£	s.	d.
(8.)—No. 32. SALARIES.						
Librarian, including allowance in lieu of residence	600	0	0			
Sub-Librarian ...	300	0	0			
Clerk and Housekeeper ...	250	0	0			
Three Attendants, at £150 ...	450	0	0			
Total (No. 32) ...	...			1,600	0	0
(9.)—No. 33. CONTINGENCIES.						
Gas ...	250	0	0			
Stores ...	50	0	0			
Furniture and Book Cases ...	1000	0	0			
Insurance of Books and Building ...	50	0	0			
Books for the Library ...	5000	0	0			
Purchase of Works of Art ...	2000	0	0			
Incidental Expenses ...	50	0	0			
Total (No. 33) ...	...			8,400	0	0
TOTAL, PUBLIC LIBRARY ...	10,000	0	0			

Grant in aid of Education—to be distributed in the manner hereinafter mentioned, viz., That the expenses of the Departments of the Denominational and National School Boards be first provided for, and the salaries to teachers under both systems be paid in accordance with the present scale; the balance to be divided between both Boards in proportion to the number of scholars on the books of each for the year 1858; provided that under this distribution no assistance shall be given to any school having an average attendance of less than twenty scholars, and that neither Board shall make any grant for school buildings to a greater amount than that of the local subscriptions ...

£ s. d.

125,000 0 0

And the same resolutions having been read a second time, were agreed to by the Assembly.

11. **ASSESSMENT ON STOCK ACT AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, to-morrow, again resolve itself into the said Committee.

12. **CHINESE BILL.**—Mr. O'Shanassy moved, That this Bill be now read a second time. Question—put and resolved in the affirmative.—Bill read a second time.

Mr. O'Shanassy moved, That this Bill be now committed to a Committee of the whole House.

Question—put and resolved in the affirmative.

And on the further motion of Mr. O'Shanassy, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, on Thursday, 3rd February instant, again resolve itself into the said Committee.

13. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“*Gold Mining on Private Property Bill—To be committed,*”

“*Registration Act Amendment Bill—Adoption of Report,*”

“*Administration of Intestate Estates Bill—Second reading,*”

“*Audit Act Amendment Bill—To be further considered in Committee,*” and

“*Supreme Court Sittings Bill—To be committed,*” until Thursday, 3rd February instant.

“*Mr. Thomas Miles—Report from Select Committee to be taken into consideration,*”

“*Church Lands Sale Bill—Second reading,*” and

“*Ballaarat Bye-law Bill—To be committed,*” until this day.

“*Synod of Victoria Law Amendment Bill—To be committed,*” until Friday, 4th February instant.

“*Mining Societies—Motion for Address—To be considered in Committee,*” until to-morrow; and

“*Marriage Bill—Third reading,*” until this day.

14. **MR. W. B. ORD.**—Mr. Aspinall reported from a Committee of the whole a certain resolution, which was read as follows :—

Resolved—That an Address be presented to His Excellency the Governor, praying His Excellency to place on the Estimates for 1859 the sum of £175 as an allowance to Mr. W. B. Ord, a clerk in the service of the Government in the department of Land and Survey.

And the said resolution having been read a second time was agreed to by the Assembly.

Assembly adjourned at quarter-past twelve o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 52.

WEDNESDAY, 2ND FEBRUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Everard presented a Petition from James Stewart Johnston, styling himself Chairman of a public meeting of the Inhabitants of Melbourne and its vicinity, and John Joseph Walsh, Secretary, praying the House would be pleased to adopt the resolutions referred to in the Petition relating to the sale of the public lands, and relating to the payment of Members of Parliament, and that the House would take measures to have them embodied into law.
Petition read and ordered to lie on the Table.
Dr. Owens presented a Petition from Matthew Wilks Bourne, Doctor of Medicine, Graduate of the University of Edinburgh, praying the House to remedy the defect in the Law as stated in the Petition.
Ordered to lie on the Table.
3. PUBLIC LANDS.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of adopting the following resolutions, viz. :—
That it is desirable, for the purpose of preventing speculation in the public lands, and the squandering of the public domain, prior to the passing of a permanent land law, to impose conditions of cultivation and residence on the purchase of all agricultural lands, and to limit the amount of such lands to be sold to any one individual.
Resolved therefore, That until the first day of January next no larger quantity of such land than one hundred and sixty (160) acres shall be sold to any one individual.
That such lands shall be sold on strict condition of cultivation and residence, to be performed within twelve months from the day of sale, otherwise the sale to be void, and the deposit hereinafter mentioned to be forfeited.
That the amount of cultivation to be required shall be one acre in every ten, and the residence shall be for at least eight months next preceding the expiration of the twelve months hereinbefore mentioned.
That the purchaser shall be required, at the time of sale, to pay a deposit of ten (10) per cent. upon the price, and that at any time previous to the expiration of twelve months, on paying the balance of the purchase money, and producing satisfactory evidence (a part of which shall be his own affidavit), that he has complied with the conditions hereinbefore mentioned, he shall become entitled to his grant—having been read—
On the motion of Mr. Everard, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair; Mr. Aspinall reported that the Committee had made progress in the Resolutions, and that he was directed to move, That the Committee may have leave to sit again.
Mr. Everard moved, That this House will, on Wednesday next, resolve itself into the said Committee.
Mr. O'Brien moved, as an amendment, That the words "Wednesday next" be omitted, and the words "this day six months" inserted instead thereof.
Question—That the words proposed to be omitted stand part of the question—put.

Assembly divided.

Ayes, 23.
 Mr. R. S. Anderson,
 Mr. Brooke,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Crews,
 Mr. Gavan Duffy,
 Mr. Greeves,
 Mr. Hancock,
 Mr. Heales,
 Mr. Hughes,
 Mr. Humffray,
 Mr. Lalor,
 Mr. Nicholson,
 Dr. Owens,
 Mr. Perry,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Service,
 Mr. Sitwell,
 Mr. Snodgrass,
 Mr. Wills,
 Dr. Embling, } *Tellers.*
 Mr. Everard, }

Noes, 16.
 Mr. Bell,
 Mr. Blair,
 Mr. Chapman,
 Mr. Davis,
 Dr. Evans,
 Mr. Grant,
 Mr. Mollison,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Ricardo,
 Dr. Thomson,
 Mr. Ware,
 Mr. Harker, } *Tellers.*
 Mr. Horne, }

And so it was resolved in the affirmative.

Question—That this House will, on Wednesday next, resolve itself into the said Committee—put and resolved in the affirmative.

4. BRIDGE OVER THE YARRA, AT THE FALLS.—Mr. R. S. Anderson moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole to consider the propriety of presenting a respectful Address to His Excellency the Governor, praying that His Excellency will cause the sum of £10,000 to be placed upon the Supplementary Estimates for 1859, towards the erection of a Bridge over the River Yarra at the Falls below Prince's Bridge.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 21.
 Mr. Aspinall,
 Mr. Blair,
 Mr. C. Campbell,
 Mr. Chapman,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Hancock,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. Ireland,
 Mr. Lalor,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Perry,
 Mr. Phelan,
 Mr. Ricardo,
 Mr. Ware,
 Mr. Service, } *Tellers.*
 Mr. R. S. Anderson, }

Noes, 17.
 Mr. Bell,
 Mr. D. S. Campbell,
 Mr. Davis,
 Dr. Embling,
 Mr. Everard,
 Mr. Greeves,
 Mr. Heales,
 Mr. Mollison,
 Dr. Owens,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sitwell,
 Mr. Snodgrass,
 Mr. Wilkie,
 Mr. Wills,
 Mr. Humffray, } *Tellers.*
 Mr. Crews, }

And so it was resolved in the affirmative.

5. SANDRIDGE.—Mr. Lalor moved, pursuant to notice, That in the opinion of this House it is desirable the District of Sandridge should be formed into a separate "Municipality," in accordance with the prayer of a petition presented to His Excellency the Governor in Council from the inhabitants of that District.

Debate ensued.

Mr. Service moved, as an amendment, That all the words after the word "Municipality" be omitted from the above motion.

Question—That the words proposed to be omitted stand part of the question—put and negatived.

Question—That in the opinion of this House it is desirable the District of Sandridge should be formed into a separate Municipality—put.

Assembly divided.

Ayes, 14.
 Mr. Aspinall,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Grant,
 Mr. Heales,
 Mr. Lalor,
 Mr. Myles,
 Mr. Ricardo,
 Mr. Service,
 Mr. Sitwell,
 Mr. Snodgrass,
 Mr. Ware,
 Mr. Hancock, }
 Mr. C. Campbell, } *Tellers.*

Noes, 16.
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Greeves,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. Mollison,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Perry,
 Mr. Rutledge,
 Mr. Wills,
 Mr. Ireland, }
 Mr. Phelan, } *Tellers.*

And so it passed in the negative.

6. MR. GEORGE BUCKLEY.—Mr. Grant moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to cause the sum of £600 to be placed on the Supplementary Estimates for 1859, as a compensation to Mr. George Buckley, for the loss of his office as Chief Clerk in the Auditor General's Office, caused by the passing of the new Audit Act.

Debate ensued.

Question—put and negatived.

7. PENSIONS REGULATIONS BILL.—Mr. Heales moved, pursuant to notice, That he have leave to bring in a Bill for altering the regulations for the distribution of pensions to responsible officers.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 10.
 Mr. Beaver,
 Mr. D. S. Campbell,
 Mr. Crews,
 Mr. Ricardo,
 Mr. Rutledge,
 Mr. Sitwell,
 Mr. Snodgrass,
 Mr. Ware,
 Mr. Hancock, }
 Mr. Heales, } *Tellers.*

Noes, 16.
 Mr. Aspinall,
 Mr. Chapman,
 Dr. Evans,
 Mr. Grant,
 Mr. Greeves,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. Humffray,
 Mr. Myles,
 Mr. O'Shanassy,
 Mr. Perry,
 Mr. Wilkie,
 Mr. Wills,
 Mr. Ireland, }
 Mr. Phelan, } *Tellers.*

And so it passed in the negative.

8. WESLEYAN METHODISTS BILL.—Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported from the Select Committee,

Mr. Beaver moved, That this Bill be now read a third time.

Question—put.

sembly divided.

Ayes, 24.
 Mr. Aspinall,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Chapman,
 Mr. Crews,
 Dr. Evans,
 Mr. Grant,
 Mr. Greeves,
 Mr. Hancock,
 Mr. Horne,
 Mr. Hughes,
 Mr. Ireland,
 Mr. Mollison,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Perry,
 Mr. Phelan,
 Mr. Ricardo,
 Mr. Rutledge,
 Mr. Ware,
 Mr. Wilkie,
 Mr. Wills,
 Mr. Beaver, } *Tellers.*
 Mr. Humffray, }

Noes, 4.
 Mr. Heales,
 Mr. Myles,
 Mr. Sitwell, } *Tellers.*
 Mr. Harker, }

And so it was resolved in the affirmative.—Bill read a third time.

Mr. Beaver moved, That this Bill do now pass.

Question—put and resolved in the affirmative.

And the House having continued to sit until after twelve of the clock—

THURSDAY, 3RD FEBRUARY, 1859.

Mr. Beaver then moved, That the following be the title of the Bill :—

“An Act to enable the Trustees for the time being to sell and convey certain land situate in the City of Melbourne, and vested in such Trustees to the use of the Religious Society denominated Wesleyan Methodists.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

9. MELBOURNE AND ESSENDON RAILWAY BILL.—Mr. Hughes moved, pursuant to notice given by Mr. Brooke, That leave be given that the Minutes of Evidence taken before the Select Committee on the Melbourne and Essendon Railway Company's Bill be printed.

Question—put and resolved in the affirmative.

10. IRISH AND SCOTCH NOTARIES BILL.—Mr. Sitwell moved, pursuant to notice given by Mr. Michie, That he have leave to bring in a Bill authorising Irish and Scotch Notaries to practise in the Colony of Victoria.

Question put and negated.

11. CASTLEMAINE GAS BILL.—On the motion of Mr. Sitwell, the several amendments made by the Select Committee in this Bill were read and agreed to by the Assembly, and the Bill ordered to be read a third time, Friday, 4th February instant.

12. STOCK AND SHARES IN EXECUTION SALE BILL.—Mr. Grant moved, That this Bill be now read a second time.

Question—put and resolved in the affirmative.

Bill read a second time.

Mr. Grant moved, That this Bill be now committed to a Committee of the whole House.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Grant, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, on Friday, 4th February instant, again resolve itself into the said Committee.

13. SUPPLY—ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow:—

1st February.

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1859 for the several services hereunder specified, being—

II.—CHIEF SECRETARY.

(1.)—No. 37. ELECTORAL.

	£	s.	d.
Preparation of Electoral Rolls and Expenses of Elections	50,000	0	0

MAGNETIC SURVEY.

	£	s.	d.	£	s.	d.
(2.)—No. 42. SALARIES.						
Director, with quarters	400	0	0			
Three Assistants—One at £300 and two at £250	800	0	0			
Messenger, with quarters, fuel, and water	110	0	0			
Total (No. 42)				1,310	0	0
(3.)—No. 43. CONTINGENCIES.						
Fuel, Light, and Water	50	0	0			
Stores	40	0	0			
Travelling Expenses	300	0	0			
Incidental Expenses	50	0	0			
Total (No. 43)				440	0	0
TOTAL, MAGNETIC SURVEY	1,750	0	0			

IV.—TREASURER.

(4.)—No. 68. DEFENCES OF THE COLONY.

	£	s.	d.
Towards the Defences of the Colony, as recommended in the Report of the Royal Defence Commission	25,000	0	0

(5.)—No. 73. MISCELLANEOUS.

	£	s.	d.
To Mr. Inspector Furnell—Costs of an action brought against him by one Thomas Darling ...	49	17	4

V.—BOARD OF LAND AND WORKS.

SURVEY, SALE, AND MANAGEMENT OF PUBLIC LANDS.

LAND OCCUPATION BRANCH.

	£	s.	d.	£	s.	d.
(6.)—No. 74. SALARIES AND WAGES.						
Chief Commissioner, including all other allowances, but exclusive of £300 as a Commissioner of Sewerage and Water Supply	800	0	0	800	0	0
Two Commissioners, Wimmera and Portland Bay Districts, at £750, including all other allowances	1,500	0	0	1,500	0	0
Two Clerks—one at £450, one at £350 ...	800	0	0	800	0	0
Licensing Clerk, County of Bourke	300	0	0	300	0	0
Head Ranger	400	0	0			
Twelve Mounted Rangers, at £300	3,600	0	0			
Eight Mounted Rangers, at £280	2,240	0	0			
One Gardener and Gatekeeper	180	0	0			
Three Gatekeepers and Foot Rangers, at £160...	480	0	0	6,900	0	0
Messenger	90	0	0	90	0	0
Total ... ..	...	...	...	10,390	0	0

(7.)—No. 77. ROYAL ENGINEERS.

	£	s.	d.	£	s.	d.
Military Pay, and Allowances of Detachment, viz. :—						
Sergeants, 5s. 9d. per day						
Corporals, 4s. 11d. per day						
Lance Corporals, 2s. 9d. per day						
Sappers, 2s. 11d. per day						
(with fuel, light, and water, barrack and tentage accommodation, and with an allowance in lieu of rations to the men and their families)						
Expenses of Surveys conducted by Royal Engineers, including field allowance to the detachment, equipment, wages of laborers, and all other contingencies, except barrack and tentage accommodation for the detachment, and fuel, light, and water, and an allowance of provisions for the men and their families ...	5600	0	0			
Total (No. 77) ...	...	...	...	6,400	0	0

No. 82. ROADS AND BRIDGES.

4. BALLAARAT DISTRICT.		£	s.	d.	£	s.	d.
(8.)	Ballaarat to Streatham, clearing and making roads, building bridges and culverts ...	2500	0	0			
2. KILMORE AND HEATHCOTE DISTRICT.							
(9.)	Kilmore and Heathcote road, making and maintaining further portions of ...	5000	0	0			
(10.)	Building bridge over Mollison's Creek, at Pyalong ...	1000	0	0			
(11.)— 10. GIPPSLAND.							
	Main Central Road—draining, forming, &c., several portions of the road between Port Albert and Sale, about twenty miles ...	8,000	0	0			
11 WESTERN DISTRICT.							
(12.)	Belfast, Warrnambool. and Ararat ...	30,000	0	0			
12. FINGER POSTS—VARIOUS ROADS.							
(13.)	For the erection of finger posts to denote the roads to the principal townships and gold fields	100	0	0			

No. 86. WORKS AND BUILDINGS.

5. POLICE BUILDINGS.		£	s.	d.	£	s.	d.
(14.)	Erection and repairs of police buildings (including lock-ups, stables, hay sheds, &c.) throughout the Colony...	65000	0	0	65000	0	0
6. GAOLS.							
(15.)	Towards the erection of a gaol at Maryborough	10000	0	0	10000	0	0

And the said Resolutions having been read a second time, were agreed to by the Assembly.

14. CHURCH LANDS SALE BILL.—Mr. D. S. Campbell moved, That this Bill be now read a second time.

Debate ensued.

Mr. O'Shanassy moved, That the further debate on this subject be adjourned until this day.

Question—put and resolved in the affirmative.

15. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ *Imprisonment for Debt Abolition Bill—Second reading,*” until Friday, 4th February instant.

“ *Richmond Church and School Lands Bill—Second reading,—Resumption of Debate;*” and

“ *Bills of Sale Bill—Second reading,*” until Wednesday, 9th February instant.

“ *Preservation of Fish Bill—To be considered in Committee,*” until Friday, 4th February instant.

“ *Mr. Dawson—Report from Select Committee to be taken into consideration,*” until this day.

“ *Dog Act Extension Bill—Second reading,*” until Friday, 4th February instant.

“ *Impounding and Distraining Law Amendment Bill—To be further considered in Committee,*” until Wednesday, 9th February instant.

“ *Mr. Thomas Miles—Report from Select Committee to be taken into consideration;*” and

“ *Ballaarat Bye-law Bill—To be committed,*” until this day ; and

“ *Marriage Bill—Third reading,*” until Friday, 4th February instant.

Assembly adjourned at half-past twelve o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 53.

THURSDAY, 3RD FEBRUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Horne presented—
Parliament Houses Library.—Return to an Order of the Legislative Assembly, dated 19th January, 1859, for—
 - (1.) The specification of work to be done, and materials to be provided, in the erection of the superstructure of the Library of the Houses of Parliament.
 - (2.) The various tenders sent in to the Board of Land and Works by persons offering to contract for the same.

Ordered to lie on the Table.

3. PETITIONS.—Mr. Everard presented a Petition from certain persons assembled at a Public Meeting held at the Heathcote Hotel, praying the House would be pleased to separate the District of Rodney from the Mining District of Sandhurst, inasmuch as the Mining Regulations of Sandhurst are not adapted to the former locality, whilst the inequality of the representation creates an overwhelming majority in all matters of local interest, and the distance and expense of attending prevents local members from sitting.

Ordered to lie on the Table.

Mr. D. S. Campbell presented a Petition from certain Inhabitants at Williamstown, including several Shipowners and Masters of Vessels trading with the Port, praying the House would take the statements set forth in the Petition into consideration, and adopt such means as might seem meet to promote the full development of the resources of the Railways undertaking, and not sacrifice the best interests of the country to the whims of a few discontented individuals.

Petition read, and ordered to lie on the Table.

Mr. Grant presented a Petition from certain Miners, actually employed on or pecuniarily interested in flooded Quartz Reefs in the district of Bendigo, praying the House forthwith to pass a temporary Act, authorising the Mining Board of the Sandhurst District to appoint Committees for the purpose of carrying out an united system of drainage on all wet reefs, and for that purpose enabling such Committees to levy an assessment on all claims which might be proved benefitted by drainage, and to give to the Chairman or the Treasurer of such Drainage Committee the power of enforcing all calls made by the Committee in a summary manner before a Justice of the Peace.

Petition read, and ordered to lie on the Table.

4. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.
Ordered—That the Report be received to-morrow.
Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.
Resolved—That this House will, this day, again resolve itself into the said Committee.

5. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read:—

Additional Estimates, 1859,
and

Additional Supplementary Estimates for 1858.

HENRY BARKLY,
Governor.

Message No. 7.

The Governor transmits to the Legislative Assembly Additional Estimates of Expenditure for the year 1859, and Additional Supplementary Estimate of Expenditure for 1858, and recommends an appropriation of the consolidated revenue accordingly.

Government Offices,

Melbourne, 3rd February, 1859.

Ordered to be printed, together with the accompanying Estimates, and referred to the Committee of Supply.

6. SUPPLY.—The House, according to Order, again resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several further resolutions.

Ordered—That the Report be received to-morrow.

Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.

Resolved—That this House will to-morrow again resolve itself into the said Committee.

7. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council:—

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Council Copies of the Report and Proceedings of the Select Committee of the Legislative Assembly appointed during the present Session of Parliament, on the Wesleyan Methodists Lands Bill.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
3rd February, 1859.

On the motion of Mr. Ebdon, the Assembly ordered that a copy of such Report and Evidence be transmitted to the Legislative Council, as requested by the above Message.

8. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Chapman, the following Order of the Day was read and discharged:—

“Registration Act Amendment Bill—Adoption of Report.”

9. REGISTRATION ACT AMENDMENT BILL.—On the motion of Mr. Chapman, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

Mr. Speaker resumed the Chair; Mr. Aspinall having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.

10. WARDY YALLOCK BRIDGE.—Mr. Ware moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will cause to be placed upon the Estimates for 1859 the sum of £400 for the purpose of improving the approaches to the bridge over the Wardy Yallock, at Pitfield.

Debate ensued.

Motion, by leave, withdrawn.

11. BENDIGO WATER WORKS COMPANY BILL.—On the motion of Dr. Owens, the several amendments made by the Select Committee were read.

And, on the motion of Dr. Owens, the Assembly agreed to the amendments made in Clauses VIII., XIV., XXII., XXVI., and XXVII.

Dr. Owens moved, That the word “each” be omitted from line 7 of clause “A.” and the word “such” inserted instead thereof.

Question—That the word proposed to be omitted stand part of the question—put and negatived.

Question—That the word proposed to be inserted in the place of the word omitted—put and resolved in the affirmative.

On the motion of Dr. Owens, the Assembly agreed to clause “A.” as amended.

On the motion of Dr. Owens the Assembly agreed to the amendments made in clauses B., C., D., XXXV., XLV., XLVII., L., LI., LVII., LVIII., LIX., E., Q., LXV., F. and G.

Dr. Owens moved, That the word “shall” be inserted in the first line of clause H.

Question—That the word proposed to be inserted be so inserted—put and resolved in the affirmative.

On the motion of Dr. Owens, the Assembly agreed to clause H. as so amended.

On the motion of Dr. Owens, the Assembly agreed to the amendments made in clauses I., J., K., LXIX., LXX., LXXIV., L., LXXV., M., R., N., O., P.

And the House having continued to sit till after twelve of the clock—

FRIDAY, 4TH FEBRUARY, 1859.

Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported from the Select Committee, and as amended as above.—Dr. Owens moved, That this Bill be now read a third time.

Debate ensued.

Question—put and resolved in the affirmative.

Dr. Owens moved, That the Bill do now pass.

Question—put and resolved in the affirmative.

Dr. Owens moved, That the following be the title of the Bill:—

“An Act to Incorporate a Company to be called ‘The Bendigo Water Works Company,’ and for other purposes.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

12. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

- “ *Gold Mining on Private Property Bill—To be committed,*”
- “ *Assessment on Stock Act Amendment Bill—To be further considered in Committee,*”
- “ *Administration of Intestate Estates Bill—Second reading,*”
- “ *Audit Act Amendment Bill—To be further considered in Committee,*”
- “ *Chinese Bill—To be further considered in Committee,*” and
- “ *Supreme Court Sittings Bill—To be committed,*” until this day ;
- “ *Mining Societies—Motion for Address—To be considered in Committee,*” until Wednesday, 9th February instant ;
- “ *Bridge over the Yarra—Motion for Address—To be considered in Committee,*” until Tuesday, 8th February instant; and
- “ *Mr. Dawson—Report from Select Committee to be taken into consideration,*”
- “ *Mr. Thomas Miles—Report from Select Committee to be taken into consideration,*”
- “ *Church Lands Sale Bill—Second reading—Resumption of debate,*” and
- “ *Ballaarat Bye-law Bill—To be committed,*” until this day.

Assembly adjourned at eleven minutes past twelve o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 54.

FRIDAY, 4TH FEBRUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented—
 Omco Gold Escort.—Copy Correspondence on the subject of establishing a Gold Escort from the Livingstone Creek Gold Fields.
 Ordered to lie on the Table.
 Mr. Gavan Duffy presented—
 Geodetic Survey.—Report of the Surveyor General on the proposed Geodetic system of Survey for 1859.
 Ordered to lie on the Table.
3. EXPIRING LAWS CONTINUATION BILL.—On the motion of Mr. O'Shanassy, the following amendments made by the Legislative Council in this Bill, were read as follow, viz. :—
 Line 7, after "Acts" insert "as the same have been altered or amended."
 Schedule, line 15, after "amend" insert "An Act intituled An Act to amend."
 And the same having been read a second time, were severally agreed to by the Assembly.
 Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Assembly have agreed to the said amendments.
4. SUPPLY—ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow :—

3rd February.

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1859 for the several services hereunder specified, being—

V.—BOARD OF LAND AND WORKS.

RAILWAYS.

(1)—No. 87. SALARIES AND WAGES.

COMMISSIONER OF RAILWAYS.						£	s.	d.	£	s.	d.
Secretary ...	...	...	...	...	...	1000	0	0			
Accountant ...	...	...	...	...	...	500	0	0			
Chief Clerk ...	...	...	...	...	...	500	0	0			
Four Clerks—Two at £300, one at £250, and one at £200 ...	...	...	...	...	...	1050	0	0			
Messenger ...	...	...	...	...	...	120	0	0			
						3,170	0	0			

**VI.—COMMISSIONER OF TRADE AND CUSTOMS.
CUSTOMS.**

WILLIAMSTOWN.

(2)—No. 98. SALARIES AND WAGES.	£	s.	d.	£	s.	d.
Tide Inspector, with quarters	600	0	0			
Clerk and Landing Waiter	350	0	0			
Five Tide Surveyors—One at £400, two at £375, and two at £350	1850	0	0			
Twenty Tidewaiters—Three at £275, three at £250, one at £225, six at £175, and seven at £150	3900	0	0			
Six Coxswains, at 10s. per day	1095	0	0			
Twenty-four Boatmen, at 8s. per day	3504	0	0			
	11,299	0	0			

LIGHT HOUSES, HARBOR LIGHTS, AND LIGHT VESSELS.

(3)—No. 105. CONTINGENCIES TO NOS. 102, 103, AND 104.	£	s.	d.	£	s.	d.
Oil, wicks, glasses, &c.	5713	0	0			
Ship chandlery and stores	1640	0	0			
Fuel, light, and water	380	0	0			
Total (No. 105) ... ..	...	...	...	7,733	0	0

**II.—CHIEF SECRETARY.
POLICE.**

(4)—No. 21. CONTINGENCIES.	£	s.	d.	£	s.	d.
Travelling Expenses	1800	0	0			
Transmission of Prisoners	1300	0	0			
Purchase of fifty Horses at £30... ..	1500	0	0			
Shoeing and Farriery for Police Horses	1800	0	0			
Forage	25000	0	0			
Provisions for Prisoners	1100	0	0			
Stores (including Carts, Conveyances for Escort, &c.)	6000	0	0			
Fuel, Light, and Water, including Fuel for the Steam Sloop <i>Victoria</i>	4500	0	0			
Incidental Expenses	1000	0	0			
Total (No. 21) ... ..	...	...	...	44,000	0	0

ADDITIONAL ESTIMATES.

I.—HOUSES OF LEGISLATURE.

LIBRARY.

(5)—No. 4. SALARIES.	£	s.	d.
Messenger	200	0	0

II.—CHIEF SECRETARY.

**REGISTRAR GENERAL AND REGISTRAR OF
SUPREME COURT.**

(6)—No. 9. CONTINGENCIES.	£	s.	d.
Extra Clerical Assistance	1,000	0	0

POLICE.

GENERAL POLICE.

(7.)—No. 20. SALARIES AND WAGES.

	£	s.	d.	£	s.	d.
<i>Chief Commissioner's Office.</i>						
Chief Commissioner	1200	0	0			
Senior Clerk	600	0	0			
Six Clerks—One at £500, one at £400, one at £350, one at £300, and two at £250 ...	2050	0	0			
	3850	0	0			
<i>Office of Paymaster and Commissioner.</i>						
Paymaster and Commissioner, exclusive of forage for one horse	800	0	0			
Three Clerks—One at £500, one at £350, and one at £300	1150	0	0			
	1950	0	0			
<i>General Police Force.</i>						
Inspecting Superintendent, with quarters, forage, fuel, water, and services of groom	700	0	0			
Commander of <i>Victoria</i> Steam Sloop, holding rank of Superintendent, with house, fuel, and water	600	0	0			
Nineteen Superintendents—Nine at £550, and ten at £500, with quarters, forage, fuel, water, and services of groom	9950	0	0			
Fourteen Inspectors—Seven at £350, and seven at £325, with quarters, forage, fuel, water, and services of groom	4725	0	0			
Fourteen Sub-Inspectors—Seven at £300, and seven at £275, with quarters, forage, fuel, water, and services of groom	4025	0	0			
One hundred and ten Sergeants—Fifty-five at 12s. per day, and fifty-five at 11s. per day, with quarters, fuel, light, and water	23086	5	0			
Eleven hundred and ninety Constables (835 foot and 355 mounted)—One hundred and forty senior Constables at 10s. 6d. per day, and one thousand and fifty Constables at 10s. per day, with quarters, fuel, light, and water	£218,452	10	0			
Less reduction on account of Constables under one year's service, say fifty mounted men at 6d. per day, and one hundred and fifty foot men at 1s. per day	3,193	15	0			
	*215258	15	0			
<i>*A sum not exceeding £6,000 to be temporarily advanced out of this item, for the purchase of Uniform Clothing to be supplied to the Police, and to be recovered by means of stoppages from Constables' pay for clothing thus issued.</i>						
Quartermaster, with quarters, fuel, and water ...	400	0	0			
Veterinary Surgeon, with quarters, forage, fuel, water, and services of groom	350	0	0			
Second Officer, Steam Sloop <i>Victoria</i>	300	0	0			
First Engineer for Steam Sloop <i>Victoria</i>	350	0	0			
Second Engineer for ditto, at 14s. per day ...	255	10	0			
Shipwright for ditto, at 12s. per day	219	0	0			
Coachsmith for the Escort Service, at 14s. per day	255	10	0			
Farrier, at 14s. per day	255	10	0			
Eight Escort Drivers, at 12s. per day, with quarters, fuel, light, and water	1752	0	0			
Wheelwright for the Escort Service, at 10s. per day, with quarters, fuel, light, and water ...	182	10	0			
Saddler, at 10s. per day, with quarters, fuel, light, and water	182	10	0			
Wives of Constables, for cooking, &c., and Female Searchers—Fifty at £25	1250	0	0			
Total (No. 20) ... ..	...	...	...
	264097	10	0			

PENAL ESTABLISHMENTS.

