

VICTORIA.



VOTES  
AND  
PROCEEDINGS  
OF THE  
LEGISLATIVE  
ASSEMBLY.

SESSION.

1877-8.

I.

VICTORIA.



VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY,

SESSION 1877-8;

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

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VOL. I.

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VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 1.

TUESDAY, 22ND MAY 1877.

1. Assembly met pursuant to Proclamation of His Excellency the Governor, bearing date the 17th day of May, 1877,—which Proclamation was read by the Clerk, and is as follows:—

THE FIRST SESSION OF THE NINTH PARLIAMENT OF VICTORIA.

PROCLAMATION.

By His Excellency SIR GEORGE FERGUSON BOWEN, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, and Vice-Admiral of the same, &c., &c., &c.

WHEREAS by *The Constitution Act* it was amongst other things enacted that it should be lawful for the Governor to fix such places within Victoria and, subject to the limitation therein contained, such times for holding the first and every other Session of the Council and Assembly, and to vary and alter the same respectively in such manner as he may think fit; and also from time to time to prorogue the said Council and Assembly, and to dissolve the said Assembly, by Proclamation or otherwise, whenever he should deem it expedient: And whereas the said Council and Assembly are called "The Parliament of Victoria," and it is expedient to fix the time for holding the next Session thereof: Now therefore I, the Governor of Victoria, in exercise of the power conferred by the said Act, do by this my Proclamation fix Tuesday the twenty-second day of May instant, as the time for the commencement and holding of the next Session of the said Council and Assembly, called "The Parliament of Victoria," for the despatch of business, at Twelve of the clock at noon, in the Parliament Houses, situate in Parliament place, Spring street, in the City of Melbourne; and the Honorable the Members of the Legislative Council and the Members of the Legislative Assembly 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 seventeenth day of May, in the year of our Lord One thousand eight hundred and seventy-seven, and in the fortieth year of Her Majesty's reign.

(L.S.)

G. F. BOWEN.

By His Excellency's Command,

JAMES McCULLOCH,

GOD SAVE THE QUEEN!

2. MESSAGE FROM THE GOVERNOR'S COMMISSIONERS.—A Message from Commissioners appointed by His Excellency the Governor, by the Usher of the Legislative Council:—

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY:

Commissioners appointed by His Excellency the Governor request the presence of the Members of the Legislative Assembly to hear the Commission for opening the Parliament read. Accordingly the Members of the Assembly went to the Council Chamber, where the Commissioners being seated, Sir William Foster Stawell said—

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY:

His Excellency the Governor, not thinking fit to be present in person this day, has been pleased to cause Letters Patent to issue under the Seal of the Colony, constituting us His Commissioners, to do in his name all that is necessary to be performed in this Parliament. This will more fully appear from the Letters Patent which will now be read.

Here the said Letters Patent were read, and are as follow:—

*VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland Queen, Defender of the Faith:*

WHEREAS by Proclamation made the seventeenth day of May instant, by His Excellency Sir GEORGE FERGUSON BOWEN, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, the said Sir GEORGE FERGUSON BOWEN did fix that the next Session of the Legislative

(775 copies.)

Council and Legislative Assembly of Our said Colony, now called "THE PARLIAMENT OF VICTORIA," should commence and be holden on Tuesday the twenty-second day of May instant, at Twelve of the clock at noon, in the Parliament Houses situated in Parliament place, Spring street, in the City of Melbourne: And forasmuch as for certain causes the said Sir GEORGE FERGUSON BOWEN cannot conveniently be present in person in the said Parliament at that time: NOW KNOW YE that We, trusting in the discretion, fidelity, and care of Our trusty and well-beloved the Hon. Sir WILLIAM FOSTER STAWELL, Knight, the Chief Justice of Our Supreme Court of Victoria, and the Honorable ROBERT MOLESWORTH, a Justice of Our said Court, do give and grant by the tenor of these presents unto you the said Sir WILLIAM FOSTER STAWELL and ROBERT MOLESWORTH, or either of you, full power in Our name to begin and hold Our said Parliament, and to do everything which for and by Us, or the said Sir GEORGE FERGUSON BOWEN shall be there to be done; commanding also by the tenor of these presents all whom it may concern to meet Our said Parliament, and to the said Sir WILLIAM FOSTER STAWELL and ROBERT MOLESWORTH, or either of them, that they diligently attend in the premises and form aforesaid. In testimony whereof we have caused the Seal of Our said Colony to be hereunto affixed.

WITNESS Our trusty and well-beloved Sir GEORGE FERGUSON BOWEN, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, and Vice-Admiral of the same, &c., &c., &c., at Melbourne, this twenty-first day of May One thousand eight hundred and seventy-seven, and in the fortieth year of Our reign.

(L.S.)

G. F. BOWEN,  
By His Excellency's Command,  
GRAHAM BERRY.

Entered on Record by me in Register of Patents, Book 20,  
Page 20, this twenty-first day of May, One thousand  
eight hundred and seventy-seven.

W. H. ODGERS,

And then Sir William Foster Stawell said—

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY:

We have it in command from His Excellency to let you know that on a future day, of which due notice will be given, His Excellency will declare to you in person in this place the causes of his calling this Parliament together; and Gentlemen of the Legislative Assembly, as it is necessary before you proceed to the despatch of business that a Speaker of the Legislative Assembly be chosen, His Excellency requests that you, in your chamber, will proceed to the choice of a proper person to be the Speaker.

And the Members of the Assembly being returned—

3. COMMISSIONER TO ADMINISTER OATHS TO MEMBERS.—The Honorable Sir William Foster Stawell, Chief Justice of the Supreme Court, having been announced by the Serjeant-at-Arms, and by him conducted to the Chair, handed to the Clerk at the Table a Commission in the words following:—

*VICTORIA, by the Grace of God, of the United Kingdom  
of Great Britain and Ireland Queen, Defender of the  
Faith:*

TO THE HONORABLE SIR WILLIAM FOSTER STAWELL, Knight, the Chief Justice of Our Supreme Court in Our Colony of Victoria,

GREETING—

WHEREAS by the Bill contained in the Schedule to a Statute passed in the session of Our Imperial Parliament holden in the eighteenth and nineteenth years of Our reign, intituled "*An Act to enable Her Majesty to assent to a Bill as amended of the Legislature of Victoria to establish a Constitution in and for the Colony of Victoria,*" it is enacted that no member either of the Legislative Council or of the Legislative Assembly shall be permitted to sit or vote therein respectively until he shall have taken and subscribed before the Governor, or before some person authorised by the Governor in that behalf, the oath in the said Bill mentioned: WE DO THEREFORE by these presents command and authorise you to proceed to the Parliament House, in the City of Melbourne, on Tuesday the twenty-second day of May instant, at Twelve of the clock at noon, then and there to administer the said oath to the several members of the said Legislative Assembly. IN TESTIMONY whereof We have caused the Seal of Our said Colony to be hereunto affixed.

WITNESS Our trusty and well-beloved SIR GEORGE FERGUSON BOWEN, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, and Vice-Admiral of the same, &c., &c., &c., at Melbourne, this twenty-first day of May One thousand eight hundred and seventy-seven, and in the fortieth year of Our reign.

(L.S.)

G. F. BOWEN.  
By His Excellency's Command,  
GRAHAM BERRY.

Entered on Record by me in the Register of Patents, Book  
20, Page 19, this twenty-first day of May, One thousand  
eight hundred and seventy-seven.

W. H. ODGERS,  
Under Secretary.

And which Commission was read by the Clerk.

4. WRITS OF ELECTION.—The Clerk announced that there had been handed to him Writs, issued by His Excellency the Governor, for the Election of Members to serve in the Legislative Assembly during the present Parliament for the several Electoral Districts of the Colony; and that by the returns respectively endorsed on such Writs, it appeared that the following Members were duly elected for the several Districts set opposite their respective names, viz.:—

Ararat	-	-	-	-	David Gaunson.
Avoca	-	-	-	-	{ James Macpherson Grant ; Benjamin George Davies.
Ballaarat East	-	-	-	-	{ Daniel Brophy ; John James.
Ballaarat West	-	-	-	-	{ William Collard Smith ; George Randall Fincham ; Henry Bell.
Barwon	-	-	-	-	Jonas Felix Levien.
Belfast	-	-	-	-	Sir John O'Shanassy, gentleman.
Benambra	-	-	-	-	Mr. Peter Wright.
Boroondara	-	-	-	-	George Paton Smith, barrister at law.
East Bourke	-	-	-	-	Rober Ramsay, solicitor
East Bourke Boroughs	-	-	-	-	William Mitchell Cook, estate agent.
South Bourke	-	-	-	-	James Fergusson, Esq.
West Bourke	-	-	-	-	{ Donald Cameron ; John Thomas Smith.
Brighton	-	-	-	-	Thomas Bent, valuer.
Carlton	-	-	-	-	Mr. James Munro, secretary.
Castlemaine	-	-	-	-	{ James Brown Patterson ; James Farrell.
Collingwood	-	-	-	-	{ George David Langridge ; James Mirams.
Creswick	-	-	-	-	{ Richard Richardson ; Henry Head Sainsbury ; Thomas Cooper.
Dalhousie	-	-	-	-	John Gavin Duffy.
Delatite	-	-	-	-	James Howlin Graves, gentleman.
Dundas	-	-	-	-	John Alexander MacPherson.
Emerald Hill	-	-	-	-	{ John Nimmo, surveyor ; Andrew Lyell, merchant.
Evelyn	-	-	-	-	Ewen Hugh Cameron.
Fitzroy	-	-	-	-	{ Albert Lee Tucker ; Robert Macgregor.
Footscray	-	-	-	-	Mark Last King, Esq.
Geelong	-	-	-	-	{ Robert de Bruce Johnston ; Graham Berry ; Charles Kernot.
North Gippsland	-	-	-	-	{ Charles Gavan Duffy ; Frederick Leopold Smyth.
South Gippsland	-	-	-	-	George David Macartney.
Grant	-	-	-	-	{ Peter Lalor ; John Rees.
Grenville	-	-	-	-	{ John Bird, landowner ; David Mortimer Davies, gentleman.
Kara Kara	-	-	-	-	John Lamont Dow, journalist.
Kilmore and Anglesey	-	-	-	-	Thomas Hunt, journalist.
Kyneton Boroughs	-	-	-	-	Charles Young.
Maldon	-	-	-	-	James Service, Esq.
Mandurang	-	-	-	-	{ Casey, James Joseph ; Williams, Henry Roberts ; Moore, Thompson.
Maryborough and Talbot	-	-	-	-	{ Robert Bowman, merchant ; John Mitchell Barr, stationer.
East Melbourne	-	-	-	-	{ Ephraim Lamen Zox ; Alexander Kennedy Smith.
North Melbourne	-	-	-	-	{ Joseph Story ; John Laurens.
West Melbourne	-	-	-	-	{ Charles MacMahon ; John Andrew.
Moira	-	-	-	-	{ George Sharpe, miller ; John Orr, commission agent.
Mornington	-	-	-	-	James Liddel Purves, barrister-at-law.
Normanby	-	-	-	-	William Tytherleigh.
The Ovens	-	-	-	-	{ George Briscoe Kerferd, barrister-at-law ; George Billson, brewer.
Polwarth and South Grenville	-	-	-	-	William Joseph O'Hea.
Portland	-	-	-	-	Thomas Cope.
Richmond	-	-	-	-	{ Louis Lawrence Smith ; Joseph Bosisto.
Ripon and Hampden	-	-	-	-	Francis Longmore, gentleman.



Rodney - - - - -	{ Simon Fraser ; Duncan Gillies.
Sandhurst - - - - -	{ Robert Clark ; John McIntyre ; William George Blackham.
Sandridge - - - - -	John Madden, LL.D.
St. Kilda - - - - -	{ Edward John Dixon, auctioneer ; Godfrey Downes Carter, wine merchant.
Stawell - - - - -	John Woods, engineer.
Villiers and Heytesbury - - - - -	{ Jeremiah Dwyer ; William Bayles.
Warrnambool - - - - -	The Honorable Sir James McCulloch, K.C.M.G.
Williamstown - - - - -	Alfred Thomas Clark, printer.
The Wimmera - - - - -	{ Robert Clark ; James MacBain.