STOCKADES AND HULKS.				£	s.	d.
(8.)—	26.	SALARIES AND WAGES.				
		Religious Instructors and Schoolmasters	... ..	1,100	0	0

And the said resolutions were read a second time and agreed to by the Assembly.

GEOLOGICAL SURVEYOR.

(9.)—No. 40. SALARIES AND WAGES.				£	s.	d.	£	s.	d.
		Geologist, including £400 in lieu of equipment, travelling expenses &c.	... ..	1400	0	0			
		Palæontologist	... ..	300	0	0			
		Two Draftsmen—Chief Draftsman and Clerk £450, Draftsman at £350	... ..	800	0	0			
		Two Engravers—One at £400 and one at £350	... ..	750	0	0			
		Lithographic Printer	... ..	300	0	0			
		Assistant Pressman at 10s. per working day	... ..	156	10	0			
							3,706	10	0

And the said resolution having been read a second time—

Mr. Hughes moved, That the following words be inserted after the word "Palæontologist," "conditional upon his obtaining the permission of the Council of the University to his holding such office."

Debate ensued.

Motion, by leave, withdrawn.

And the said resolution was agreed to by the Assembly.

BOTANIC AND ZOOLOGICAL GARDENS.

(10.)—No. 45. CONTINGENCIES.				£	s.	d.
		Fencing Paddock, Stabling, and other Incidental Expenses	... ..	500	0	0

MUSEUM AND MINING DEPARTMENT.

(11.)—No. 47. CONTINGENCIES.				£	s.	d.
		Stores, Books, Models, Specimens, and contingent Expenses generally	... ..	1,000	0	0

And the said resolutions were read a second time and agreed to by the Assembly.

5. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.

Ordered—That the Report be received Tuesday, 8th February instant.

Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.

Resolved—That this House will, on Tuesday, 8th February instant, again resolve itself into the said Committee.

6. **REGISTRATION ACT AMENDMENT BILL.**—On the motion of Mr. Chapman, the several amendments made by the Committee of the whole in this Bill were read and agreed to.
 Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Chapman, read a third time.
 Mr. Chapman moved, That the figures “LXIV.” be inserted in the fifth line of Clause XXIII. of this Bill.
 Question—put and resolved in the affirmative.
 Mr. Chapman moved, That the words “of every person” be inserted after the word “full,” in the first column of the second Schedule, division B, to this Bill.
 Question—put and resolved in the affirmative.
 Mr. Chapman moved, That this Bill do now pass.
 Question—put and resolved in the affirmative.
 Mr. Chapman moved, That the following be the title of the Bill :—
“An Act to amend the Law relating to the Registration of Parliamentary Electors.”
 Question—put and resolved in the affirmative.
 Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
7. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“Assessment on Stock Act Amendment Bill—To be further considered in Committee,” until Tuesday, 8th February, instant.
“Gold Mining on Private Property Bill—To be committed,”
“Administration of Intestate Estates Bill—Second reading.”
“Audit Act Amendment Bill—To be further considered in Committee,”
“Chinese Bill—To be further considered in Committee,”
“Supreme Court Sittings Bill—To be committed,” until after the consideration of the first Order of the Day General Business.
8. **SYNOD OF VICTORIA LAW AMENDMENT BILL.**—The Order of the Day for the consideration of this Bill in Committee of the whole Assembly having been read, on the motion of Mr. Chapman, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
 Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
 Resolved—That this House will, on Tuesday, 8th February instant, again resolve itself into the said Committee.
9. **CHINESE BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
 Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 8th February instant.—Bill, as amended, to be printed.
10. **BOARD OF AGRICULTURE BILL.**—Mr. Chapman moved, pursuant to notice, That this Bill be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 8th February instant.
11. **INTRODUCTION OF BRITISH GAME, ETC.**—Mr. Nicholson moved, pursuant to *amended* notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will cause the sum of £500 to be placed on the Estimates for the purpose of assisting Mr. Edward Wilson and other friends of the Colony in their efforts to introduce British Game, Singing Birds, Fish, &c., into this Colony.
 Debate ensued.
 Question—put and resolved in the affirmative.
12. **MRS. MAC DERMOTT.**—Mr. R. S. Anderson moved, pursuant to notice, That this House will, on Wednesday next, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that he will cause the sum of £400 to be placed on the Estimates for 1859 as a gratuity to the Widow of the late Joseph Mac Dermott.
 Debate ensued.
 Question—put and negatived.
13. **CASTLEMAINE GAS BILL.**—Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported from the Select Committee—Bill, on the motion of Mr. Greeves, read a third time and passed.

Mr. Greeves moved, That the following be the title of the Bill:—

“An Act to Incorporate a Company to be called the Castlemaine Gas Company and for other purposes.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

14. **PRESERVATION OF FISH BILL.**—The Order of the Day for the consideration of this Bill in Committee of the whole Assembly having been read—On the motion of Mr. Hancock, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, on Wednesday, 9th February instant, again resolve itself into the said Committee.

15. **DOG ACT EXTENSION BILL.**—Mr. Colin Campbell moved, That this Bill be now read a second time.

Question—put and resolved in the affirmative.—Bill read a second time.

Mr. Colin Campbell moved, That this Bill be now committed to a Committee of the whole House.

Question—put and resolved in the affirmative.

And on the further motion of Mr. C. Campbell, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had gone through the Bill, and agreed to the same, with amendments, the Assembly ordered the same to be taken into consideration Wednesday, 9th February instant.—Bill, as amended, to be printed.

And the House having continued to sit till after twelve of the clock,

SATURDAY, 5TH FEBRUARY, 1859.

16. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of Mr. Greeves, the following Order of the Day was read and discharged:—

“Marriage Bill—Third reading.”

17. **MARRIAGE BILL.**—On the motion of Mr. Greeves, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had made further alterations in this Bill, the Assembly agreed to the same, and ordered the Bill to be read a third time Wednesday, 9th February instant.

18. **MR. DAWSON.**—The Order of the Day for the consideration of the Report from the Select Committee on Mr. Dawson's claim having been read, Mr. Snodgrass moved, That this House will, on Wednesday, 9th February instant, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place on the Estimates for 1859 the sum of £263 1s. 4d., to pay Mr. Surveyor Dawson the amount due to him in consequence of Mr. Long's defalcation.

Question—put and resolved in the affirmative.

19. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

“Gold Mining on Private Property Bill—To be committed,”

“Administration of Intestate Estates Bill—Second reading,”

“Audit Act Amendment Bill—To be further considered in Committee,” and

“Supreme Court Sittings Bill—To be committed,” until Tuesday, 8th February instant.

“Stock and Shares in Execution Sale Bill—To be further considered in Committee,” and

“Imprisonment for Debt Abolition Bill—Second reading,” until Wednesday, 9th February instant.

“Mr. Thomas Miles—Report from Select Committee to be taken into consideration,” until Tuesday, 8th February instant.

“Church Lands Sale Bill—Second reading—Resumption of debate,” until Wednesday, 9th February instant; and

“Ballaarat Bye-law Bill—To be committed,” until Tuesday, 8th February instant.

Assembly adjourned at three minutes past twelve o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 55.

TUESDAY, 8TH FEBRUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor—
Agricultural Statistics.—Agricultural and Live Stock Statistics of Victoria, for the year ending 31st March, 1858.
Ordered to lie on the Table.
Mr. O'Shanassy also presented—
Gold Fields Act.—Orders in Council.
Ordered to be printed.
Mr. Harker presented—
Bank Liabilities and Assets.—General Abstract of sworn Returns of the average Liabilities and Assets of the several Banks of Victoria, for the Quarter ending 31st December, 1858.
Ordered to be printed.
3. PETITION.—Dr. Embling presented a Petition from R. Manuel, styling himself President of the National Reform Association, praying the House would duly consider the matters contained in the Petition for the establishment of a just land system.
Petition read and ordered to lie on the Table.
Dr. Thomson presented a Petition from John Browne, settler in the Wardy Yallock, in the Portland Bay district, praying the House to take the statements contained in the Petition into consideration.
Ordered to lie on the Table.
Mr. Mollison presented a Petition from William M. Bell, member of Synod of the "Free Presbyterian Church of Victoria," and Chairman of Synod's Committee on property, of which Church the Rev. William Miller is moderator, praying the House that the Synod of Victoria Law Amendment Bill might be now referred to a Select Committee, so as to investigate and protect the civil rights of both parties, or to take such other course as the House in its wisdom should see fit.
Ordered to lie on the Table.
4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk-Assistant of the Council:—
MR. SPEAKER,
The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to amend the Law relating to the more easy recovery of certain Debts and Demands,*" and acquaint the Legislative Assembly that the Legislative Council have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chambers,
Melbourne, 8th February, 1859.
On the motion of Mr. Grant, the Assembly ordered the above amendments to be printed, and taken into consideration to-morrow.
5. PRINTING COMMITTEE.—Dr. Owens, on behalf of Mr. Speaker, Chairman, brought up the Twelfth Report from this Committee.
Ordered to lie on the Table and to be printed.

6. SUPPLY—ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow:—
4th February.

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the several services hereunder specified, being—

III.—ATTORNEY GENERAL.

SUPREME COURT.

	£	s.	d.	£	s.	d.
(1.)—No. 52. SALARIES.						
MASTER IN EQUITY AND COMMISSIONER OF INSOLVENT ESTATES.						
Master in Equity— <i>Special Appropriation</i> under ACT 18 & 19 Vic., cap. 55						
Commissioner of Insolvent Estates	1200	0	0			
Chief Clerk	600	0	0			
Clerk of the Insolvent Court	500	0	0			
Four Clerks—One at £400, one at £250, and two at £200	1050	0	0			
Bailiff and Messenger	200	0	0			
Messenger	120	0	0			
Bailiff and Messenger, Insolvent Court, Geelong	200	0	0			
Total (No. 52)				3,870	0	0
MASTER IN EQUITY, ETC.						
(2.)—No. 53. CONTINGENCIES.						
Clerical Assistance				208	0	0

IV.—TREASURER.

	£	s.	d.	£	s.	d.
GOVERNMENT PRINTER.						
(3.)—No. 63. SALARIES AND WAGES.						
Clerk supervising the printing of the Railway Loan Debentures, six months, at £550				275	0	0
(4.)—No. 64. CONTINGENCIES.						
Cost of printing the Railway Loan Debentures				700	0	0

(5.)—No. 71. CHARITABLE INSTITUTIONS.

	£	s.	d.	£	s.	d.
GRANTS IN AID.						
Orphan Asylum, Geelong, for maintenance	1450	0	0			
Roman Catholic Orphanage, Geelong, for maintenance	800	0	0			

V.—BOARD OF LAND AND WORKS.

LANDS.

	£	s.	d.	£	s.	d.
(6.)—No. 74. SALARIES AND WAGES.						
SURVEYOR GENERAL'S OFFICE.						
One Clerk				200	0	0
LITHOGRAPHIC BRANCH.						
Five Lithographers—Two at £400, one at £350, one at £300, and one at £250	1700	0	0			
Three Lithographic Pressmen at £300	900	0	0			
	2600	0	0			
(7.)—No. 75. CONTINGENCIES.						
Keeper of Survey Paddock, Richmond, at 6s. per day				109	10	0

BOARD OF LAND AND WORKS—LANDS—*continued.*(8.)—No. **82.** ROADS AND BRIDGES.

	£	s.	d.	£	s.	d.
2. EAST BOURKE DISTRICT.						
Bridge over the Yarra at Heidelberg (in lieu of 1858)	5,500	0	0
— DISTRICT.						
Formation of road between Melbourne and Footscray	800	0	0
4. BALLAARAT DISTRICT.						
Bridge over the Caledonian Creek, and other Improvements	3,000	0	0
Clearing and making portions of road between Ballaarat and Amherst	7,500	0	0
5. CASTLEMAINE DISTRICT.						
New Bridge over Campbell's Creek (in lieu of 1858)	1000	0	0
8. KILMORE AND HEATHCOTE DISTRICT.						
Improvements on Main Road near Rushworth	2,000	0	0
Bridge over Sunday Creek at Broadford	3,000	0	0
New Bridge over Mollison's Creek, at Pyalong (in lieu of 1858)	1,000	0	0
Improvements on Road between Lancefield and Kilmore	2,000	0	0
11. WESTERN DISTRICT.						
Completion of Tramway from Portland to the Grange	14,000	0	0

WORKS.

COMMISSIONER OF PUBLIC WORKS.

Melbourne.(9.)—No. **83.** SALARY AND WAGES.

	£	s.	d.	£	s.	d.
Engineer in charge of heating, lighting, and ventilation of Parliament Houses, at £300	300	0	0

(10.)—No. **86.** WORKS AND BUILDINGS.

1. BUILDINGS, MELBOURNE.

Additions, &c., to Parliament Houses	2,000	0	0
---------------------------------------------	-----	-----	-----	-------	---	---

8. COURT HOUSES.

Erection of Court House, Ballaarat East (lieu of 1858 vote for £1,000, lapsed)	2,000	0	0
---------------------------------------------------------------------------------------	-----	-----	-----	-------	---	---

COURTS OF PETTY SESSIONS.

Amherst	500	0	0
----------------	-----	-----	-----	-----	---	---

11. LIGHTHOUSES.

Towards completion of Lighthouse, Port Albert (lieu of portion of 1858 vote, lapsed)	250	0	0
---------------------------------------------------------------------------------------------	-----	-----	-----	-----	---	---

Towards completion of Lighthouse, Portland (lieu of portion of 1858 vote, lapsed)	236	0	0
------------------------------------------------------------------------------------------	-----	-----	-----	-----	---	---

Towards completion of Lighthouse, Warrnambool (lieu of portion of 1858 vote, lapsed)	363	0	0
---------------------------------------------------------------------------------------------	-----	-----	-----	-----	---	---

Towards completion of Iron Lighthouse, Swan Spit (lieu of portion of 1858 vote, lapsed)	1,997	0	0
------------------------------------------------------------------------------------------------	-----	-----	-----	-------	---	---

17. MISCELLANEOUS WORKS.

Completion of a Drain at Reilly-street, Collingwood	6,000	0	0
------------------------------------------------------------	-----	-----	-----	-------	---	---

RAILWAYS.

COMMISSIONER OF RAILWAYS.

PASSENGER TRAFFIC.

No. 87. SALARIES AND WAGES.

Guards.

Two guards on the line from Melbourne to Sun-
bury, at 12s. per day 438 0 0
Two guards on the Williamstown line, at 12s.
per day... .. 438 0 0

Main-line Stations.

Amount required for the undermentioned stations
for three months, additional, viz.:—

	£	s.	d.
Cut-paw-paw	37	10	0
Darlington	37	10	0
Ballaarat and Keilor Road	83	2	6
Keilor Plains	95	12	6
Diggers' Rest Terminus	308	10	0

562 5 0

ENGINEER IN CHIEF.

(14.)—No. 89. SALARIES AND ALLOWANCES.

Occasional Assistance.

	£	s.	d.
Extra Clerical and Professional Assistance

3,000 0 0

WORKING EXPENSES OF LINE.

Footscray to Diggers Rest.

(15.)—No. 93. SALARIES AND WAGES.

	£	s.	d.
Amount required for three months additional

1,772 7 0

FORMATION OF CEMETERIES.

(16.)—No. 97.

	£	s.	d.
Throughout the Colony	3000	0	0

3,000 0 0

FURTHER SUPPLEMENTARY ESTIMATES FOR THE YEAR 1858.

II.—CHIEF SECRETARY.

EDUCATION.

(17.)—No. 36.

	£	s.	d.
To meet engagements of Denominational School Board

5,000 0 0

EXPERIMENTAL FARM.

(18.)—No. 51. CONTINGENCIES.

	£	s.	d.
To defray liabilities incurred against the Vote of 1857 for "Grants in Aid of the Promotion of Agriculture"

692 10 0

III.—ATTORNEY GENERAL.

CORONERS.

(19.)—No. 59. CONTINGENCIES.

	£	s.	d.
Coroners' Fees	200	0	0
Burials	400	0	0

600 0 0

IV.—TREASURER.
CHARITABLE INSTITUTIONS.

(20.)—No. 70. GRANTS IN AID.

	£.	s.	d.	£.	s.	d.
Lying-in Hospital, for Building, on condition that a sum equal to one-half the amount be raised by private contributions		400	0	0
Immigrants Aid Society, on account of maintenance of, and clothing supplied to the destitute children committed to the care of Dr. Earley by the Benches of Magistrates at Melbourne and Geelong, for the months of October, November, and December, 1858		432	1	10

MISCELLANEOUS.

(21.)—No. 72.

	£	s.	d.	£	s.	d.
To reimburse those Constables who were employed at Clunes during the recent disturbances, their losses sustained in Clothing, &c.		121	2	0
To enable the Treasurer to liquidate certain ascertained Claims for Services prior to 1858		67	7	0
Gratuity to the widow of the late Sub-Inspector Wrixon, in accordance with the Resolution of the Legislative Assembly		500	0	0
Gratuity to the widow of the late Assistant Telegraph Master Dean, in accordance with the Resolution of the Legislative Assembly		250	0	0
To make good the defalcations of J. G. McGregor, late Chief Clerk in the office of the Paymaster of Police, in accordance with the Report of a Select Committee		2,294	10	10
Rates levied on intending Passengers to Port Curtis from Melbourne, who, however, reloaded without having disembarked at Port Curtis:—						
Per <i>Invincible</i>		98	0	0
Per <i>Formosa</i>		33	5	0
Allowance to Mr. W. B. Ord, a clerk in the Department of Lands and Survey, in accordance with the Resolution of the Legislative Assembly		175	0	0

And the same Resolutions having been read a second time, were agreed to by the Assembly.

7. **SUPPLY.**—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to several resolutions.
Ordered—That the Report be received to-morrow.
Mr. Aspinall also acquainted the House that he was directed to move that the Committee may have leave to sit again.
Resolved—That this House will, on Thursday, 10th February instant, again resolve itself into the said Committee.
8. **PAPERS.**—Mr. Gavan Duffy presented—
Expense of Surveys.—Return of the Field Work sent in by the Surveyors and Assistant Surveyors, for the year 1858, shewing the quantity of Town, Suburban, and Country Land marked for sale, and the cost of the field parties and the expenses of the offices in each district.
Assessment on Stock.—Summary shewing total arrears of Assessment for each District.
Severally ordered to lie on the Table.
9. **ASSESSMENT ON STOCK ACT AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Thursday, 10th February instant.—Bill as amended to be printed.

10. **GOLD MINING ON PRIVATE PROPERTY BILL.**—The Order of the Day for the consideration of this Bill in Committee of the whole Assembly having been read—On the motion of Mr. Ireland, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
11. **AUDIT ACT AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration on Thursday, 10th February instant.—Bill as amended to be printed.
12. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“ *Administration of Intestate Estates Bill—Second reading,*” and
“ *Supreme Court Sittings Bill—To be committed,*” until Thursday, 10th February instant.
13. **CHINESE BILL.**—On the motion of Mr. O’Shanassy, the amendments made in this Bill in Committee of the whole Assembly were read and agreed to, and the Bill ordered to be read a third time to-morrow.
14. **BOARD OF AGRICULTURE BILL.**—Mr. Chapman moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. Chapman moved, That this Bill be now committed to a Committee of the whole House.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Chapman, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on Thursday, 10th February instant, again resolve itself into the said Committee.
15. **MELBOURNE AND ESSENDON RAILWAY BILL.**—On the motion of Mr. Brooke, the several amendments made in this Bill in the Select Committee were read and agreed to by the Assembly, and the Bill ordered to be read a third time to-morrow.
16. **BRIDGE OVER THE YARRA.**—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting a respectful Address to His Excellency the Governor, praying that His Excellency will cause the sum of £10,000 to be placed upon the Supplementary Estimates for 1859, towards the erection of a Bridge over the River Yarra at the Falls below Prince’s Bridge, having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to a certain Resolution.
Ordered—That the Report be received to-morrow.
And the House having continued to sit till after twelve of the clock—

WEDNESDAY, 9TH FEBRUARY, 1859.

17. **SYNOD OF VICTORIA LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Mr. Chapman moved, That this House will, “this day,” again resolve itself into the said Committee.
Mr. Mollison moved, as an amendment, That the words “this day” be omitted, and the words “Thursday next” inserted instead thereof.
Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative.
Question—That this House will, this day, again resolve itself into the said Committee—put and resolved in the affirmative.

18. INTRODUCTION OF BRITISH GAME, ETC.—The Order of the Day for the considerationⁿ in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will cause the sum of £500 to be placed on the Estimates for the purpose of assisting Mr. Edward Wilson and other friends of the Colony in their efforts to introduce British Game, Singing Birds, Fish, &c., into this Colony having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that it appeared by the report of the Tellers on a division in Committee that a quorum of members were not present, the House was counted by Mr. Speaker, and a quorum not being present, Mr. Speaker, at twenty-eight minutes to one o'clock, adjourned the House, without question being first put, until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 56.

WEDNESDAY, 9TH FEBRUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council a copy of the Report and Proceedings from the Select Committee of the Legislative Assembly, in the present session of Parliament, upon the Bill intituled "*An Act to incorporate a Company to be called 'The Bendigo Water Works Company,' and for other purposes.*"

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
8th February, 1859.

On the motion of Dr. Owens, the Assembly ordered that a message be transmitted to the Legislative Council, enclosing a copy of such Report and Proceedings.

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council a copy of the Report and Proceedings from the Select Committee of the Legislative Assembly, in the present Session of Parliament, upon the Bill intituled "*An Act to incorporate a Company to be called 'The Castlemaine Gas Company,' and for other purposes.*"

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
8th February, 1859.

On the motion of Mr. Sitwell, the Assembly ordered that a Message be transmitted to the Legislative Council, enclosing a copy of such Report and Proceedings.

3. PETITIONS.—Mr. Board presented a Petition from certain Tradesmen, Mechanics, Artisans, Laborers, &c., engaged in industrial and other pursuits in Geelong and the Western District, praying the House would take into its most earnest and serious consideration the present depressed state of the trade and industrial pursuits in the Colony, and adopt such measures as might tend to advance the interests of all classes of the community, and thus ensure contentment, happiness, and prosperity to the masses of the population now vainly striving to gain a livelihood in Victoria.

Petition read, and ordered to lie on the Table.

Mr. Grant presented a Petition from certain Merchants, Miners, Storekeepers, and other Residents of Bendigo, and the Members of the Sandhurst Mechanics' Institute and Literary and Scientific Association, praying that, as the Session is fast approaching its close, the House would take the statements set forth in the Petition into consideration previously to the Estimates being closed.

Petition read, and ordered to lie on the Table.

4. **POSTPONEMENT OF BUSINESS.**—On the motion of Mr. Service, the Assembly ordered that the consideration of all the business on the Paper for to-day be postponed until after the consideration of the following Order of the Day:—

“*Synod of Victoria Law Amendment Bill—To be further considered in Committee.*”

5. **SYNOD OF VICTORIA LAW AMENDMENT BILL.**—The Order of the day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair, and Mr. Aspinall having reported that the Committee had gone through the Bill, and agreed to the same with amendments; Mr. Chapman moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the reconsideration of this Bill.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration thereof.

Mr. Speaker resumed the Chair, and Mr. Aspinall having reported that the Committee had agreed to the Bill, with further amendments, the Assembly ordered the same to be taken into consideration to-morrow.

Bill, as amended, to be printed.

6. **GATE LODGE, UNIVERSITY.**—Mr. Hughes moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to cause the sum of £200 to be placed on the Supplementary Estimates, for the purpose of providing a Gate Lodge at the University.

Question—put and resolved in the affirmative.

7. **PAYMENT OF MEMBERS.**—Mr. Perry moved, pursuant to notice, That it is the opinion of this House, that in order to ensure a fair representation of the Colony in the new Parliament, and to give effect to the Reform Bills, it is expedient that provision should be made for the payment of Members of the Assembly; and that a scale of compensation should be determined upon prior to the dissolution of the present House, and preparatory to the General Election.

Mr. Greeves moved the previous question.

Debate ensued.

Question—That this question be now put—put.

Assembly divided.

Ayes, 17.

Mr. Aspinall,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Everard,
Mr. Harker,
Mr. Hughes,
Mr. Humffray,
Mr. Ireland,
Mr. Myles,
Mr. O'Shanassy,
Mr. Perry,
Mr. Phelan,
Mr. Wills,
Dr. Owens,
Mr. R. S. Anderson, } *Tellers.*

Noes, 25.

Mr. Adamson,
Mr. Beaver,
Mr. Board,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Dr. Embling,
Mr. Grant,
Mr. Greeves,
Mr. Heales,
Mr. Henty,
Mr. Horne,
Mr. McCulloch,
Mr. Michie,
Mr. Mollison,
Mr. Moore,
Mr. Nicholson,
Mr. Ricardo,
Mr. Rutledge,
Mr. Ware,
Mr. Wilkie,
Mr. Wood,
Mr. Service, } *Tellers.*
Mr. O'Brien,

And so it passed in the negative.

8. **MESSRS. PEARSE AND DALZIELL.**—Mr. D. S. Campbell moved, pursuant to *amended* notice, That the claim of Messrs. Pearse and Dalziell, in connexion with their contracts for the Patent Slip, be submitted to arbitration.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 25.

Mr. Adamson,
Mr. Aspinall,
Mr. Beaver,
Mr. Board,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Grant,
Mr. Greeves,
Mr. Heales,
Mr. Henty,
Mr. Hughes,
Mr. Humffray,
Mr. Lalor,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Mr. Nicholson,
Dr. Owens,
Mr. Perry,
Mr. Quarterman,
Mr. Service,
Dr. Thomson,
Dr. Embling, } *Tellers.*
Mr. Phelan, }

Noes, 16.

Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Mr. Ebden,
Dr. Evans,
Mr. Everard,
Mr. Horne,
Mr. Ireland,
Mr. Mollison,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Rutledge,
Mr. Ware,
Mr. Wilkie,
Mr. R. S. Anderson, } *Tellers.*
Mr. Harker, }

And so it was resolved in the affirmative.

9. MR. VINCENT PYKE.—Mr. Humffray moved, pursuant to notice, That this House will to-morrow resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that the sum of £450 be placed on the Supplementary Estimates for 1859; the said sum being the balance of salary due to Mr. Vincent Pyke, Emigration Agent for the Colony of Victoria.

Debate ensued.

Mr. Mollison moved, That the further debate on this subject be adjourned until to-morrow.

Question—put and resolved in the affirmative.

10. GRANT-IN-AID TO JEWISH SYNAGOGUE.—Mr. Service moved, pursuant to notice, That this House will to-morrow resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will cause to be placed on the Estimates for 1859 the sum £2000 as a grant-in-aid of the funds of the Jewish Synagogue, Melbourne.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 28.

Mr. Adamson,
Mr. Beaver,
Mr. D. S. Campbell,
Mr. Chapman,
Mr. Davis,
Mr. Gavan Duffy,
Mr. Ebden,
Dr. Embling,
Dr. Evans,
Mr. Grant,
Mr. Greeves,
Mr. Hancock,
Mr. Heales,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. Ireland,
Mr. Michie,
Mr. Nicholson,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Ricardo,
Mr. Service,
Mr. Snodgrass,
Mr. Wood,
Mr. Moore, } *Tellers.*
Mr. Ware, }

Noes, 11.

Mr. Board,
Mr. C. Campbell,
Mr. Crews,
Mr. Everard,
Mr. Henty,
Mr. Mollison,
Mr. Myles,
Mr. Rutledge,
Mr. Wilkie,
Mr. R. S. Anderson, } *Tellers.*
Mr. Harker, }

And so it was resolved in the affirmative.

11. MR. MICHAEL HANIFY.—Mr. Adamson moved, pursuant to *amended* notice, That the case of Mr. Michael Hanify, charged with misconduct as an Officer of the Government, be referred for enquiry to a Select Committee of this House, consisting of Mr. Harker, Mr. Ebden, Mr. Brooke, Mr. Service, and the Mover; three to form a quorum; with power to take evidence, and send for persons and papers.

Debate ensued.

And the House having continued to sit till after Twelve of the clock,

THURSDAY, 10TH FEBRUARY, 1859.

Question—put.

Assembly divided.

Ayes, 16.
 Mr. Adamson,
 Mr. Beaver,
 Mr. Board,
 Mr. Brooke,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Ebden,
 Mr. Michie,
 Mr. Nicholson,
 Dr. Owens,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Snodgrass,
 Mr. Ware,
 Mr. Service, } *Tellers.*
 Dr. Greeves, }

Noes, 20.
 Mr. Blair,
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Everard,
 Mr. Hancock,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. Humffray,
 Mr. Ireland,
 Mr. Myles,
 Mr. O'Shanassy,
 Mr. Phelan,
 Dr. Thomson,
 Mr. Wilkie,
 Mr. Wills,
 Mr. Ricardo, } *Tellers.*
 Mr. O'Brien, }

And so it passed in the negative.

12. MR. J. BROWN.—Dr. Thomson moved, pursuant to notice, That the Petition of Mr. Brown, presented to the House 8th February instant, be referred to the Select Committee now sitting on Mr. McLachlan's case.

Question—put and resolved in the affirmative.

13. DUNOLLY AND KORONG ROAD.—Dr. Owens moved, pursuant to notice, That this House will to-morrow resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to place on the Estimates for 1859 the sum of £2000 for the construction of the Main Road through the Township of Kingower, and for the repairs of the Main Road from Dunolly to Korong.

Debate ensued.

Question—put and negatived.

14. BALLAARAT ROAD, KEILOR AND MELTON.—Mr. Wilkie moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency, praying that he will cause the sum of £5000 to be placed on the Supplementary Estimates for 1859, towards the formation of the Main Melbourne and Ballaarat Road, between the Townships of Keilor and Melton.

Debate ensued.

Question—put and negatived.

15. MALDON ROAD.—Mr. Aspinall moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying His Excellency to cause to be placed on the Estimates for 1859 the sum of £4200 for the making of the road through the township of Maldon.

Debate ensued.

Question—put and negatived.

16. INTRODUCTION OF BRITISH GAME, ETC.—The Order of the Day for the further consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will cause the sum of £500 to be placed on the Estimates for the purpose of assisting Mr. Edward Wilson and other friends of the Colony in their efforts to introduce British Game, Singing Birds, Fish, &c, into this Colony having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

Mr. Speaker resumed the Chair; Mr. Aspinall reported that the Committee had come to a certain resolution.

Ordered—That the Report be received this day.

17. **MR. THOMAS MILES.**—The Order of the Day for the consideration of the Report from the Select Committee to which this case was referred having been read—On the motion of Mr. Humffray, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair; Mr. Aspinall reported that the Committee had come to a certain resolution.
Ordered—That the Report be received this day.
18. **BALLAARAT BYE-LAW BILL.**—The Order of the Day for the consideration of this Bill in Committee of the whole Assembly having been read—on the motion of Mr. Humffray, Mr. Speaker left the Chair; and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had gone through the Bill, and had agreed to the same with amendments, the Assembly ordered the same to be taken into consideration this day.
Bill, as amended, to be printed.
19. **RICHMOND CHURCH AND SCHOOL AND LANDS BILL.**—The Order of the Day for the resumption of the debate, That this Bill be now read a second time having been read, Mr. D. S. Campbell moved, That this Bill be now read a second time.
Mr. Ireland moved, That this debate be now adjourned.
Question—That this debate be now adjourned, put and negatived.
Question—That this Bill be now read a second time, put and resolved in the affirmative.
Bill read a second time.
20. **DISCHARGE OF ORDER OF THE DAY.**—The Assembly ordered that the following Order of the Day be read and discharged :—
“ Impounding and Distraining Laws Amendment Bill—To be further considered “ in Committee.”
21. **MARRIAGE BILL.**—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—
Mr. Greeves moved, That this Bill be now read a third time.
Question—put and resolved in the affirmative.
Mr. Greeves moved, That the word “ March ” be omitted from Line 1 of Clause I, of this Bill, and the word “ May ” inserted instead thereof.
Question—That the word proposed to be omitted, stand part of the question—put and negatived.
Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.
Question—That this Bill do now pass—put and resolved in the affirmative.
Mr. Greeves moved, That the following be the title of the Bill :—
“ An Act to amend and consolidate the Laws affecting the solemnization of “ Marriage.”
Question—put and resolved in the affirmative.
Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly had agreed to the same with amendments, to which they request the concurrence of the Legislative Council.
- POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“ Land Sales—Resolutions to be further considered in Committee,”
“ Bills of Sales Bill—Second reading,” and
“ Mining Societies—Motion for Address—To be considered in Committee,” until to-day.
“ Stock and Shares in Execution Sale Bill—To be further considered in Committee,
and
“ Imprisonment for Debt Abolition Bill—Second reading,” until to-morrow.
“ Preservation of Fish Bill—To be further considered in Committee,” until to-day.
“ Dog Act Extension Bill.— Adoption of Report,” until to-morrow.
“ Mr. Dawson—Motion for Address.—To be considered in Committee,” until to-day, and
“ Church Lands Sale Bill—Second reading—Resumption of debate,” until to-morrow.
23. **COUNTY COURTS ACT AMENDMENT BILL.**—On the motion of Mr. Service, the amendments made by the Legislative Council in this Bill were read, and are as follow :—
Clause I, line 6, after “ person ” insert “ does not usually reside within the Colony and.”
Insert new clause to stand as clause II. “ No order under this Act shall be removed into the Supreme Court by *certiorari* or otherwise.”
Insert new clause to stand as clause III. “ This Act shall continue in force for one year and thence to the end of the then next session of Parliament.”
Mr. Service then moved, That the Assembly do agree with the Council in the above amendments.
Debate ensued.

Question—put.
 Assembly divided.

Ayes, 7.
 Mr. Beaver,
 Mr. Mollison,
 Dr. Owens,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Service,
 Mr. D. S. Campbell, } *Tellers.*

Noes, 8.
 Mr. R. S. Anderson,
 Mr. Aspinall,
 Mr. Brooke,
 Mr. Harker,
 Mr. Horne,
 Mr. Phelan,
 Mr. Hancock, } *Tellers.*
 Mr. Crews,

And it appearing by the Report of the Tellers that a quorum of members were not present, Mr. Speaker, at twenty-three minutes past one o'clock, adjourned the House, without question being first put, until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 57.

THURSDAY, 10TH FEBRUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RIVER AND HARBOR TRUST.—Mr. Service, Chairman, brought up the Report from this Committee.
Ordered to lie on the Table, and, together with the Proceedings of the Committee and Minutes of Evidence, to be printed.
3. PAPERS.—Mr. O'Shanassy presented—
Central Province Rolls.—Part Return to an Order of the Legislative Assembly, dated 12th January, 1859, That the claims to be placed on the Second Special Electoral Roll for the St. Kilda, Windsor, and South Yarra Divisions of the Central Province be laid on the Table of the House for inspection.
Ordered to lie on the Table.
4. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read :—
Further Additional Estimates, 1859.
HENRY BARKLY, *Message No. 8.*
Governor.
The Governor transmits to the Legislative Assembly further Additional Estimates of Expenditure for the Year 1859, and recommends an appropriation of the consolidated revenue accordingly.
Government Offices, 10th February, 1859.
Ordered to be printed, together with the accompanying Estimates, and referred to the Committee of Supply.
5. LAND LAWS COMMITTEE.—Mr. Wills, Chairman, brought up the Report from this Committee.
Ordered to lie on the Table, and, together with the Proceedings of the Committee and Minutes of Evidence, to be printed.
6. MR. F. BYERLEY'S COMMITTEE.—Mr. Snodgrass, Chairman, brought up the Report from this Committee.
Report read, ordered to lie on the Table, and, together with the Proceedings of the Committee and Minutes of Evidence, to be printed.
7. SUPPLY—ADDITIONAL SUPPLEMENTARY ESTIMATES FOR 1858.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow :—
8th February.
Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the supplementary charges for the year 1858 for the several services hereunder specified, being—

V.—BOARD OF LAND AND WORKS.

WORKS AND BUILDINGS.

(1.)—No. 78. SALARIES.

	£	s.	d.		£	s.	d.
COMMISSIONER OF PUBLIC WORKS.							
Salary of Inspector-General of Public Works and Buildings, from 21st Dec. to 31st Dec., 1858, at £1200	...	...	...	...	35	9	8
TEMPORARY ASSISTANCE.							
Draftsmen	150	16	1				
Clerks of Works	83	6	8				
Foremen of Works	300	0	0				
Architects' Commission	300	0	0				
Overtime to Draftsmen	700	0	0				
					1,534	2	9

BOARD OF LAND AND WORKS—WORKS AND BUILDINGS—*continued.*

	£	s.	d.	£	s.	d.
(2.)—No. 79. CONTINGENCIES.						
Travelling expenses	400	0	0	400	0	0
<i>Liabilities against Votes of 1857.</i>						
No. 80. Towards erection of Treasury and Audit Office	1765	6	6			
No. 81. Erection of Jetty at Sanatorium ...	43	0	0			
No. 82. Completion of Patent Slip ...	374	11	3			
Construction of New Steam Dredge, &c. ...	4693	13	0			
No. 84. Erection and Repair of Police Buildings	235	0	0			
No. 87. Erection of Court House at Sandhurst	341	0	0			
Erection of District Police Court, Melbourne	700	0	0			
No. 88. Erection of Sub-Treasury at Beechworth	78	6	3			
No. 91. Erection of Lighthouse at Cape Schanck	1335	8	9			
No. 93. Erection of Post Office, Castlemaine	65	0	0			
No. 94. Reward for the Discovery of a first-class Quarry of Limestone, &c. ...	800	0	0			
Laying on Water and Gas to Public Buildings and Offices, including liabilities against previous years	459	1	8			
No. 95. Additions and Repairs to Lighthouses, Cape Otway and Gellibrand's Point ...	32	14	0			
				10,923	1	5
<i>Liabilities against Votes of 1858.</i>						
No. 80. Towards the completion of New Customs House	15055	7	0			
No. 86. Towards the erection of New Buildings, Panopticon, &c.	1700	0	0			
No. 87. Erection of Court House, Ararat (Circuit and General Sessions)	295	0	0			
Erection of Court House, Sandhurst (Petty Sessions)	200	0	0			
Erection of Court House, St. Kilda (Petty Sessions)	400	0	0			
No. 92. New Stations, &c., Electric Telegraph	1080	0	0			
No. 93. Completion of Post Offices, &c., Ballaarat, Beechworth, Castlemaine, and Sandhurst	400	0	0			
No. 95. Additions and Repairs to Public Buildings, Melbourne District	1000	0	0			
No. 96. Fencing, &c., Police and other Reserves	500	0	0			
				20,630	7	0
No. 84. Erection and Repairs of Police Buildings	109	10	0			
No. 87. District Police Court, Melbourne, additional work	1927	17	3			
Erection of Court House at Ararat (Circuit and General Sessions)	70	0	0			
Erection of Court House at Whipstick (Petty Sessions)	444	0	0			
Erection of Court House at Carngham (Petty Sessions)	387	0	0			
No. 89. Towards Erection of New Military Barracks, Melbourne	100	0	0			
No. 95. Additions and Repairs to Public Buildings, Melbourne District	300	0	0			
				3,338	7	3
(3.)—No. 77. ROADS AND BRIDGES.						
<i>Liabilities against Votes of 1857.</i>						
Melbourne District	497	8	4			
Geelong and Ballaarat and Western Districts ...	551	8	7			
Geelong District Roads	7969	8	8			
Main Western Road	1926	0	0			
Tramway from Portland	7480	8	9			
Employment of Labor	70	1	0			
				18,494	15	4

BOARD OF LAND AND WORKS—*continued.*

RAILWAYS.

(4.)—No. 98. SALARIES AND WAGES.

						£	s.	d.	£	s.	d.
COMMISSIONER'S OFFICE.											
Goods traffic	...	...	...	...	...	71	12	8			
Williamstown Station	...	...	...	...	...	13	7	9			
No. 100. SALARIES AND WAGES.											
ENGINEER IN CHIEF.											
<i>Drafting Branch.</i>											
Junior Draftsman	...	...	...	...	...	27	17	9			
FIELD BRANCH.											
Engineers and Inspectors of Works	...	...	...	...	...	2882	11	7			
Wages of Laborers	...	...	...	...	...	1963	17	1			
									4,959	6	10

VI.—COMMISSIONER OF TRADE AND CUSTOMS.

(5.)—No. 118.

						£	s.	d.			
INTRODUCTION OF IMMIGRANTS.											
To cover certain refunds of deposits under the Remittance Regulations, Liability against Vote of 1857						472	0	0

II.—CHIEF SECRETARY.

POLICE.

No. 22. CONTINGENCIES.

						£	s.	d.	£	s.	d.
Transmission of Prisoners	...	...	...	...	...	600	0	0			
Shoeing and Farriery	...	...	...	...	...	700	0	0			
Forage	...	...	...	...	...	1900	0	0			
Provisions for Prisoners	...	...	...	...	...	800	0	0			
Incidental Expenses	...	...	...	...	...	450	0	0			
									4,450	0	0

And the said Resolutions having been read a second time, were agreed to by the Assembly.

8. GOLD MINING ON PRIVATE PROPERTY BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had gone through the Bill, and had agreed to the same with amendments—Mr. Ireland moved, That the Bill be now recommitted to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Ireland, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had agreed to the Bill with further amendments, the Assembly ordered the same to be taken into consideration Tuesday, 15th February instant.—Bill, as amended, to be printed.

9. PAPERS.—Dr. Evans presented—

Mrs. Dunstone.—Copy Memorial presented on behalf of Mrs. Dunstone.

Ordered to lie on the Table.

23. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

- “ *Administration of Intestate Estates Bill—Second reading* ”
- “ *Supreme Court Sittings Bill—To be committed,* ” and
- “ *Board of Agriculture Bill—To be further considered in Committee,* ” until this day.
- “ *County Courts Act Amendment Bill—Amendments by Council—Resumption of Debate,* ” until Wednesday, 16th February instant ;
- “ *Melbourne and Essendon Railway Bill—Third reading,* ” until this day ;
- “ *Gate Lodge at University—Motion for Address—To be considered in Committee,* ”
- “ *Mr. Vincent Pyke—Motion for Address—Resumption of Debate,* ” and
- “ *Land Sales—Resolutions to be further considered in Committee,* ” until this day ;
- and
- “ *Mining Societies—Motion for Address—To be considered in Committee,* ” until Wednesday, 15th February instant.

24. **PRESERVATION OF FISH BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair ; and Mr. Aspinall having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 15th February instant.—Bill, as amended, to be printed.

25. **MR. DAWSON.**—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place on the Estimates for 1859 the sum of £263 1s. 4d. to pay Mr. Surveyor Dawson the amount due to him in consequence of Mr. Long's defalcation, having been read—On the motion of Mr. Snodgrass, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair ; and Mr. Aspinall reported that the Committee had come to a certain resolution.

Ordered—That the Report be received this day.

Assembly adjourned at twenty-two minutes past one o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 58.

FRIDAY, 11TH FEBRUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair, and having at twenty-five minutes to five o'clock counted the House, and a quorum of Members not being present, Mr. Speaker adjourned the House, without question being first put, until Tuesday next, at four o'clock.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 59.

TUESDAY, 15TH FEBRUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Chapman presented a Petition from the Municipal Council of St. Kilda, under the Corporate Seal of the Municipality, praying the House to exercise the power vested in the Assembly to prevent the sale of any portion whatever of the land referred to in the Petition.
Ordered to lie on the Table.
Mr. Wilkie presented a Petition from Thomas Gordon, of the City of Melbourne, a minor, by Colin Campbell, of the same place, his father-in-law, praying the House would institute enquiry into the mode of justice which has been administered to and on his behalf, and order accordingly.
Ordered to lie on the Table.
3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read :—

“ Expiring Laws continuation Bill.”

HENRY BARKLY,
Governor.

Message No. 9.

In pursuance of the 18th and 19th Victoria, cap. 55, Schedule section 36, the Governor returns to the Legislative Assembly the Bill intituled “*An Act for the continuation of Expiring Laws,*” and suggests the omission of all the words after the word “effect,” in the last line but one, and the substitution of the words “for the period of one year from the passing hereof, and thence to the end of the then next Session of Parliament.”

Government Offices,
Melbourne, 11th February, 1859.

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

4. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Ireland, the Assembly ordered that the following Order of the Day be read and discharged :—
“ Gold Mining on Private Property Bill—Adoption of Report.”
5. GOLD MINING ON PRIVATE PROPERTY BILL.—Mr. Ireland moved, That this Bill be now recommitted to a Committee of the whole House.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Ireland, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration to-morrow.—Bill, as amended, to be printed.
6. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments made by the Legislative Assembly in the Bill intituled “*An Act to amend and consolidate the Laws affecting the solemnization of Marriage.*”

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
14th February, 1859.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the following Bills without amendment :—

A Bill intituled “*An Act to incorporate a Company to be called ‘The Bendigo Water Works Company’ and for other purposes.*”

A Bill intituled "*An Act to incorporate a Company to be called 'The Castlemaine Gas Company,' and for other purposes.*"

A Bill intituled "*An Act to enable the Trustees for the time being to sell and convey certain Lands situate in the City of Melbourne, and vested in such Trustees for the use of the Religious Society denominated Wesleyan Methodists.*"

A Bill intituled "*An Act to alter and extend some of the provisions contained in 'The St. Kilda and Brighton Railway Act, 1857,' and for other purposes.*"

A Bill intituled "*An Act to incorporate the Shareholders of the National Bank of Australasia, and for other purposes.*"

A Bill intituled "*An Act to reduce the Capital and Borrowing Powers of the Melbourne Exchange Company,' and for other purposes.*"

And a Bill intituled "*An Act to enlarge the Powers of the Australian Trust Company, and to remove doubts as to the validity of Deeds executed by Agents of the Company, and for other purposes.*"

(Signed) J. F. PALMER,
President.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act for the protection of the Fisheries of Victoria,*" and acquaint the Legislative Assembly that the Legislative Council have agreed to the same with amendments, to which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
February, 1859.

On the motion of Dr. Thomson, the Assembly ordered that the amendments made by the Legislative Council in this Bill be printed, and taken into consideration to-morrow.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to amend the Law relating to Innkeepers, Carriers, and others,*" and acquaint the Legislative Assembly that they have agreed to the same with the amendments thereunto annexed, to which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
15th February, 1859.

On the motion of Mr. Sitwell, the Assembly ordered that the several amendments made by Legislative Council in this Bill be printed, and taken into consideration to-morrow.

7. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the ninth Order of Government Business on the Paper for to-day :—

"*Officials in Parliament Bill—Amendments by Council—To be taken into consideration.*"

8. AUDIT ACT AMENDMENT BILL.—On the motion of Mr. Chapman, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Chapman, read a third time and *passed*.

Mr. Chapman moved, That the following be the title of the Bill :—

"*An Act to amend the Law for the Collection and Payment of the Public Moneys, the Audit of the Public Accounts, and the Protection and Recovery of the Public Property.*"

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

9. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the sixth Order Government Business on the Paper for to-day :—

"*Supply—Resolutions—To be reported.*"

10. ASSESSMENT ON STOCK ACT AMENDMENT BILL.—On the motion of Mr. Chapman, the Assembly agreed to the amendments made by the Committee of the whole in this Bill. Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Chapman, read a third time.

Mr. Wills moved, as an amendment, That the word "seven" be omitted from line twelve of clause XVII. of this Bill, and the word "six" inserted instead thereof.

Debate ensued.

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

Assembly divided.

Ayes, 12.
 Mr. Beaver,
 Mr. Brooke,
 Mr. Davis,
 Mr. Ebdon,
 Mr. Greeves,
 Mr. Heales,
 Mr. Nicholson,
 Mr. Quarterman,
 Mr. Service,
 Mr. Smith,
 Mr. C. Campbell, } *Tellers.*
 Mr. Sitwell,

Noes, 16.
 Mr. Blair,
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Horne,
 Mr. Hughes,
 Mr. Ireland,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Perry,
 Dr. Thomson,
 Mr. Wills,
 Mr. R. S. Anderson, } *Tellers.*
 Mr. Harker,

And so it passed in the negative.

Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.

Mr. Wills moved, as a further amendment, That the word “six” be omitted from line fourteen of clause XVII., and the word “eight” inserted instead thereof.

Question—That the word proposed to be omitted stand part of the question—put and negatived.

Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.

Mr. Wills moved, as a still further amendment, That the word “six” be omitted from line fifteen of clause XVII., and the word “ten” inserted instead thereof.

Question—That the word proposed to be omitted stand part of the question—put and negatived.

Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.

Mr. Chapman moved, That this Bill do now pass.

Question—put and resolved in the affirmative.

Mr. Chapman moved, That the following be the title of the Bill :—

“*An Act for an Assessment on Stock.*”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

11. CHINESE BILL.—On the motion of Mr. O'Shanassy, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. O'Shanassy, read a third time and *passed*.

Mr. O'Shanassy moved, That the following be the title of the Bill :—

“*An Act to consolidate and amend the Laws affecting the Chinese emigrating to or resident in Victoria.*”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

12. SUPPLY—ESTIMATES FOR 1859.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow :—

10th February.

Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1859 for the several services hereunder specified, being—

I.—HOUSES OF LEGISLATURE.				
LEGISLATIVE ASSEMBLY.		£	s.	d.
(1) —No. 2.	SALARIES AND WAGES.			
Six Clerks—One at £500, two at £400, two at £300, and one at £250	... ..	2150	0	0
Six Doorkeepers, at 72s. per week	... ..	1123	4	0
III.—ATTORNEY GENERAL.				
THEIR HONORS THE JUDGES.				
(2.)—No. 52.	SALARIES.			
Judge's Clerk	... ..	...	...	300 0 0

LAW OFFICERS OF THE CROWN.

(3.)— RAILWAY BRANCH.

	£	s.	d.
Chief Clerk	800	0	0
Clerk	500	0	0
	1,300	0	0

V.—BOARD OF LAND AND WORKS.

SURVEY, SALE, AND MANAGEMENT OF PUBLIC LANDS.

(4.)—No. 74. SALARIES AND WAGES.

FIELD BRANCH.

	£	s.	d.
Deputy Surveyor General and District Surveyor for Melbourne District	1000	0	0
Surveyor (also Superintendent of the Observatory at Williamstown)	800	0	0
Three District Surveyors, at £800 each... ..	2400	0	0
Six Acting Surveyors at £700 each	4200	0	0
Forty-nine Assistant Surveyors—Six at £600, eight at £550, and thirty-five at £500, or half for contract surveys } Including £200 in lieu of equipment, and of all other contingencies.	25500	0	0
Eleven Clerks and Draftsmen—One at £400, one at £350, two at £300, four at £250, and three at £200	2950	0	0
Wages of Laborers employed in Surveying Parties, or half for Contract Surveys ...	35000	0	0

Total (No. 74) 71850 0 0

No. 75. CONTINGENCIES.

Fuel, Light, and Water	500	0	0
Stores	700	0	0
Travelling Expenses	1500	0	0
Engrossing and Registering Deeds of Grant ...	750	0	0
Lithography and Engraving	800	0	0
Purchase and Repair of Instruments	1300	0	0
Purchase of Horses	250	0	0
Commission on Sales of Land	1200	0	0
Saddlery, Farriery, and Shoeing	150	0	0
Conveyance of Apparatus, Instruments, and Stores	500	0	0
Observatory Tents	50	0	0
Building and Fitting Intersectional Stations ...	200	0	0
Incidental Expenses	200	0	0

Total (No. 75) 8100 0 0

No. 82. ROADS AND BRIDGES.

MELBOURNE DISTRICT.

Towards Erection of Bridge over the Yarra at Melbourne... ..	5,000	0	0
--------------------------------------------------------------	-------	---	---

VI.—COMMISSIONER OF TRADE AND CUSTOMS.

No. 98. SALARIES AND WAGES.

PORT OF WESTERN PORT.

Crew of Customs Boat—One Coxwain, at 11s. per day, and four Boatmen, at 9s. per day (to act as constables when not otherwise required)	857	15	0
-----------------------------------------------------------------------------------------------------------------------------------------------	-----	----	---

And the said Resolutions having been read a second time, were agreed to by the Assembly.

13. **WAYS AND MEANS.**—Mr. Harker, by leave of the Assembly, moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into the Committee of Ways and Means.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into the Committee of Ways and Means accordingly.

Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had come to the following resolution, viz., That towards making good the supply granted to Her Majesty, a sum of money be granted out of the Consolidated Revenue of the Colony, and that a Bill be brought in for that purpose, the Assembly agreed to the same, and ordered the Bill to be brought in by Mr. Harker and Mr. O'Shanassy accordingly.

14. **APPROPRIATION BILL.**—Mr. Harker and Mr. O'Shanassy then brought up a Bill intituled "*A Bill to appropriate the Consolidated Revenue to the Service of the year One thousand eight hundred and fifty-nine and for other purposes,*" and Mr. Harker moved, That it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, and ordered to be printed.

Mr. Harker moved, That this Bill be now read a second time.

Debate ensued.

Question—put and resolved in the affirmative.—Bill read a second time.

Mr. Harker then moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Harker, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had gone through the Bill, and agreed to the same with amendments.

Mr. Harker then moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the reconsideration of this Bill.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had agreed to the Bill with further amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill, as amended, to be printed.

15. **SUPREME COURT SITTINGS BILL.**—Mr. Ireland moved, That this Bill be now committed to a Committee of the whole House.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Ireland, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill, as amended, to be printed.

16. **BOARD OF AGRICULTURE BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill, as amended, to be printed.

17. **BRIDGE OVER THE WOORAGAY CREEK.**—Mr. Wood moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying him to place a sum of money on the Estimates for the erection of a bridge across Young's, on the Wooragay Creek, on the road between Beechworth and Indigo.

Debate ensued.

Question—put and negatived.

18. **BILLS OF SALE BILL.**—On the motion of Mr. Wood, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Wood, read a third time and *passed*.

Mr. Wood moved, That the following be the title of the Bill :—

"An Act to prevent frauds upon Creditors by Secret Bills of Sale of Personal Chattels."

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

19. **PRESERVATION OF FISH BILL.**—On the motion of Mr. Hancock, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Hancock, read a third time and *passed*.
Mr. Hancock moved, That the following be the title of the Bill :—
“*An Act for the preservation of Fish in the Lakes and Rivers of the Colony of Victoria.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
20. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of Mr. Colin Campbell, the Assembly ordered that the following Order of the Day be read and discharged from the Paper :—
“*Dog Act Extension Bill—Adoption of Report.*”
21. **DOG ACT EXTENSION BILL.**—Mr. Colin Campbell moved, That this Bill be now committed to a Committee of the whole House.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Colin Campbell, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had made further amendments in this Bill, the Assembly ordered the same to be taken into consideration to-morrow.—Bill, as amended, to be printed.
22. **MELBOURNE AND ESSENDON RAILWAY BILL.**—Mr. Speaker having reported that the Clerk of Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported from the Select Committee—Bill, on the motion of Mr. Brooke, read a third time and *passed*.
Mr. Brooke moved, That the following be the title of the Bill :—
“*An Act to authorise the making of the Melbourne and Essendon Railway and for other purposes.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
23. **GATE LODGE, UNIVERSITY.**—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to cause the sum of £200 to be placed on the Supplementary Estimates, for the purpose of providing a Gate Lodge at the University, having been read—On the motion of Mr. Hughes, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Aspinall reported that the Committee had come to a certain resolution.
Ordered that the Report be received to-morrow.
24. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—
“*Administration of Intestate Estates Bill—Second reading.*”
“*Officials in Parliament Bill—Amendments by Council—To be taken into consideration.*”
“*Stock and Shares in Execution Sale Bill—To be further considered in Committee.*”
“*Imprisonment for Debt Abolition Bill—Second reading.*”
“*Church Lands Sale Bill—Second reading—Resumption of debate.*”
“*Mr. Vincent Pyke—Motion for Address—Resumption of Debate.*”
“*Land Sales—Resolutions—To be further considered in Committee.*”
25. **JEWISH SYNAGOGUE.**—Mr. Aspinall reported, That the Committee had come to a certain resolution, which was read and agreed to, and is as follows :—
Resolved—That an Address be presented to His Excellency the Governor, praying that His Excellency will cause to be placed on the Estimates for 1859 the sum of £2000, as a grant in aid of the funds of the Jewish community in Victoria.
26. **MR. SURVEYOR DAWSON.**—Mr. Aspinall reported, That the Committee had come to a resolution, which was read and agreed to, and is as follows :—
Resolved—That an Address be presented to His Excellency the Governor requesting His Excellency to place on the Estimates for 1859 the sum of £263 1s. 4d., to pay Mr. Surveyor Dawson the amount due to him in consequence of Mr. Long's defalcation.

Assembly adjourned at two minutes to twelve o'clock, until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 60.

WEDNESDAY, 16TH FEBRUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Crews presented a Petition from the Chairman and Councillors of the Municipal Council of Prahran, under the Seal of the Municipality, praying that the Land referred to in the Petition now advertised for sale might not be appropriated except for the purposes for which it has always been supposed to be held, namely, a Public Park.
Ordered to lie on the Table.
Mr. Nicholson presented a Petition from certain Owners of Property and Ratepayers in the Municipality of Prahran, praying the House to exercise such powers as might be vested in this House to prevent the sale of any portion whatever of the Land referred to in the Petition.
Ordered to lie on the Table.
3. PRINTING REPORT.—Dr. Owens, on behalf of Mr. Speaker, Chairman, brought up the 13th Report from this Committee.
Ordered to be printed.
4. PAPERS.—Mr. Harker presented—
Orphan Asylums.—Return to an Order dated 18th November, 1858, for
 - (1.) The number of children in each of the Orphan Asylums in the Colony receiving support from the Government.
 - (2.) The circumstances of admission of each inmate.
 - (3.) The sum paid (if any) weekly for each inmate by the guardians or others.
 - (4.) The numbers belonging to the respective religious denominations.
 - (5.) The number of males and females, and their respective ages and dates of admission.
 - (6.) The amount of money granted to each Asylum for the year by the Government.
 - (7.) Amount raised by private donations and subscriptions.
Ordered to lie on the Table.
5. OFFICERS IN THE CIVIL SERVICE.—Mr. Nicholson moved, pursuant to *amended* notice, That an instruction be sent by the Government to each Government employé in the Civil Service, under the control of the Ministry, requiring him to refrain from taking any part in Elections for Members of Parliament beyond the recording of such vote or votes as he may be by law entitled to; and that dismissal from the Civil Service will be the penalty for disobedience to this order.
Debate ensued.
Question—put and resolved in the affirmative.
6. ADMISSION TO PARLIAMENT LIBRARY.—Mr. Gavan Duffy moved, pursuant to *amended* notice, That in the opinion of this House it is desirable that ex-members of both branches of the Legislature should be permitted the use of the Parliamentary Library by a Sessional Order from the President or Speaker.
Debate ensued.
Question—put and negatived.
7. RESERVE—GARDINER'S CREEK AND ST. KILDA ROADS.—Mr. Crews moved, pursuant to *amended* notice, That in the opinion of this House it is impolitic to encroach upon the Reserve bounded by the Gardiner's Creek, Punt, and St. Kilda Roads, beyond the first series of blocks, and that blocks number V., VI., VII., VIII., and XI. should be withdrawn from sale, and that, if the Law Officers of the Crown report it practicable, a condition should be imposed on the purchasers of the blocks I., II., IX., and X. restraining them from erecting buildings below a certain class, to be prescribed by the Commissioner of Crown Lands and Survey.
Debate ensued.
Question—put.

Assembly divided.

Ayes, 23.

Mr. Adamson,
Mr. C. Campbell,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Mr. Ebdon,
Dr. Evans,
Mr. Greeves,
Mr. Hancock,
Mr. Heales,
Mr. Horne,
Mr. Lalor,
Mr. McCulloch,
Mr. Michie,
Mr. Nicholson,
Mr. O'Shanassy,
Mr. Service,
Mr. Sitwell,
Mr. Smith,
Dr. Thomson,
Mr. Wood,
Mr. Perry,
Mr. R. S. Anderson, } *Tellers.*

Noes, 6.

Mr. Davis,
Mr. Myles,
Mr. O'Brien,
Mr. Ricardo,
Mr. Langlands, } *Tellers.*
Mr. Harker,

And so it was resolved in the affirmative.

8. **WATER FROM THE YAN YEAN.**—Mr. Heales, chairman, brought up the Report from this Committee.
Ordered to lie on the Table, and, together with the Proceedings of the Committee and Minutes of Evidence, to be printed and taken into consideration Friday, 18th February instant.
9. **YARRA BEND LUNATIC ASYLUM.**—Mr. Greeves, chairman, brought up a Report from this Committee.
Ordered to lie on the Table, and to be printed and taken into consideration Friday, 18th February instant.
10. **PENSIONS UNDER CONSTITUTION ACT.**—Mr. Wood moved, pursuant to notice, That the Law Officers of the Crown be requested to give their opinion as to the right of Mr. Haines and Captain Clarke, neither of whom were named in the Appropriation Act for the year 1853, to receive by way of pension on their retiring from office, two-thirds of the salary of which they were in receipt at the time of the passing of the Constitution Act.
Question—put and resolved in the affirmative.
11. **STEAM POSTAL COMMUNICATION WITH GREAT BRITAIN.**—Mr. Greeves moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to cause to be laid on the Table of the House copies of all Correspondence between the Government of this Colony and that of New South Wales on the subject of the Mail Service to England since the month of February, 1858, to the present time.
Debate ensued.
Question—put and resolved in the affirmative.
12. **PAPERS.**—Dr. Evans presented—
Steam Postal Communication with Great Britain—Return to the above Address.
Ordered to lie on the Table.
13. **MEETING OF PARLIAMENT.**—Mr. Greeves moved, pursuant to notice, That an Address be presented to His Excellency the Governor, respectfully representing that in the opinion of this House it will tend greatly to the convenience of members of Parliament, and be highly conducive to the public interests if the future sessions of the Legislature commence not later than the beginning of the month of June in each year.
Question—put and resolved in the affirmative.
14. **RAILWAY EXPENDITURE.**—Mr. Heales moved, pursuant to notice, That the Honorable the Commissioner of Public Works be requested to lay before Parliament a full statement of the expenditure which it is proposed to incur in the construction of Railway Works during the ensuing twelve months, in terms of the 4th and 5th sections of the "Railway Act, 1857."
Debate ensued.
Question—put and resolved in the affirmative.
15. **SEWERS AND WATER SUPPLY.**—Mr. Heales moved, pursuant to notice, That the Commissioners of Sewers and Water Supply be requested to lay on the Table of this House, without delay, an account of all moneys received and expended by them to the first of February, 1859, in terms of 16 Victoria, No. 39, sec. 14.
Question—put and resolved in the affirmative.