5. **MEMBERS SWORN.**—D. Gaunson, Esq., the Hon. J. M. Grant, B. G. Davies, Esq., D. Brophy, Esq., J. James, Esq., G. R. Fincham, Esq., H. Bell, Esq., J. F. Levien, Esq., the Hon. Sir J. O'Shanassy, P. Wright, Esq., the Hon. G. P. Smith, the Hon. R. Ramsay, W. M. Cook, Esq., J. Fergusson, Esq., D. Cameron, Esq., the Hon. J. T. Smith, T. Bent, Esq., the Hon. J. Munro, J. Farrell, Esq., G. D. Langridge, Esq., J. Mirams, Esq., R. Richardson, Esq., H. H. Sainsbury, Esq., T. Cooper, Esq., J. G. Duffy, Esq., J. H. Graves, Esq., the Hon. J. A. MacPherson, J. Nimmo, Esq., A. Lyell, Esq., E. H. Cameron, Esq., A. L. Tucker, Esq., R. Macgregor, Esq., M. L. King, Esq., R. de B. Johnston, Esq., C. Kernet, Esq., the Hon. Sir C. Gavan Duffy, F. L. Smyth, Esq., G. D. Macartney, Esq., LL.D., J. Rees, Esq., J. Bird, Esq., D. M. Davies, Esq., J. L. Dow, Esq., T. Hunt, Esq., C. Young, Esq., the Hon. J. Service, the Hon. J. J. Casey, H. R. Williams, Esq., T. Moore, Esq., R. Bowman, Esq., J. M. Barr, Esq., E. L. Zox, Esq., A. K. Smith, Esq., J. Story, Esq., J. Laurens, Esq., the Hon. Sir C. MacMahon, J. Andrew, Esq., G. Sharp, Esq., J. Orr, Esq., J. L. Purves, Esq., W. Tytherleigh, Esq., the Hon. G. B. Kerferd, G. Billson, Esq., W. J. O'Hea, Esq., T. Cope, Esq., L. L. Smith, Esq., J. Bosisto, Esq., S. Fraser, Esq., the Hon. D. Gillies, R. Clark, Esq., J. McIntyre, Esq., the Hon. J. Madden, LL.D., E. J. Dixon, Esq., G. D. Carter, Esq., the Hon. J. Woods, J. Dwyer, Esq., the Hon. Sir J. McCulloch, A. T. Clark, Esq., R. Clark, Esq., and J. MacBain, Esq., having severally taken the oath severally took their seats as Members of the Legislative Assembly.

The Commissioner, preceded by the Serjeant-at-Arms, then retired from the Chamber of the Assembly.

6. **ELECTION OF SPEAKER.**—Mr. Grant, addressing himself to the Clerk (who, standing up, pointed to him, and then sat down), proposed to the House for their Speaker the Honorable Sir Charles Gavan Duffy, and moved that the Honorable Sir C. Gavan Duffy do take the Chair of this House as Speaker, which motion was seconded by Mr. Service.

The House then calling the Honorable Sir Charles Gavan Duffy to the Chair, he stood up in his place and expressed the sense he had of the honor proposed to be conferred upon him, and submitted himself to the House.

The House then again unanimously calling the Honorable Sir Charles Gavan Duffy to the Chair, he was taken out of his place by the said Mr. Grant and Mr. Service and conducted to the Chair, where he returned his humble acknowledgments to the House for the great honor they had been pleased to confer upon him by unanimously choosing him to be their Speaker.

And thereupon he sat down in the Chair, and then the Mace (which before lay under the Table) was laid upon the Table.

7. **PRESENTATION OF THE SPEAKER.**—Mr. Grant stated that he had already ascertained that it would be His Excellency's pleasure to receive the Speaker at once.

Accordingly Mr. Speaker and the House proceeded to the Government Offices, and being returned—Mr. Speaker reported that the Assembly had proceeded to the Government Offices, and that he had presented himself to His Excellency the Governor as the choice of the Assembly, and that His Excellency had been pleased to address him in the following terms, viz. :—

**MR. SPEAKER,**

It is with much pleasure that I congratulate you on your accession to the high office in which the confidence of the Legislative Assembly of Victoria has placed you. This is the first time, it is believed, that the choice of any colonial Assembly has fallen on a former member of the House of Commons. It cannot be otherwise that advantageous that you possess personal experience of the proceedings both of the colonial and of the Imperial Parliament.

8. **ADJOURNMENT.**—Mr. Grant moved, by leave of the Assembly, that the House at its rising adjourn until Tuesday, the 26th day of June next at two o'clock.

Question—put and resolved in the affirmative.

Assembly adjourned at twenty-one minutes to two o'clock until Tuesday, 26th June next, at two o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 2.

TUESDAY, 26TH JUNE 1877.

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

2. MESSAGE BY THE USHER OF THE LEGISLATIVE COUNCIL—

MR. SPEAKER,

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

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

3. COMMISSION TO ADMINISTER OATH TO MEMBERS.—Mr. Speaker announced that he had received from His Excellency the Governor the following Commission, which was read by the Clerk, and is as follows :—

*VICTORIA, by the Grace of God, of the United Kingdom  
of Great Britain and Ireland Queen, Defender of  
the Faith:*

To the Honorable Sir CHARLES GAVAN DUFFY, Knight, Speaker of Our Legislative Assembly of Our Colony of Victoria.

GREETING—

WHEREAS by the Bill contained in the Schedule to a Statute passed in the session of Our Imperial Parliament holden in the eighteenth and nineteenth years of Our reign intituled, "*An Act to enable Her Majesty to assent to a Bill as amended of the Legislature of Victoria to establish a Constitution in and for the Colony of Victoria,*" it is enacted that no member either of the Legislative Council or of the Legislative Assembly shall be permitted to sit or vote therein respectively until he shall have taken and subscribed before the Governor, or before some person authorised by the Governor in that behalf the oath in the said Bill mentioned: WE DO THEREFORE by these presents command and authorise you from time to time, in the Parliament House, in the City of Melbourne, to administer the oath to such members of the said Legislative Assembly as have not taken and subscribed the same in the present Parliament. IN TESTIMONY whereof We have caused the Seal of Our said Colony to be hereunto affixed.

WITNESS Our trusty and well-beloved Sir GEORGE FERGUSON BOWEN, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, and Vice-Admiral of the same, &c., &c., &c., at Melbourne, this twenty-fifth day of May, One thousand eight hundred and seventy-seven, and in the fortieth year of Our reign.

(L.S.)

G. F. BOWEN.

By His Excellency's Command,  
GRAHAM BERRY.

Entered on Record by me in the Register of Patents, Book  
20, Page 27, this 25th day of May, One thousand  
eight hundred and seventy-seven.

W. H. ODGERS,

4. ISSUE OF WRITS.—Mr. Speaker announced that since the adjournment of the Assembly he had issued Writs for the election of Members to serve for the following Electoral districts, viz. :—

Avoca, in the place of the Honorable J. M. Grant,  
Ballarat West, in the place of the Honorable W. C. Smith,  
Castlemaine, in the place of the Honorable J. B. Patterson,  
Geelong, in the place of the Honorable Graham Berry,  
Grant, in the place of the Honorable Peter Lalor,  
Ripon and Hampden, in the place of the Honorable Francis Longmore,  
Stawell, in the place of the Honorable John Woods,

Who had severally  
accepted places of  
profit under the  
Crown.

(750 copies.)

5. RETURNS TO WRITS.—Mr. Speaker also announced that he had received Returns to the Writs hereunder mentioned, from which it appeared that the following gentlemen had been returned Members for the respective Districts set opposite their several names, viz. :—

The Honorable James Macpherson Grant for the Electoral District of Avoca,  
 The Honorable William Collard Smith for the Electoral District of Ballarat West,  
 James Brown Patterson, auctioneer, for the Electoral District of Castlemaine,  
 Graham Berry for the Electoral District of Geelong,  
 The Honorable Peter Lalor for the Electoral District of Grant,  
 Francis Longmore, gentleman, for the Electoral District of Ripon and Hampden,  
 John Woods, engineer, for the Electoral District of Stawell.

6. MEMBERS SWORN.—Graham Berry, Esq., W. C. Smith, Esq., P. Lalor, Esq., F. Longmore, Esq., J. Woods, Esq., J. B. Patterson, Esq., and J. M. Grant, Esq., were then introduced and took the oath and their seats as Members of the Legislative Assembly.

William Bayles, Esq., took the oath and his seat as Member of the Legislative Assembly.

7. ELECTION PETITIONS.—Mr. Speaker laid upon the Table of the Assembly Petitions which had been presented to him, complaining of the Return of several Honorable Members, and which are as follow :—

*To the Honorable Sir Charles Gavan Duffy, Knight, Speaker of the Legislative Assembly of Victoria.*

The Petition of John Doherty Coburn, of Forest street, in the city of Sandhurst, in the colony of Victoria, sharebroker,

RESPECTFULLY SHEWETH—

1. That, in pursuance of the Acts of the Parliament of Victoria numbered 279, intituled "An Act to consolidate and amend the law relating to Electors and Elections of Members to serve in Parliament," and number 548, intituled "An Act to amend the Electoral Act 1865," His Excellency Sir George Fergusson Bowen, Governor of Victoria, did issue, under his hand and the seal of the said colony, a Writ, dated the thirtieth day of April, One thousand eight hundred and seventy-seven, directed to the Returning Officer of the Electoral District of Sandhurst, commanding him to proceed as therein directed according to law, to the election of three Members to serve in the Legislative Assembly for the said district.

2. That according to the exigency of the said Writ, Joseph Henry Abbott, of Sandhurst aforesaid, Esquire, being the Returning Officer of the said district, upon the receipt by him of the said Writ, forthwith gave public notice in manner provided by the said Act, number 279, of the purport of the said Writ, and of the day of nomination, the day of polling, the polling-places, and the return day respectively mentioned therein, and also of a place within the said district appointed by such Returning Officer at which he would receive the nomination papers and payments in the said Act mentioned.

3. That the following persons and no others were nominated as candidates for the office of Member of the Legislative Assembly for the said District at the said election, namely, Robert Clark, of Sandhurst, Esquire; John McIntyre, of Sandhurst, Esquire; William George Blackham, of Sandhurst, Esquire; Angus Mackay, of Sandhurst, Esquire; Robert Burrowes, of Sandhurst, Esquire; and John Gray, of Sandhurst, Esquire.

4. That your Petitioner is an elector of the said district and voted at the said election.

5. That, pursuant to the exigency of the said Writ, a poll was taken on the Eleventh day of May, One thousand eight hundred and seventy-seven, being the day named in the said Writ for that purpose, at the several polling-places for the said district.

6. That the said Joseph Henry Abbott, as such Returning Officer as aforesaid, by notice signed by him, and posted and published as by the said Act directed, announced the number of votes given at such poll as aforesaid for each of the said candidates to be as follows :—

For Robert Clark	...	...	...	2,662 votes
For John McIntyre	...	...	...	2,520 votes
For William George Blackham	...	...	...	2,215 votes
For Angus Mackay	...	...	...	2,128 votes
For Robert Burrowes	...	...	...	1,812 votes
For John Gray	...	...	...	1,572 votes

And the said Returning Officer by such notice as aforesaid declared the said Robert Clark, John McIntyre, and William George Blackham duly elected to serve as Members of the Legislative Assembly of Victoria for the said Electoral District of Sandhurst.

7. That the said Joseph Henry Abbott, as such Returning Officer as aforesaid, endorsed the names of the said Robert Clark, John McIntyre, and William George Blackham on the said Writ, as having been duly elected under and by virtue of such Writ, and returned the said Writ endorsed as aforesaid to the Governor aforesaid.

8. That your Petitioner has been informed and believes that the said William George Blackham was at the time of his said nomination and election, and of the return of the said Writ, an uncertificated insolvent, and accordingly incapable of being elected a Member of the Legislative Assembly.

9. That your Petitioner is advised and believes that the said William George Blackham, being an uncertificated insolvent, was, at the time of the said election, unqualified to be elected or returned as a Member of the Legislative Assembly, and that the said William George Blackham was unduly elected and returned as such Member as aforesaid.

10. That the said Angus Mackay, being as hereinbefore mentioned a candidate at the said election, had at such election and at the taking of the poll the next greatest number of votes to the said William George Blackham.

Your Petitioner, therefore, respectfully prays that you will communicate the matter of this Petition to the Legislative Assembly of Victoria, in order that the same may be referred to the Committee of Elections and Qualifications, to be dealt with by such committee according to law. And that the said William George Blackham may by such committee be declared to have been unqualified at the time of the said election; and that the said Angus Mackay may be declared to have been duly elected at the said election. And that the said return to the said Writ, so far as it relates to the said William George Blackham, may be declared to be void. And that the said return may be amended by striking out the name of the said William George Blackham and substituting in lieu thereof the name of the said Angus Mackay.

And your Petitioner will ever pray, &c.

(Signed) JOHN D. COBURN.

Dated at Sandhurst the 26th day of May A.D. 1877.