16. CROWN LANDS OPEN FOR SELECTION.—Mr. Quarterman moved, pursuant to *amended* notice, for a Return showing—
- (1.) The number of Acres open for Selection at the upset price of £1 per acre.
 - (2.) The number of Acres open for Selection at more than £1, and under £1 10s. per acre.
 - (3.) The number of Acres open for Selection in each County, and the proportion of such acres to the population as shown by the last Census, distinguishing whether agricultural or pastoral.
- Debate ensued.
Question—put and resolved in the affirmative.
17. BRIDGES.—Mr. Humffray moved, pursuant to notice, for a Return, showing, in a tabular form, the following particulars relating to all bridges, exclusive of railway bridges, which have been built at the public expense in the Colony of Victoria, from the 1st July, 1851, to the 1st January, 1859, inclusive:—
- (1.) The materials of which the bridges are severally constructed.
 - (2.) The names of the districts and localities in which they have been erected.
 - (3.) The date of each contract, stating the difference (if any) between the time stipulated for and the date of the actual completion of the work so let, distinguishing each year.
 - (4.) The amount of the original estimate in each instance separately.
 - (5.) The contract price, or prices at which the construction of each bridge was taken; also, the actual cost of the same, including all extras (if any).
 - (6.) The total cost of repairs on each bridge.
 - (7.) The names of the contractors.
- Debate ensued.
Question—put and resolved in the affirmative.
18. COUNTY COURTS ACT AMENDMENT BILL.—The Order of the Day for the resumption of the debate on the question that the Assembly do agree with the Legislative Council in the amendments made by the Council in this Bill having been read.
- Question—That the Assembly do agree with the Legislative Council in these amendments—put and resolved in the affirmative.
- Ordered—That the Bill be returned to the Legislative Council with a message acquainting them that the Assembly have agreed to such amendments.
19. MINING SOCIETIES.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying him to place the sum of £8000 upon the Estimates for the purpose of affording assistance to mining societies, and generally of encouraging mining enterprise having been read—On the motion of Mr. Wood, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
- Mr. Speaker resumed the Chair; Mr. Aspinall reported that the Committee had come to a certain resolution.
- Ordered—That the Report be received to-morrow.
20. EXPIRING LAWS CONTINUATION BILL.—The Order of the Day for the consideration of His Excellency the Governor's Message, No. 9, viz., that all the words after the word "effect" in the last line but one of this Bill be omitted, and that the following words, viz., "for the period of one year from the passing hereof, and thence to the end of the then next Session of Parliament," be inserted instead thereof, having been read,
- Mr. Chapman moved, That the Assembly do now agree to the above proposed amendment.
- Debate ensued.
Question—put and negatived.
21. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Ireland, the following Order of the Day was read and discharged:—
- "Gold Mining on Private Property Bill—Adoption of Report."*
22. GOLD MINING ON PRIVATE PROPERTY BILL.—Mr. Ireland then moved, That this Bill be now recommitted.
- Question—put and resolved in the affirmative.
- And on the further motion of Mr. Ireland, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration thereof.
- Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had made a further amendment in this Bill—On the motion of Mr. Ireland, the Assembly agreed thereto, and ordered the Bill to be read a third time this day.
23. FISHERIES BILL.—On the motion of Dr. Thomson, the following amendments made by the Legislative Council in this Bill were read, and are as follow:—
- Clause I., line 2, after "August" insert "in any year" and after "April" insert "in the following year."
- Clause I., line 8, after "August" insert "in any year."
- Clause II., line 4, after "any" insert "such."
- And the same having been read a second time, were agreed to by the Assembly.
- Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Assembly had agreed to such amendments.

24. INNKEEPERS AND CARRIERS LAW AMENDMENT BILL.—On the motion of Mr. Wood, the following amendments made by the Legislative Council in this Bill were read, and are as follow :—

- Clause X., line 4, leave out “incur the same liability” and insert “be deemed to have received such goods to be carried by himself.”
 „ line 5, after “had” insert “actually.”
 Clause XII., line 4, after “whose” insert “business and.”
 „ line 7, after “applying” insert “and any other witnesses who may appear before them.”
 „ same line, leave out “his” insert “the.”
 „ line 8, leave out “two” insert “person and.”
 „ same line, before “such” insert “as to.”
 „ line 9, leave out “that he is the” insert “of the identity of such.”
 „ lines 9 and 10, leave out “named in such certificate.”
 „ line 16, after “age” insert “height.”
 Clause XIII., line 6, after “whose” insert “businesses and.”
 Clause XIV., line 2, after “applying” insert “and any other witnesses who may appear before them”
 „ same line leave out “his” insert “the.”
 „ line 3, before “householders” insert “person and.”
 „ same line, before “such” insert “as to.”
 Clause XVI., line 7, leave out “for every offence.”
 „ same line, after “pounds” insert “for every day on which such default shall be made.”
 Clause XVIII., line 3, after “notice” insert “in writing of the time and place at which such complaint will be heard.”
 Clause XX., lines 1 and 2, leave out “person authorized thereto in writing by any justice or for any.”
 Clause XXII., line 4, leave out “and” insert “or.”
 Clause XXV., line 4, leave out “drivers” insert “drovers.”
 First Schedule, line 4, insert “one” in blank before “shillings.”
 „ same line, leave out “shillings” insert “shilling.”
 „ line 5, insert “calendar” before “months.”
 „ after column headed “age” insert one headed “height.”
 Second Schedule, line 6, insert “twenty” in the blank before “pounds.”
 „ line 8, after “twelve” insert “calendar.”

And the same having been read a second time, were agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Assembly had agreed to such amendments.

25. APPROPRIATION BILL.—On the motion of Mr. Harker, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Harker, read a third time and *passed*.

Mr. Harker moved, That the following be the title of the Bill :—

“An Act to appropriate the consolidated Revenue to the Service of the year One thousand eight hundred and fifty-nine, and for other purposes.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

26. BOARD OF AGRICULTURE BILL.—On the motion of Mr. O'Shanassy the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. O'Shanassy read a third time and *passed*.

Mr. O'Shanassy moved, That the following be the title of the Bill :—

“An Act for the Establishment of a Board of Agriculture.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly had agreed to the same with amendments, in which they desire their concurrence.

27. STOCK AND SHARES IN EXECUTION SALE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair ; and Mr. Aspinall having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill, as amended, to be printed.

28. IMPRISONMENT FOR DEBT ABOLITION BILL.—Mr. Grant moved, That this Bill be now read a second time.

Debate ensued.

Question—put and resolved in the affirmative.

Bill read a second time.

Mr. Grant moved, That this Bill be now committed to a Committee of the whole House.

Question—put and resolved in the affirmative.

And, on the further motion of Mr. Grant, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

And the House having continued to sit till after twelve of the clock,

THURSDAY, 17TH FEBRUARY, 1859,

Mr. Speaker resumed the Chair ; and Mr. Aspinall reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will this day again resolve itself into the said Committee.

29. DOG ACT EXTENSION BILL.—On the motion of Mr. Colin Campbell, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Colin Campbell, read a third time.

On the motion of Mr. Greeves, the Assembly ordered that the following words be inserted after the word “destroyed,” in the fifth line of Clause I. of this Bill, viz., “by any constable.”

Question—That this Bill do now pass—put and resolved in the affirmative.

Mr. Colin Campbell moved, That the following be the title of the Bill :—

“ *An Act to amend an Act intituled ‘An Act for abating the nuisance occasioned by
“ ‘Dogs in the Streets of certain Towns and on Highways in New South
“ ‘Wales.’*”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

30. ADJOURNMENT OF THE HOUSE.—Mr. Greeves moved, That this House do now adjourn.

Debate ensued.

Motion, by leave, withdrawn.

31. GATE LODGE, UNIVERSITY.—Mr. Aspinall reported from a Committee of the whole a certain resolution, which was read as follows :—

Resolved—That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to cause the sum of £200 to be placed on the Supplementary Estimates, for the purpose of providing a Gate Lodge at the University.

And the said Resolution having been read a second time, was agreed to by the Assembly.

32. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Everard, the following Order of the Day was read, and discharged from the Paper :—

“ *Land Sales Resolutions—To be further considered in Committee.*”

33. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

“ *Administration of Intestate Estates Bill—Second reading.*”

“ *Supreme Court Sittings Bill—Adoption of Report.*”

“ *Officials in Parliament Bill—Amendments by Council—To be taken into consideration.*”

“ *Church Lands Sale Bill—Second reading—Resumption of debate.*”

“ *Mr. Vincent Pyke—Motion for Address—Resumption of Debate.*”

34. GOLD MINING ON PRIVATE PROPERTY BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Ireland, read a third time.

Mr. Wood moved, as an amendment, That, after the word “Right,” in line 5 of Clause XII., the following words be inserted, viz., “unless the person holding such Miner’s Right was or shall be at the time of such application mining or occupying such lands.

Debate ensued.

Question—that the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Question—That this Bill do now pass—put and resolved in the affirmative

Mr. Ireland moved, That the following be the title of the Bill :—

“ *An Act to remove Legal Obstacles affecting certain Contracts and Agreements relating to Mining on Private Property and to extend the Jurisdiction of the Court of Mines and for other purposes relative to Mining for Gold in Victoria.*”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

Assembly adjourned at twenty-three minutes past twelve o’clock, until four o’clock p.m. this day.

FRAN^S. MURPHY,

Speaker.

VICTORIA.
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.
No. 61.

THURSDAY, 17TH FEBRUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Dr. Evans presented—
Postage Stamps.—Further Return to an Order dated 2nd December, 1858, for a Return—
 - (1.) Of the amount received for Postage Stamps during the years 1856, 1857, and first half of 1858 respectively, and distinguishing the amount for each description of stamps
 - (2.) The number of letters and newspapers posted in Victoria during the said periods respectively, distinguishing foreign, inland, and town letters and newspapers.Ordered to lie on the Table.
3. PRINTING REPORT.—Dr. Owens, on behalf of Mr. Speaker, Chairman, brought up the Fourteenth Report from this Committee.
Ordered to lie on the Table, and to be printed.
4. PARLIAMENT BUILDINGS COMMITTEE.—Mr. Brooke brought up a Progress Report from this Committee.
Ordered to lie on the Table, and to be printed.
5. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—
MR. SPEAKER,
The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council a copy of the Report and Proceedings from the Select Committee of the Legislative Assembly in the present Session of Parliament upon the Bill intituled "*An Act to authorise the making of the Melbourne and Essendon Railway and for other purposes.*"
Legislative Council Chamber, (Signed) J. F. PALMER,
Melbourne, 16th February, 1859. *President.*
On the motion of Mr. Phelan, the Assembly ordered that a copy of such Report and Proceedings be transmitted to the Legislative Council in accordance with the request contained in such Message.
6. STEAM POSTAL COMMUNICATION WITH NEW ZEALAND.—Mr. Harker moved, pursuant to amended notice, That the House will to-morrow resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that a sum of Six thousand pounds be placed on the Additional Estimates for the year 1859, for the purpose of establishing a Steam Postal Communication with New Zealand.
Question—put and resolved in the affirmative.
7. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Ireland, the following Order of the Day was read and discharged :—
"*Administration of Intestate Estates Bill—Second reading.*"
8. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the third order for to-day :—
"*Supreme Court Sittings Bill—Adoption of Report.*"
9. OFFICIALS IN PARLIAMENT BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, the several amendments were read, and are as follow :—
 - (1.) Leave out Clause I. and make it the last Clause of the Bill.
 - (2.) Clause II., now Clause I., line 1, leave out "except the persons hereinafter named."
 - (3.) Leave out Clause III., and insert new Clause, to stand as Clause II., as follows :—
"Nothing hereinbefore contained shall extend or apply to the offices or places of Chief Secretary, Attorney General, Treasurer, Commissioner of Trade and Customs, Surveyor General or Commissioner of Crown Lands and Survey, Commissioner of Public Works, Solicitor General, and Postmaster General, respectively, or to the offices or places of President and Vice-President of the Board of Land and Works, when both or either of those offices are held in lieu of, or in connection with, any other of the offices or places expressly hereinbefore mentioned."
 - (4.) Leave out Clause IV.
 - (5.) Insert new Clause, to stand as Clause III., as follows :—
"No person who shall either directly or indirectly be concerned or interested in any bargain or contract entered into by or on behalf of Her Majesty, or who shall participate or claim to be entitled to participate, either directly or indirectly, in the profit thereof, or in any benefit or emolument arising from the same, shall sit or vote in the said Council or Assembly, and the election of any such person to be a member of either of the said Houses shall be absolutely null and void."

(6.) Clause V., now Clause IV., lines 6 and 7, leave out "become bankrupt or apply to take the benefit of any Act now or hereafter to be in force for the relief of insolvent debtors or shall."

Clause VI. becomes Clause V.

(7.) Leave out Clause VII.

(8.) Insert new clause, to stand as Clause VI., as follows :—

"Of the responsible Ministers for the time being, one at least shall be a member of the said Council, and not less than three shall be members of the said Assembly."

(9.) Leave out Clause VIII.

(10.) Clause IX., now Clause VII., line 2, leave out "ten" and insert "seven;" line 3, leave out "fourteen" and insert "seven."

(11.) Leave out Clause X.

(12.) Leave out Clause XI.

(13.) Clause XII., now Clause VIII., line 1, leave out "second" and insert "first."

(14.) Insert new Clause IX. as follows :—

"If any person shall while he is a member of the said Council or Assembly, or within six months after ceasing to be such member, accept any office or place of profit under the Crown, he shall forfeit the sum of fifty pounds for every week that he shall hold such office or place, with full costs of suit to any person who shall sue for the same : Provided always that nothing contained in this section shall extend or apply to any person accepting any of the offices or places expressly hereinbefore mentioned, or the office of Judge of the Supreme Court."

(15.) Clause XIII., now Clause X., leave out all the words after "shall" in the first line, and insert—

"Commence and be deemed and taken to have commenced and come into operation from the end of the Session of Parliament begun and holden on the seventh day of October, in the Year of Our Lord One thousand eight hundred and fifty-eight."

Insert (old Clause I.) Clause XI., as follows :—

"The seventeenth, eighteenth, and twenty-fifth sections of the Constitution Act shall be and the same are hereby repealed."

On the motion of Mr. Chapman the Assembly agreed to amendment No. 1.

On the motion of Mr. Chapman the Assembly disagreed to amendments Nos. 2, 3, and 4.

On the motion of Mr. Service the Assembly agreed to amendment No. 5.

On the motion of Mr. Service the Assembly disagreed to amendment No. 6.

On the motion of Mr. Chapman the Assembly disagreed to amendment No. 7.

On the motion of Mr. Heales the Assembly disagreed to amendment No. 8.

Mr. Chapman moved, That the Assembly disagree to amendment No. 9.

Question—put and negatived.

Question—That the Assembly agree in amendment No. 9—put and resolved in the affirmative.

On the motion of Mr. Greeves the Assembly disagreed to amendment No. 10.

On the motion of Mr. Chapman the Assembly disagreed to amendment No. 11.

On the motion of Mr. Heales the Assembly disagreed to amendment No. 12.

On the motion of Mr. Chapman, the Assembly agreed to amendment No. 13.

Mr. Chapman moved, That the Assembly disagree to amendment No. 14.

Debate ensued.

Question—put and negatived.

Mr. Horne moved, That the words "or County Courts" be added at the end of amendment No. 14.

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

Mr. Wills moved, That the following words, viz., "or to any person whose appointment shall immediately thereafter be sanctioned by both Houses of Parliament" be added to amendment No. 14.

Debate ensued.

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

Question—That the Assembly agree with the Council in amendment No. 14—put and resolved in the affirmative.

Question—That the Assembly agree with the Council in amendment No. 15—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly had agreed in some amendments and disagreed to others.

10. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act for an Assessment on Stock*" without any amendment.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,

Melbourne, 17th February, 1859.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to amend the Law relating to the Registration of Parliamentary Electors,*" and acquaint the Legislative Assembly that the Legislative Council have agreed to the Bill with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chambers,

Melbourne, 17th February, 1859.

Mr. Chapman moved, That the amendments made by the Legislative Council in this Bill be printed, and taken into consideration "to-morrow."

Mr. Greeves moved, as an amendment, That the word "to-morrow" be omitted, and the word "now" inserted instead thereof.

Debate ensued.

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

Assembly divided.

Ayes, 19.

Mr. Aspinall,
Mr. Beaver,
Mr. Chapman,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Grant,
Mr. Harker,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Phelan,
Dr. Thomson,
Mr. Wills,
Mr. Wood,
Mr. Ireland,
Mr. R. S. Anderson, } *Tellers.*

Noes, 19.

Mr. Adamson,
Mr. Brooke,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis
Mr. Ebden,
Dr. Embling,
Mr. Greeves,
Mr. Henty,
Mr. Lalor,
Mr. McCulloch,
Mr. Michie,
Mr. Nicholson,
Dr. Owens,
Mr. Quarterman,
Mr. Sitwell,
Mr. Smith,
Mr. Heales, } *Tellers.*
Mr. Service,

The Tellers having reported that the numbers for the Ayes and for the Noes were respectively 19, or equal, Mr. Speaker gave his voice with the Noes, on the ground that as the amendment would expedite the transaction of the public business, he felt it his duty to vote for it, and declared the question to have passed in the negative.

Question—That the word proposed to be added be so added—put and resolved in the affirmative.

Question—That the amendments made in this Bill be printed, and taken into consideration now—put and resolved in the affirmative.

11. REGISTRATION ACT AMENDMENT BILL.—The Assembly then proceeded to consider the amendments made by the Legislative Council in this Bill, which were read and are as follow:—

(1.) Clause II., line 7, after "fit" insert "and every order by which any such division shall be made annulled or altered and any limits or boundaries as aforesaid shall be defined or altered shall be forthwith published in the *Government Gazette*."

(2.) Clause III., line 2, after "aforesaid" strike out "and so many persons as may be deemed necessary as collectors for each such division," and insert "and to determine the number of collectors for each division and the rates of remuneration of such registrars and collectors."

(3.) ,, line 4, leave out "and collectors."

(4.) ,, line 5, leave out all words after "fit," to the end of clause.

(5.) Insert new clause IV., as follows—"The several courts of petty session mentioned in the second schedule annexed to this Act in connection with the names of the Electoral Districts respectively shall as soon as possible after the passing of this Act select and appoint to the number so determined by the Governor in Council as last aforesaid for each division of such several district fit and proper persons to be collectors under the provisions hereof Provided that no justice of the peace who shall not reside within the district for any division of which any appointment of collectors shall be so made shall sit for the purpose of or take part in such appointment."

(6.) Insert new Clause V., as follows:—"Every registrar and collector appointed under the authority of this Act shall before entering on the duties of such appointment take and subscribe before some justice of the peace the oath of office as follows—

'I A. B. do solemnly promise and swear that as collector [*or registrar as the case may be*] appointed under the Act 22 Vic. No. I will at all times and in all things discharge the duties of my office according to law and to the best of my knowledge and ability without fear favor or affection' 'So help me God.'

And any person who shall wilfully and corruptly do or commit or suffer to be done or committed any act matter or thing contrary to the true intent and meaning of such oath shall be deemed to be and shall be guilty of perjury and liable accordingly."

(7.) Clause IV., now clause VI., line 8, leave out "second" insert "third."

(8.) Clause V. becomes clause VII; add "and every person claiming to vote in any province in the election of members for the Legislative Council by virtue of seisin or occupation of any property shall in addition to the several forms required fill up and sign at the foot of such form a declaration in the words following that is to say—I the above named (*claimant*) do hereby solemnly and sincerely declare that I am possessed of the qualification above specified and that to the best of my knowledge and belief the property above described is of the value required by law to entitle me to be registered as an elector for members of the Legislative Council.

Clause VI. becomes clause VIII.

(9.) Clause VII. now clause IX., line 2, leave out "possession," insert "seisin or occupation."

- (10.) Insert new Clause X., as follows:—"In the interpretation of this Act the word 'dwelling-house' shall unless inconsistent with or repugnant to the context have the meaning hereby assigned it that is to say it shall include house building booth tent and any other erection in or under which any person usually sleeps."

Clause VIII. becomes clause XI.

- (11.) Clause IX. now Clause XII., line 14, leave out "cause," and insert "transmit such list and;" same line, before "copies" insert "printed."

" line 15, leave out "to be given."

- (12.) Clause X., now Clause XIII., line 3, after "year" insert "sign and;" after "give" insert "a."

" line 17, leave out "second," insert "third;" line 21, leave out "second," insert "third."

Clause XI. becomes Clause XIV.

- (13.) Clause XII., now Clause XV., line 5, after "objection" leave out "and also to insert in such list the name and qualification of any person who may have been omitted and whom such collector or registrar believes to be duly qualified to vote for members to serve in Parliament within his division writing his name opposite such added names."

- (14.) Clause XIII., now Clause XVI., line 2, leave out first word "in," insert "within;" after held" insert "shall be holden."

" " leave out "between" insert "on"

" " leave out "twenty-second day of March and the."

" line 3, leave out "appointed for the holding of petty sessions."

" line 6, leave out "so" after "lists;" insert "as aforesaid" after "registrar."

Clause XIV. becomes Clause XVII.

- (15.) Clause XV., now Clause XVIII., line 9, after "notices" insert "Provided that every revision court shall have power to direct the collector or some other person to cause notice of objection in the form K in the third schedule hereto to be served upon any person whose name shall appear on any list and whom the said court shall believe to have been improperly inserted therein and shall adjourn the consideration of such person's claim to a day to be named in such notice not being less than four days from the first day of sitting of such court."

- (16.) Clause XVI., now Clause XIX., line 2, insert "printed or" before "published."

" lines 15 and 16, after "year" leave out "or in case such list shall not have been printed."

- (17.) Clause XVII. now Clause XX., line 12, leave out "second" and insert "third."

- (18.) Clause XVIII., now Clause XXI., line 7, after "locality" insert "the time during which he has held such qualification."

" line 10, after "list" insert "in the form F (2) in the third schedule hereto of the names of the persons who shall by."

" line 11, after "out" insert "appear to be duly qualified to vote as having sufficient qualification and as having possessed such qualification for the period required by law in that behalf previous to the first day of April July and October respectively as the case may be."

Clause XIX. becomes Clause XXII.

Clause XX becomes Clause XXIII.

- (19.) Clause XXI. now Clause XXIV., line 7, after "hold" leave out "the same" and "insert a similar."

Clause XXII. becomes Clause XXV.

Clause XXIII. becomes Clause XXVI.

Clause XXIV. becomes Clause XXVII.

- (20.) Clause XXV., now Clause XXVIII., line 6, after "time" insert "as hereinbefore provided."

" line 8, leave out "one" insert "three," insert letter "s" at the end of "month."

Clause XXVI. becomes Clause XXIX.

Clause XXVII. becomes Clause XXX.

Clause XXVIII. becomes Clause XXXI.

- (21.) Clause XXIX., now Clause XXXII., line 1, leave out "Electoral." Leave out "in existence at the time of or after," and insert "of voters which shall be in force between" after "Roll."

" lines 2 and 3, leave out "for the respective provinces and districts of Victoria," and insert "and the first day of May next, after "Act."

" line 4, insert "said last mentioned day only and from that day the" before "Electoral."

" line 5, after "be" leave out "in the possession of the returning officer of any electoral province or district in which any electoral roll shall be required to be."

- (22.) Insert new Clause XXXIII., as follows:—"This Act shall continue in force until the first day of January next and no longer."

- (23.) Insert new Clause XXXIV., as follows:—"The sixth section of an Act of this present session intitled *An Act to alter the Electoral Districts of Victoria and to increase the Number of Members of the Legislative Assembly thereof* is hereby repealed and the said last-mentioned Act shall commence on the first day of May next."

- (24.) Insert new Clause XXXV., as follows:—"Any person signing any Declaration under the provisions of this Act which shall be untrue in any material particular to the knowledge of the person signing the same shall be deemed guilty of perjury and shall be punishable accordingly."
- (25.) Insert new Clause XXXVI. as follows:—"Notwithstanding anything hereinbefore contained no person shall be entitled to vote in the election of members of the Legislative Council or Legislative Assembly unless he shall have been duly registered according to the provisions hereinbefore contained and no person shall be registered in any year in respect of his estate or interest in any lands or tenements as a freeholder unless he shall have been in the actual possession thereof for his own use for twelve months at least previous to the first day of January April July or October in such year and no person shall be so registered in any year in respect of any lands or tenements held by him as lessee or assignee or as occupier and tenant unless he shall have been in the actual possession thereof or in the receipt of the rents and profits thereof for his own use as the case may require for twelve months next previous to the first day of January April July or October in such year and no person shall be so registered in respect of any qualification of which residence forms a part unless he shall have been so resident for two months next previous to the first day of January April July or October in this year and no person who shall attain the age of twenty-one years after the twenty-third day of November last shall be so registered unless he shall be able to read and write."
- (26.) Insert new Clause XXXVII., as follows:—"If any day on which any act matter or thing is by this Act provided to be had done or performed shall fall upon Sunday such act matter or thing shall be had done or performed on the day following the day so herein provided."
- (27.) Insert new Clause XXXVIII. The Electoral Districts mentioned in this Act shall be and be deemed to be the Electoral Districts as constituted in and by the Act number LXIV.
- (28.) First Schedule leave out all the words in the third column except "section LVII."
- (29.) Insert new Schedule to stand as the second:—

SECOND SCHEDULE.

1. WEST MELBOURNE	...	...	The Justices in Petty Sessions assembled at Melbourne and having jurisdiction within the City of Melbourne.
2. NORTH MELBOURNE	...	...	The Justices in Petty Sessions assembled at Melbourne and having jurisdiction within the City of Melbourne.
3. EAST MELBOURNE	...	...	The Justices in Petty Sessions assembled at Melbourne and having jurisdiction within the City of Melbourne.
4. EMERALD HILL	...	...	The Justices in Petty Sessions assembled within the Municipal District of Emerald Hill.
5. SANDRIDGE	...	...	The Justices in Petty Sessions assembled at Sandridge.
6. WILLIAMSTOWN	...	...	The Justices in Petty Sessions assembled within the Municipal District of Williamstown.
7. COLLINGWOOD—			
a. Municipal District of Fitz Roy			The Justices in Petty Sessions assembled within the Municipal District of Fitz Roy.
b. Remainder of Electoral District of Collingwood			The Justices in Petty Sessions assembled within the Municipal District of East Collingwood.
8. RICHMOND	...	...	The Justices in Petty Sessions assembled within the Municipal District of Richmond.
9. ST. KILDA	...	...	The Justices in Petty Sessions assembled within the Municipal District of St. Kilda.
10. BRIGHTON	...	...	The Justices in Petty Sessions assembled within the Municipal District of St. Kilda.
11. SOUTH BOURKE	...	...	The Justices in Petty Sessions assembled within the Municipal District of Richmond.
12. EVELYN	...	...	The Justices in Petty Sessions assembled at Eltham.
13. MORNINGTON	...	...	The Justices in Petty Sessions assembled at Dandenong.
14. NORTH GIPPS LAND	...	...	The Justices in Petty Sessions assembled at Sale.
15. SOUTH GIPPS LAND	...	...	The Justices in Petty Sessions assembled at Alberton.
16. EAST BOURKE	...	...	The Justices in Petty Sessions assembled at Heidelberg.
17. EAST BOURKE BOROUGH	...	...	The Justices in Petty Sessions assembled within the Municipal District of Brunswick.
18. WEST BOURKE	...	...	The Justices in Petty Sessions assembled at Gisborne.
19. KILMORE	...	...	The Justices in Petty Sessions assembled within the Municipal District of Kilmore.
20. KYNETON BOROUGH	...	...	The Justices in Petty Sessions assembled within the Municipal District of Kyneton.

21. DALHOUSIE—					
Anglesey	...	...	...	...	The Justices in Petty Sessions assembled at Avenel.
Dalhousie	...	...	...	...	The Justices in Petty Sessions assembled at Kyneton.
22. RODNEY	...	...	...	...	The Justices in Petty Sessions assembled at Heathcote.
23. MURRAY—					
a. Portion lying west and south-west of the Electoral District of the Ovens					The Justices in Petty Sessions assembled at Benalla.
b. Remainder	...	...	...	...	The Justices in Petty Sessions assembled at Beechworth.
24. MURRAY BOROUGH—					
Wangaratta and Wodonga	...	...	...	...	The Justices in Petty Sessions assembled at Wangaratta.
Remaining Boroughs	...	...	...	...	The Justices in Petty Sessions assembled at Benalla.
25. MARYBOROUGH	...	...	...	...	The Justices in Petty Sessions assembled within the Municipal District of Maryborough.
26. CASTLEMAINE	...	...	...	...	The Justices in Petty Sessions assembled within the Municipal District of Castlemaine.
27. CRESWICK	...	...	...	...	The Justices in Petty Sessions assembled within the Municipal District of Creswick.
28. SANDHURST	...	...	...	...	The Justices in Petty Sessions assembled within the Municipal District of Sandhurst.
29. AVOCA	...	...	...	...	The Justices in Petty Sessions assembled at Avoca.
30. MANDURANG	...	...	...	...	The Justices in Petty Sessions assembled within the Municipal District of Sandhurst.
31. MALDON	...	...	...	...	The Justices in Petty Sessions assembled within the Municipal District of Maldon.
32. OVENS	...	...	...	...	The Justices in Petty Sessions assembled within the Municipal District of Beechworth.
33. GEELONG EAST	...	...	...	...	The Justices in Petty Sessions assembled at Geelong.
34. GEELONG WEST	...	...	...	...	The Justices in Petty Sessions assembled at Geelong.
35. SOUTH GRANT	...	...	...	...	The Justices in Petty Sessions assembled at Geelong.
36. RIPON AND HAMPDEN—					
Ripon	...	...	...	...	The Justices in Petty Sessions assembled at Ararat.
Hampden	...	...	...	...	The Justices in Petty Sessions assembled at Camperdown.
37. POLWARTH AND SOUTH GRENVILLE	...	...	...	...	The Justices in Petty Sessions assembled at Colac.
38. VILLIERS AND HEYTESBURY—					
Villiers	...	...	...	...	The Justices in Petty Sessions assembled at Belfast.
Heytesbury	...	...	...	...	The Justices in Petty Sessions assembled at Warrnambool.
39. BELFAST	...	...	...	...	The Justices in Petty Sessions assembled within the Municipal District of Belfast.
40. WARRNAMBOOL	...	...	...	...	The Justices in Petty Sessions assembled within the Municipal District of Warrnambool.
41. DUNDAS	...	...	...	...	The Justices in Petty Sessions assembled at Hamilton.
42. WIMMERA	...	...	...	...	The Justices in Petty Sessions assembled at Horsham.
43. NORMANBY	...	...	...	...	The Justices in Petty Sessions assembled at Portland.
44. PORTLAND	...	...	...	...	The Justices in Petty Sessions assembled within the Municipal District of Portland.
45. BALLAARAT WEST	...	...	...	...	The Justices in Petty Sessions assembled within the Municipal District of Ballaarat west.
46. BALLAARAT EAST	...	...	...	...	The Justices in Petty Sessions assembled within the Municipal District of Ballaarat east.
47. GRENVILLE	...	...	...	...	The Justices in Petty Sessions assembled at Buninyong.
48. CROWLANDS	...	...	...	...	The Justices in Petty Sessions assembled at Pleasant Creek.
49. ARARAT	...	...	...	...	The Justices in Petty Sessions assembled within the Municipal District of Ararat.

(34.) Third Schedule, insert new division F (2.)—

F (2).

List of Persons claiming to have their names inserted in the Electoral List for the
Division of the Electoral District of [or Province as the case may
be] as being entitled to vote therein by virtue of the qualification hereunder stated.

Surname and Christian Name in full of persons claiming.	Qualification for which claim made.	Usual place of residence of persons claiming.	Locality of Qualification.	The time the claimant has possessed his Qualification.	Whether for Council or Assembly.	
					Council.	Assembly.

(Signed)

Registrar.

(35.) Third Schedule, insert new division K.—

K.

To

By order of the Revision Court for the Division of the Electoral
District (or Province as the case may be) of

I hereby object to the name of
being inserted in the Electoral List of such Division for the qualification therein stated and
my objections are on the following grounds

[Here state the grounds.]

And I give notice to the said
to appear before the said Revision Court and prove his qualification on
the day of
will be expunged from the said list.

or his name

Collector.

On the motion of Mr. Chapman, the Assembly agreed in amendment No. 1.

Mr. Chapman moved, That the Assembly disagree with amendment No. 2.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 15.

Mr. Aspinall,
Mr. Chapman,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Harker,
Mr. Horne,
Mr. Hughes,
Mr. Ireland,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Thomson,
Mr. Wills,
Mr. R. S. Anderson, } *Tellers.*
Mr. Phelan,

Noes, 19.

Mr. Adamson,
Mr. Brooke,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebdon,
Dr. Embling,
Mr. Greeves,
Mr. Henty,
Mr. Lalor,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Nicholson,
Dr. Owens,
Mr. Quarterman,
Mr. Service,
Mr. Heales, } *Tellers.*
Mr. Sitwell,

And so it passed in the negative.

Question—That the Assembly agree with the amendment No. 2—put and resolved in the
affirmative.

On the motion of Mr. Adamson, the Assembly agreed to amendments Nos. 3 and 4.

Mr. Chapman moved, That the Assembly disagree with amendment No. 5.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 15.

Mr. Aspinall,
Mr. Chapman,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Harker,
Mr. Horne,
Mr. Hughes,
Mr. Ireland,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Thomson,
Mr. Wills,
Mr. Humffray, } *Tellers.*
Mr. Phelan, }

Noes, 19.

Mr. Beaver,
Mr. Brooke,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Dr. Embling,
Mr. Greeves,
Mr. Heales,
Mr. Henty,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Nicholson,
Dr. Owens,
Mr. Quarterman,
Mr. Sitwell,
Mr. Service, } *Tellers.*
Mr. Adamson, }

And so it passed in the negative.

Mr. Chapman moved, as an amendment, That the following words be added to amendment No. 5, "and any magistrate not so residing within such district as aforesaid who shall take part in such appointments shall for every such offence forfeit and pay on conviction in a summary way before any two or more justices the sum of one hundred pounds."

Question—That the words proposed to be added be so added—put and resolved in the affirmative.

Question—That the Assembly agree to amendment No. 5 as so amended—put and resolved in the affirmative.

On the motion of Mr. Chapman, the Assembly agreed to amendments Nos. 6, 7, 8, 9, 10, 11, and 12.

Mr. Chapman moved, That the Assembly disagree with amendment No. 13.

Debate ensued.

Question—put

Assembly divided.

Ayes, 17.

Mr. Aspinall,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Grant,
Mr. Harker,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. Myles,
Mr. O'Shanassy,
Mr. Phelan,
Dr. Thomson,
Mr. Wills,
Mr. Ireland, } *Tellers.*
Mr. O'Brien, }

Noes, 18.

Mr. Adamson,
Mr. Beaver,
Mr. Brooke,
Mr. C. Campbell,
Mr. Davis,
Mr. Ebden,
Dr. Embling,
Mr. Greeves,
Mr. Henty,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Nicholson,
Dr. Owens,
Mr. Quarterman,
Mr. Service, } *Tellers.*
Mr. Heales, }
Mr. Sitwell, }

And so it passed in the negative.

Question—That the Assembly agree in amendment No. 13—put and resolved in the affirmative.

On the motion of Mr. Chapman, the Assembly agreed to the amendments Nos. 14, 15, 16, 17, 18, and 19.

Mr. Chapman moved, That the word "three" be omitted from amendment 20, and the word "two" inserted instead thereof.

Question—That the word proposed to be omitted stand part of the question—put and negated.

Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.

Question—That the Assembly agree with amendment No. 20 as so amended—put and resolved in the affirmative.

On the motion of Mr. Chapman, the Assembly agreed to amendment No. 21.

On the motion of Mr. Chapman, the Assembly disagreed with the Council in amendment No. 22.

On the motion of Mr. Chapman, the Assembly agreed to amendments Nos. 23, 24, and 25.

Mr. Chapman moved, That the following words be inserted in amendment No. 26 after the word "Sunday" viz., "Good Friday or Christmas Day."

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Question—That the Assembly agree with the Council in amendment No. 26 as so amended—put and resolved in the affirmative.

Mr. Adamson moved, That the word "constituted" be omitted from line 2 of amendment No. 27, and the word "described" inserted instead thereof.

Question—That the word proposed to be omitted stand part of the question—put and negatived.

Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.

Mr. Adamson moved that the following figures and words be inserted before "number," viz. :—"22nd Victoria."

Question—put and resolved in the affirmative.

Question—That the Assembly agree with the Council in amendment No. 27, as so amended—put and resolved in the affirmative.

On the motion of Mr. Chapman, the Assembly agreed in the amendment No. 28.

Mr. Chapman moved, That the following words be inserted in section 9 of amendment No. 29, viz., "a Elsternwick and St. Kilda before the words "the justices," and the words "b Windsor and South Yarra the justices in petty sessions assembled within the municipal district of Prahran" after the words "St. Kilda."

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Mr. Chapman moved, That the words "St. Kilda" be omitted from section 10 of amendment No. 29, and the word "Brighton" inserted instead thereof.

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 resolved in the affirmative.

Mr. O'Brien moved, That the words "within the municipal district of Richmond" be omitted from section 11 of amendment No. 29, and the words "at Dandenong" inserted instead thereof.

Question—That the words proposed to be omitted stand part of the question—put and negatived.

Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.

Mr. Phelan moved, That the word "Gisborne" be omitted from section 18 of amendment No. 29, and the word "Keilor" inserted instead thereof.

Question—That the word proposed to be omitted stand part of the question—put and negatived.

Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.

Mr. Chapman moved, That the word "Avenel" be omitted from section 21 of amendment No. 29, and the word "Kilmore" inserted instead thereof.

Question—That the word proposed to be omitted stand part of the question—put and negatived.

Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.

Dr. Thomson moved, That the word "Camperdown" be omitted from section 36 of amendment No. 29, and the word "Colac" inserted instead thereof.

Question—That the word proposed to be omitted stand part of the question—put and negatived.

Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.

Question—That the Assembly agree with amendment No. 29 as so amended—put and resolved in the affirmative.

On the motion of Mr. Chapman, the Assembly agreed with the Council in amendments Nos. 30, 31, 32, 33, 34, and 35.

Ordered—That a Message be transmitted to the Legislative Council, acquainting them that the Assembly had agreed to certain of the amendments, disagreed to certain other of the amendments, and agreed to other of the amendments with amendments, to which they desired the concurrence of the Legislative Council.

12. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Chapman, the following Order of the Day was read and discharged ;—

"Supreme Court Sittings Bill—Adoption of Report."

13. SUPREME COURT SITTINGS BILL.—Mr. Chapman moved, That this Bill be now recommitted to a Committee of the whole House.

Question—put and resolved in the affirmative.

And, on the further motion of Mr. Ireland, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration thereof.

Mr. Speaker resumed the Chair; and Mr. Aspinall having reported that the Committee had made further amendments in this Bill, the Assembly ordered the same to be taken into consideration to-morrow.—Bill, as amended, to be printed.

And the House having continued to sit till after twelve of the clock,

FRIDAY, 18TH FEBRUARY, 1859.

15. SANDHURST MECHANICS' INSTITUTE.—Mr. Grant moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to cause the sum of £1000 to be placed on the Supplementary Estimates for 1859, in aid of the Mechanics' Institute at Sandhurst.

Notice being taken that a quorum of members were not present, Mr. Speaker counted the House, and a quorum of Members not being present, Mr. Speaker, at seven minutes past twelve o'clock, adjourned the House, without question being first put, until four o'clock p.m. this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 62.

FRIDAY, 18TH FEBRUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk-Assistant of the Council :—

MR. SPEAKER,
The Legislative Council inform the Legislative Assembly that they have agreed to the Bill intituled "*An Act to consolidate and amend the Laws affecting the Chinese emigrating to or resident in Victoria,*" without any amendment.
(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 17th February, 1859.
3. PAPERS.—Mr. O'Shanassy presented—

Gold Fields Act.—Order in Council.
Ordered to be printed.

Mr. Gavan Duffy presented—
Crown Lands Open for Selection.—Return to an Order of the Legislative Assembly dated 16th February, 1859, for—
 - (1.) The number of Acres open for Selection at the upset price of £1 per acre.
 - (2.) The number of Acres open for Selection at more than £1, and under £1 10s. per acre.
 - (3.) The number of Acres open for Selection in each County, and the proportion of such acres to the population as shown by the last Census, distinguishing whether agricultural or pastoral.

Ordered to lie on the Table.
4. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the next order for to-day :—

" *Steam Postal Communication with New Zealand—Motion for Address—To be considered in Committee.*"
5. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Ireland, the following Order of the Day was read and discharged :—

" *Supreme Court Sittings Bill—Adoption of Report.*"
6. SUPREME COURT SITTINGS BILL.—Mr. Ireland then moved, That this Bill be now recommitted.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Ireland, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration thereof.
Mr. Speaker resumed the Chair ; and Mr. Aspinall having reported that the Committee had made a further amendment in this Bill, the Assembly ordered the same to be taken into consideration Tuesday, 22nd February instant.—Bill, as amended, to be printed.
7. STEAM POSTAL COMMUNICATION WITH NEW ZEALAND.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying that a sum of £6000 be placed on the Additional Estimates for the year 1859, for the purpose of establishing a Steam Postal Communication with New Zealand, having been read, on the motion of Mr. Harker, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole, for the consideration thereof.
Mr. Speaker resumed the Chair ; Mr. Aspinall reported that the Committee had come to several resolutions.
Ordered—That the report be received Tuesday, 22nd February instant.

8. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk-Assistant of the Council:—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the alterations and to the amendments upon amendments, as made by the Legislative Assembly in the amendments made by the Legislative Council in the Bill intituled "*An Act to amend the Law relating to the Registration of Parliamentary Electors.*"

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 18th February, 1859.

9. SANDHURST MECHANICS' INSTITUTE.—Question—That this House will, on Tuesday, 22nd February instant, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to cause the sum of £1000 to be placed on the Supplementary Estimates for 1859, in aid of the Mechanics' Institute at Sandhurst—put and negatived.
10. MEETING OF THE PARLIAMENT.—Mr. Brooke moved, pursuant to notice, That this House, prior to its prorogation, with the object of dissolution, having regard to the great material interests of the country, expresses its opinion that it is highly important no delay should take place in issuing the writs, and in convoking the new Parliament for the despatch of business.

Debate ensued.

Question—put and resolved in the affirmative.

11. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk-Assistant of the Council:—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to authorise the making of the Melbourne and Essendon Railway and for other purposes,*" and acquaint the Legislative Assembly that the Legislative Council have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 18th February, 1859.

On the motion of Mr. Phelan the amendments were read, and are as follow:—

Clause XXV., line 34, leave out "from."

Clause XXXIV., line 2, after "referred to" insert "in."

Clause XLI., line 5, after "exceeding" insert "the."

And the same amendments having been read a second time, were, on the motion of Mr. Phelan, agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Assembly have agreed to the above amendments.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act for the preservation of Fish in the Lakes and Rivers of the Colony of Victoria,*" without any amendment; and that they have agreed to the amendments made by the Legislative Assembly in the Bill intituled "*An Act for the establishment of a Board of Agriculture.*"

(Signed)

J. F. PALMER,
President.

Legislative Council Chambers,
Melbourne, 18th February, 1859.

12. LINCOLN AND ARGYLE SQUARES.—Mr. Moore moved, pursuant to notice, That in the opinion of this House the proposed extension of Pelham street through Lincoln and Argyle squares, "Carlton," is opposed to the plan upon which Town Lots were offered for sale, and unjust to the parties who purchased them in that locality.

Debate ensued.

And the House having continued to sit till after twelve of the clock,

SATURDAY, 19TH FEBRUARY, 1859.

Mr. Wills moved, as an amendment, That all the words after the word "Carlton" be omitted from the above motion, and the following words inserted instead thereof, "should not be decided upon until after the meeting of the next Parliament."

Debate continued.

Question—That the words proposed to be omitted stand part of the question—put.

Assembly divided.

Ayes, 14.

Mr. Bell,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Ebden,
Mr. Greeves,
Mr. Langlands,
Mr. Michie,
Mr. Moore,
Mr. Nicholson,
Mr. Quarterman,
Mr. Service,
Mr. Smith,
Mr. Sitwell,
Mr. Heales, } *Tellers.*

Noes, 13.

Mr. Aspinall,
Mr. Chapman,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Grant,
Mr. Harker,
Mr. Horne,
Mr. Hughes,
Mr. O'Shanassy,
Mr. Phelan,
Mr. Wills,
Mr. Ireland, } *Tellers.*
Mr. O'Brien,

And so it was resolved in the affirmative.

Question—That in the opinion of this House the proposed extension of Pelham street through Lincoln and Argyle squares, Carlton, is opposed to the plan upon which Town Lots were offered for sale, and unjust to the parties who purchased them in that locality—put and resolved in the affirmative.

13. TALLAROOP CREEK.—Mr. Blair moved, pursuant to notice, That the House will, on Tuesday next, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency, praying that the sum of £1800 may be placed on the Supplementary Estimates for the current year, for the erection of a bridge over the Tallaroop Creek at Carisbrook.

Question—put and negatived.

14. MINING SOCIETIES.—Mr. Aspinall reported from a Committee of the whole a certain resolution, which was read as follows:—

Resolved—That an Address be presented to His Excellency the Governor, praying His Excellency to place the sum of £1000 upon the Estimates, for the purpose of affording assistance to Mining Societies, and generally of encouraging mining enterprise, on condition that a sum equal to one-half be raised by private contribution, and that the accounts of the Society for the year 1859 (with accompanying vouchers) be furnished to the Treasury at the end of the year.

And the said resolution having been read a second time, was agreed to by the Assembly.

15. STOCK AND SHARES IN EXECUTION SALE BILL.—On the motion of Mr. Grant, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Grant, read a third time and *passed*.

Mr. Grant moved, That the following be the title of the Bill:—

“A Bill to authorise the Sheriff to seize and sell Stock and Shares under Writs of Execution.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

Notice being taken that a quorum of members were not present. Mr. Speaker counted the House, and a quorum of members not being present, Mr. Speaker, at one o'clock, adjourned the House, without question being first put, until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 63.

TUESDAY, 22ND FEBRUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor—
Chief Medical Officer.—Report on the Sanitary Station for the year 1858.
Births, Deaths, and Marriages.—Fifth Annual Report of the Registrar General on Births, Deaths, and Marriages in the Colony of Victoria, during the year ending 30th June, 1858.
Statistics.—Statistics of the Colony of Victoria for the year 1857, compiled from Official Records in the Registrar General's Office.
Board of Science.—First Annual Report.
Severally ordered to lie on the Table.
Mr. O'Shanassy presented—
Customs Appointments.—Return to an Order of the Legislative Assembly, dated 19th January last, for a Return, shewing the respective names, ages, dates of appointment, salaries, deductions from and additions to salaries, if any, with dates of all persons in the public service connected with the Customs, in Melbourne, Williamstown, and Hobson's Bay.
Ordered to lie on the Table.
Dr. Evans presented—
Electric Telegraph.—Half-yearly Report of the General Superintendent of Electric Telegraph relative to the advancement and present condition of the Department up to the 31st December, 1858.
Ordered to lie on the Table.
3. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk-Assistant of the Council :—
MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to amend an Act intituled 'An Act to regulate the 'Temporal Affairs of the Synod of Victoria, and to amend the Law relating thereto,'*" without amendment.
(Signed) J. F. PALMER,
President.
Legislative Council Chamber,
22nd February, 1859.
MR. SPEAKER,
The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to amend the Law for the Collection and Payment of the Public Moneys, the 'Audit of the Public Accounts, and the Protection and Recovery of the Public Property,'*" and inform the Legislative Assembly that the Legislative Council have agreed to the same with amendments, to which they desire the concurrence of the Legislative Assembly.
(Signed) J. F. PALMER,
President.
Legislative Council Chamber,
22nd February, 1859.
4. PETITIONS.—Dr. Owens presented a Petition from the Storekeepers, Miners, and Inhabitants of McIntyre's Diggings, praying that the matter of the Petition, and also of that lately sent from Kingower, be immediately brought under the consideration of this House, and that steps be immediately taken to remedy the grievances herein complained of; that Kingower and the surrounding diggings be elected into a district, or a division of a district, and that one of the three wardens at present stationed at Avoca be removed to Kingower aforesaid, and thereby become accessible to all those requiring his attendance.
Ordered to lie on the Table.

Mr. Smith presented a Petition from certain Citizens, Residents, and Freeholders of Hotham Ward, in the City of Melbourne, praying that the House would be pleased not to pass the motion referred to in the Petition in the affirmative, but allow the matter to await the termination of the current municipal year.

Petition read and ordered to lie on the Table.

5. PAPERS.—Mr. Gavan Duffy presented, by command of His Excellency the Governor—
Gold Workings, Dandenong.—Report by the Deputy Surveyor General of a visit to the Gold Workings beyond the Dandenong Mountains.
Report read and ordered to lie on the Table.

6. SUPREME COURT SITTINGS BILL.—On the motion of Mr. Ireland, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Ireland, read a third time and *passed*.

Mr. Ireland moved that the following be the title of the Bill:—

“*An Act to fix the Terms, Sittings, and Holidays of the Supreme Court.*”

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly had agreed thereto with amendments, in which they desire the concurrence of the Legislative Council.

7. STEAM POSTAL COMMUNICATION WITH NEW ZEALAND.—Mr. Aspinall reported from a Committee of the whole certain resolutions, which were read as follow:—

Resolved—(1.) That an Address be presented to His Excellency the Governor, praying that a sum of £5,500 be placed on the Additional Estimates for the year 1859, for the purpose of establishing a Steam Postal Communication with New Zealand.

(2.) That, in the opinion of this Committee, notice should be forthwith given to annul the contract for this service as early as possible.

And the said resolutions having been read a second time, were agreed to by the Assembly.

8. HOTHAM WARD.—Mr. Service moved, pursuant to notice, That, in the opinion of this House, the Government should forthwith proclaim Hotham Ward a separate Municipality.

Debate ensued.

Mr. Mollison moved the previous question.

Debate continued.

Question—That this question be now put—put.

Assembly divided.

Ayes, 14.
Mr. R. S. Anderson,
Mr. Brooke,
Mr. Crews,
Mr. Ebden,
Dr. Embling,
Mr. Humffray,
Mr. Lalor,
Mr. McCulloch,
Dr. Owens,
Mr. Quarterman,
Mr. Ricardo,
Mr. Service,
Mr. Hancock, } *Tellers.*
Mr. Everard, }

Noes, 20.
Mr. Aspinall,
Mr. Blair,
Mr. D. S. Campbell,
Mr. Chapman,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Greeves,
Mr. Henty,
Mr. Horne,
Mr. Hughes,
Mr. Ireland,
Mr. Mollison,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Smith,
Dr. Thomson,
Mr. Wilkie,
Mr. Wills,
Mr. Langlands, } *Tellers.*
Mr. Perry, }

And so it passed in the negative.

9. HARBOR ACCOMMODATION.—Mr. Service moved, pursuant to *amended* notice, That with a view to a practical development of a scheme of harbor accommodation for the port of Melbourne, and in the absence of any immediate proposal to establish or originate a private company, it is desirable that a commission be forthwith appointed by the Government to continue the investigation entered upon by the Committee of this House, with a view of the report of such commission being laid on the Table of the Assembly at an early period of the ensuing session.

Debate ensued.

Question—put and resolved in the affirmative.

10. DISCHARGE OF ORDERS OF THE DAY.—The Assembly ordered that the following Orders of the Day be read and discharged :—

“*Imprisonment for Debt Abolition Bill—To be further considered in Committee.*”
 “*Church Lands Sale Bill—Second reading—Resumption of Debate.*”

11. MR. VINCENT PYKE.—The debate on the Question—That this House will to-morrow resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that the sum of £450 be placed on the Supplementary Estimates for 1859 ; the said sum being the balance of salary due to Mr. Vincent Pyke, Emigration Agent for the Colony of Victoria—resumed.

Question—put.

Assembly divided.

Ayes, 15.

Mr. Blair,
 Mr. C. Campbell,
 Mr. Chapman,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Horne,
 Mr. Hughes,
 Mr. Langlands,
 Mr. Mollison,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Perry,
 Mr. Ricardo,
 Mr. Humffray,
 Mr. D. S. Campbell, } *Tellers.*

Noes, 4.

Mr. Hancock,
 Mr. Smith,
 Mr. R. S. Anderson, } *Tellers.*
 Mr. Crews,

And it appearing by the Report of the Tellers that a quorum of members were not present, Mr. Speaker, at six minutes past ten o'clock, adjourned the House, without question being first put, until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 64.

WEDNESDAY, 23RD FEBRUARY, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented—
Gold Fields Act.—Orders in Council.
Ordered to be printed.
Electoral Rolls.—Return to an Order of the Legislative Assembly, dated 19th January, 1859, for a Return, shewing—
 - (1.) The total expenditure for printing the Electoral Rolls since the commencement of the present Act.
 - (2.) Those printed at the Government Printing Office and those printed at private establishments.
 - (3.) Whether tenders in the latter case were called for in each instance, and how the tenders were advertised.
 - (4.) The nature of the specification on which the tenders were to be framed.
 - (5.) The amounts of the various tenders given in for each section of the work, with the names of the tenderers.
 - (6.) The tenders accepted.
 - (7.) The extras (if any) allowed on these tenders.
 - (8.) The amount for which the same work could have been done at the Government Printing Office, supposing that there had been sufficiency of plant.
 - (9.) The same details with respect to any other description of Government printing that may have been done at private offices during the year 1858.Ordered to lie on the Table.
Mr. Gavan Duffy presented—
Municipal Council Ballarat East.—Copy of a petition from the Municipal Council of Ballarat East, together with the opinion of the Attorney General thereon.
Ordered to lie on the Table.
3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—
MR. SPEAKER,
The Legislative Council inform the Legislative Assembly that they do not insist upon the amendments made by the Legislative Council in the "*Officials in Parliament Bill*" with which the Legislative Assembly have disagreed.
(Signed) J. F. PALMER,
Legislative Council Chamber, Melbourne, 22nd February, 1859. *President.*
4. EXPLANATION.—Mr. Aspinall moved, by leave of the Assembly, That Mr. Brooke be now heard in justification of a statement made by him on Friday last.
Question—put and resolved in the affirmative.
5. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—
MR. SPEAKER,
The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to remove Legal Obstacles affecting certain Contracts and Agreements relating to Mining on Private Property and to extend the Jurisdiction of the Court of Mines and for other purposes relative to Mining for Gold in Victoria,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, to which they desire the concurrence of the Legislative Assembly.
(Signed) J. F. PALMER,
Legislative Council Chamber, 23rd February, 1859. *President.*

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.
No. 65.

THURSDAY, 24TH FEBRUARY, 1859.

1. Assembly met.—Mr. Speaker took the Chair at three o'clock, and having acquainted the House that His Excellency the Governor had informed him the state of the public business would not admit of his proceeding to the Legislative Council earlier than half-past four o'clock this afternoon, to assent, in Her Majesty's name, to Bills passed by the Legislative Council and Legislative Assembly, stated that he would take the Chair at the usual hour of meeting.

FOUR O'CLOCK.

Assembly met.—Mr. Speaker took the Chair.

2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled, "*An Act to appropriate the consolidated Revenue to the Service of the year One thousand eight hundred and fifty-nine and for other purposes,*" with two amendments, one of which is a correction of an error in the title of an Act, and the other of which is intended to further the meaning of the Legislative Assembly in distributing the grant for education as expressed in the note directing the mode of its distribution, to which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
23rd February, 1859.

3. APPROPRIATION BILL.—On the motion of Mr. Harker, the amendments made in this Bill were read, and are as follow :—

Clause IV., line 6, before "public" insert "the."

The schedule I., No. 36, leave out £92,500

£32,500 and insert £125,000.

Mr. Harker then moved, "That" the Constitution Act having prohibited the Legislative Council from making any alteration in the *Appropriation Bill*, this House refuses to entertain the amendments, and insists upon the Bill in its integrity.

Mr. Michie moved, as an amendment, That all the words after the words "That" be omitted, with a view to insert instead thereof the words "as the amendments made by the Legislative Council do not alter the appropriation, but merely further the intentions of this House in regard to the grant for education, this House do agree with such amendments."

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put.

Assembly divided.

Ayes, 24.

Mr. R. S. Anderson,
Mr. Aspinall,
Mr. Beaver,
Mr. Blair,
Mr. C. Campbell,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Everard,
Mr. Grant,
Mr. Hancock,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. Langlands,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Perry,
Mr. Phelan,
Dr. Thomson,
Mr. Wills,
Mr. Ireland, } *Tellers.*
Mr. Harker, }

Noes, 15.

Mr. D. S. Campbell,
Mr. Ebden,
Dr. Embling,
Mr. Greeves,
Mr. Henty,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Nicholson,
Mr. Quarterman,
Mr. Service,
Mr. Sitwell,
Mr. Wood,
Dr. Owens, } *Tellers.*
Mr. Adamson, }

And so it was resolved in the affirmative.

Mr. Adamson was about to move, That an Address be presented to His Excellency the Governor, praying him to recommend by Message to the Legislative Assembly the following amendment in a Bill, intituled, "*An Act to appropriate the Consolidated Revenue to the service of the Year One thousand eight hundred and fifty-nine and for other purposes,*" namely:—In Clause IV., line 6, the insertion of the word "the" before "public"—in schedule I., No. 36, the omission of the figures £92,500 and £32,500, and the insertion of the figures £125,000—when a point of order was raised, and, after debate had thereon,

Dr. Embling moved, That Mr. Adamson's amendment is in order, and ought to be put from the Chair.

Question—That Mr. Adamson's amendment is in order and ought to be put from the Chair—put.

Assembly divided.

Ayes, 16.

Mr. D. S. Campbell,
Mr. Ebden,
Dr. Embling,
Mr. Everard,
Mr. Greeves,
Mr. Henty,
Mr. McCulloch,
Mr. Michie,
Mr. Nicholson,
Dr. Owens,
Mr. Quarterman,
Mr. Service,
Mr. Sitwell,
Mr. Wood,
Mr. Adamson, } *Tellers.*
Mr. Moore, }

Noes, 23.

Mr. Aspinall,
Mr. Beaver,
Mr. Blair,
Mr. C. Campbell,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Grant,
Mr. Hancock,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. Ireland,
Mr. Langlands,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Perry,
Mr. Phelan,
Dr. Thomson,
Mr. Wills,
Mr. R. S. Anderson, } *Tellers.*
Mr. Harker, }

And so it passed in the negative.

Question—That the Constitution Act having prohibited the Legislative Council from making any alteration in the Appropriation Bill, this House refuses to entertain the amendments, and insists upon the Bill in its integrity—put and resolved in the affirmative.

Mr. Harker then moved, That a message be sent to the Legislative Council communicating the above resolution, and respectfully requesting the Council to reconsider their proceedings on this Bill.

Question—put and resolved in the affirmative.

4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled, "*An Act to amend 'An Act for abating the nuisance occasioned by Dogs in the Streets of certain Towns and on Highways in New South Wales,'*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, to which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
23rd February, 1859.

On the motion of Mr. C. Campbell, the amendments made by the Legislative Council in this Bill were read as follow :—

Clause I., line 1, leave out "after the first day of May next."

" line 2, leave out "unless such dog shall have" and insert "without."

" line 4, leave out "any."

Clause II., line 6, leave out "damage which such dog may have occasioned" and insert "damages that may be recovered against him."

Clause III., line 7, after "harassed" insert "worried."

" same line, leave out "destroyed" insert "killed."

" line 9, leave out "twenty" insert "one hundred."

" lines 11 and 12, leave out "for the damage such owner of such sheep or stock shall have sustained" and insert "and may order such dog to be destroyed."

Clause IV., line 3, leave out "unless reasonable proof to the contrary be adduced."

Mr. Aspinall moved, That the consideration of these amendments be adjourned until this day week.

Question—put and resolved in the affirmative.

5. **BALLAARAT BYE LAW BILL.**—Mr. Humffray moved, That the Assembly do “now” take into consideration the amendments made by the Legislative Council in this “Bill.”

Mr. Wood moved, as an amendment, That the word “now” be omitted and the words “this day month” be added after the word “Bill.”

Question—That the word proposed to be omitted stand part of the question—put and resolved in the affirmative.

Question—That the Assembly do now take into consideration the amendments made by the Legislative Council in this Bill—put and resolved in the affirmative.

Whereupon the amendments were read, and are as follow :—

Clause I., line 3, leave out “passing” and insert “commencement.”

Insert new Clause IV.—

“The Municipal Corporation of Ballaarat East shall within three months after the commencement of this Act pay to the Municipal Corporation of Ballaarat West one-half of all moneys expended by them in and about and in connection with the supply of water from the said swamp under whatever name or style such corporation may have been created.”

And the same having been read a second time, were agreed to by the Assembly.

Ordered—That the Bill be transmitted to the Legislative Council, with a Message, acquainting them that the Assembly had agreed to the amendments made in this Bill.

6. **PRINTING REPORT.**—Dr. Owens, on behalf of Mr. Speaker, Chairman, brought up the fifteenth Report from this Committee.

Ordered to be printed.

7. **LIBRARY COMMITTEE.**—Mr. Greeves brought up the report from this Committee.

Ordered to be printed.

8. **MESSRS. PIERCE AND DALZIEL.**—Mr. D. S. Campbell moved, pursuant to notice, That the Government having attached as a condition to the arbitration which this House resolved should take place in the case of Pierce and Dalziel by its resolution on the 9th February, that the arbitrators should be members of the legal profession, is not carrying out the intention of that resolution nor of this House.

Debate ensued.

Question—put and resolved in the affirmative.

9. **ARBITRATIONS.**—Mr. Service moved, pursuant to notice, That it is manifestly unfair for the Government, in cases where disputed accounts are referred to arbitration, to impose any condition whatever upon the other party to the arbitration.

Question—put and resolved in the affirmative.

10. **ASSESSMENT ON STOCK.**—Mr. Colin Campbell moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole to consider the following resolution :—

This House is of opinion that if in any cases a larger sum than at the rate of 8d. per head for sheep shall have been required to be paid by occupants of Crown Lands as assessment for the year 1858, such overcharge should be refunded by Government in accordance with the real intention of the Act.