*To the Honorable the Speaker of the Legislative Assembly.*

The Petition of William Edward Hearn, Doctor of Laws,

SHEWETH—

1. That on the eleventh day of May last past, an Election was held for two Members to serve in the Legislative Assembly in this present Parliament for the Electoral District of Fitzroy.
2. That your Petitioner was a candidate at the said election.
3. That as the result of such election, the Returning Officer publicly declared that Albert Lee Tucker and Robert Macgregor, Esquires, had received the majority of votes, and were duly elected as members as aforesaid, and made his return accordingly.
4. That at the time of such election the said Robert Macgregor was a Minister of a Religious Denomination within the meaning of the 11th section of the Constitution Act, and was therefore then incapable of being so elected.
5. That at the said election your Petitioner had the next greatest number of votes after the said Robert Macgregor, and ought by reason of the said Robert Macgregor being then unqualified as aforesaid to be declared to be duly elected.

Your Petitioner therefore prays—

1. That it may be declared that the said Robert Macgregor was not duly elected as aforesaid.
2. That it may be declared that your Petitioner was duly elected to serve as aforesaid for the said electoral district.
3. That your Petitioner may have such further and other relief as the justice of the case requires.

And your Petitioner will ever pray.

W. E. HEARN.

June 7th 1877, Melbourne.

*To the Honorable the Speaker of the Legislative Assembly of Victoria.*

The Petition of the undersigned Richard Henry Lock, of Smythsdale, in the colony of Victoria, gentleman,

RESPECTFULLY SHEWETH—

That in pursuance of a Writ duly issued on the thirtieth day of April 1877, under the hand of His Excellency the Governor and the Seal of the Colony, an election of two members to serve in the Legislative Assembly for the Electoral District of Grenville in this present parliament was duly held.

That four candidates were on the fifth day of May 1877 nominated for said election, that is to say, John Bird, of Scarsdale, land owner; William Clarke, of Buninyong, gentleman; David Mortimer Davies, of Ross' Creek, gentleman; and your Petitioner, Richard Henry Lock, of Smythsdale, gentleman.

That the number of candidates nominated as aforesaid being in excess of the number to be elected, a poll was taken on Friday the eleventh day of May 1877 at the undermentioned places, that is to say, at Buninyong, Scotchman's, Durham Lead, Yenden, Clarendon, Grenville Diggings, Linton's, Happy Valley, Snake Valley (Carnham), Grassy Gully, Bulldog, Whimholes, Rokewood, Break-o'-Day, Shelford, Scarsdale, Piggoreet, Staffordshire Reef, Smythsdale (within the district), Ross' Creek, and at Cape Clear, all within the said electoral district.

That on the twelfth day of May 1877 the Returning Officer, William Henry Bacchus, Esqre., publicly notified, as by law required, that the number of votes recorded for each candidate was as follows:—John Bird, 1,169; William Clarke, 962; David Mortimer Davies, 1,274; Richard Henry Lock (your Petitioner), 1,067; and declared the said John Bird and David Mortimer Davies to be duly elected members to serve in the Legislative Assembly for the said Electoral District.

That the said William Henry Bacchus, Esqre., as such Returning Officer as aforesaid, endorsed the names of John Bird and David Mortimer Davies on the said Writ, as having been duly elected under and by virtue of such Writ, and returned the said Writ so endorsed by him as aforesaid to His Excellency the Governor aforesaid.

That at the time of such nomination, election, and return of the said Writ, the said David Mortimer Davies was incapable of being lawfully elected a member of the Legislative Assembly of Victoria, and is now incapable of sitting or voting therein, by reason of his being before and at the time of his said nomination and election and return a Minister of a Religious Denomination in Victoria, to wit, the Congregational or Independent denomination.

That the said David Mortimer Davies was duly registered, in the book of registered clergy, pursuant to the provisions of the Act of the Parliament of Victoria passed in the twenty-seventh year of the reign of Her Majesty (being No. 268), as a Minister of Religion authorized to celebrate marriages, on the twenty-seventh of August 1867, and he continued so registered at the date of his said nomination, election, and return as aforesaid and up to the nineteenth day of May 1877.

That the said David Mortimer Davies, in divers ways, exercised the functions of a Minister of the said religious denomination between the month of August 1867 and the nineteenth day of May 1877, in Victoria.

That your Petitioner is advised and believes that the said David Mortimer Davies, being such Minister of the said Religious Denomination as aforesaid, was, at the time of the said election, unqualified to be elected or returned as a Member of the Legislative Assembly, and the said David Mortimer Davies was unduly elected and returned as such member as aforesaid.

That your Petitioner is advised and believes and submits that, by reason of the said David Mortimer Davies being so incapable of being elected a Member to serve in the Legislative Assembly as aforesaid, your Petitioner, being the person having the next greatest number of votes at the said election (after the said John Bird), is entitled to be declared elected a Member of the Legislative Assembly, and to have his name inserted in the said return to the said Writ in the place of the said David Mortimer Davies.

Your Petitioner therefore prays—

That you will communicate the matter of this petition to the Legislative Assembly of Victoria, in order that the case of your Petitioner may be referred to the Committee of Elections and Qualifications of the said Legislative Assembly, duly authorized to receive, enquire into, and report upon the same according to law.

And your Petitioner prays that in the event of such Committee reporting that the said David Mortimer Davies was not capable of being elected to serve in the said Legislative Assembly for the reasons aforesaid, then that your Petitioner may be declared to have been duly elected, and that the return to the said Writ may be amended by taking out the name of the said David Mortimer Davies and inserting in its place the name of your Petitioner. And that your Petitioner may have such further or other relief as the circumstances of the case may require or as to the said Committee may seem meet.

And your Petitioner will ever pray.

R. H. LOCK.

Dated at Smythesdale the seventh day of May A.D. 1877.

*To the Honorable Sir Charles Gavan Duffy, Knight, Speaker of the Legislative Assembly of Victoria.*

The Petition of the undersigned, Frederick Falconbridge, of Nintingbool, near Smythesdale, in the colony of Victoria, ironmonger,

RESPECTFULLY SHEWETH—

That, in pursuance of a Writ duly issued on the thirtieth day of April 1877, under the hand of His Excellency the Governor and the Seal of the colony, an election of two members to serve in the Legislative Assembly, for the Electoral District of Grenville in this present Parliament, was duly held.

That four candidates were, on the fifth day of May 1877, nominated for said election, that is to say, John Bird, of Scarsdale, land owner; William Clarke, of Buninyong, gentleman; David Mortimer Davies, of Ross' Creek, gentleman; and Richard Henry Lock, of Smythesdale, gentleman.

That the number of candidates nominated as aforesaid, being in excess of the number to be elected, a poll was taken on Friday the eleventh day of May 1877, at the undermentioned places, that is to say:—at Buninyong, Scotchman's, Durham Lead, Yenden, Clarendon, Grenville Diggings, Linton's, Happy Valley, Snake Valley (Carngham), Grassy Gully, Bulldog, Whimholes, Rokewood, Break-o'-Day, Shelford, Scarsdale, Piggoreet, Staffordshire Reef, Smythsdale (within the district), Ross' Creek, and at Cape Clear, all within the said electoral district.

That on the twelfth day of May 1877 the Returning Officer, William Henry Bacchus, Esquire, publicly notified, as by law required, that the number of votes recorded for each candidate was as follows:—John Bird, 1,169; William Clarke, 962; David Mortimer Davies, 1,274; Richard Henry Lock, 1,067; and declared the said John Bird and David Mortimer Davies to be duly elected members to serve in the Legislative Assembly for the said electoral district.

That your Petitioner is an elector of the said district, and voted at the said election.

That the said William Henry Bacchus, Esquire, as such Returning Officer, as aforesaid, endorsed the names of John Bird and David Mortimer Davies on the said writ, as having been duly elected under and by virtue of such writ, and returned the said writ so endorsed by him as aforesaid, to His Excellency the Governor aforesaid.

That at the time of such nomination, election, and return of the said writ, the said David Mortimer Davies was incapable of being lawfully elected a Member of the Legislative Assembly or Victoria, and is now incapable of sitting or voting therein by reason of his being before and at the time of his said nomination, election, and return, a minister of a religious denomination in Victoria, to wit, the Congregational or Independent Denomination.

That the said David Mortimer Davies was duly registered in the Book of Registered Clergy pursuant to the provisions of the Act of the Parliament of Victoria passed in the twenty-seventh year of the reign of Her Majesty (being No. 268) as a minister of religion authorized to celebrate marriages on the twenty-seventh of August 1867, and he continued so registered at the date of his said nomination, election, and return as aforesaid, and up to the 19th day of May 1877.

That the said David Mortimer Davies in divers ways exercised the functions of a minister of the said religious denomination between the month of August 1867 and the 19th day of May 1877 in Victoria.

That your Petitioner is advised and believes that the said David Mortimer Davies being such Minister of the said religious denomination as aforesaid was, at the time of the said election, unqualified to be elected or returned as a member of the Legislative Assembly, and the said David Mortimer Davies was unduly elected and returned as such member as aforesaid.

That your Petitioner is advised and submits that by reason of the said David Mortimer Davies being so incapable of being elected a Member to serve in the Legislative Assembly as aforesaid, the said Richard Henry Lock being as hereinbefore mentioned a candidate at the said election had the next greatest number of votes at the said election after the said John Bird, and is entitled to be declared elected in place of the said David Mortimer Davies.

Your Petitioner therefore prays that you will communicate the matter of this petition to the Legislative Assembly of Victoria in order that the case of your Petitioner may be referred to the Committee of Elections and Qualifications of the said Legislative Assembly duly authorized to receive enquire into and report upon the same according to law.

And your Petitioner prays that the said David Mortimer Davies may be declared by such Committee to have been at the time of his said election unqualified and incapable of being elected a member to serve in the Legislative Assembly, and that the said Richard Henry Lock may be declared to have been duly elected at the said election. And that the said return to the said writ so far as it relates to the said David Mortimer Davies may be declared to be void. And that the return to the said writ may be amended by taking out the name of the said David Mortimer Davies and substituting in lieu thereof the name of the said Richard Henry Lock. And that your Petitioner may have such further or other relief as the circumstances of the case may require, or as to the said Committee may seem meet.

And your Petitioner will ever pray.

FREDERICK FALCONBRIDGE,

An Elector of the Electoral District of Grenville.

Dated at Smythesdale the eighteenth day of June A.D. 1877.

*To the Honorable Sir Charles Gavan Duffy, Speaker of the Legislative Assembly of Victoria.*

The Petition of James Shackell, of Echuca, gentleman,

RESPECTFULLY SHEWETH—

1. That in pursuance of the Acts of the Parliament of Victoria, number 279, intituled "An Act to consolidate and amend the law relating to Electors and Elections of Members to serve in Parliament," and number 548, intituled "An Act to amend the Electoral Act 1865," His Excellency Sir George Ferguson Bowen, Governor of Victoria, did issue, under his hand and the seal of the said colony, a Writ, dated the thirtieth day of April, One thousand eight hundred and seventy-seven, directed to the Returning Officer of the Electoral District of Rodney, commanding him to proceed as therein directed according to law to the election of two Members to serve in the Legislative Assembly for the said district.

2. That, according to the exigency of the said Writ, the Returning Officer of the said district, upon the receipt by him of the said Writ, forthwith gave public notice in manner provided by the said Act, number 279, of the purport of the said Writ and of the day of nomination, the day of polling, the polling-places, and the return day respectively mentioned therein, and also of a place within the said district appointed by such Returning Officer at which he would receive the nomination papers and payments in the said Act mentioned.

3. That the following persons and no others were nominated as candidates for the office of Member of the Legislative Assembly for the said district at the said election, namely, Simon Fraser, of Echuca; The Honorable Duncan Gillies, of Melbourne; Thomas Spenser, of Rochester; J. P. Conway, of Corop; and your Petitioner; but the said J. P. Conway, after such nomination, duly retired from his candidature in accordance with the provisions in that behalf in the said Act, number 279, contained.

4. That your Petitioner was a candidate at the said election.

5. That, pursuant to the exigency of the said Writ, a poll was taken on the eleventh day of May, One thousand eight hundred and seventy-seven, being the day named in the said Writ for that purpose, at the several polling-places for the said district.

6. That the said Returning Officer by notice signed by him, and posted and published as by the said Act directed, announced the number of votes given at such poll as aforesaid for each of the said candidates who went to the poll to be as follows:—

For Simon Fraser	...	...	...	1,836 votes.
For the Honorable Duncan Gillies	...	...	...	1,534 votes.
For your Petitioner	...	...	...	1,515 votes.
For Thomas Spenser	...	...	...	1,430 votes.

And the said Returning Officer, by such notice as aforesaid, declared the said Simon Fraser and the Honorable Duncan Gillies duly elected to serve as Members of the Legislative Assembly of Victoria for the said Electoral District of Rodney.

7. That the said Returning Officer endorsed the names of the said Simon Fraser and the Honorable Duncan Gillies on the said Writ as having been duly elected under and by virtue of such Writ, and returned the said Writ endorsed as aforesaid to the Governor aforesaid.