Debate ensued.

Motion, by leave, withdrawn.

11. **STATIONERY, ETC.**—Dr. Owens moved, pursuant to notice, for a Return of the quantity of Stationery and Printing Materials supplied to the Government during the year 1858, and first quarter of 1859, specifying whether supplied by public tender or otherwise ; if by tender, specifying the names and amounts of the different tenders ; if not by public tender, specifying the terms of contract.

Question—put and resolved in the affirmative.

12. **APPOINTMENTS TO CIVIL SERVICE.**—Dr. Owens moved, pursuant to *amended* notice, for a Return showing all appointments gazetted and un-gazetted, honorary and stipendiary, made by the present and every preceding Government during their possession of office—specifying the names, ages, offices, salaries, places of birth of the appointees, their religion, and by whom recommended, “also stating their length of residence in the Colony, their previous occupation,” and the names of their predecessors in office.

Mr. O’Shanassy moved, as an amendment, That the words “also stating their length of residence in the Colony, their previous occupation,” be omitted from the above question.

Debate ensued.

Amendment, by leave, withdrawn.

Question—That a Return showing all appointments gazetted and un-gazetted, honorary and stipendiary, made by the present and every preceding Government during their possession of office—specifying the names, ages, offices, salaries, places of birth of the appointees, their religion, and by whom recommended, also stating their length of residence in the Colony, their previous occupation, and the names of their predecessors in office, be laid on the Table of this House—put and resolved in the affirmative.

13. **DISCHARGE OF ORDER OF THE DAY.**—The Assembly ordered that the following Order of the Day be read and discharged :—

“*Mr. Vincent Pyke—Motion for Address—Resumption of Debate.*”

14. **WATER FROM THE YAN YEAN.**—The Order of the Day for the consideration of the Report from the Select Committee on this subject having been read, Dr. Owens moved, That the Report and the Evidence taken by the Select Committee be referred to the Commissioners of Sewers and Water Supply.

Question—put and resolved in the affirmative.

15. **YARRA BEND LUNATIC ASYLUM.**—The Order of the Day for the consideration of the Report from the Select Committee on this subject having been read, Mr. Greeves moved, That the enquiry be resumed next Session of Parliament; meanwhile, that the evidence at present taken be not published until the completion of the investigation.

Question put and resolved in the affirmative.

16. **MESSAGE FROM THE LEGISLATIVE COUNCIL.**—The following Message from the Legislative Council, by the Clerk-Assistant of the Council:—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they do not insist on the amendments made by the Legislative Council in the "*Appropriation Bill.*"

(Signed)

J. F. PALMER,

Legislative Council Chamber,
24th February, 1859.

President.

17. **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.**—A Message from His Excellency the Governor by the Usher of the Legislative Council.

MR. SPEAKER,

His Excellency the Governor desires the immediate attendance of this Honorable House in the Legislative Council.

Accordingly Mr. Speaker, and the House, went to the Legislative Council, when His Excellency was pleased to reserve the following Bills for the signification of Her Majesty's pleasure thereon:—

"An Act to enlarge the powers of the '*Australian Trust Company*' and to remove doubts as to the validity of Deeds executed by Agents of the Company and for other purposes."

"An Act to limit the number of Persons holding Offices under the Crown who may sit and vote in the Legislative Council and Assembly of Victoria."

And His Excellency was pleased to give the Royal Assent to the several Public Bills and Private Bills following, viz:—

"An Act to amend an Act intituled '*An Act to regulate the Importation Carriage and Custody of Gunpowder 21 Victoria No. 21.*'"

"An Act for the regulation of Oyster Fisheries in Victoria."

"An Act for the continuation of expiring Laws."

"An Act to incorporate a Company to be called '*The Bendigo Water Works Company*' and for other purposes."

"An Act to amend and consolidate the Laws affecting the Solemnization of Marriage."

"An Act to incorporate a Company to be called '*The Castlemaine Gas Company*' and for other purposes."

"An Act to enable the Trustees for the time being to sell and convey certain Land situate in the City of Melbourne and vested in such Trustees to the use of the Religious Society denominated Wesleyan Methodists."

"An Act to alter and extend some of the provisions contained in '*The St. Kilda and Brighton Railway Act 1857*' and for other purposes."

"An Act to incorporate the Shareholders of '*The National Bank of Australasia*' and for other purposes."

"An Act to reduce the Capital and Borrowing Powers of '*The Melbourne Exchange Company*' and for other purposes."

"An Act to amend the Law relating to the more easy Recovery of certain Debts and Demands."

"An Act for the protection of the Fisheries of Victoria."

"An Act to amend the Law relating to Innkeepers Carriers and others."

"An Act for an Assessment on Stock."

"An Act to consolidate and amend the Laws affecting the Chinese emigrating to or resident in Victoria."

"An Act to amend the Law relating to the Registration of Parliamentary Electors."

"An Act to amend an Act intituled '*An Act to regulate the temporal affairs of the Synod of Victoria and to amend the law relating thereto.*'"

"An Act for the establishment of a Board of Agriculture."

"An Act for the Preservation of Fish in the Lakes and Rivers of the Colony of Victoria."

"An Act to authorise the making of the Melbourne and Essendon Railway and for other purposes."

"An Act to amend the Law for the Collection and Payment of the Public Moneys the Audit of the Public Accounts and the Protection and Recovery of the Public Property."

"An Act to declare void a certain Bye-law passed by the Council of the Municipal District of Ballaarat respecting the Supply of Water for Domestic Sanitary and other purposes from Yuille's Swamp."

"An Act to appropriate the consolidated Revenue to the Service of the year One thousand eight hundred and fifty-nine and for other purposes."

18. HIS EXCELLENCY'S SPEECH.—After which His Excellency was pleased to make a Speech to both Houses of Parliament, as followeth :—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL:

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

When I called you together in October last I stated that the principal object which I had in view in requiring your attendance in Parliament at that season of the year was to enable you to dispose of those measures of reform which had been introduced in a former Session, and that it would be the duty of my advisers to bring forward only such other measures as were absolutely required to meet the exigencies of the public service. I then ventured to express a hope that the Session would be brought to a close before the termination of the year ; but fresh questions of more or less importance, some of a public some of a private character, have forced themselves upon the attention of Parliament, and the Session has thereby been extended to a later period than anticipated. The beneficial nature of most of the Bills which have now become law compensates for this increased demand upon your time and attention, and the country will recognize in them renewed evidence of the zeal and assiduity with which you have applied yourselves to your Parliamentary duties.

The Bill to alter the Electoral Districts and increase the Number of Members of the Assembly will come into operation on the first of May. It distributes the representation more equally over the entire population of the country, and provides for such an increase in the number of members as will, I trust, be found greatly to facilitate the despatch of business before Parliament. The Bill for shortening the duration of the Assembly has been reserved for the signification of Her Majesty's pleasure, as required by the Constitution Act. I have no reason to doubt that it will receive Her Majesty's assent, and it will in all probability become law long before its operation can be required. It has also been thought advisable to reserve the Bill to limit the number of persons holding office under the Crown who may sit and vote in either House of Parliament, as it affects the prerogative of the Crown, and as doubts have arisen whether it should not have been passed by an absolute majority of both Houses.

The Bills which I announced as intended to be brought forward at the commencement of the Session have been successfully carried through Parliament, with the exception of three, namely, a Bill to consolidate the Road Acts, a Bill to regulate Weights and Measures, and a Bill to give validity to certain contracts for Mining on Private Property. The two first have long since been prepared, and were only withheld in order to give place to such as appeared to be of more immediate importance; and the third has failed to become law in consequence of the want of concurrence of both Houses in some of its provisions.

The Bills severally to amend the Audit Act, to amend the Act authorising an Assessment on Stock, to consolidate the Laws relating to the Chinese, to establish a Board of Agriculture, to consolidate the Laws respecting Marriage, are calculated either to improve the previously existing law, to give security to our public credit, or to aid in developing our industry and resources. The several Private Railway Bills which have ripened into Acts carry out the principle enunciated by a former Legislature, namely, that while the construction of the main lines should be kept in the hands of the Government, all other lines should be left to private enterprise.

I avail myself of the opportunity to congratulate you upon, and at the same time to express my own satisfaction with, the progress which has been made in the great railway undertakings already authorized by Parliament. This rapidity of execution has not been purchased at the expense of inferiority. I am assured, indeed, that the character of the work is equal to that of the best lines of railway in Great Britain. I am happy to think that the state of the London money market justifies a confident expectation that our Railway Bonds will almost immediately occupy the favorable position which has been anticipated.

The opinions which have been expressed in Parliament respecting the necessity of placing every branch of the public service on a more permanent and settled footing, though not expressed in any formal resolution, will not be disregarded by my advisers. Means will be adopted during the recess to institute a full and comprehensive enquiry into the state of the public establishments, partly with a view to economy, and partly for the purpose of placing meritorious officers in the public service in a position of progressive advancement and future security.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

I thank you in Her Majesty's name for the liberality with which you have provided for the exigencies of the Public Service, as well as for the necessary expenditure on Roads, Bridges, and other public improvements. The large sums which you have found yourselves justified in appropriating for various public works bear witness to the abundant resources of the country. The early period at which they are voted, as compared with former years, will enable them to be expended with much greater economy and efficacy.

The Resolutions which your House adopted for the purchase of the line of Railway constructed by the Melbourne and Geelong Railway Company will, I trust, allay the discontent which had arisen in the minds of some persons connected with that undertaking owing to a misconception as to the duty of this Government to interfere with regard to the appropriation of the guaranteed interest. I need scarcely assure you that the engagements of the Colony have invariably been faithfully and punctually fulfilled. If the proposals which these Resolutions embody should be accepted by the Company, a measure will be submitted to Parliament early in the ensuing Session to carry them into effect.

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

I now dismiss you to your homes. The arrangements preliminary to a dissolution which the recent change in the electoral law has rendered necessary will be made with a view to calling the new Parliament together at an earlier and more convenient period than has hitherto been found practicable.

I now, in Her Majesty's name, declare this Parliament to be prorogued to Thursday, the thirty-first day of March next, and it is hereby prorogued accordingly.

(Signed)

HENRY BARKLY,
Governor.

FRAN^s. MURPHY,
Speaker.

Select Committees,
APPOINTED DURING THE SESSION 1858-9.

1.—LIBRARY COMMITTEE.

Appointed 12th October, 1858.

The Speaker,
Mr. Greeves,
Mr. C. Campbell,

Mr. Chapman,
Mr. Blair.

2.—STANDING ORDERS.

Appointed 12th October, 1858.

Mr. Aspinall,
Mr. Sitwell,
Mr. Ebden,
Mr. Mollison,
Mr. Wood,

Mr. Ireland,
Mr. Moore,
Mr. R. S. Anderson,
Mr. O'Shanassy (*Mover*).

3.—PRINTING.

Appointed 12th October, 1858.

The Speaker,
Mr. Brooke,
Mr. Horne,
Mr. Hughes,
Mr. Moore,

Dr. Owens,
Mr. Rutledge,
Mr. Snodgrass,
Mr. O'Shanassy (*Mover*).

4.—REFRESHMENT ROOMS.

Appointed 12th October, 1858.

Mr. Rutledge,
Mr. Findlay,
Mr. Brooke,

Mr. Horne,
Mr. Aspinall,

5.—PARLIAMENT BUILDINGS.

Appointed 12th October, 1858.

The Speaker,
Mr. Brooke,
Mr. Moore,

Mr. Ebden,
Mr. Gavan Duffy.

6.—J. G. MCGREGOR'S CASE.

Appointed 12th October, 1858.

Mr. D. S. Campbell,
Mr. Chapman,
Mr. Hughes,

Mr. Langlands,
Mr. Harker,
Mr. Haines (*Mover*).

7.—MELBOURNE PUBLIC LANDS.

Appointed 14th October, 1858.

Mr. Horne,		*Mr. Quarterman,
Mr. Mollison,		*Dr. Owens,
Mr. Service,		Mr. Greeves (<i>Mover</i>).
Mr. Snodgrass,		

*Appointed 2nd December, 1858.

8.—WATER FROM THE YAN YEAN RESERVOIR.

Appointed 21st October, 1858.

Mr. Horne,		Dr. Owens,
Dr. Embling,		Dr. Thomson,
Mr. Langlands,		*Mr. Humffray,
Mr. Greeves,		Mr. Heales (<i>Mover</i>).
*Mr. Blair,		

*Appointed 2nd November, 1858.

9.—RIVER AND HARBOUR TRUST.

Appointed 27th October, 1858.

Mr. O'Shanassy,		Mr. Chapman,
*Mr. Haines,		Mr. Quarterman,
Mr. Horne,		Mr. R. S. Anderson,
Mr. Moore,		Mr. Greeves,
Mr. Board,		Mr. Lalor,
Mr. Ebden,		Mr. D. S. Campbell,
Mr. Perry,		Mr. Service (<i>Mover</i>).
Mr. Langlands,		

*Resigned 30th November, 1858.

10.—MR. F. BYERLEY.

Appointed 29th of October, 1858.

Mr. Moore,		Mr. Wills,
Mr. Ebden,		Mr. Wilkie,
Mr. Gavan Duffy,		Mr. Snodgrass (<i>Mover</i>).
Mr. O'Shanassy,		

11.—BALLAARAT WATER SUPPLY.

Appointed 29th October, 1858.

Mr. Lalor,		Mr. Wood,
Mr. Perry,		Mr. Wilkie,
Dr. Owens,		Mr. Wills,
Mr. Harker,		Mr. Humffray (<i>Mover</i>).

12.—FEDERAL UNION OF THE AUSTRALIAN COLONIES.

Appointed 2nd November, 1858.

Mr. Michie,		Dr. Evans,
Mr. O'Shanassy,		Mr. Horne,
Mr. Ebden,		Mr. Syme,
Mr. Ireland,		Mr. Harker,
Mr. Moore,		Mr. Gavan Duffy (<i>Mover</i>).

13.—PUBLIC INSTRUCTION BILL.

Appointed 2nd November, 1858.

Mr. R. S. Anderson,	Mr. O'Shanassy,
Mr. Blair,	Mr. Humffray,
Mr. C. Campbell,	Mr. Michie,
Mr. Gavan Duffy,	The Speaker,
*Mr. Haines,	Mr. Heales (<i>Mover</i>).
Mr. Harker,	

*Resigned 30th November, 1858.

14.—MINING.

Appointed 5th November, 1858.

Mr. O'Shanassy,	Mr. Humffray,
Mr. Ireland,	Mr. Quarterman,
*Mr. Haines,	Dr. Owens,
Mr. Wood,	Mr. Lalor (<i>Mover</i>).
Mr. Sitwell,	

*Resigned 30th November, 1858.

15.—REGISTRATION OF PARLIAMENTARY VOTERS.

Appointed 12th November, 1858.

Mr. R. S. Anderson,	Mr. Ebden,
Mr. Adamson,	Mr. Harker,
Mr. Humffray,	Mr. Greeves,
Mr. Service,	Mr. Brooke,
Mr. Sitwell,	Mr. O'Shanassy (<i>Mover</i>).
Mr. Chapman,	

16.—MR. A. McLACHLAN.

Appointed 17th November, 1858.

Mr. Horne,	Mr. Henty,
Mr. Moore,	Mr. Wilkie,
Mr. O'Shanassy,	Mr. Lalor (<i>Mover</i>).

17.—COAL.

Appointed 17th November, 1858.

Mr. Horne,	Mr. Humffray,
Mr. Brooke,	Mr. D. S. Campbell,
Mr. Moore,	Mr. Hughes (<i>Mover</i>).

18.—INSOLVENCY LAWS.

Appointed 24th November, 1858.

Mr. Chapman,	Mr. Service,
Mr. Moore,	Mr. Sitwell,
Mr. Wood,	Mr. Hancock,
Mr. Everard,	Mr. Grant (<i>Mover</i>).

19.—MR. THOMAS MILES.

Appointed 24th November, 1858.

Dr. Evans,	|	Mr. Harker,
Mr. Moore,		Mr. J. Johnson,
Mr. Ebden,		Mr. Lalor,
Mr. R. S. Anderson,		Mr. Heales,
Mr. Grant		Mr. Humffray (<i>Mover</i>).

20.—ST. KILDA AND BRIGHTON BRIGHTON RAILWAY BILL.

Appointed 24th November, 1858.

Mr. Horne,	|	Mr. Ebden,
Mr. Greeves,		Mr. Crews,
Dr. Owens,		Mr. Brooke (<i>Mover</i>).
Mr. Grant,		

21.—BENDIGO WATER WORKS BILL.

Appointed 8th December, 1858.

Mr. Gavan Duffy,	|	Mr. Wood,
Mr. Everard,		Mr. Wills,
Mr. Humffray,		Mr. Grant,
Mr. Heales,		Mr. Brooke,
Mr. Horne,		Dr. Owens (<i>Mover</i>).
Mr. Lalor,		

22.—AUSTRALIAN TRUST BILL.

Appointed 8th December, 1858.

Mr. Sitwell,	|	Mr. Heales,
Mr. D. S. Campbell,		Mr. Sladen,
Mr. Mollison,		Mr. Quarterman,
Mr. Wills,		Mr. Wood (<i>Mover</i>).

23.—CASTLEMAINE GAS BILL.

Appointed 9th December, 1858.

Mr. Brooke,	|	Mr. Lalor,
Mr. Heales,		Dr. Owens,
Mr. Sladen,		Mr. Sitwell (<i>Mover</i>).
Mr. Crews,		

24.—MR. DAWSON.

Appointed 14th December, 1858.

Dr. Evans,	|	Mr. Snodgrass,
Mr. Ebden,		Mr. C. Campbell,
Mr. Wood,		Mr. J. Johnson (<i>Mover</i>).

25.—NATIONAL BANK OF AUSTRALASIA.

Appointed 15th December, 1858.

Mr. Michie,	|	Mr. Wills,
Mr. Everard,		Mr. Wilkie,
Dr. Evans,		Mr. Grant,
Mr. Myles,		Dr. Thomson (<i>Mover</i>).

26.—MELBOURNE EXCHANGE BILL.

Appointed 15th December, 1858.

Mr. Ebden,	|	Dr. Owens,
Mr. Harker,	|	Mr. Service (<i>Mover</i>).
Mr. Heales,	|	

27.—MELBOURNE AND ESSENDON RAILWAY BILL.

Appointed 17th December, 1858.

Mr. Horne,	|	Mr. Langlands,
Mr. Grant,	|	Dr. Thomson,
Mr. Quarterman,	|	Mr. Brooke (<i>Mover</i>).
Mr. Phelan,	|	

28.—YARRA BEND LUNATIC ASYLUM.

Appointed 19th January, 1859.

Mr. D. S. Campbell,	|	Dr. Owens,
Mr. Ebden,	|	Mr. Quarterman,
Mr. Horne,	|	Dr. Thomson,
Mr. Michie,	|	Mr. Greeves (<i>Mover</i>).
Mr. O'Shanassy,	|	

29.—LAND LAWS.

Appointed 20th January, 1859.

Mr. Everard,	|	Mr. Myles,
Mr. Quarterman,	|	Mr. Gavan Duffy,
Mr. O'Brien,	|	Mr. O'Shanassy,
Mr. Phelan,	|	Mr. Heales,
Mr. Ricardo,	|	Mr. Wills (<i>Mover</i>).

30.—WESLEYAN METHODISTS BILL.

Appointed 21st January, 1859.

Mr. D. S. Campbell,	|	Mr. Moore,
Mr. C. Campbell,	|	Mr. Harker,
Mr. Chapman,	|	Mr. Ware,
Mr. Henty,	|	Mr. Wills,
Mr. Michie,	|	Mr. Beaver (<i>Mover</i>).

COMMITTEE OF ELECTIONS AND QUALIFICATIONS.

Appointed 12th October, 1858.

Mr. Adamson,	|	Mr. Mollison,
Mr. Chapman,	|	Mr. Sitwell,
Mr. Greeves,	|	Mr. Wilkie.
Mr. Humffray,	|	

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 1.

WEEKLY REPORT
OF
DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

Session 1858.

TUESDAY, 26TH OCTOBER.

No. 1.—*Electoral Districts Alteration Bill.*—Proposed new Clause.
That this Act shall commence and take effect from and after the seventh day of April,
1859.—(Mr. Adamson.)
Motion made and question put—That this clause stand part of the Bill.
Committee divided.

Ayes, 21.
Mr. Adamson,
Capt. Anderson,
Mr. Board,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Findlay,
Mr. Greeves,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. John Johnson,
Mr. Langlands,
Mr. Michie,
Mr. Mollison,
Mr. Quarterman,
Mr. Service,
Mr. Sladen,
Mr. Wood,
Mr. Moore, } *Tellers.*
Mr. Sitwell, }

Noes, 28.
Mr. R. S. Anderson,
Mr. Beaver,
Mr. Blair,
Mr. Brooke,
Mr. C. Campbell,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Everard,
Mr. Grant,
Mr. Hancock,
Mr. Harker,
Mr. Hughes,
Mr. Ireland,
Mr. Lalor,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Perry,
Mr. Phelan,
Mr. Ricardo,
Mr. Snodgrass,
Dr. Thomson,
Mr. Wilkie,
Mr. Wills,
Mr. Horne, } *Tellers.*
Mr. Humffray, }

THURSDAY, 28TH OCTOBER.

No. 2.—*Electoral Districts alteration Bill.*—Schedule.

The Electoral District of West Melbourne—Commencing at that point on the north bank of the River Yarra Yarra intersected by a line passing through the centre of Elizabeth-street; thence north-westerly by a line passing through the centre of Elizabeth-street to Victoria-street; thence west by a line passing through the centre of Victoria-street and by a line bearing west (excluding the Benevolent Asylum reserve) to the western boundary of the city; thence south by the western boundary of the city to the River Yarra Yarra; and thence easterly by the north bank of the River Yarra Yarra to Elizabeth-street, the commencing point aforesaid.

Motion made—"That" the District of West Melbourne as described do constitute one Electoral District.—(*Mr. Chapman*).

Amendment proposed—That all the words after the word "that" be omitted, with a view to insert the following words, viz. :—"Melbourne form one Electoral District."—(*Mr. Wood*.)

Question—That the words proposed to be omitted stand part of the question—put.
Committee divided.

Ayes, 24.

Mr. R. S. Anderson,
Mr. Blair,
Mr. Board,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Everard,
Mr. Hancock,
Mr. Harker,
Mr. Hughes,
Mr. G. W. Johnson,
Mr. Lalor,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Perry,
Mr. Ricardo,
Mr. Snodgrass,
Dr. Thomson,
Mr. Wilkie,
Mr. Wills,
Mr. Horne,
Mr. Humffray, } *Tellers.*

Noes, 15.

Mr. Adamson,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Greeves,
Mr. Haines,
Mr. John Johnson,
Mr. Langlands,
Mr. Moore,
Mr. Quarterman,
Mr. Sitwell,
Mr. Sladen,
Mr. Wood,
Dr. Embling, } *Tellers.*
Mr. Heales.

FRIDAY, 29TH OCTOBER.

No. 3.—*Electoral Districts alteration Bill*.—Schedule.

Motion made—That "three" members be allotted to the Electoral District of Sandhurst.—(*Mr. Chapman*.)

Amendment proposed—That the word "three" be omitted, with the view to insert the word "two" in lieu thereof.—(*Mr. Wood*.)

Question—That the word proposed to be omitted stand part of the question—put.
Committee divided.

Ayes, 10.

Mr. Chapman,
Mr. Crews,
Dr. Evans,
Mr. Everard,
Mr. Grant,
Mr. Myles,
Mr. O'Shanassy,
Mr. Phelan,
Mr. Horne, } *Tellers.*
Mr. Harker,

Noes, 29.

Mr. R. S. Anderson,
Mr. Beaver,
Mr. Blair,
Mr. Board,
Mr. C. Campbell,
Mr. Davis,
Mr. Gavan Duffy,
Mr. Ebden,
Dr. Embling,
Mr. Greeves,
Mr. Haines,
Mr. Hancock,
Mr. Heales,
Mr. G. W. Johnson,
Mr. J. Johnson,
Mr. Lalor,
Mr. Langlands,
Mr. Michie,
Mr. Mollison,
Mr. Moore,
Mr. O'Brien,
Mr. Quarterman,
Mr. Sladen,
Mr. Snodgrass,
Dr. Thomson,
Mr. Wilkie,
Mr. Wood,
Mr. Adamson, } *Tellers.*
Mr. Humffray,

The Electoral District of Crowlands—Bounded on the west by the Yarriambiack Creek from the junction of the River Wimmera to Lake Korong; thence by a line north to the Murray; again on the west by a tributary of the River Wimmera to its source near Brigg's Bluff in the Grampians; thence southwards by the Grampians range; on the south by the Dividing Range; on the east by the River Avoca and a line north to the Murray; and on the north by the Murray, excepting the country included within the electoral district of Ararat.

The Electoral District of Ararat—Commencing at the south-western angle of the agricultural reserve of Crowlands; thence south eighteen miles; thence west sixteen miles; thence north eighteen miles; and thence east sixteen miles to the commencing point.

Motion made—That the District of "Crowlands," as above described, be one Electoral District.—(*Mr. Chapman.*)

Amendment proposed—That the words "and Ararat" be inserted after the word "Crowlands."—(*Mr. Wood.*)

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

Ayes, 19.
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Greeves,
Mr. Haines,
Mr. Heales,
Mr. G. W. Johnson,
Mr. J. Johnson,
Mr. Lalor,
Mr. Michie,
Mr. Mollison,
Mr. Myles,
Mr. Quarterman,
Mr. Sladen,
Mr. Snodgrass,
Mr. Wood,
Mr. Adamson, } *Tellers.*
Mr. Moore, }

Noes, 19.
Mr. R. S. Anderson,
Mr. Board,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Everard,
Mr. Hancock,
Mr. Harker,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. Langlands,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Thomson,
Mr. Wills,
Mr. Phelan, } *Tellers.*
Mr. Blair, }

The Tellers having declared the "Ayes" and the "Noes" to be respectively 19, or equal, the Chairman gave his vote with the "Noes."

Motion made—That "three" members be allotted to the District of Crowlands.—(*Mr. Chapman.*)

Amendment proposed—That the word "three" be omitted, with the view of inserting the word "two" in lieu thereof.—(*Mr. Wood.*)

Question—That the word proposed to be omitted stand part of the question—put.
Committee divided.

Ayes, 13.
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy
Dr. Evans,
Mr. Everard,
Mr. Hancock,
Mr. Horne,
Mr. Hughes,
Mr. G. W. Johnson,
Mr. O'Shanassy,
Mr. Wills,
Mr. Harker, } *Tellers.*
Mr. Phelan, }

Noes, 25.
Mr. R. S. Anderson,
Mr. Blair,
Mr. Board,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Greeves,
Mr. Haines,
Mr. Heales,
Mr. Humffray,
Mr. J. Johnson,
Mr. Lalor,
Mr. Langlands,
Mr. Michie,
Mr. Mollison,
Mr. Myles,
Mr. O'Brien,
Mr. Quarterman,
Mr. Sladen,
Mr. Snodgrass,
Dr. Thomson,
Mr. Wood,
Mr. Adamson, } *Tellers.*
Mr. Moore, }

VICTORIA.
LEGISLATIVE ASSEMBLY.

No. 2.

WEEKLY REPORT
OF
DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

Session 1858.

THURSDAY, 4TH NOVEMBER.

No. 1.—*Supply—Estimates for 1859.*

Motion made and question put—That a sum not exceeding Two thousand pounds be appropriated to Her Majesty to defray the charge for the year 1859 for grant to the Philosophic Institute, for building purposes.—(*Mr. Harker.*)

Committee divided.

Ayes, 21.
Mr. R. S. Anderson,
Mr. Board,
Mr. C. Campbell,
Mr. Chapman,
Dr. Evans,
Mr. Harker,
Mr. G. W. Johnson,
Mr. Ireland,
Mr. Michie,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Perry,
Mr. Service,
Mr. Sitwell,
Dr. Thomson,
Mr. Wilkie,
Mr. Wills,
Mr. Wood,
Mr. Horne, } *Tellers.*
Mr. Phelan, }

Noes, 10.
Mr. Adamson,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Everard,
Mr. Grant,
Mr. Greeves,
Mr. Lalor,
Mr. Moore,
Dr. Embling, } *Tellers.*
Mr. Heales, }

No. 2.—Motion made—That a sum not exceeding Two hundred pounds be appropriated to Her Majesty to defray the charge for the year 1859 for The Queen's Plate, to be run for at Melbourne races.—(*Mr. Harker.*)

Amendment proposed—That this item be struck out.—(*Dr. Embling.*)

Question—That this item be struck out—put.

Committee divided.

Ayes, 11.
Mr. R. S. Anderson,
Mr. Board,
Mr. Everard,
Mr. Langlands,
Mr. Myles,
Mr. Perry,
Mr. Service,
Dr. Thomson,
Mr. Wood,
Dr. Embling, } *Tellers.*
Mr. Heales, }

Noes, 24.
Mr. Brooke,
Mr. D. S. Campbell,
Mr. Chapman,
Mr. Davis,
Mr. Ebden,
Mr. Findlay,
Mr. Greeves,
Mr. Haines,
Mr. Harker,
Mr. Henty,
Mr. Horne,
Mr. Hughes,
Mr. J. Johnson,
Mr. Lalor,
Mr. Moore,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Phelan,
Mr. Quarterman,
Mr. Sitwell,
Mr. Wilkie,
Mr. Wills,
Mr. Adamson, } *Tellers.*
Mr. Ireland, }

No. 3.—Question proposed—That a sum not exceeding One thousand and two hundred pounds be appropriated to Her Majesty to defray the expense for the year 1859, for salaries of four Judge's Associates, at three hundred pounds per annum each.—(*Mr. Harker.*)

Motion made and question put—That a sum not exceeding nine hundred pounds be appropriated to Her Majesty to defray the expense for the year 1859, for salaries of three Judges' Associates, at three hundred pounds per annum each.—(*Mr. Wood.*)
Committee divided.

Ayes, 18.	Noes, 18.
Mr. Board,	Mr. R. S. Anderson,
Mr. Brooke,	Mr. D. S. Campbell,
Mr. Davis,	Mr. Chapman,
Mr. Ebden,	Dr. Evans,
Dr. Embling,	Mr. Grant,
Mr. Findlay,	Mr. Harker,
Mr. Greeves,	Mr. Hughes,
Mr. Haines,	Mr. Ireland,
Mr. Heales,	Mr. Langlands,
Mr. Henty,	Mr. Myles,
Mr. J. Johnson,	Mr. O'Brien,
Mr. Lalor,	Mr. O'Shanassy,
Mr. Moore,	Mr. Perry,
Mr. Quarterman,	Mr. Phelan,
Mr. Service,	Dr. Thomson,
Mr. Wood,	Mr. Wills,
Mr. Adamson,	Mr. C. Campbell,
Mr. Sitwell,	Mr. Horne,
} <i>Tellers.</i>	} <i>Tellers.</i>

The tellers having declared the numbers for the "Ayes" and the "Noes" to be respectively 18 or equal, the Chairman gave his vote for the "Ayes" and declared the question to have been resolved in the affirmative.

FRIDAY, 5TH NOVEMBER.

No. 4.—*Supply.—Estimates for 1859.*

Question proposed—That a sum not exceeding Two thousand three hundred and seventy pounds be appropriated to Her Majesty to defray the expense for the year 1859 of the department of the Master in Equity.—(*Mr. Harker.*)

Motion made and question put—That this item be postponed for increase.—(*Mr. Sitwell.*)
Committee divided.

Ayes, 19.	Noes, 9.
Capt. Anderson,	Mr. Chapman,
Mr. Davis,	Mr. Crews,
Mr. Ebden,	Dr. Evans,
Mr. Grant,	Mr. Everard,
Mr. Heales,	Mr. Harker,
Mr. Hughes,	Mr. Ireland,
Mr. John Johnson,	Mr. O'Shanassy,
Mr. Lalor,	Mr. Horne,
Mr. Langlands,	Mr. O'Brien,
Mr. Michie,	} <i>Tellers.</i>
Mr. Mollison,	
Mr. Moore,	
Mr. Perry,	
Mr. Quarterman,	
Mr. Service,	
Mr. Sitwell,	
Mr. Wood,	
Mr. D. S. Campbell,	
Mr. Greeves,	
} <i>Tellers.</i>	

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 3.

WEEKLY REPORT

OF

DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

Session 1858.

TUESDAY, 9TH NOVEMBER.

No. 1.—*Electoral Districts Alteration Bill*—Schedule.

The Electoral District of South Melbourne.—Bounded on the north by the River Yarra Yarra, from its junction with the Saltwater River to Prince's Bridge; on the east by the road bearing south-east to the northern angle of section No. 46, St. Kilda; thence by Fitz Roy-street to the sea coast; thence by the sea coast to the Yarra Yarra River; and thence by the said river to its junction with the Saltwater River aforesaid ... Two. Motion made—"That" the District of South Melbourne, as described, do constitute one Electoral District, and return two Members.—(*Mr. Chapman.*)

Amendment proposed—That all the words after the word "That" be omitted, with a view to insert the following words, viz. :—"South Melbourne be divided into two Electoral Districts, and return two Members."—(*Mr. Lalor.*)

Question—That the words proposed to be omitted stand part of the question—put.

Committee divided.

Ayes, 19.
Mr. Chapman,
Mr. Crews
Mr. Gavan Duffy
Dr. Embling
Dr. Evans,
Mr. Everard,
Mr. Harker,
Mr. Heales,
Mr. Horne,
Mr. Ireland,
Mr. Langlands,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Perry,
Mr. Phelan,
Mr. Ricardo,
Mr. Sladen,
Mr. Service,
Mr. R. S. Anderson, } *Tellers.*

Noes, 15.
Mr. Adamson,
Mr. Davis,
Mr. Ebden,
Mr. Greeves,
Mr. Henty,
Mr. Hughes,
Mr. John Johnson,
Mr. Lalor,
Mr. Moore,
Mr. Myles,
Mr. Quarterman
Mr. Snodgrass,
Mr. Wood,
Mr. D. S. Campbell, } *Tellers.*
Mr. Wilkie,

FRIDAY, 12TH NOVEMBER.

No. 2.—*Duty on Spirits Bill*—Clause I.

There shall be paid levied and collected towards the consolidated revenue of Victoria a duty of nine shillings and three pence upon every gallon of spirits distilled in "Victoria" anything contained in an Act of the Governor and Legislative Council of New South Wales passed in the eleventh year of the reign of Her present Majesty intituled *An Act to define the Duties chargeable on Spirits* to the contrary notwithstanding.

Motion made and question put—That the following words be inserted after the word "Victoria," in the second line of the above clause, viz. :—"from sugar and ten shillings upon every gallon of spirits distilled from any Colonial or imported grain or root on which no direct tax is otherwise levied."—(*Mr. Service.*)

Committee divided.

Ayes, 24.
 Mr. R. S. Anderson,
 Mr. Blair
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Chapman,
 Mr. Crews,
 Mr. Duffy
 Mr. Ebden,
 Dr. Evans,
 Mr. Everard,
 Mr. Grant,
 Mr. Horne,
 Mr. Ireland,
 Mr. Langlands,
 Mr. Mollison,
 Mr. Moore,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Perry,
 Mr. Phelan,
 Mr. Sitwell,
 Mr. Wills,
 Mr. Brooke, { *Tellers.*
 Mr. Harker, {

Noes, 8.
 Mr. Board,
 Mr. Davis,
 Mr. Greeves,
 Mr. Lalor,
 Mr. Quarterman,
 Mr. Wilkie,
 Mr. Adamson, } *Tellers.*
 Mr. Heales, }

VICTORIA.
LEGISLATIVE ASSEMBLY.

No. 4.

WEEKLY REPORT
OF
DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

Session 1858.

TUESDAY, 16TH NOVEMBER.

No. 1.—*Church Trustees Incorporation Bill*—Clause I.

The several Acts specified in the Schedule of this Act shall be and the same are hereby repealed.

Motion made—That the “Chairman” do leave the chair.—(*Dr. Embling.*)

Amendment proposed—That all the words after the word “Chairman” be omitted, with a view to insert the following words, viz. :—“report progress, and ask leave to sit again.”—(*Mr. Chapman.*)

Question—That the words proposed to be omitted stand part of the question—put.
Committee divided.

Ayes, 11.
Mr. Adamson,
Dr. Embling,
Mr. Greeves,
Mr. G. W. Johnson,
Mr. Michie,
Mr. Mollison,
Mr. Myles,
Mr. Quarterman,
Mr. Wood,
Mr. Sitwell,
Mr. Heales, } *Tellers.*

Noes, 8.
Mr. D. S. Campbell,
Mr. Chapman,
Mr. Crews,
Dr. Evans,
Mr. Ireland,
Dr. Thomson,
Mr. Harker,
Mr. Horne, } *Tellers.*

It appearing upon the report of the tellers that there was not a quorum of members present in the Committee, the Chairman left the Chair, to report that fact to Mr. Speaker.

THURSDAY, 18TH NOVEMBER.

No. 2.—*Officials in Parliament Bill*.—Clause III.

Provided that the persons who shall for the time being be Chief Secretary Attorney General Treasurer President of the Board of Land and Works or Commissioner of Crown Lands and Survey Vice President of the Board of Land and Works or Commissioner of Public Works Commissioner of Trade and Customs Solicitor General Postmaster General President of the Sewerage and Water Commission and Commissioner of the Board of Mines shall be capable of being elected members of either of the said Houses of Parliament and of sitting and voting therein Provided also that of the said persons *five* at least shall be members of the said Council or Assembly.

Motion made and question put—That this clause be struck out.—(*Mr. Heales.*)
Committee divided.

Ayes, 16.
Mr. D. S. Campbell,
Mr. Crews,
Mr. Davis,
Mr. Ebden,
Mr. Everard,
Mr. Greeves,
Mr. John Johnson,
Mr. Lalor,
Mr. Mollison,
Mr. Moore,
Mr. Rutledge,
Mr. Sitwell,
Mr. Sladen,
Mr. Wood,
Mr. Adamson, } *Tellers.*
Mr. Heales, }

Noes, 15.
Mr. R. S. Anderson,
Mr. Blair,
Mr. Chapman,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Hughes,
Mr. Humffray,
Mr. Ireland,
Mr. Langlands,
Mr. Myles,
Mr. O'Shanassy,
Dr. Thomson,
Mr. Wills,
Mr. Harker, } *Tellers.*
Mr. Horne, }

No. 3—Proposed New Clause.

Notwithstanding the provisions hereinbefore contained it shall be lawful for the Governor from time to time to appoint any number of officers not exceeding at any one time who shall be capable of being elected members of either of the said Houses of Parliament and of sitting and voting therein Provided also that of the said officers four at least shall be members of the said Council or Assembly.—(*Mr. Sitwell.*)

Motion made—That the blank in the second line of the above clause be filled up with the word “nine.”—(*Mr. Chapman.*)

Amendment proposed—That the blank in the above clause be filled up with the word “eight.”—(*Mr. Greeves.*)

Question—That the blank be filled up with the word “eight”—put.

Committee divided.

Ayes, 14.
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Ebden,
 Mr. Everard,
 Mr. Greeves,
 Mr. Heales,
 Mr. J. Johnson,
 Mr. Mollison,
 Mr. Moore,
 Mr. Rutledge,
 Mr. Sitwell,
 Mr. Wood,
 Mr. Adamson, } *Tellers.*
 Mr. Sladen, }

Noes, 18.
 Mr. R. S. Anderson,
 Mr. Blair,
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Hughes,
 Mr. Humffray,
 Mr. G. W. Johnson,
 Mr. Ireland,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Myles,
 Mr. O'Shanassy,
 Dr. Thomson,
 Mr. Wills,
 Mr. Harker, } *Tellers.*
 Mr. Horne, }

No. 4.—Motion made and question put—That the Chairman report progress, and ask leave to sit again.—(*Mr. Wood.*)

Committee divided.

Ayes, 14.
 Mr. Adamson,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Ebden,
 Mr. Greeves,
 Mr. J. Johnson,
 Mr. Lalor,
 Mr. Mollison,
 Mr. Rutledge,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Wood,
 Mr. Heales, } *Tellers.*
 Mr. Moore, }

Noes, 19.
 Mr. Blair,
 Mr. Brooke,
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Everard,
 Mr. Harker,
 Mr. Hughes,
 Mr. Humffray,
 Mr. G. W. Johnson,
 Mr. Ireland,
 Mr. Langlands,
 Mr. Myles,
 Mr. O'Shanassy,
 Dr. Thomson,
 Mr. Wills,
 Mr. Horne, } *Tellers.*
 Mr. R. S. Anderson, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 5.

WEEKLY REPORT
OF
DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

Session 1858.

TUESDAY, 23RD NOVEMBER.

No. 1.—*Supply*.—Estimates for 1859.

Question proposed—That a sum not exceeding £24,400 be appropriated to Her Majesty to defray the salaries of Police Magistrates for the year 1859.—(*Mr. Harker*).

Motion made and question put—That the item for additional Police Magistrates £1,600 be struck out.—(*Mr. Greeves*.)

Committee divided.

Ayes, 8.
Mr. Ebden,
Mr. Greeves,
Mr. Heales,
Mr. Lalor,
Mr. Moore,
Mr. Rutledge,
Mr. Snodgrass, } *Tellers*.
Mr. Everard, }

Noes, 10.
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Horne,
Mr. Humffray,
Mr. Perry,
Dr. Thomson,
Mr. D. S. Campbell, } *Tellers*.
Mr. Harker, }

It appearing upon the report of the tellers that there was not a quorum of members present in the Committee, the Chairman left the Chair, to report that fact to Mr. Speaker.

No. 2.—Question—That the item “Additional Police Magistrates £1,600” be struck out—again put.

Committee divided.

Ayes, 5.
Mr. R. S. Anderson,
Mr. O'Brien,
Mr. Ricardo,
Mr. Snodgrass, } *Tellers*.
Mr. Everard, }

Noes, 5.
Mr. Crews,
Mr. Mollison,
Mr. Sladen,
Mr. Perry, } *Tellers*.
Mr. Horne, }

It again appearing upon the report of the Tellers that there was not a quorum of members present in the Committee, the Chairman left the Chair to report that fact to Mr. Speaker.

WEDNESDAY, 24TH NOVEMBER.

No. 3.—*Impounding and Distraining Law Amendment Bill*.—Clause I.

It shall not be lawful for any person to cause to be taken by way of distress or to be impounded for trespass upon any land any horse ordinarily used as a saddle horse or any horse or bullock ordinarily used for purposes of draught or any horse cattle or sheep within the distance of *one* mile from any post office or place where petty sessions are ordinarily holden or in the course of being taken from one place to “another” unless such land shall be enclosed with a substantial fence or unless such sheep shall be affected with scab or catarrh or unless such horses cattle or sheep so being taken from one place to another shall have stopped upon such land for more than *twenty-four* hours Provided always that no horse shall be deemed to be ordinarily used as a saddle horse and that no horse or bullock shall be deemed to be ordinarily used for purposes of draught unless the same shall have been so used within *one* month before such trespass.—(*Mr. Wood*.)

Motion made and question put—That the following words be inserted after the word “another,” in the fifth line of this clause, viz.:—“and within one hundred and fifty yards of any road commonly used for public traffic.”—(*Mr. Wills.*)

Committee divided.

Ayes, 6.
Mr. Board,
Mr. Phelan,
Mr. Rutledge,
Mr. Wills,
Mr. Sladen,
Mr. D. S. Campbell, } *Tellers.*

Noes, 11.
Mr. Chapman,
Mr. Grant,
Mr. Greeves,
Mr. Harker,
Mr. Horne,
Mr. Langlands,
Mr. Myles,
Mr. Sitwell,
Dr. Thomson,
Mr. Wood, } *Tellers.*
Mr. Heales, }

It appearing upon the report of the Tellers that there was not a quorum of members present in the Committee, the Chairman left the Chair in order to report that fact to Mr. Speaker.

THURSDAY, 25TH NOVEMBER.

No. 3.—*Supply.*—Estimates for 1859.

Question—that the item “Additional Police Magistrates for the year 1859 £1,600” be struck out—put.

Committee divided.

Ayes, 12.
Mr. Adamson,
Mr. R. S. Anderson,
Mr. Ebden,
Mr. Everard,
Mr. Henty,
Mr. O'Brien,
Mr. Quarterman,
Mr. Rutledge,
Mr. Service,
Mr. Snodgrass,
Mr. Greeves, } *Tellers.*
Mr. Heales, }

Noes, 17.
Mr. D. S. Campbell,
Mr. Chapman,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Grant,
Mr. Hughes,
Mr. John Johnson,
Mr. Ireland,
Mr. Myles,
Mr. Perry,
Mr. Phelan,
Mr. Sladen,
Dr. Thomson,
Mr. Wills,
Mr. Wood,
Mr. Harker, } *Tellers.*
Mr. Horne, }

No. 4.—Motion made and question put—That the sum of £1 Os. Od. be appropriated to Her Majesty, to defray the salaries of additional Police Magistrates for the year 1859.—(*Mr. R. S. Anderson.*)

Committee divided.

Ayes 12.
Mr. Adamson,
Mr. Board,
Mr. Davis,
Mr. Ebden,
Mr. Everard,
Mr. Greeves,
Mr. Henty,
Mr. Langlands,
Mr. O'Brien,
Mr. Rutledge,
Mr. Snodgrass, } *Tellers.*
Mr. Heales, }

Noes, 19.
Mr. R. S. Anderson,
Mr. D. S. Campbell,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Horne,
Mr. Hughes,
Mr. J. Johnson,
Mr. Mollison,
Mr. Myles,
Mr. Perry,
Mr. Phelan,
Mr. Sladen,
Dr. Thomson,
Mr. Wills,
Mr. Wood,
Mr. Harker, } *Tellers.*
Mr. Ireland, }

FRIDAY, 26TH NOVEMBER.

No. 5.—Question proposed—That the sum of £4,450 be appropriated to Her Majesty, to defray the salaries of Gold Receivers in other places than Melbourne for the year 1859.—(*Mr. Harker.*)

Motion made and question put—That the item of “Additional Gold Offices £1,000” be struck out.—(*Mr Rutledge.*)

Committee divided.

Ayes, 14.

Mr. R. S. Anderson,
Mr. C. Campbell,
Mr. Crews,
Mr. Davis,
Mr. Ebden,
Mr. Greeves,
Mr. Heales,
Mr. O'Brien,
Mr. Ricardo,
Mr. Rutledge,
Mr. Sitwell,
Mr. Syme,
Mr. Adamson, } *Tellers.*
Mr. Everard, }

Noes, 16.

Mr. Blair
Mr. D. S. Campbell,
Mr. Chapman,
Mr. Gavan Duffy
Dr. Evans,
Mr. Humffray,
Mr. Ireland,
Mr. Mollison,
Mr. Perry,
Mr. Phelan,
Mr. Sladen,
Mr. Wilkie,
Mr. Wills,
Mr. Wood,
Mr. Horne, } *Tellers.*
Mr. Harker, }

VICTORIA.
LEGISLATIVE ASSEMBLY.

No. 6.

WEEKLY REPORT
OF
DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

Session 1858.

TUESDAY, 30TH NOVEMBER.

No. 1.—*Supply*.—Estimates for 1859.

Motion made—That a sum not exceeding £7,947 9s. be appropriated to Her Majesty, to defray the allowance to the Head Quarters Staff for the year 1859,

Amendment proposed—That the following words be added to the above motion, viz. :—
“That it be an instruction to the Government to make arrangements that the expenditure upon the Head Quarters Staff shall cease with the present vote.”—(*Mr. Hughes.*)

Further amendment proposed—That the following words be added to the above proposed amendment, viz. :—“with a view of applying the amount for the increase of the effective force.”—(*Mr. Heales.*)

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

Committee divided,

Ayes, 13.
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebdon,
Mr. Heales,
Mr. Henty,
Mr. Michie,
Mr. Quarterman
Mr. Rutledge,
Mr. Service,
Mr. Sladen,
Mr. Wills,
Mr. Greeves, } *Tellers.*
Mr. Langlands, }

Noes, 16.
Mr. Blair,
Mr. C. Campbell,
Mr. Chapman,
Mr. Crews
Mr. Gavan Duffy
Dr. Evans,
Mr. Everard,
Mr. Horne,
Mr. Hughes,
Mr. G. W. Johnson,
Mr. J. Johnson,
Mr. Ireland,
Mr. Perry,
Dr. Thomson,
Mr. R. S. Anderson, } *Tellers.*
Mr. Harker, }

No. 2.—Question proposed—That a sum not exceeding £2,000 be appropriated to Her Majesty, to defray Grant in Aid of Lying-in Hospital, Melbourne.—(*Mr. Harker.*)

Motion made and question put—That the Chairman do report progress, and ask leave to sit again.—(*Mr. Heales.*)

Committee divided—

Ayes, 10.
Mr. Greeves,
Mr. J. Johnson,
Mr. Michie,
Dr. Owens,
Mr. Quarterman,
Mr. Service,
Mr. Sladen,
Mr. Wills,
Mr. D. S. Campbell, } *Tellers.*
Mr. Heales, }

Noes, 18.
Mr. R. S. Anderson,
Mr. Blair,
Mr. C. Campbell,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Everard,
Mr. Horne,
Mr. Hughes,
Mr. G. W. Johnson,
Mr. Langlands,
Mr. Perry,
Mr. Phelan,
Mr. Rutledge,
Dr. Thomson,
Mr. Harker, } *Tellers.*
Mr. Ireland, }

No. 3.—Question proposed—That a sum not exceeding £250 be appropriated to Her Majesty, to defray the expense for the year 1859 of Grant in Aid of St. Mark's District Visiting Society.—(*Mr. Harker.*)

Motion made and question put—That this and the two following items, namely—St. Mary's District Visiting Society, £200; Geelong Friendly Brothers Society, £200—be struck out.—(*Mr. Service.*)

Committee divided.

Ayes, 5.
 Mr. Michie,
 Mr. Rutledge,
 Mr. Service,
 Mr. Sladen, } *Tellers.*
 Mr. Everard, }

Noes, 23.
 Mr. Blair,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Greeves,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. G. W. Johnson,
 Mr. J. Johnson,
 Mr. Ireland,
 Mr. Langlands,
 Dr. Owens,
 Mr. Perry,
 Mr. Phelan,
 Mr. Quarterman,
 Dr. Thomson,
 Mr. Wills,
 Mr. R. S. Anderson, } *Tellers.*
 Mr. Heales, }

THURSDAY, 2ND DECEMBER.

No. 4.—*Supply.*—Estimates for 1859.

Motion made—That a sum not exceeding £135,000 be appropriated to Her Majesty, to defray Grants to Municipalities for the year 1859; to be distributed amongst the existing Municipalities, "including the Corporations of Melbourne and Geelong," in proportion to the amount of rates collected in the year 1858, on Returns finally closed on the 30th April, 1859, and furnished to the "Treasury"; the amounts due to the Melbourne and Geelong Corporations respectively to be subject to a deduction equal in amount to the sum payable by the Government in the year 1859 towards the liquidation of the Gabrielli Loan.—(*Mr. Harker.*)

Amendment proposed—That the words "including the Corporations of Melbourne and Geelong," and all the words after the word "Treasury," be struck out.—(*Mr. Heales.*)

Question—That the words "including the Corporations of Melbourne and Geelong," proposed to be omitted, stand part of the question—put

Committee divided.

Ayes, 22.
 Mr. R. S. Anderson,
 Mr. Blair,
 Mr. Board,
 Mr. Chapman,
 Mr. Gavan Duffy,
 Mr. Ebdon,
 Dr. Evans,
 Mr. Horne,
 Mr. Hughes,
 Mr. Humffray,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Myles,
 Mr. Ricardo,
 Mr. Sladen,
 Dr. Thomson,
 Mr. Ware,
 Mr. Wilkie,
 Mr. Wills,
 Mr. Greeves, } *Tellers.*
 Mr. Harker, }

Noes, 11.
 Mr. D. S. Campbell,
 Mr. Crews,
 Mr. Everard,
 Mr. Henty,
 Mr. G. W. Johnson,
 Mr. J. Johnson,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Wood,
 Mr. Heales, } *Tellers.*
 Mr. Perry, }

No. 5.—Further amendment proposed—That all the words after the word “Geelong” be omitted, with a view to insert instead thereof the words “as follows :—To the Municipalities, in proportion to the amount of rates collected for the year 1858, on Returns finally closed on the 30th April, 1859, and furnished to the Treasury, £100,000 ; to the City of Melbourne, £25,000 ; to the Town of Geelong, £10,000.”—(*Mr. Michie.*)
 Question—That the words proposed to be omitted stand part of the question—put.
 Committee divided.

Ayes, 5.
 Mr. Ebden,
 Mr. Lalor,
 Mr. Ricardo,
 Mr. Greeves, } *Tellers,*
 Mr. Langlands, }

Noes, 28.
 Mr. R. S. Anderson,
 Mr. Beaver,
 Mr. Blair,
 Mr. Board,
 Mr. D. S. Campbell,
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy
 Dr. Evans,
 Mr. Everard,
 Mr. Heales,
 Mr. Henty,
 Mr. Horne,
 Mr. Hughes,
 Mr. G. W. Johnson,
 Mr. J. Johnson,
 Mr. Michie,
 Mr. Myles,
 Mr. Perry,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sladen,
 Dr. Thomson,
 Mr. Ware,
 Mr. Wilkie,
 Mr. Wills,
 Mr. Humffray, } *Tellers.*
 Mr. Harker, }

No. 6.—Motion made and question put—That the following words be added after the word “Melbourne,” in Mr. Michie’s proposed amendment, viz. ;—“subject to a deduction of a sum equal to twice the amount collected from Macarthur Ward, or Sandridge, such sum to be expended in Sandridge.”—(*Mr. Lalor.*)
 Committee divided.

Ayes, 19.
 Mr. D. S. Campbell,
 Dr. Evans,
 Mr. Everard,
 Mr. Henty,
 Mr. Horne,
 Mr. G. W. Johnson,
 Mr. J. Johnson,
 Mr. Ireland,
 Mr. Lalor,
 Mr. Myles,
 Mr. Quarterman,
 Mr. Ricardo,
 Mr. Rutledge,
 Dr. Thomson,
 Mr. Ware,
 Mr. Wilkie,
 Mr. Wood,
 Mr. R. S. Anderson, } *Tellers.*
 Mr. Humffray, }

Noes, 16.
 Mr. Blair,
 Mr. Board,
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy,
 Mr. Ebden,
 Mr. Greeves,
 Mr. Harker,
 Mr. Hughes,
 Mr. Michie,
 Dr. Owens,
 Mr. Perry,
 Mr. Sladen,
 Mr. Wills,
 Mr. Langlands, } *Tellers.*
 Mr. Heales, }

FRIDAY, 3RD DECEMBER.

No. 7.—*Supply.*—Estimates for 1859.

Motion made and question put—That a sum not exceeding £1,000 be appropriated to Her Majesty, to defray the salary of the Vice-President of the Board of Land and Works, exclusive of £500 under “*Special Appropriation Act,*” 18 and 19 Vic., cap. 55.—(*Mr. Harker.*)

Committee divided.

Ayes, 14.
 Mr. R. S. Anderson,
 Mr. Blair,
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Horne,
 Mr. G. W. Johnson,
 Mr. Ireland,
 Mr. Langlands,
 Mr. Ricardo,
 Mr. Wills,
 Mr. Humffray, } *Tellers.*
 Mr. Harker,

Noes, 13.
 Mr. Ebden,
 Mr. Greeves,
 Mr. J. Johnson,
 Mr. Michie,
 Dr. Owens,
 Mr. Perry,
 Mr. Rutledge,
 Mr. Service,
 Mr. Sladen,
 Mr. Syme,
 Mr. Wood,
 Mr. Adamson, } *Tellers.*
 Mr. Heales,

No. 8.—Upon the result of the above division having been declared by the Chairman—
 Motion made—That the name of Mr. Horne be expunged from the division list, he being
 Vice-President of the Board of Land and Works.—(*Mr. Greeves.*)
 Amendment proposed—That the question as it now stands be referred to the House.—
 (*Mr. Blair.*)

Motion made and question put—That it be referred to the House to decide whether a
 question for expunging the name of a member from a division list could be put in
 Committee.

Committee divided.

Ayes, 15.
 Mr. Blair,
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Horne,
 Mr. Humffray,
 Mr. G. W. Johnson,
 Mr. J. Johnson,
 Mr. Ireland,
 Mr. Langlands,
 Mr. Ricardo,
 Mr. Wills,
 Mr. Harker, } *Tellers.*
 Mr. R. S. Anderson,

Noes, 15.
 Mr. Adamson,
 Mr. D. S. Campbell,
 Mr. Ebden,
 Mr. Greeves,
 Mr. Michie,
 Mr. Mollison,
 Dr. Owens,
 Mr. Perry,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sladen,
 Mr. Syme,
 Mr. Wood,
 Mr. Service, } *Tellers.*
 Mr. Heales,

The Tellers having declared the numbers for the "Ayes" and the "Noes" to be respec-
 tively fifteen, or equal, the Chairman gave his vote for the "Ayes," on the ground
 that it being a point of order on which the Committee was equally divided, it was
 desirable to have the ruling of the House upon the subject, and declared the question
 to have been resolved in the affirmative.

No. 9.—Question proposed—That a sum not exceeding £17,460 be appropriated to Her
 Majesty, to defray the salaries in the office of the Surveyor-General for the year 1859.—
 (*Mr. Harker.*)

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

Committee divided.

Ayes 16.
 Mr. Ebden,
 Mr. Everard,
 Mr. Greeves,
 Mr. Heales,
 Mr. Humffray,
 Mr. Langlands,
 Mr. Michie,
 Mr. Mollison,
 Mr. Perry,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Service,
 Mr. Sladen,
 Mr. Wills,
 Mr. Adamson, } *Tellers.*
 Mr. D. S. Campbell,

Noes, 15.
 Mr. R. S. Anderson,
 Mr. Blair,
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Horne,
 Mr. G. W. Johnson,
 Mr. John Johnson,
 Mr. Phelan,
 Mr. Ricardo,
 Mr. Wilkie,
 Mr. Wood,
 Mr. Ireland, } *Tellers.*
 Mr. Harker,

VICTORIA.
LEGISLATIVE ASSEMBLY.

No. 7.

WEEKLY REPORT
OF
DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

Session 1858.

TUESDAY, 7TH DECEMBER.

No. 1.—*Supply*.—Estimates for 1859.

Question proposed—That a sum not exceeding £17,460 be appropriated to Her Majesty, to defray the salaries in the office of the Surveyor-General for the year 1859.—(*Mr. Harker.*)

Motion made and question put—That the item for salaries of Lithographic branch, £2,500, be postponed for increase.—(*Mr. Langlands.*)

Committee divided.

Ayes, 19.

Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Dr. Embling,
Mr. Findlay,
Mr. Henty,
Mr. G. W. Johnson,
Mr. J. Johnson,
Mr. Lalor,
Mr. Langlands,
Mr. Mollison,
Mr. Quarterman,
Mr. Ricardo,
Mr. Snodgrass,
Mr. Wills,
Mr. Wood,
Mr. Adamson, } *Tellers.*
Mr. Wilkie, }

Noes, 14.

Mr. R. S. Anderson,
Mr. Chapman,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Everard,
Mr. Heales,
Mr. Horne,
Mr. Humffray,
Mr. Ireland,
Mr. Michie,
Mr. Perry,
Mr. Sladen,
Mr. Phelan, } *Tellers.*
Mr. Harker, }

No. 2.—Motion made—That a sum not exceeding £1,000 be appropriated to Her Majesty, to defray the salary of the Deputy Surveyor-General for the year 1859.—(*Mr. Harker.*)

Amendment proposed—That all the words after the word "That" be omitted, with a view to insert instead thereof the words—"this item and the succeeding items of the Department of Public Lands be postponed, to allow of Her Majesty's Ministers making such a statement of their policy in connection with the survey, sale, and management of Crown Lands as may enable this House to decide upon the estimates submitted for their consideration.—(*Mr. Snodgrass.*)

Question—That the words proposed to be omitted stand part of the question—put.
Committee divided.

Ayes, 14.

Mr. Chapman,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Horne,
Mr. Hughes,
Mr. G. W. Johnson,
Mr. J. Johnson,
Mr. Ireland,
Mr. Perry,
Mr. Phelan,
Mr. Ricardo,
Mr. Wilkie,
Mr. Humffray, } *Tellers.*
Mr. Harker, }

Noes, 18.

Mr. R. S. Anderson,
Mr. D. S. Campbell,
Mr. Crews,
Mr. Davis,
Mr. Ebden,
Mr. Everard,
Mr. Findlay,
Mr. Heales,
Mr. Henty,
Mr. Michie,
Dr. Owens,
Mr. Quarterman,
Mr. Sladen,
Mr. Snodgrass,
Mr. Wills,
Mr. Wood,
Mr. Adamson, } *Tellers.*
Mr. C. Campbell, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 8.

WEEKLY REPORT

OF
DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

Session 1858.

TUESDAY, 14TH DECEMBER.

No. 1.—*Supply*.—Estimates for 1859.

Motion made—That a sum not exceeding £7,000 be appropriated to Her Majesty, to defray the expense for the year 1859 of completing the Bridge and approaches at Heidelberg.—*(Mr. Harker.)*

Motion made and question put—That this item be struck out.—*(Mr. Snodgrass.)*

Committee divided—

Ayes, 14.

Mr. Crews,
Mr. Hancock,
Mr. Michie,
Mr. Mollison,
Mr. Perry,
Mr. Phelan,
Mr. Quarterman,
Mr. Sitwell,
Mr. Sladen,
Mr. Wilkie,
Mr. Wills,
Mr. Wood,
Mr. Snodgrass, } *Tellers.*
Mr. Everard, }

Noes, 22.

Mr. Adamson,
Mr. Brooke,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Chapman,
Mr. Gavan Duffy,
Mr. Ebden,
Dr. Embling,
Dr. Evans,
Mr. Greeves,
Mr. Harker,
Mr. Henty,
Mr. Horne,
Mr. J. Johnson,
Mr. Ireland,
Mr. Moore,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Ricardo,
Mr. Heales, } *Tellers.*
Mr. Findlay, }

No. 2.—Motion made and question put—That a sum not exceeding £4,000 be appropriated to Her Majesty, to defray the expense for the year 1859 of completing the Bridge and approaches at Heidelberg.