J.S. 8. That the said the Honorable Duncan Gillies was, by himself, by his agents or agent, and by other persons on his behalf, guilty of bribery before, during, and after the said election, whereby he was and is incapacitated to serve in the present Parliament for the said or any other electoral district, and the said election and return of the said the Honorable Duncan Gillies was and is wholly null and void.

9. That the said the Honorable Duncan Gillies was by himself, by his agents or agent, and by other persons on his behalf, guilty of undue influence before, during, and after the said election, whereby he was and is incapacitated to serve in the present Parliament for the said or any other electoral district, and the said election and return of the said the Honorable Duncan Gillies was and is wholly null and void.

J.S. 10. That your Petitioner, being as hereinbefore mentioned a candidate at the said election, had at such election, and at the taking of the poll thereat, the next greatest number of votes to the said the Honorable Duncan Gillies.

11. That at the said election divers of the ballot-papers delivered by the Returning Officer or Deputy Returning Officer to divers of the electors who voted for the said the Honorable Duncan Gillies at the said election had not written upon the back of them any number corresponding to the number set opposite the elector's name in the Electoral Roll, as required by the said Act, number 279; and your Petitioner submits that the votes of all such electors by means of such ballot-papers were null and void, and ought now to be struck off the poll.

12. That at the said election divers persons whose names appear on the Electoral Roll for the said district voted twice in favor of the said the Honorable Duncan Gillies, and the votes of such persons should now be struck off the poll.

13. That the said the Honorable Duncan Gillies by the means aforesaid obtained an apparent and colorable majority over your Petitioner, whereas in truth and in fact your Petitioner had a majority of the votes of the electors of the said district who voted at the said election, and was duly elected as a Member to serve in Parliament for the said district, and ought to have been returned as such Member.

Your Petitioner, therefore, respectfully prays that you will communicate the matter of this Petition to the Legislative Assembly of Victoria, in order that the same may be referred to the Committee of Elections and Qualifications, to be dealt with by such Committee according to law. And that the said the Honorable Duncan Gillies may by such Committee be declared to have been guilty of bribery or undue influence at the said election; and that the said the Honorable Duncan Gillies was not duly elected or duly returned; and that the said election and return, so far as respects the said the Honorable Duncan Gillies, was and is wholly null and void. And that it may be declared by such Committee that your Petitioner was duly elected and ought to have been returned.

And that the said return to the said Writ, so far as it relates to the said the Honorable Duncan Gillies, may be declared to be void. And that the said return may be amended by striking out the name of the said the Honorable Duncan Gillies and substituting in lieu thereof the name of your Petitioner.

And that your Petitioner may have such further or other relief as the circumstances of the case may require, or as to the said Committee may seem meet.

And your Petitioner will ever pray.

JAMES SHACKELL.

Dated at Melbourne the twentieth day of June 1877.

*To the Honorable the Speaker of the Legislative Assembly of Victoria.*

The Petition of John Branscombe Crews, of Prahran, in the colony of Victoria, auctioneer,

RESPECTFULLY SHEWETH—

That a Writ for the election of one Member for the Electoral District of South Bourke to serve in the Legislative Assembly of the present Parliament of Victoria was, on the thirtieth day of April in the year of our Lord One thousand eight hundred and seventy-seven, issued by His Excellency Sir George Ferguson Bowen, the Governor and Commander-in-Chief of the Colony of Victoria, directed to the Returning Officer of the Electoral District of South Bourke, and Saturday the fifth day of May in the year of our Lord One thousand eight hundred and seventy-seven was the day of nomination named in the said Writ, and Friday the eleventh day of May in the year of our Lord One thousand eight hundred and seventy-seven was the day for taking the poll in the said Writ named and appointed at the places therein named and appointed.

That your Petitioner was, on the fifth day of May in the year of our Lord One thousand eight hundred and seventy-seven, duly nominated as a candidate for election for the said Electoral District of South Bourke, and was at the date of the election and return hereinafter mentioned and still is capable of being elected a Member to serve in the Legislative Assembly, and did and performed all things on his part necessary to be done and performed to entitle him to become a candidate for election, and became and was a candidate for election at the said election for the said electoral district, to serve in the Legislative Assembly.

That James Fergusson, Esquire, of Gardiner, near the city of Melbourne, in the colony of Victoria, was also duly nominated as a candidate for election for the said Electoral District to serve as aforesaid; and Alfred Davis, Joseph Fielding Higgins, John Keys, and Francis John Sidney Stephen were also duly nominated as candidates for election for the said electoral district to serve as aforesaid.

That on the taking the poll for the said election, which was duly taken on the day appointed at the places appointed as aforesaid, the Returning Officer announced that the number of votes given by the electors to each of the candidates for election was as follows :—

John Branscombe Crews	...	...	Three hundred and five.
Alfred Davis	...	...	Twenty-three.
James Fergusson	...	...	Four hundred and twenty-two.
Joseph Fielding Higgins	...	...	Ninety-three.
John Keys	...	...	Three hundred and eighty-eight.
Francis John Sidney Stephen	...	...	One hundred and thirty-three.

And on the                    day of                    in the year of our Lord One thousand eight hundred and seventy-seven the said Returning Officer declared the result of such election to be, that the said James Fergusson, Esquire, was duly elected as Member for the said Electoral District of South Bourke to serve in the Legislative Assembly aforesaid, and the said Returning Officer endorsed on the said Writ the name of the said James Fergusson, Esquire, as the person elected, and returned the same, together with the said Writ, as he was by the said Writ commanded, to His Excellency the Governor.

That the said James Fergusson, Esquire, has been duly sworn and taken his seat in the Legislative Assembly of Victoria as the Member elected and returned for the Electoral District of South Bourke at the said election.

That the said James Fergusson, Esquire, then being a candidate at an election within the meaning of the Act of Parliament of Victoria number two hundred and seventy-nine, did, on the third day of May in the year of our Lord One thousand eight hundred and seventy-seven, at Gardiner, within the said electoral district, corruptly give and provide meat, drink, entertainment, or provisions to J. A. Locke, J. T. Paul, William Ellingworth, George Hunt, F. Forster, David Begg, Andrew, Robert, and Alexander Wilson, electors having votes at the said election, and to divers other persons electors having votes at the said election, in order to forward his election.

That the said James Fergusson, Esquire, then being a candidate at an election as aforesaid, also on the day and year aforesaid did, at the place aforesaid, corruptly give and provide meat, drink, entertainment, or provisions to the persons aforesaid electors having votes as aforesaid, and to divers other persons electors having votes at the said election, in order to forward his being elected.

That the said James Fergusson, Esquire, then being a candidate at an election as aforesaid, did also on the day and year aforesaid, at the place aforesaid, corruptly give and provide meat, drink, entertainment, or provisions to the persons aforesaid electors having votes as aforesaid, and to divers other persons electors having votes at the said election, for the purpose of corruptly influencing the said persons aforesaid and the said divers other persons electors having votes as aforesaid to give their votes respectively at the said election.

That the said James Fergusson, Esquire, then being a candidate at an election as aforesaid, was, on the third day of May in the year of our Lord One thousand eight hundred and seventy-seven, accessory to the corruptly giving and providing on his behalf at Gardiner, in the said electoral district, of meat, drink, entertainment, or provisions to the persons aforesaid electors having votes at the said election as aforesaid, and to divers other persons electors having votes at the said election, in order to forward his election and in order to forward his being elected as aforesaid, and also in order to corruptly influence the said persons and the said divers other electors having votes as aforesaid to give their votes respectively at the said election.

That the said James Fergusson, Esquire, then being a candidate at an election as aforesaid, directly and indirectly by William Ellingworth, a person on his behalf, and directly and indirectly by means of other persons on his behalf, and by other ways and means on his behalf, did, on the third day of May in the year of our Lord One thousand eight hundred and seventy-seven, at Gardiner, in the said electoral district, corruptly give, provide, or cause to be given or provided, meat, drink, entertainment, or provisions to the persons aforesaid and to divers persons electors having votes at the said election, in order to forward his election and in order to forward his being elected as aforesaid, and also in order to corruptly influence the said electors having votes as aforesaid to give their votes respectively at the said election.

That the said James Fergusson, Esquire, then being a candidate at an election as aforesaid, did, before and during the said election, corruptly, directly and indirectly, allow other persons to pay on his behalf expenses for meat, drink, entertainment, or provisions supplied to divers electors having votes at the said election, in order to forward his election and in order to forward his being elected as aforesaid, and also in order to corruptly influence the said electors having votes as aforesaid to give their votes respectively at the said election.

That at Mulgrave, Nunawadding, and Bulleen polling-places, appointed at the said election, and within the said electoral district, certain persons, then being the authorized agents of the said James Fergusson, a candidate as aforesaid, did, on the day of the said election, give and cause to be given to divers persons electors having votes at the said election, and about to vote, drink by way of refreshment.

That the said agents at the places aforesaid did also, on the day and at the places aforesaid, give and cause to be given to divers persons electors having votes at the said election, and who had voted, drink by way of refreshment.

That the said James Fergusson, Esquire, was, at the date of the said election and return as aforesaid, and still is by law wholly disqualified from being elected or sitting as Member for the said Electoral District of South Bourke, for and by reason of that he the said James Fergusson was and is indirectly concerned or interested in a contract (not excepted by Act number ninety-one) for the supply of stationery, &c., entered into on behalf of Her Majesty. And also for that he then and now indirectly participates or is entitled to participate in the profits or in the benefits or emoluments arising from a contract (not excepted by Act number ninety-one) for the supply of stationery, &c., entered into on behalf of Her Majesty.

Your Petitioner, therefore, humbly prays—

That the said election and return may be declared wholly void.

That the said James Fergusson, Esquire, may be declared incapable of being elected or sitting as Member for the Electoral District of South Bourke to serve in the Legislative Assembly.



That the said James Ferguson, Esquire, may be declared to be disqualified from being elected or sitting as Member for the Electoral District of South Bourke to serve in the Legislative Assembly.

That a new Writ may be issued for the holding another election for the election of a Member to serve in the Legislative Assembly for the Electoral District of South Bourke.

And your Petitioner, &c.

J. B. CREWS.

Dated at Prahran, in the colony of Victoria, this twentieth day of June in the year of our Lord One thousand eight hundred and seventy-seven.

*To the Speaker of the Legislative Assembly of the Colony of Victoria.*

J.I. The Petition of John Ince, of Newtown, in the Borough of Geelong West, farmer and storekeeper,

RESPECTFULLY SHEWETH—

Your Petitioner was a duly nominated candidate at the election of a Member to serve in the Legislative Assembly for the Electoral District of Barwon, held on the eleventh day of May 1877.

That at such election your Petitioner was second on the poll.

That Jonas Felix Levien was declared elected and returned as the Member for the said district.

That by himself and by his agents, committee-men, partisans, or other persons on his behalf, the said Jonas Felix Levien was guilty of bribery, undue influence, and other corrupt and illegal practices in the forwarding of his election.

Your Petitioner therefore prays that the said Jonas Felix Levien may be declared not duly elected for the said district.

That your Petitioner may be declared duly elected for the said district.

That the Return may be amended accordingly.

And that your Petitioner may have such further and other relief as the circumstances of the case may require.

And your Petitioner as in duty bound will ever pray.

JOHN INCE.

June 20th 1877.

*To the Honorable Sir Charles Gavan Duffy, Knight, Speaker of the Legislative Assembly of Victoria.*

The Petition of Francis Conway Mason, of Carlton, near Melbourne, in the colony of Victoria, gentleman,

RESPECTFULLY SHEWETH—

1. That in pursuance of the Acts of the Parliament of Victoria, number 279, intituled "*An Act to consolidate and amend the Law relating to Electors and Elections of Members to serve in Parliament*," and number 548, intituled "*An Act to amend the Electoral Act 1865*," His Excellency Sir George Ferguson Bowen, Governor of Victoria, did issue under his hand and the seal of the said colony a Writ, dated the thirtieth day of April, One thousand eight hundred and seventy-seven, directed to the Returning Officer of the Electoral District of South Gippsland, commanding him to proceed as therein directed, according to law, to the election of one Member to serve in the Legislative Assembly for the said district.

2. That, according to the exigency of the said Writ, James Henry Alley, of Port Albert, in the said electoral district, Esquire, being the Returning Officer of the said district, upon the receipt by him of the said Writ, forthwith gave public notice in manner provided by the said Act, number 279, of the purport of the said Writ, and of the day of nomination, the day of polling, the polling-places, and the return day respectively mentioned therein; and also of a place within the said district appointed by such Returning Officer at which he would receive the nomination papers and payments in the said Act mentioned.

3. That the following persons and no others were nominated as candidates for the office of Member of the Legislative Assembly for the said district at the said election, namely, Frederick Lloyd, of West Melbourne, Esquire; George David Macartney, of Melbourne, Doctor of Laws; William Sykes, of South Gippsland, Esquire, and your Petitioner.

4. That, pursuant to the exigency of the said Writ, a poll was taken on the eleventh day of May, One thousand eight hundred and seventy-seven, being the day named in the said Writ for that purpose at the several polling-places for the said district.

5. That the said James Henry Alley, as such Returning Officer as aforesaid, by notice signed by him, and posted and published as by the said Act directed, announced the number of votes given at such poll as aforesaid for each of the said candidates to be as follows:—

For George David Macartney	...	...	368 votes
„ your Petitioner	...	...	327 votes
„ Frederick Lloyd	...	...	115 votes
„ William Sykes	...	...	14 votes.

And the said Returning Officer, by such notice as aforesaid, declared the said George David Macartney duly elected to serve as Member of the Legislative Assembly of Victoria for the said Electoral District of South Gippsland.

6. That the said James Henry Alley, as such Returning Officer as aforesaid, endorsed the name of the said George David Macartney on the said Writ as having been duly elected under and by virtue of such Writ, and returned the said Writ endorsed as aforesaid to the Governor aforesaid.

7. That your Petitioner has been informed and believes that the said George David Macartney was at the time of his said nomination and election, and of the return of the said Writ, and still is a minister of a religious denomination, and accordingly incapable of being elected a Member of the Legislative Assembly.

8. That your Petitioner is advised and believes that the said George David Macartney, being such minister of the Church of England, was, at the time of the said election, unqualified to be elected or returned as a Member of the Legislative Assembly, and that the said George David Macartney was unduly elected and returned as such Member as aforesaid.

9. That the said George David Macartney was discharging the functions of a minister of religion in the said Electoral District of South Gippsland some time prior to the said election, and the electors of the said district were, at the time of the said election, well aware of the fact that the said George David Macartney was such minister of a religious denomination as aforesaid.

10. That your Petitioner, being as hereinbefore mentioned a candidate at the said election, had at such election and at the taking of the poll the next greatest number of votes to the said George David Macartney.

Your Petitioner therefore respectfully prays—

1. That you will communicate the matter of this Petition to the Legislative Assembly of Victoria, in order that the same may be referred to the Committee of Elections and Qualifications to be dealt with according to law.

2. And that the said George David Macartney may by such Committee be declared to have been unqualified at the time of the said election, and that your Petitioner may be declared to have been duly elected at the said election.

3. And that the said return to the said Writ, so far as it relates to the said George David Macartney, may be declared to be void.

4. And that the said return may be amended by striking out the name of the said George David Macartney and substituting in lieu thereof the name of your Petitioner, and that your Petitioner may have such further or other relief as the circumstances of the case may require.

And your Petitioner will ever pray, &c.

FRANCIS CONWAY MASON.

Dated at Melbourne the twentieth day of June in the year of our Lord One thousand eight hundred and seventy-seven.

*To the Speaker of the Legislative Assembly of Victoria.*

The Petition of William O'Callaghan, of Main street, in the Borough of Stawell, in the Colony of Victoria, licensed publican,

RESPECTFULLY SHEWETH—

That at the general election of Members to serve in the Legislative Assembly of the Colony of Victoria, held on the eleventh day of May in the year of Our Lord One thousand eight hundred and seventy-seven, your Petitioner was a duly nominated candidate for the Electoral District of the Wimmera.

That by the return to the Writ directing the holding of such election it appears that Robert Clark and James MacBain were elected the Members of such district.

That your Petitioner complains that James MacBain was not duly elected, and claims that your Petitioner was duly elected, and that the name of your Petitioner should be inserted in the return in lieu and instead of the name of James MacBain, on the ground hereinafter stated.

That at the close of the poll a list of votes, alleged to have been given at such election, at the Drung Drung polling booth in the said district, but which list was not verified as required by the Electoral Act, was offered to the Returning Officer, who then declined to receive such list and said he would treat such list (as well as other parcels alleged to have been forwarded from such polling booth) as waste paper, as being illegal and informal.

That about eight days afterwards and despite your Petitioner's written protest against such proceeding the Returning Officer counted the votes appearing on such list, and thereby gave the seat to the said James MacBain, who otherwise had less votes than your Petitioner.

That your Petitioner submits that it was not lawful, under the circumstances, to have regard to such list.

That if such list had been excluded your Petitioner had a majority of votes over the said James MacBain, and consequently was and is entitled to be declared elected and returned.

Your Petitioner therefore prays that the Legislative Assembly will take the premises into their consideration, and declare not only that the said James MacBain was not duly elected, but that your Petitioner was duly elected, and cause the said return to be amended accordingly, and give your Petitioner such further or other relief as the circumstances of the case when fully disclosed shall warrant.

And that this Petition may be referred to the Committee appointed for such purposes.

And your Petitioner as in duty bound will ever pray, &c.

WILLIAM O'CALLAGHAN.

June 21st, 1877.

W. O'C.

## NORTH MELBOURNE ELECTION PETITION.

*To the Honorable the Speaker of the Legislative Assembly of Victoria.*

The Petition of John Joseph Byrne, of Queensberry street, Hotham, clerk and  
J.J.B. valuator,

RESPECTFULLY SHEWETH—

1. That a Writ for the Election of two Members for the Electoral District of North Melbourne to serve in the Legislative Assembly for the present Parliament of Victoria was, on the thirtieth day of April in the year of our Lord One thousand eight hundred and seventy-seven, issued by His Excellency Sir George Ferguson Bowen, the Governor of Victoria, directed to the Returning Officer of the said electoral district, commanding him to proceed to such election, and appointing respectively days and places for the nomination and taking the poll therefor.

2. That Joseph Story, John Laurens, Bryan O'Loughlen, James Wisewould, William Ievers, John Joseph Walsh, and Charles Grey Bird were the only candidates respectively duly nominated under said Writ for the said North Melbourne Electoral District.

3. That a poll was taken for the said election of said two Members in pursuante of said Writ, on the eleventh day of May last past, being the day appointed therein, at the places appointed in said Writ.

4. That the Petitioner herein is, and then was, at the time of taking such poll pursuant to said Writ, an elector for the said Electoral District of North Melbourne on the Electoral Roll of the Royal Park Division of said district, and voted at the taking of said poll at such election.

5. That the Returning Officer on the twelfth day of May last announced the following to have been the number of votes respectively given to each candidate at such poll :—

For Joseph Story	...	...	Fourteen hundred and ninety-six,
For John Laurens	...	...	Fourteen hundred and eighty-six,
For Bryan O'Loughlen	...	...	Fourteen hundred and seventy,
For James Wisewould	...	...	Seven hundred and forty-three,
For William Ievers	...	...	Six hundred and seventy-five,
For John Joseph Walsh	...	...	Two hundred and five,
For Charles Grey Bird	...	...	One hundred and ninety,

and declared the said Joseph Storey and the said John Laurens to be duly elected the two Members for the Electoral District of North Melbourne, and thereupon returned to the Governor aforesaid the said Writ with the said two names endorsed thereon as such two Members.

6. That on the taking of said poll divers votes for the said Joseph Story and the said John Laurens were improperly admitted and counted thereat, and divers votes for the said Bryan O'Loughlen were rejected, set aside, and not counted at all.

7. That divers false and fictitious ballot papers were used at the taking of said poll, and were surreptitiously introduced into the ballot boxes, and the votes in such fictitious ballot papers were erroneously counted thereat as genuine votes.

8. That in making up the lists from all the ballot papers in their several booths several of the Deputy Returning Officers have erroneously counted the votes in the said ballot papers, and have erroneously counted a number of votes for the said Joseph Story and the said John Laurens, which votes should not have been so counted; and also have improperly omitted from such lists a number of votes given for the said Bryan O'Loughlen.

9. That at said election divers electors were personated at said poll, and votes colorably given at said poll, whereas such votes were null and void and ought to be struck off said poll.

10. That by reason of the votes in the aforesaid false and fictitious ballot papers and the other votes so as aforesaid improperly admitted or counted, and also by reason of the votes so as aforesaid improperly rejected or set aside, and the votes so as aforesaid erroneously omitted in the counting of the votes in the ballot papers at said poll, the said Joseph Story and the said John Laurens obtained an apparent and colorable majority only, whereas in truth and in fact the said Bryan O'Loughlen had a majority of the votes of the electors of the said district who voted at the said election, and was duly elected as a Member to serve in Parliament for said district, and ought to have been returned as such Member.

Your Petitioner therefore respectfully prays that you will communicate the matter of this Petition to the Legislative Assembly in order that the same be referred to the Committee of Elections and Qualifications; and prays that all and every the ballot papers used, not used, and set aside at the taking of the poll at such election for North Melbourne may be respectively again examined and tallied with the poll books used thereat, and that the votes in such ballot papers be again counted, and that the fictitious ballot papers and those improperly admitted on such taking of the poll may be now rejected and struck out, and that those erroneously rejected or set aside on such taking of the poll be also now admitted and counted as good votes, and that the votes given colorably for the electors who were so personated be struck out, and that the said Bryan O'Loughlen may be declared to have been duly elected at such election, and to be the person that ought to have been returned. And that the said return to said Writ may be amended accordingly. And that the Petitioner herein may have such further relief as the circumstances of the case may require or as to the said Committee may seem meet.

And your Petitioner will ever pray, &c.

JOHN JOSEPH BYRNE.

Dated at Melbourne this twenty-second day of  
June, One thousand eight hundred and } J.J.B.  
seventy-seven.

Witness—

JAMES CARROLL, J.P.

8. PAPERS.—Mr. Speaker announced that the Audit Commissioners had forwarded to the Clerk of the Assembly, to be laid on the Table of this House—

Finance, 1875-6—The Treasurer's Statement of the Receipts and Expenditure of the Consolidated Revenue and other Moneys, year ending 30th June 1876, accompanied by the Report of the Commissioners of Audit, and by the Documents specified in the 48th section of the Audit Act.

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

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

Hospitals for the Insane.—Report of the Inspector of Lunatic Asylums on the—for the year ended 31st December 1876.

Chief Medical Officer.—Report on the Sanatory Station for the year ending 31st December 1876. Health Officer.—Report for the year ending 31st December 1876.

Penal Establishments and Gaols.—Report of the Acting Inspector-General for the year 1876.

Industrial and Reformatory Schools.—Report of the Inspector for the year 1876.

Chief Medical Officer.—Return of Diseases and Deaths in the various establishments under the charge of the Chief Medical Officer during the Year 1876.

Severally ordered to lie on the Table.

Mr. Berry presented—

Bank Liabilities and Assets.—Summaries of sworn returns for the Quarters ended 31st December 1876 and 31st March 1877.

Ordered to lie on the Table.

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

Post Office Savings' Bank.—Statement of Accounts of the Post Office Savings' Bank in Victoria, for the Year ended the 31st December 1876.

Post Office and Telegraph Department.—Report upon the affairs of the—for the Year 1876.

Cable Conference.—Report, Minutes of Proceedings, &c., of the—held in Sydney in January, February 1877.

Import, Export, Transhipment, and Shipping Returns.—General Summary for the Year 1876.

Pilot Board.—Accounts of the—of Victoria, for the year ending 31st August 1876.

Drawbacks.—Regulations, *Government Gazettes* containing Notices of.

Severally ordered to lie on the Table.

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

Land Act 1869.—Regulation—Order in Council.

State Forests Act 1876.—Regulations—Order in Council.

Land Act 1869—Voidance of License under 19th section, Part II., of—in certain cases—Order in Council.

Severally ordered to lie on the Table.

Mr. Grant presented—

Supreme Court Regulæ Generales.

Ordered to lie on the Table.

Major W. C. Smith presented, by command of His Excellency the Governor—

Mining Statute 1865—Order in Council.—Authorising mining operations within the area of Spring Gully Reservoir.

Mining Statute 1865—Order in Council.—Appointing polling-places for Beechworth and Gippsland Mining Districts.

Mining Statute 1865—Order in Council.—Appointing polling-places for Beechworth and Ballarat Mining Districts.

Mining Statute 1865—Order in Council.—Further condition for carrying on mining operations at Dunolly Reservoir.

Mining Statute 1865—Order in Council.—Appointing polling-places for Maryborough Mining District.

Mining Statute 1865—Order in Council.—Regulations respecting leases of Crown lands for tramways for mining purposes.

Mining Statute 1865—Order in Council.—Fixing fees for the survey of mining tenements in the Ballarat Mining District.

Mines—Report of the Chief Inspector of—for the year 1876.

Mineral Statistics of Victoria for the year 1876.

Mining Surveyors and Registrars—Reports of—for the quarter ended 31st December 1876.