Committee divided—

Ayes, 17.

Mr. C. Campbell,
Mr. Crews
Dr. Embling,
Mr. Hancock,
Mr. Michie,
Mr. Mollison,
Mr. Moore,
Mr. Perry,
Mr. Phelan,
Mr. Quarterman,
Mr. Sitwell,
Mr. Sladen,
Mr. Wilkie,
Mr. Wills,
Mr. Wood,
Mr. Snodgrass, } *Tellers.*
Mr. Everard, }

Noes, 19.

Mr. Adamson,
Mr. Brooke,
Mr. D. S. Campbell,
Mr. Chapman,
Mr. Gavan Duffy
Mr. Ebden,
Dr. Evans,
Mr. Greeves,
Mr. Harker,
Mr. Henty,
Mr. Horne,
Mr. J. Johnson,
Mr. Ireland,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Ricardo,
Mr. Findlay, } *Tellers.*
Mr. Heales, }

No. 3.—Ballaarat District.

Motion made and question put—That a sum not exceeding £3,000 be appropriated to Her Majesty, to defray the expense for the year 1859 of completing the drainage of Ballaarat. (*Mr. Harker.*)

Committee divided.

Ayes, 13.
 Mr. D. S. Campbell,
 Mr. Chapman,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Harker,
 Mr. Horne,
 Mr. Ireland,
 Mr. Langlands,
 Mr. Myles,
 Mr. O'Shanassy,
 Mr. Wood,
 Mr. Humffray, } *Tellers.*
 Mr. Phelan, }

Noes, 21.
 Mr. C. Campbell,
 Mr. Crews,
 Mr. Ebden,
 Mr. Everard,
 Mr. Findlay,
 Mr. Greeves,
 Mr. Hancock,
 Mr. Heales,
 Mr. Henty,
 Mr. J. Johnson,
 Mr. Lalor,
 Mr. Michie,
 Mr. Mollison,
 Mr. O'Brien,
 Mr. Ricardo,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Snodgrass,
 Mr. Wilkie,
 Mr. Adamson, } *Tellers.*
 Mr. Perry, }

FRIDAY, 17TH DECEMBER.

No. 4.—*Supply*.—Estimates for 1859.

Motion made—That a sum not exceeding £30,000 be appropriated to Her Majesty, to defray the expense for the year 1859 of Roads and Bridges at Belfast, Warrnambool, and Ararat.—(*Mr. Harker.*)

Motion made and question put—That this item and the following one be postponed for re-distribution, as follows:—For Ararat and Pleasant Creek, £10,000; for Belfast, Warrnambool, and Portland Tramway, in equal proportions, £23,000.—(*Mr. Quarterman.*)

Committee divided—

Ayes, 3.
 Mr. Snodgrass,
 Mr. Quarterman, } *Tellers.*
 Mr. Greeves, }

Noes, 22.
 Mr. D. S. Campbell,
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy,
 Mr. Ebden,
 Dr. Embling,
 Dr. Evans,
 Mr. Harker,
 Mr. Heales,
 Mr. Henty,
 Mr. Horne,
 Mr. Hughes,
 Mr. Lalor,
 Mr. Mollison,
 Mr. Myles,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Ricardo,
 Mr. Sladen,
 Mr. Wills,
 Mr. Langlands, } *Tellers.*
 Mr. Findlay, }

No 5.—Motion made and question put—That this and the succeeding item be postponed for re-distribution, in order that the vote for the Portland Tramway be increased to £15,000, the sum of £3,000 being totally inadequate to carry out the work.—(*Mr. Findlay.*)

Committee divided—

Ayes, 13.
 Mr. D. S. Campbell,
 Mr. Ebdon,
 Mr. Greeves,
 Mr. Heales,
 Mr. Henty,
 Mr. Hughes,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Mollison,
 Mr. Sladen,
 Mr. Snodgrass,
 Mr. Findlay, } *Tellers.*
 Dr. Embling, }

Noes, 12.
 Mr. Chapman,
 Mr. Crews,
 Mr. Gavan Duffy
 Dr. Evans,
 Mr. Myles,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Quarterman,
 Mr. Ricardo,
 Mr. Wills,
 Mr. Horne, } *Tellers.*
 Mr. Harker, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 9.

WEEKLY REPORT

OF

DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

Session 1858-9.

TUESDAY, 11TH JANUARY.

No. 1.—*Supply*.—Estimates for 1859.

Question proposed—That a sum not exceeding £40,000 be appropriated to Her Majesty, towards defraying the expense for the year 1859 of the completion and erection of public offices, Melbourne.—(*Mr. Harker.*)

Motion made and question put—That this item be postponed for the purpose of allowing the Government to bring down a detailed statement of the proposed expenditure of the same.—(*Mr. Heales.*)

Committee divided.

Ayes, 6.

Mr. Crews,
Mr. Heales,
Mr. Myles,
Mr. Service,
Mr. Adamson, } *Tellers.*
Mr. Quarterman, }

Noes, 31.

Mr. R. S. Anderson,
Mr. Beaver,
Mr. Bell,
Mr. Blair,
Mr. D. S. Campbell,
Mr. Chapman,
Mr. Davis,
Mr. Gavan Duffy
Mr. Ebden,
Dr. Embling,
Mr. Greeves,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. Langlands,
Mr. Michie,
Mr. Moore,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Perry,
Mr. Phelan,
Mr. Sitwell,
Mr. Sladen,
Mr. Snodgrass,
Dr. Thomson,
Mr. Ware,
Mr. Wills,
Mr. Wood,
Mr. Ireland, } *Tellers.*
Mr. Harker, }

No. 2.—Question proposed—That a sum not exceeding £20,000 be appropriated to Her Majesty, towards defraying the expense for the year 1859 of erecting a Lunatic Asylum.—(*Mr. Harker.*)

Motion made and question put—That the words “at Kew” be added to the proposed resolution.—(*Mr. Greeves.*)

Committee divided.

Ayes, 8.
 Mr. D. S. Campbell,
 Mr. Ebden,
 Dr. Embling,
 Mr. Greeves,
 Mr. Horne,
 Mr. Ware,
 Mr. Quarterman, } *Tellers.*
 Mr. Moore,

Noes, 23.
 Mr. R. S. Anderson,
 Mr. Bell,
 Mr. Blair,
 Mr. Chapman,
 Mr. Crews,
 Mr. Davis,
 Mr. Gavan Duffy,
 Mr. Heales,
 Mr. Hughes,
 Mr. Langlands,
 Mr. Michie,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Perry,
 Mr. Phelan,
 Mr. Sladen,
 Mr. Snodgrass,
 Dr. Thomson,
 Mr. Wills,
 Mr. Wood,
 Mr. Harker, } *Tellers.*
 Mr. Adamson,

No. 3.—Motion made and question put—That the words “on a site to be selected as soon as possible by the Principal Medical Officer, assisted by the Surveyor-General,” be added to the above proposed resolution after the word “Asylum.”—(*Mr. Perry.*)

Committee divided.

Ayes, 9.
 Mr. D. S. Campbell,
 Mr. Ebden,
 Dr. Embling,
 Mr. Horne,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Ware,
 Mr. Greeves, } *Tellers.*
 Mr. Perry,

Noes, 19.
 Mr. R. S. Anderson,
 Mr. Bell,
 Mr. Chapman,
 Mr. Crews,
 Mr. Davis,
 Mr. Gavan Duffy,
 Mr. Heales,
 Mr. Hughes,
 Mr. Langlands,
 Mr. Michie,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Sladen,
 Mr. Snodgrass,
 Dr. Thomson,
 Mr. Wills,
 Mr. Harker, } *Tellers.*
 Mr. Blair,

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 10.

WEEKLY REPORT

OF

DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

Session 1858-9.

THURSDAY, 20TH JANUARY.

No. 1.—*Registration Bill*—Clause III.

It shall be lawful for the Governor in Council to appoint persons to be the registrars of each division made as aforesaid and “so many” persons as may be deemed necessary as collectors for each such division and such registrars and collectors to remove or dismiss as such Governor in Council may see fit and every registrar and collector appointed under the authority of this Act shall before entering on the duties of such appointment take and subscribe before some justice of the peace the oath of office as follows:—

“I A. B. do solemnly promise and swear that as collector [*or registrar as the case may be*] appointed under the Act 22 Vic. No. I will at all times and in all things discharge the duties of my office according to law and to the best of my knowledge and ability without fear favor or affection” “So help me God.”

And any person who shall wilfully and corruptly do or commit or suffer to be done or committed any act matter or thing contrary to the true intent and meaning of such oath shall be deemed to be and shall be guilty of perjury and liable accordingly.

Motion made—That the words “so many,” in the second line of this clause, be omitted, with a view to insert the following words instead thereof, viz.:—“to determine the number of.”—(*Mr. Greeves.*)

Question—That the words proposed to be omitted stand part of the question—put.

Committee divided.

Ayes, 20.

Mr. R. S. Anderson,
Mr. Blair,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Findlay,
Mr. Hancock,
Mr. Harker,
Mr. Hughes,
Mr. Ireland,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Perry,
Mr. Ricardo,
Dr. Thomson,
Mr. Wills,
Mr. Horne, } *Tellers.*
Mr. Phelan, }

Noes, 17.

Mr. Bell,
Mr. Brooke,
Mr. Ebden,
Mr. Greeves,
Mr. J. Johnson,
Mr. Lalor,
Mr. Langlands,
Mr. Mollison,
Mr. Moore,
Mr. Nicholson,
Mr. Quarterman,
Mr. Service,
Mr. Sitwell,
Mr. Snodgrass,
Mr. Ware,
Mr. Heales, } *Tellers.*
Mr. Adamson, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 11.

WEEKLY REPORT

OF

DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

Session 1858-9.

THURSDAY, 27TH JANUARY.

No. 1.—*Geelong and Melbourne Railway.*

Motion made and question put—That the Government be authorised to pay in cash for the entire property of the Company, such payment to be chargeable on the sum of £8,000,000 already authorised by Parliament for the construction of railways.—(*Mr. O'Shanassy.*)

Committee divided—

Ayes, 27.
Mr. Adamson,
Mr. Beaver,
Mr. Blair,
Mr. Brooke,
Mr. D. S. Campbell,
Mr. Chapman,
Mr. Davis,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Harker,
Mr. Heales,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. Mollison,
Mr. Nicholson,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Phelan,
Mr. Ricardo,
Mr. Service,
Mr. Ware,
Mr. Wilkie,
Mr. Wills,
Mr. Wood,
Mr. Ireland, } *Tellers.*
Mr. R. S. Anderson, }

Noes, 5.
Mr. Ebden,
Mr. Myles,
Dr. Thomson,
Mr. Perry, } *Tellers.*
Mr. Moore, }

FRIDAY, 28TH JANUARY.

No. 2.—*Supply.*—Estimates for 1859.—Mining Boards and Mining Surveyors.

Question proposed—That a sum not exceeding £2,200 be appropriated to Her Majesty, to defray the charge for the year 1859 of Clerks and Contingencies of Mining Boards.—(*Mr. Harker.*)

Motion made and question put—That a sum not exceeding £1,000 be appropriated to Her Majesty, to defray the charge for the year 1859 of Clerks and Contingencies of Mining Boards.—(*Mr. Wood.*)

Committee divided—

Ayes, 11.
 Mr. C. Campbell,
 Mr. Ebden,
 Mr. Greeves,
 Mr. Heales,
 Mr. Lalor,
 Mr. Sitwell,
 Mr. Snodgrass,
 Mr. Syme,
 Mr. Wood,
 Mr. Moore, } *Tellers.*
 Mr. Perry, }

Noes, 18.
 Mr. R. S. Anderson,
 Mr. Blair,
 Mr. D. S. Campbell,
 Mr. Crews,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Horne,
 Mr. Hughes,*
 Mr. Ireland,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Phelan,
 Dr. Thomson,
 Mr. Wilkie,
 Mr. Wills,
 Mr. Humffray, } *Tellers.*
 Mr. Harker, }

No. 3.—Motion made—That a sum not exceeding £4,500 be appropriated to Her Majesty, to defray the allowances for the year 1859 to Mining Surveyors, in addition to their fees under the regulations.—(*Mr. Harker.*)

Amendment proposed—That all the words after the figure 9, in the above proposed resolution, be omitted, with a view to insert the words “for preparing plans of the Gold Field Districts.”—(*Mr. Sitwell.*)

Question—That the words proposed to be omitted stand part of the question—put.

Committee divided—

Ayes, 16.
 Mr. R. S. Anderson,
 Mr. Crews,
 Mr. Gavan Duffy
 Dr. Evans,
 Mr. Horne,
 Mr. Hughes,
 Mr. Humffray,
 Mr. Ireland,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Perry,
 Dr. Thomson,
 Mr. Wills,
 Mr. Phelan, } *Tellers.*
 Mr. Harker, }

Noes, 12.
 Mr. D. S. Campbell,
 Mr. Ebden,
 Mr. Greeves,
 Mr. Lalor,
 Mr. Moore,
 Mr. Sitwell,
 Mr. Snodgrass,
 Mr. Syme,
 Mr. Wilkie,
 Mr. Wood,
 Mr. C. Campbell, } *Tellers.*
 Mr. Heales, }

No. 4.—Motion made—That a sum not exceeding £5,000 be appropriated to Her Majesty, to defray the expense for the year 1859 as follows, being for books for the Public Library and stationery, £4,400; and for librarian's travelling expenses in purchasing same, £600.—(*Mr. Harker.*)

Amendment proposed—That all the words after the figure “9,” in the second line of the above proposed resolution, be omitted, with a view to insert the following words, viz. :—“of books for the library,” in place thereof.—(*Mr. Greeves*)

Question—That the words proposed to be omitted stand part of the question—put.

Committee divided—

Ayes, 10.
 Mr. Blair,
 Mr. Harker,
 Mr. Horne,
 Mr. Ireland,
 Mr. G. W. Johnson,
 Mr. O'Shanassy,
 Dr. Thomson,
 Mr. Wills,
 Mr. Phelan, } *Tellers.*
 Mr. Hughes, }

Noes, 16.
 Mr. R. S. Anderson,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Crews,
 Mr. Gavan Duffy,
 Mr. Ebden,
 Dr. Evans,
 Mr. Greeves,
 Mr. Myles,
 Mr. O'Brien,
 Mr. Perry,
 Mr. Sitwell,
 Mr. Wood,
 Mr. Snodgrass, } *Tellers.*
 Mr. Heales, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 12.

WEEKLY REPORT
OF
DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

Session 1858-9.

TUESDAY, 1st FEBRUARY.

No. 1.—*Supply*.—Estimates for 1859.—Castlemaine District.

Question proposed—That a sum not exceeding £2,000 be appropriated to Her Majesty, towards defraying the expense for the year 1859 of erecting a bridge at Carisbrook.—
(Mr. Harker.)

Motion made and question put—That this item be struck out.—*(Mr. Sitwell.)*

Committee divided—

<p style="text-align: center;">Ayes, 18.</p> <p>Mr. Beaver. Mr. C. Campbell, Mr. Davis, Mr. Ebden, Mr. Everard Mr. Greeves, Mr. Hancock, Mr. Heales, Mr. Mollison, Mr. Moore, Mr. Nicholson, Mr. Quarterman, Mr. Rutledge, Mr. Sitwell, Mr. Snodgrass, Mr. Wilkie, Mr. Adamson, } <i>Tellers.</i> Dr. Owens, }</p>		<p style="text-align: center;">Noes, 18.</p> <p>Mr. R. S. Anderson, Mr. D. S. Campbell, Mr. Chapman, Mr. Gavan Duffy, Dr. Evans, Mr. Horne, Mr. Hughes, Mr. Humffray, Mr. Ireland, Mr. Myles, Mr. O'Shanassy, Mr. Perry, Mr. Phelan, Mr. Ricardo, Dr. Thomson, Mr. Ware, Mr. Harker, } <i>Tellers.</i> Mr. Blair, }</p>
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

The Tellers having declared the numbers for the "Ayes" and the "Noes" to be respectively eighteen, or equal, the Chairman gave his vote for the "Ayes," and declared the question to have been resolved in the affirmative.

No. 2.—Gipps Land District.

Question proposed—That a sum not exceeding £8,000 be appropriated to Her Majesty, to defray the expense for the year 1859 of draining, forming, &c., several portions of the main central road between Port Albert and Sale, about 20 miles.—*(Mr. Harker.)*

Motion made and question put—That a sum not exceeding £8,000 be appropriated to Her Majesty, to defray the expense of the main central road, Gipps Land, to be distributed as follows, viz. :—

For bridging Tambo River and sundry creeks, clearing the road and levelling the sidelings between Bruthen and					
Omeo ...	...	...	...	...	... £5,000
Main Western road...	...	...	...	...	... 1,500
Eastern road ...	...	...	...	...	... 1,500
					£8,000

Committee divided—

Ayes, 10.
 Mr. Gavan Duffy,
 Mr. Hughes,
 Mr. Humffray,
 Mr. Myles,
 Mr. Perry,
 Mr. Ricardo,
 Mr. Snodgrass,
 Dr. Thomson,
 Mr. Phelan,
 Mr. C. Campbell, } *Tellers.*

Noes, 23.
 Mr. Beaver,
 Mr. Blair,
 Mr. Chapman,
 Mr. Crews,
 Mr. Davis,
 Mr. Ebden,
 Dr. Evans,
 Mr. Greeves,
 Mr. Harker,
 Mr. Heales,
 Mr. Horne,
 Mr. Ireland,
 Mr. Mollison,
 Mr. Moore,
 Mr. Nicholson,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Rutledge,
 Mr. Sitwell,
 Mr. Ware,
 Mr. Wilkie,
 Mr. D. S. Campbell, } *Tellers.*
 Mr. Adamson,

No. 3.—Gaol at Maryborough.

Question proposed—That a sum not exceeding £10,000 be appropriated to Her Majesty, towards defraying the expense for the year 1859 of erecting a Gaol at Maryborough.—
 (*Mr. Harker.*)

Motion made and question put—That this item be struck out.—(*Mr. Snodgrass*)

Committee divided.

Ayes, 14.
 Mr. Adamson,
 Mr. C. Campbell,
 Mr. Crews,
 Mr. Ebden,
 Mr. Everard,
 Mr. Greeves,
 Mr. Mollison,
 Mr. Nicholson,
 Mr. Quarterman,
 Mr. Sitwell,
 Mr. Snodgrass,
 Mr. Ware,
 Dr. Owens, } *Tellers.*
 Mr. Heales,

Noes, 20.
 Mr. R. S. Anderson,
 Mr. Beaver,
 Mr. D. S. Campbell,
 Mr. Chapman,
 Mr. Davis,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Findlay,
 Mr. Grant,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. Ireland,
 Mr. Myles,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Rutledge,
 Mr. Wilkie,
 Mr. Blair, } *Tellers.*
 Mr. Humffray,

THURSDAY, 3RD FEBRUARY.

No. 4.—*Supply*.—Railways.

Question proposed—That a sum not exceeding £1,000 be appropriated to Her Majesty, to defray the salary for the year 1859 of the Commissioner of Railways.—(*Mr. Harker.*)

Motion made and question put—That this item be struck out.—(*Mr. Ebden.*)

Committee divided—

Ayes, 25.
 Mr. Adamson,
 Mr. Beaver,
 Mr. Bell,
 Mr. D. S. Campbell,
 Mr. Chapman,
 Mr. Crews,
 Mr. Davis,
 Mr. Ebden,
 Mr. Greeves,
 Mr. Harker,
 Mr. Horne,
 Mr. Humffray,
 Mr. Mollison,
 Mr. Moore,
 Mr. Nicholson,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Perry,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Service,
 Mr. Ware,
 Mr. Wilkie,
 Mr. Everard, } *Tellers.*
 Mr. Heales, }

Noes, 9.
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Hughes,
 Mr. Ireland,
 Mr. Myles,
 Dr. Thomson,
 Mr. Wills,
 Mr. Blair, } *Tellers.*
 Mr. Phelan, }

FRIDAY, 4TH FEBRUARY.

No. 5.—*Supply*.—Buildings, Melbourne.

Question proposed—That a sum not exceeding £1,000 be appropriated to Her Majesty, to defray the expense for the year 1859 of Solicitor for Railways.—(*Mr. Harker,*)

Motion made and question put—That this item be struck out.—(*Mr. Adamson.*)

Committee divided—

Ayes, 13.
 Mr. Davis,
 Mr. Ebden,
 Mr. Everard,
 Mr. Greeves,
 Mr. Mollison,
 Mr. Nicholson,
 Mr. Quarterman,
 Mr. Service,
 Mr. Snodgrass,
 Mr. Ware,
 Mr. Wills,
 Mr. Adamson, } *Tellers.*
 Mr. Heales, }

Noes, 13.
 Mr. R. S. Anderson,
 Mr. Blair,
 Mr. Chapman,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Hancock,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. O'Shanassy,
 Dr. Thomson,
 Mr. Phelan, } *Tellers.*
 Mr. C. Campbell, }

The Tellers having declared the numbers for the "Ayes" and the "Noes" to be respectively thirteen, or equal, the Chairman gave his vote for the "Ayes," and declared the question to have been resolved in the affirmative.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 13.

WEEKLY REPORT

OF

DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

Session 1858-9.

TUESDAY, 8TH FEBRUARY.

No. 1.—*Assessment on Stock Bill.*—Clause 5.*

The said assessment shall be paid for all stock grazing or running on any land which may form part of any run or adjoining thereto (and being in the use and occupation of the occupier of the run) the fee simple of which may have been alienated from the Crown by sale and on all other Crown lands whether held under license or lease or pre-emptive right (if such return shall relate to land within the settled districts) or otherwise provided that at the rate of _____ per annum for every acre of purchased land not under cultivation mentioned in the return required by this Act to be made shall be deducted from the amount of such assessment.

Question proposed—That the blank in the sixth line of this clause be filled up with the words “eight pence.”—(*Mr. Gavan Duffy.*)

Motion made and question put—That the blank be filled up with the words “one shilling.” (*Mr. Mollison.*)

Committee divided—

Ayes, 17.

Mr. Bell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebdon,
Mr. Lalor,
Mr. McCulloch,
Mr. Mollison,
Mr. Quarterman,
Mr. Ricardo,
Mr. Rutledge,
Mr. Sitwell,
Mr. Smith,
Mr. Snodgrass,
Mr. Ware,
Mr. Wills,
Mr. Moore, } *Tellers.*
Mr. Greeves, }

Noes, 21.

Mr. R. S. Anderson,
Mr. Blair,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Grant,
Mr. Hancock,
Mr. Heales,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Perry,
Mr. Phelan,
Dr. Thomson,
Mr. Wilkie,
Mr. Ireland, } *Tellers.*
Mr. Harker, }

No. 2.—*Introduction of British Game, &c.*

Motion made and question put—That an Address be presented to His Excellency the Governor, praying that His Excellency will cause the sum of £500 to be placed on the Estimates, for the purpose of assisting Mr. Edward Wilson and other friends of the Colony in their efforts to introduce British Game, Singing Birds, Fish, &c., into this Colony.—(*Mr. Nicholson.*)

Committee divided—

Ayes, 9.
 Mr. Ebden,
 Mr. Greeves,
 Mr. Hughes,
 Mr. Humffray,
 Mr. Mollison,
 Mr. Nicholson,
 Mr. Ware,
 Mr. Adamson, } *Tellers.*
 Mr. Myles, }

Noes, 10.
 Mr. R. S. Anderson,
 Mr. Chapman,
 Mr. Crews,
 Dr. Evans,
 Mr. Ireland,
 Mr. O'Shanassy,
 Mr. Ricardo,
 Mr. Wills,
 Mr. Harker, } *Tellers.*
 Mr. Horne, }

It appearing from the report of the Tellers that there was not a quorum of members present in the Committee, the Chairman left the chair, to report that fact to Mr. Speaker.

THURSDAY, 10TH FEBRUARY.

No. 3.—*Introduction of British Game, &c.*

Question put—That an Address be presented to His Excellency the Governor, praying that His Excellency will cause the sum of £500 to be placed on the Estimates, for the purpose of assisting Mr. Edward Wilson and other friends of the Colony in their efforts to introduce British Game, Singing Birds, Fish, &c., into this Colony.—(*Mr. Nicholson.*)

Committee divided—

Ayes, 29.
 Mr. Adamson,
 Mr. Beaver,
 Mr. Blair,
 Mr. Board,
 Mr. Brooke,
 Mr. D. S. Campbell,
 Mr. Chapman,
 Mr. Davis,
 Mr. Gavan Duffy,
 Mr. Ebden,
 Dr. Evans,
 Mr. Greeves,
 Mr. Heales,
 Mr. Horne,
 Mr. Hughes,
 Mr. Humffray,
 Mr. Michie,
 Mr. Mollison,
 Mr. Myles,
 Mr. Nicholson,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Rutledge,
 Mr. Service,
 Mr. Snodgrass,
 Mr. Ware,
 Mr. Hancock, } *Tellers.*
 Mr. Phelan, }

Noes, 9.
 Mr. R. S. Anderson,
 Mr. Crews,
 Mr. Everard,
 Mr. Harker,
 Mr. Ireland,
 Mr. Ricardo,
 Dr. Thomson,
 Mr. Wills, } *Tellers.*
 Mr. Quarterman, }

No. 4.—*Gold Mining on Private Property Bill.*—Proposed New Clause.

If any person shall do or commit or wilfully and knowingly suffer or permit any act matter or thing by any of such rules and regulations to be made under the authority of this *Mr. Phelan,* }
 21 Vict. No. XXXII forbidden to be done or committed or shall omit or neglect to do or shall wilfully suffer or permit to be left undone any act matter or thing enjoined to be done by any of such rules or regulations he shall forfeit and pay for each such act or commission neglect or omission a sum not exceeding *fifty* pounds to be recovered in a summary way before any two or more justices and shall be recoverable by distress and no such proceeding before any such justices shall be or be deemed to be an estoppel or bar in any action or suit brought by any person to recover compensation for any damage occasioned by the breach of any such regulations nor shall the payment of such penalty release any lessee from the forfeiture of his lease.

Question proposed—That this clause stand part of the Bill.—(*Mr. Ireland.*)

Motion made and question put—That this clause be struck out.—(*Mr. Sitwell.*)

Committee divided—

Ayes, 16.

Mr. Board,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Greeves,
 Mr. Heales,
 Mr. Henty,
 Mr. McCulloch,
 Mr. Mollison,
 Mr. Moore,
 Mr. Nicholson,
 Dr. Owens,
 Mr. Rutledge,
 Mr. Service,
 Mr. Wood,
 Mr. Sitwell, } *Tellers.*
 Mr. Perry, }

Noes, 18.

Mr. R. S. Anderson,
 Mr. Beaver,
 Mr. Chapman,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. Ireland,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Smith,
 Dr. Thomson,
 Mr. Wills,
 Mr. Humffray, } *Tellers.*
 Mr. Everard, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 14.

WEEKLY REPORT
OF
DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

Session 1858-9.

TUESDAY, 15TH FEBRUARY.

No. 1.—Gold Mining on Private Property Bill.—Proposed New Clause.

So much of the thirteenth section of the said *Gold Fields Act* as provides that not more than six mining districts shall be erected under the said Act unless addresses praying for a greater number shall be presented to the Governor by the Legislative Council and Legislative Assembly shall be and the same is hereby repealed.

Motion made and question put—That this clause stand part of the Bill.—(*Mr. Ireland.*)

Committee divided—

Ayes, 22.
Mr. R. S. Anderson,
Mr. Beaver,
Mr. C. Campbell,
Mr. Chapman,
Mr. Crews,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Grant,
Mr. Harker,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Perry,
Mr. Smith,
Dr. Thomson,
Mr. Ireland, }
Mr. Wills,
Mr. Everard, } *Tellers.*
Mr. Ireland, }

Noes, 12.
Mr. Davis,
Mr. Ebden,
Mr. Greeves,
Mr. Langlands,
Mr. McCulloch,
Mr. Nicholson,
Mr. Quarterman,
Mr. Service,
Mr. Sitwell,
Mr. Wood,
Mr. Adamson, } *Tellers.*
Mr. Heales, }

FRIDAY, 18TH FEBRUARY.

No. 2.—Steam Postal Communication with New Zealand.

Question proposed—That an Address be presented to His Excellency the Governor, praying that a sum of £6,000 be placed upon the Additional Estimates for the year 1859, for the purpose of establishing a Steam Postal Communication with New Zealand.
(*Mr. Harker.*)

Motion made and question put—That this vote be reduced to £4,500.—(*Mr. Greeves.*)

Committee divided—

Ayes, 13.
 Mr. Bell,
 Mr. Crews,
 Dr. Embling,
 Mr. Greeves,
 Mr. Lalor,
 Mr. Michie,
 Mr. Moore,
 Mr. Nicholson,
 Mr. Quarterman,
 Mr. Sitwell,
 Mr. Wills,
 Mr. Heales, } *Tellers.*
 Mr. Service, }

Noes, 15.
 Mr. D. S. Campbell,
 Mr. Chapman,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Grant,
 Mr. Horne,
 Mr. Hughes,
 Mr. Humffray,
 Mr. O'Shanassy,
 Mr. Perry,
 Mr. Phelan,
 Mr. Smith,
 Mr. Wilkie,
 Mr. Ireland, } *Tellers.*
 Mr. Harker, }

No. 3.—Motion made and question put—That this vote be reduced to £5,000.—(*Dr. Embling.*)

Committee divided—

Ayes, 13.
 Mr. Crews,
 Mr. Ebden,
 Mr. Greeves,
 Mr. Heales,
 Mr. Lalor,
 Mr. Michie,
 Mr. Moore,
 Mr. Nicholson,
 Mr. Quarterman,
 Mr. Service,
 Mr. Wills,
 Mr. Sitwell, } *Tellers.*
 Dr. Embling, }

Noes, 15.
 Mr. D. S. Campbell,
 Mr. Chapman,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Grant,
 Mr. Horne,
 Mr. Hughes,
 Mr. Humffray,
 Mr. O'Shanassy,
 Mr. Perry,
 Mr. Phelan,
 Mr. Smith,
 Mr. Wilkie,
 Mr. Ireland, } *Tellers.*
 Mr. Harker, }

No. 4.—Motion made and question put—That an Address be presented to His Excellency the Governor, praying that a sum of £5,500 be placed upon the Additional Estimates for the year 1859, for the purpose of establishing a Steam Postal Communication with New Zealand.—(*Mr. Nicholson.*)

Committee divided—

Ayes, 17.
 Mr. Bell,
 Mr. Brooke,
 Mr. Crews,
 Mr. Ebden,
 Mr. Greeves,
 Mr. Heales,
 Mr. Humffray,
 Mr. Lalor,
 Mr. Michie,
 Mr. Moore,
 Mr. Nicholson,
 Mr. Perry,
 Mr. Quarterman,
 Mr. Service,
 Mr. Wills,
 Mr. Sitwell, } *Tellers.*
 Dr. Embling, }

Noes, 13.
 Mr. D. S. Campbell,
 Mr. Chapman,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Grant,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. O'Shanassy,
 Mr. Smith,
 Mr. Wilkie,
 Mr. Ireland, } *Tellers.*
 Mr. Phelan, }