Mining Surveyors and Registrars—Reports of—for the quarter ended 31st March 1877.

Specimen Maps of Geological Survey.

Severally ordered to lie on the Table.

9. EXTRADITION BILL.—Mr. Berry moved, pursuant to notice, That he have leave to bring in a Bill to provide for the more convenient administration of the Extradition Acts 1870 and 1873.

Question—put and resolved in the affirmative.

Ordered—That Mr. Berry and Mr. Longmore do prepare and bring in the Bill.

Mr. Berry then brought up a Bill intituled "*A Bill to provide for the more convenient administration of the Extradition Acts 1870 and 1873,*" 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.

10. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The following Warrant appointing "The Committee of Elections and Qualifications" was laid upon the Table of the Assembly by Mr. Speaker, viz. :—

"VICTORIA.

"Pursuant to the provisions of an Act of the Legislative Council of Victoria, passed in the nineteenth year of Her present Majesty's reign, intituled '*An Act to provide for the Election of*

*Members to serve in the Legislative Council and Legislative Assembly of Victoria respectively,' I do hereby appoint—*

Jeremiah Dwyer, Esquire,  
The Honorable Peter Lalor,  
George David Langridge, Esquire,  
The Honorable John Alexander MacPherson,  
Richard Richardson, Esquire,  
The Honorable James Service,  
Charles Young, Esquire,

to be members of a Committee to be called 'The Committee of Elections and Qualifications.'

"Given under my hand this twenty-sixth day of June one thousand eight hundred and seventy-seven.

C. GAVAN DUFFY,  
Speaker."

11. GOVERNOR'S SPEECH.—Mr. Speaker reported that the House had this day attended His Excellency the Governor in the Legislative Council, when His Excellency was pleased to make a Speech to both Houses of Parliament (of which, to prevent mistakes, he had obtained a copy), which he read to the House, and is as follows :—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

I recur to your advice and assistance at the earliest period permitted by the arrangements consequent on the retirement of the late Administration.

Notwithstanding hopes and anticipations to the contrary, war has been declared between Russia and Turkey, which in spite of the wisest counsels may ultimately involve Great Britain in hostilities. Under these circumstances, the mission of Sir Wm. Jervois, assisted by Colonel Scratchley, to enquire into and report on the defences of the colony, will prove exceptionally opportune and most valuable. Vigor and promptitude will be displayed on receipt of Sir W. Jervois' report in submitting for your approval proposals to place the colony in a reasonable state of security against possible foreign aggression.

In close connection with this question is the state of telegraphic communication with Europe ; every necessary provision will be made for maintaining daily communication, so that intelligence of any change in the situation of affairs may be promptly received.

The responsibility assumed by the State in the matter of Public Instruction necessitates, in the opinion of my Advisers, a thorough enquiry into the order and condition of our educational machinery, with the view of perfecting in organization and administration the original intention of Parliament, and further to ascertain the best and most economic mode of extending State education, and including therein the University of Melbourne. For this purpose a Commission has been issued to a gentleman exceptionally well suited to conduct efficiently such an enquiry, with instructions to report from time to time.

The Report of the Board of Enquiry into the Kew Asylum has disclosed a state of affairs that calls for fundamental alteration in the management of that and kindred institutions.

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

The Estimates for 1877-8 will be laid before you without delay. They have been framed with a due regard to economy and the requirements of the Public Service.

My Advisers are impressed with the importance of establishing a line of mail steamers *viâ* the Cape of Good Hope, and trust to be placed in a position, at an early date, to submit a definite proposal for your approval.

A revised Tariff, imposing some new duties and repealing others, which it is anticipated will aid and assist manufactures and relieve commerce, is ready for your consideration.

A Land Tax Bill has been prepared, which, whilst fair and equitable in principle as a measure of taxation, has been framed in accordance with the policy approved by the country at the late general election.

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

The brief period of time at the disposal of my Advisers has been fully utilized in the preparation of measures of paramount importance.

A Railway Construction Bill will be submitted to you, which will appropriate that portion of the late loan available for the purpose. My Advisers regret that the amount is insufficient to meet the wants and requirements of the country. Immediate steps, however, will be taken to ascertain what is requisite in this respect in order to place the producing interests in all portions of the colony on an equal footing.

The state of the Gold Mining interest, no less than the repeated decisions of the country, renders legislation on the question of Mining on Private Property urgent and imperative. A Bill will be submitted to you which, it is anticipated, will give reasonable facilities for the search for the precious metals without unnecessarily infringing private rights.

The Regulation of Mines Statute has in many respects proved satisfactory, but defects having been discovered in its operation, a Bill to remedy these, and to amend the Act, will be introduced.

Time and experience have proved the necessity for fresh land legislation, and an Amending Land Bill will be laid before you, increasing the area of selection, and extending the probationary period of occupation. These and other provisions, it is anticipated, will meet the more urgent requirements on this important subject.

The final Report of the Royal Commission appointed to enquire into the position and working of Friendly Societies will soon be placed before you, and a Bill containing the recommendations of that Commission will likewise be presented to you.

Bills embodying important Law Reforms are ready for your consideration, as also for regulating Fire Brigades, for continuing Tolls for a brief period, for amending the Extradition of Criminals Statute and the Harbor Trust Act of 1876.

My Advisers regret that the important subjects of Constitutional and Civil Service Reform cannot be dealt with satisfactorily at present. It is anticipated, however, that the business of the session may be concluded sufficiently early to afford time for the preparation of measures on these important subjects without trenching on the period which it is essential Parliament should be afforded previous to the commencement of a new financial year.

The recent decisive and definite opinion of the country, it is hoped, will aid you in your labors, which I trust will, under the blessing of Divine Providence, conduce to the happiness and prosperity of the people of Victoria.

12. ADDRESS IN REPLY TO GOVERNOR'S OPENING SPEECH.—Mr. Dow moved, That this House do now resolve that a respectful Address be presented to His Excellency the Governor expressive of our loyalty to our Most Gracious Sovereign, and expressing our gratification that His Excellency has availed himself of the earliest opportunity of resorting to our advice and assistance permitted by the arrangements consequent on the retirement of the late Administration.

Assuring His Excellency of our regret at learning that, notwithstanding hopes and anticipations to the contrary, war has been declared between Russia and Turkey, which in spite of the wisest counsels may ultimately involve Great Britain in hostilities; and we join His Excellency in thinking that, under these circumstances, the mission of Sir Wm. Jervois, assisted by Colonel Scratchley, to enquire into and report on the defences of the colony, will prove exceptionally opportune and most valuable; and that we are glad to learn that vigor and promptitude will be displayed on receipt of Sir W. Jervois' report in submitting for our approval proposals to place the colony in a reasonable state of security against possible foreign aggression.

That we are pleased to learn that every necessary provision will be made for maintaining daily telegraph communication with Europe, so that intelligence of any change in the situation of affairs may be promptly received.

Concurring with His Excellency in the opinion that the responsibility assumed by the State in the matter of Public Instruction necessitates a thorough enquiry into the order and condition of our educational machinery, with the view of perfecting in organization and administration the original intention of Parliament, and of ascertaining the best and most economic mode of extending State education, including therein the University of Melbourne. Assuring His Excellency that we are glad to learn that for this purpose a Commission has been issued to a gentleman exceptionally well suited to conduct efficiently such an enquiry, with instructions to report from time to time.

Informing His Excellency that we regret to learn that the Report of the Board of Enquiry into the Kew Asylum has disclosed a state of affairs that calls for fundamental alteration in the management of that and kindred institutions.

Thanking His Excellency for informing us that the Estimates for 1877-8 will be laid before us without delay, and that they have been framed with a due regard to economy and the requirements of the Public Service.

Assuring His Excellency that we are pleased to learn that his Advisers are impressed with the importance of establishing a line of mail steamers *via* the Cape of Good Hope, and that they are likely to be placed in a position, at an early date, to submit a definite proposal for our approval.

Informing His Excellency that we are glad to learn that a revised Tariff, imposing some new duties and repealing others, which it is anticipated will aid and assist manufactures and relieve commerce, is ready for our consideration.

And also that a Land Tax Bill has been prepared, which, whilst fair and equitable in principle as a measure of taxation, has been framed in accordance with the policy approved by the country at the late general election.

Assuring His Excellency that we are pleased to learn that the brief period of time at the disposal of his Advisers has been fully utilized in the preparation of measures of paramount importance.

Also that a Railway Construction Bill will be submitted to us, which will appropriate that portion of the late loan available for the purpose, regretting that the amount is insufficient to meet the wants and requirements of the country; but that we are pleased to learn that immediate steps, however, will be taken to ascertain what is requisite in this respect in order to place the producing interests in all portions of the colony on an equal footing.

Concurring with His Excellency that the state of the Gold Mining interest, no less than the repeated decisions of the country, renders legislation on the question of Mining on Private Property urgent and imperative; and thanking His Excellency that a Bill will be submitted to us which, it is anticipated, will give reasonable facilities for the search for the precious metals without unnecessarily infringing private rights.

Informing His Excellency that we are glad that the Regulation of Mines Statute has in many respects proved satisfactory, and that defects having been discovered in its operation, and that a Bill to remedy these, and to amend the Act, will be introduced.

Concurring with His Excellency that time and experience have proved the necessity for fresh land legislation, and that we are pleased to learn that an Amending Land Bill will be laid before us, increasing the area of selection, and extending the probationary period of occupation; and that these and other provisions, it is anticipated, will meet the more urgent requirements on this important subject.

Informing His Excellency that we are pleased to find that the final Report of the Royal Commission appointed to enquire into the position and working of Friendly Societies will soon be placed before us, and that a Bill containing the recommendations of that Commission will likewise be presented to us.

Informing His Excellency that we are gratified to learn that Bills embodying important Law Reforms are ready for our consideration, as also for regulating Fire Brigades, for continuing Tolls for a brief period, for amending the Extradition of Criminals Statute and the Harbor Trust Act of 1876.

That we concur in His Excellency's regret that the important subjects of Constitutional and Civil Service Reform cannot be dealt with satisfactorily at present. But that we are pleased to learn that it is anticipated that the business of the session may be concluded sufficiently early to afford time for the preparation of measures on these important subjects without trenching on the period which it is essential Parliament should be afforded previous to the commencement of a new financial year.

Trusting with His Excellency that the recent decisive and definite opinion of the country will aid us in our labors, and that, under the blessing of Divine Providence, will conduce to the happiness and prosperity of the people of Victoria.

Debate ensued.

Question—put and resolved in the affirmative.

Mr. Dow moved, That a Committee be appointed to draw up an Address to be presented to His Excellency the Governor upon the said resolution, such Committee to consist of Mr. Berry, Mr. Richardson, Mr. Mirams, Mr. Munro, Mr. Wright, Mr. Graves, Mr. Barr, Mr. Brophy, Mr. Ferguson, Mr. Sainsbury, Mr. Nimmo, and the Mover; and that they do retire immediately.

Question—put and resolved in the affirmative.

Ordered—That His Excellency's speech to both Houses of Parliament be referred to the said Committee.

Mr. Dow, Chairman, brought up a Report from the Committee, and the same was read, and is as follows:—

*To His Excellency SIR GEORGE FERGUSON BOWEN, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander in Chief in and over the Colony of Victoria and its Dependencies, and Vice-Admiral of the same, &c., &c., &c.*

MAY IT PLEASE YOUR EXCELLENCY :

We, the Legislative Assembly of Victoria, in Parliament assembled, beg to express our loyalty to our Most Gracious Sovereign.

We beg to express our gratification that Your Excellency has availed yourself of the earliest opportunity of resorting to our advice and assistance, permitted by the arrangements consequent on the retirement of the late Administration.

We assure Your Excellency of our regret at learning that, notwithstanding hopes and anticipations to the contrary, war has been declared between Russia and Turkey, which, in spite of the wisest counsels, may ultimately involve Great Britain in hostilities; and we join Your Excellency in thinking that, under these circumstances, the mission of Sir W. Jervois, assisted by Colonel Scratchley, to enquire into and report on the defences of the colony will prove exceptionally opportune and most valuable; and we join Your Excellency in thinking that vigor and promptitude will be displayed on receipt of Sir W. Jervois' report in submitting for our approval proposals to place the colony in a reasonable state of security against possible foreign aggression.

We are pleased to learn that every necessary provision will be made for maintaining daily telegraphic communication with Europe, so that intelligence of any change in the situation of affairs may be promptly received.

We concur with Your Excellency in the opinion that the responsibility assumed by the State in the matter of Public Instruction necessitates a thorough enquiry into the order and condition of our educational machinery, with the view of perfecting in organization and administration the original intention of Parliament, and of ascertaining the best and most economic mode of extending State education, including therein the University of Melbourne. We assure Your Excellency that we are glad to learn that, for this purpose, a Commission has been issued to a gentleman exceptionally well suited to conduct efficiently such an enquiry, with instructions to report from time to time.

We regret to learn that the Report of the Board of Enquiry into the Kew Asylum has disclosed a state of affairs that calls for fundamental alteration in the management of that and kindred institutions.

We thank Your Excellency for informing us that the Estimates for 1877-8 will be laid before us without delay; and that they have been framed with a due regard to economy and the requirements of the Public Service.

We assure Your Excellency that we are pleased to learn that your Advisers are impressed with the importance of establishing a line of mail steamers *viâ* the Cape of Good Hope, and that they are likely to be placed in a position, at an early date, to submit a definite proposal for our approval.

We beg to inform Your Excellency that we are glad to learn that a revised Tariff, imposing some new duties and repealing others, which it is anticipated will aid and assist manufactures and relieve commerce, is ready for our consideration; and also that a Land Tax Bill has been prepared, which, whilst fair and equitable in principle as a measure of taxation, has been framed in accordance with the policy approved by the country at the late general election.

We are glad to learn that the brief period of time at the disposal of Your Excellency's Advisers has been fully utilized in the preparation of measures of paramount importance.

Also that a Railway Construction Bill will be submitted to us, which will appropriate that portion of the late loan available for the purpose; but regret that the amount is insufficient to meet the wants and requirements of the country. We rejoice, however, that immediate steps will be taken to ascertain what is requisite in this respect in order to place the producing interests in all portions of the colony on an equal footing.

We concur with Your Excellency that the state of the gold mining interest no less than the repeated decisions of the country renders legislation on the question of Mining on Private Property urgent and imperative, and thank Your Excellency for informing us that a Bill will be submitted to us which, it is anticipated, will give reasonable facilities for the search for the precious metals without unnecessarily infringing private rights.

We are glad to learn that the Regulation of Mines Statute has in many respects proved satisfactory, but defects having been discovered in its operation, that a Bill to remedy these and to amend the Act, will be introduced.

We concur with Your Excellency that time and experience have proved the necessity for fresh land legislation, and are glad that an Amending Land Bill will be laid before us, increasing the area of selection, and extending the probationary period of occupation, and trust that these and other provisions will meet the more urgent requirements on this important subject.

We are glad to learn that the final Report of the Royal Commission appointed to enquire into the position and working of Friendly Societies will soon be placed before us, and that a Bill containing the recommendations of that Commission will likewise be presented to us.

Also that Bills embodying important law reforms are ready for our consideration, as also for regulating Fire Brigades, for continuing Tolls for a brief period, for amending the Extradition of Criminals Statute, and the Harbor Trust Act of 1876.

We concur in the regret of Your Excellency's Advisers that the important subjects of Constitutional and Civil Service Reform cannot be dealt with satisfactorily at present, but we are pleased to learn that it is anticipated that the business of the session may be concluded sufficiently early to afford time for the preparation of measures on these important subjects without trenching on the period which it is essential Parliament should be afforded previous to the commencement of a new financial year.

We trust with Your Excellency that the recent decisive and definite opinion of the country will aid us in our labors, which we trust will, under the blessing of Divine Providence, conduce to the happiness and prosperity of the people of Victoria.

Question—That this House do agree with the Committee in the above Address to be presented to His Excellency—put and resolved in the affirmative.

Ordered—That the said Address be presented to His Excellency by Mr. Speaker and the Members of the House.

13. SUPPLY.—Mr. Berry moved, That this House will, on Tuesday next, resolve itself into a Committee to consider of the Supply to be granted to Her Majesty.

Question—put and resolved in the affirmative.

14. WAYS AND MEANS.—Mr. Berry moved, That this House will, on Tuesday next, resolve itself into a Committee to consider of the Ways and Means for raising the Supply to be granted to Her Majesty.

Question—put and resolved in the affirmative.

15. ADJOURNMENT.—Mr. Berry moved, That the House at its rising adjourn until to-morrow at four o'clock.

Question—put and resolved in the affirmative.

Assembly adjourned at half-past six o'clock until to-morrow at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*



VICTORIA.

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# VOTES AND PROCEEDINGS

OF THE

# LEGISLATIVE ASSEMBLY.

No. 3.

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WEDNESDAY, 27<sup>TH</sup> JUNE 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Speaker's Warrant appointing the Committee of Elections and Qualifications was again laid upon the Table by Mr. Speaker.
3. ADJOURNMENT.—Mr. Berry moved, That the House at its rising adjourn until to-morrow at two o'clock. Question—put and resolved in the affirmative.

Assembly adjourned at twenty minutes to five o'clock until to-morrow at two o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.  
No. 4.

THURSDAY, 28TH JUNE 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Speaker's Warrant appointing "The Committee of Elections and Qualifications" was again laid on the Table by Mr. Speaker.
3. PAPERS.—Mr. Woods presented—  
Victorian Railways.—Estimate of the Expenditure which the Board of Land and Works proposes to incur during the twelve months ending 30th June 1877, under Act No. 531, Second Schedule, Item 1.  
Ordered to lie on the Table, and to be printed, and taken into consideration in Committee of the whole this day.  
Mr. Woods presented, by command of His Excellency the Governor—  
Victorian Railways.—Report of the Board of Land and Works for the half-year ending 31st December 1876.  
Ordered to lie on the Table.  
Major W. C. Smith presented—  
C. H. Pearson, Esquire—Copy of the Royal Commission issued to.  
Ordered to lie on the Table.
4. THE COLLINGWOOD, FITZROY, AND DISTRICT GAS AND COKE COMPANY'S EXTENSION OF POWERS BILL.—Dr. Madden moved, by leave of the Assembly, That the House of Assembly grant leave to the Clerk of Private Bills to produce all the papers lodged or filed in connection with the passage of the said company's Bill through the House in support of the taxation of Mr. John Hopkins' Bill of Charges as the Parliamentary Agent for the said company, before the Prothonotary of the Supreme Court, at his office in Lonsdale street, in the city of Melbourne, on Tuesday next, the 3rd day of July 1877, at Eleven o'clock in the forenoon, and thence from day to day until the said taxation shall be completed.  
Debate ensued.  
Mr. Grant moved, That the debate be adjourned until Thursday next.  
Question—That the debate be adjourned until Thursday next—put and resolved in the affirmative.
5. THE CHAIRMAN OF COMMITTEES.—Mr. Bent moved, pursuant to notice, That Mr. B. G. Davies be elected Chairman of Committees of the whole Assembly.  
Debate ensued.  
Question—put.  
Assembly divided.

Ayes, 27.

Mr. Bayles,	Sir J. McCulloch,
Mr. Bent,	Mr. McIntyre,
Mr. Bosisto,	Mr. Purves,
Mr. E. H. Cameron,	Mr. Ramsay,
Mr. Carter,	Mr. Service,
Mr. Fraser,	Mr. A. K. Smith,
Mr. Gaunson,	Mr. G. Paton Smith,
Mr. Gillies,	Mr. J. T. Smith,
Mr. James,	Mr. Story,
Mr. Kerferd,	Mr. Zox.
Mr. Levien,	
Mr. Lyell,	
Mr. MacBain,	
Dr. Madden,	
Mr. MacPherson,	

*Tellers.*

Mr. Moore,
Mr. L. L. Smith.

Noes, 47.

Mr. Andrew,	Mr. Langridge,
Mr. Barr,	Mr. Laurens,
Mr. Bell,	Mr. Longmore,
Mr. Berry,	Dr. Macartney,
Mr. Bird,	Mr. Macgregor,
Mr. Bowman,	Mr. Munro,
Mr. Brophy,	Mr. Nimmo,
Mr. D. Cameron,	Mr. O'Hea,
Mr. Casey,	Mr. Orr,
Mr. R. Clark,	Mr. Patterson,
Mr. R. Clark,	Mr. Richardson,
Mr. Cook,	Mr. Rees,
Mr. Cooper,	Mr. Sainsbury,
Mr. Cope,	Mr. Sharpe,
Mr. D. M. Davies,	Major W. C. Smith,
Mr. Dixon,	Mr. F. L. Smyth,
Mr. Dow,	Mr. Tucker,
Mr. Dwyer,	Mr. Tytherleigh,
Mr. Fergusson,	Mr. Williams,
Mr. Fincham,	Mr. Woods.
Mr. Graves,	
Mr. Johnstone,	
Mr. King,	
Mr. Kernot,	
Mr. Lalor,	

*Tellers.*

Mr. Mirams,
Mr. J. Gavan Duffy.

And so it passed in the negative.

Mr. Munro moved, pursuant to notice, That Mr. John James be appointed Chairman of Committees of the whole Assembly.

Question—put and resolved in the affirmative.

6. TOLLS CONTINUATION BILL.—Mr. Woods moved, pursuant to notice, That he have leave to bring in a Bill to extend the time for the Collection of Tolls.

Question—put and resolved in the affirmative.

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

Mr. Woods then brought up a Bill intituled "*A Bill to extend the time for the Collection of Tolls,*" and moved, That it be now read a first time.

Debate ensued.

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

Mr. Woods moved, That this Bill be now read a second time.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 71.		Mr. Levien,	Noes, 4.	Tellers.
Mr. Andrew,	Mr. Laurens,	Mr. Purves.	Mr. Bent,	Mr. Gaunson.
Mr. Barr,	Mr. Longmore,			
Mr. Bayles,	Mr. Lyell,			
Mr. Bell,	Mr. MacBain,			
Mr. Berry,	Dr. Macartney,			
Mr. Billson,	Mr. Macgregor,			
Mr. Bird,	Mr. McIntyre,			
Mr. Bowman,	Mr. Moore,			
Mr. Brophy,	Mr. Munro,			
Mr. D. Cameron,	Mr. Nimmo,			
Mr. E. H. Cameron,	Mr. O'Hea,			
Mr. Carter,	Mr. Orr,			
Mr. Casey,	Sir J. O'Shanassy,			
Mr. A. T. Clark,	Mr. Patterson,			
Mr. R. Clark,	Mr. Ramsay,			
Mr. R. Clark,	Mr. Richardson,			
Mr. Cook,	Mr. Rees,			
Mr. Cooper,	Mr. Sainsbury,			
Mr. Cope,	Mr. Service,			
Mr. D. M. Davies,	Mr. Sharpe,			
Mr. Dixon,	Mr. A. K. Smith,			
Mr. Dow,	Mr. J. T. Smith,			
Mr. J. Gavan Duffy,	Mr. L. L. Smith,			
Mr. Dwyer,	Major W. C. Smith,			
Mr. Fergusson,	Mr. F. L. Smyth,			
Mr. Fincham,	Mr. Story,			
Mr. Fraser,	Mr. Tucker,			
Mr. Gillies,	Mr. Tytherleigh,			
Mr. Grant,	Mr. Williams,			
Mr. Graves,	Mr. Woods,			
Mr. James,	Mr. Wright,			
Mr. Johnstone,	Mr. Zox.			
Mr. Kerferd,				
Mr. King,	<i>Tellers.</i>			
Mr. Kernot,				
Mr. Lalor,	Mr. Mirams,			
Mr. Langridge,	Mr. Bosisto.			

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

Mr. Woods 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. Woods, 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. Woods reported that the Committee had gone through the Bill, and agreed to the same without amendment.

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. Woods, read a third time and *passed*.

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

"*An Act to extend the time for the Collection of Tolls.*"

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 Tuesday, 3rd July next—  
"*Extradition Bill—Second reading.*"

8. VICTORIAN RAILWAYS—ESTIMATE OF EXPENDITURE UNDER ACT No. 531.—The Order of the Day for the consideration in Committee of the whole Assembly of the Estimate of the Expenditure to 30th June 1877 under this Act having been read, Mr. Woods moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole to consider the Estimate of the Expenditure which the Board of Land and Works proposes to incur during the twelve months ending 30th June 1877, under Act 531, Second Schedule, Item 1.

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 consideration thereof.

Mr. Speaker resumed the Chair. Mr. James reported that the Committee had come to a certain resolution.

Ordered—That the Report be received this day.

Mr. James reported from a Committee of the whole a certain resolution, which was read and is as follows :—

(28th June 1877).

Resolved—That the following Estimate of the Expenditure which the Board of Land and Works proposes to incur during the twelve months ending 30th June 1877, under Act No. 531, Second Schedule, Item 1, be agreed to by the Committee, viz., for the purchase of Railway plant, materials, &c., for construction, and to provide for the permanent surveys of certain lines, £175,000. And the said resolution was read a second time and agreed to by the Assembly.

9. ADJOURNMENT.—Mr. Berry moved, That the House at its rising adjourn until Tuesday next at four o'clock.

Question—put and 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 extend the time for the Collection of Tolls,*" without amendment.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 28th June 1877.

11. ASSENT TO BILL.—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 the Governor was pleased to give the Royal Assent to the Public Bill following :—

"*An Act to extend the time for the Collection of Tolls.*"

Assembly adjourned at twenty-four minutes to six o'clock until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 5.

TUESDAY, 3RD JULY 1877.

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 had, with several Members of the House, waited upon His Excellency the Governor, and had presented to him the Address of the Assembly agreed to on the 26th June last; and that His Excellency had been pleased to make the following reply thereto :—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

I thank you, in the name of the Queen, for this assurance of the loyalty to our gracious Sovereign, which animates the present as all preceding Parliaments of Victoria.

I rely with confidence on your patriotic attention to the many important measures which will be brought under your consideration during the present session.

(Signed)

G. F. BOWEN.

3rd July 1877.

3. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—  
University of Melbourne.—Report of the Proceedings of the Council of the—during the year beginning on the 1st day of June 1876 and ending on the 31st day of May 1877.  
Ordered to lie on the Table.  
Mr. Longmore presented, by command of His Excellency the Governor—  
Land Act 1869.—Report of Proceedings taken under the provisions of the—during the year ending 31st December 1876.  
Ordered to lie on the Table.
4. DEFENCES OF THE COLONY.—Mr. A. T. Clark moved, pursuant to notice, That there be laid upon the Table of this House a Return showing—
  - (1.) What portions of our present defences (if any) were constructed by Colonel Scratchley's advice and directions.
  - (2.) The amount of money expended on the same.Question—put and resolved in the affirmative.
5. PRODUCTS EXPORTED—VALUE OF.—Sir J. O'Shanassy moved, pursuant to *amended* notice, That there be laid upon the Table of this House a Return showing the value of products of Victoria exported in the years 1870, 1871, 1872, 1873, 1874, 1875, and 1876, under leading heads—such as gold, stock, wool, tallow, preserved meats, hides, manufactures, and minor articles, and specifying the colonies or countries whence exported.  
Question—put and resolved in the affirmative.
6. STATE SCHOOLS—ATTENDANCE.—Mr. Mirams moved, pursuant to notice, That there be laid upon the Table of this House a Return of the average number of children under six years of age who attended common schools in each year, during the years 1868, 1869, 1870, 1871, and 1872; also the average number under six years who have attended State schools in each year, during the years 1873, 1874, 1875, 1876, and 1877.  
Question—put and resolved in the affirmative.
7. DAYS OF BUSINESS.—Mr. Berry moved, pursuant to notice, That Tuesday, Wednesday, and Thursday in each week, during the present session, be the days on which the Assembly shall meet for the despatch of business, and that four o'clock be the hour of meeting on each day; and that no fresh business (except the postponement of business on the paper) be called on after eleven o'clock p.m.  
Debate ensued.  
Sir J. O'Shanassy moved, as an amendment, That the word "four" be omitted from line 3, and that the word "two" be inserted instead thereof.  
Debate continued.  
Question—That the word proposed to be omitted stand part of the question—put and resolved in the affirmative.  
Mr. Levien moved, as a further amendment, That the words "each day" be omitted from line 3, with a view to insert instead thereof "Tuesday and Wednesday, and that two o'clock be the hour of meeting on Thursday."  
Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative.  
Question—That Tuesday, Wednesday, and Thursday in each week, during the present session, be the days on which the Assembly shall meet for the despatch of business, and that four o'clock be the hour of meeting on each day; and that no fresh business (except the postponement of business on the paper) be called on after eleven o'clock p.m.—put and resolved in the affirmative.

8. **DAYS OF GOVERNMENT BUSINESS.**—Mr. Berry moved, pursuant to *amended* notice, That on Tuesday, Wednesday, and Thursday in each week, during the present session, the transaction of Government business shall take precedence of all other business, except that on Wednesday, Private Bills, Notices of Motion relating to Bills, and Orders of the Day and Notices of Motion, other than Government business, shall have precedence from half-past four to half-past six o'clock.
- Question—put and resolved in the affirmative.
9. **STANDING ORDERS COMMITTEE.**—Mr. Berry moved, pursuant to notice, That the following Members form the Select Committee of the Assembly on Standing Orders during the present Session, five to form a quorum :—Mr. Speaker, Mr. Casey, Mr. Lalor, Mr. B. G. Davies, Mr. Munro, Mr. Service, Mr. F. L. Smyth, Mr. Gaunson, Sir John O'Shanassy, Sir James McCulloch, Sir Charles MacMahon, and the Mover.
- Question—put and resolved in the affirmative.
10. **LIBRARY COMMITTEE.**—Mr. Berry moved, pursuant to *amended* notice, That the following Members form the Library Committee of the Assembly during the present Session, with power to confer with the Committee of the Legislative Council :—Mr. Speaker, Mr. King, Mr. Mirams, Mr. O'Hea, and Mr. Tucker.
- Question—put and resolved in the affirmative.
11. **PARLIAMENT BUILDINGS COMMITTEE.**—Mr. Berry moved, pursuant to *amended* notice, That the following Members form the Parliament Buildings Committee of the Assembly during the present session, with power to confer with the Committee of the Legislative Council :—Mr. Speaker, Mr. Woods, Sir Charles MacMahon, Mr. Langridge, and Mr. Purves.
- Question—put and resolved in the affirmative.
12. **PRINTING COMMITTEE.**—Mr. Berry moved, pursuant to notice, That the following Members form the Printing Committee of the Assembly during the present session, three to form a quorum :—Mr. Speaker, Mr. Andrew, Mr. Bosisto, Mr. Cope, Mr. Johnstone, Mr. Zox, Mr. Bent, Mr. A. T. Clark, Mr. Farrell, Mr. Nimmo, and Mr. Sharpe.
- Question—put and resolved in the affirmative.
13. **REFRESHMENT ROOMS COMMITTEE.**—Mr. Berry moved, pursuant to *amended* notice, That the following Members form the Refreshment Rooms Committee of the Assembly during the present session, with power to confer with the Committee of the Legislative Council :—Mr. Dixon, Mr. Fincham, Mr. A. K. Smith, Mr. Brophy, and Mr. L. L. Smith.
- Question—put and resolved in the affirmative.
14. **MINING ON PRIVATE PROPERTY BILL.**—Major W. C. Smith moved, pursuant to notice, That he have leave to bring in a Bill to provide for mining for gold and silver on private property.
- Question—put and resolved in the affirmative.
- Ordered—That Major W. C. Smith and Mr. Grant do prepare and bring in the Bill.
- Major W. C. Smith then brought up a Bill intituled "*A Bill to provide for Mining for Gold and Silver 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, 10th July instant.
15. **SPECIAL RAILWAY TRAINS.**—Mr. King moved, pursuant to *amended* notice, That there be laid upon the Table of this House a Return of all special trains used during the last two years, specifying the cost and the several necessities for same.
- Question—put and resolved in the affirmative.
16. **GOVERNMENT APPOINTMENTS.**—Mr. King moved, pursuant to *amended* notice, That there be laid upon the Table of this House a Return of the names of all persons receiving appointments and promotions under the Government from the 1st June 1876 to this date ; and in each case, when the person appointed has not passed the Civil Service examination, what special qualification justified the appointment or promotion.
- Debate ensued.
- Question—That the debate be adjourned until to-morrow—proposed, put and resolved in the affirmative.
17. **SLUDGE CHANNEL, TARRAWINGEE.**—Mr. Sharpe moved, pursuant to notice, That there be laid upon the Table of this House copies of all correspondence, plans of surveys, &c., in connection with the proposed sludge channel at Tarrawingee.
- Question—put and resolved in the affirmative.
18. **SCHOOL ACCOMMODATION—BENALLA AND EAST RIDING OF ECHUCA.**—Mr. Sharpe moved, pursuant to notice, That there be laid upon the Table of this House a Return of the number of children of school ages, resident within the shire of Benalla and the east riding of the shire of Echuca, who are prevented from attending any public school for the want of school accommodation in their respective neighbourhoods.
- Question—put and resolved in the affirmative.
19. **REGULATION AND INSPECTION OF MINES BILL.**—Major W. C. Smith moved, pursuant to notice, That he have leave to bring in a Bill to provide for the regulation and inspection of mines.
- Question—put and resolved in the affirmative.
- Ordered—That Major W. C. Smith and Mr. Patterson do prepare and bring in the Bill.
- Major W. C. Smith then brought up a Bill intituled "*A Bill to provide for the Regulation and Inspection of Mines,*" 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.

20. MR. SPEAKER'S WARRANT APPOINTING THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—  
Mr. Gaunson moved, pursuant to notice, That in the opinion of this Assembly, the Warrant of the Speaker appointing seven members to be members of a committee, to be called "The Committee of Elections and Qualifications," is null and void.

Debate ensued.

Question—put and negatived.

21. STATE SCHOOL, ROTHWELL.—Mr. Rees moved, pursuant to notice, That there be laid upon the Table of this House, copies of all papers connected with the present site of the State school at Rothwell.

Question—put and resolved in the affirmative.

22. UNIVERSITY ACT AMENDMENT BILL.—Mr. Duffy moved, pursuant to notice, That he have leave to bring in a Bill to amend "*An Act to Incorporate and Endow the University of Melbourne.*"

Question—put and resolved in the affirmative.

Ordered—That Mr. Duffy and Mr. Dwyer do prepare and bring in the Bill.

Mr. Duffy then brought up a Bill intituled "*A Bill to amend an Act to Incorporate and Endow the University of Melbourne,*" 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, 11th July instant.

23. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 10th July instant—

"*Supply—To be considered in Committee,*"

"*Ways and Means—To be considered in Committee,*"

"*Extradition Bill—Second reading.*"

24. ADJOURNMENT.—Mr. Berry moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

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

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 6.

WEDNESDAY, 4TH JULY 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Major W. C. Smith presented—  
Education Act 1872—Regulations under.  
Ordered to lie on the Table.
3. PETITION.—Mr. Cope presented a Petition from the inhabitants of Casterton, Sandford, Merino, Digby, Hotspur, Apsley, Harrow, Edenhope, Branhholme, Condah, Heywood, Portland, and the surrounding districts, praying that the construction of a branch line of railway from Branhholme to Casterton be included in and authorized by the next Railway Construction Bill which may receive the sanction of the Assembly.  
Ordered to lie on the Table.
4. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The several Members of “The Committee of Elections and Qualifications” took the oath required by law at the Table of the Assembly before the Clerk of the Assembly; and Mr. Speaker appointed Tuesday next, at half-past three o’clock as the time, and the North Lobby in the Parliament House as the place, of the first meeting of the said Committee.
5. JUSTICES OF THE PEACE ACT AMENDMENT BILL.—Mr. Casey moved, pursuant to notice, That he have leave to bring in a Bill to amend an Act intituled “*An Act to amend the Law relating to Justices of the Peace, and for other purposes.*”  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Casey and Mr. Dwyer do prepare and bring in the Bill.  
Mr. Casey then brought up a Bill intituled “*A Bill to amend an Act intituled ‘An Act to amend the Law relating to Justices of the Peace, 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 Wednesday, 11th July instant.
6. ATTORNIES, SOLICITORS, AND PROCTORS ADMISSION BILL.—Dr. Madden moved, pursuant to notice given by Mr. Purves, That he have leave to bring in a Bill to amend the Law relating to the admission of Attornies, Solicitors and Proctors.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Purves and Dr. Madden do prepare and bring in the Bill.  
Dr. Madden then brought up a Bill intituled “*A Bill to amend the Law relating to the admission of ‘Attornies, Solicitors and Proctors,’*” 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, 11th July instant.
7. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. King, the following Order of the Day was read and discharged :—  
“*Government Appointments—Motion respecting—Resumption of debate.*”
8. GOVERNMENT APPOINTMENTS.—Mr. Bowman moved, pursuant to notice, That there be laid upon the Table of this House a list of all the appointments made in each of the Government departments between the 11th and 21st May 1877.  
Question—put and resolved in the affirmative.
9. TRUANT OFFICERS.—Mr. Kernot moved, pursuant to notice, That there be laid upon the Table of this House a copy of all instructions issued to truant officers by the late Government and by the present one.  
Question—put and resolved in the affirmative.
10. CIVIL SERVANTS.—Mr. Barr moved, pursuant to notice, That there be laid upon the Table of this House a list of all the Civil Servants, showing the offices respectively held by them, and the salary and allowance attached to each of these offices.  
Debate ensued.  
Question—put and resolved in the affirmative.
11. FENCING OF PUBLIC ROADS.—Mr. Tucker moved, pursuant to notice, That in the opinion of this House, the fencing in of any public road is unlawful, and an infringement upon the rights of the people of this colony, and that steps should at once be taken to compel the opening through of every public road in Victoria.  
Debate ensued.  
Mr. Gaunson moved, That this debate be now adjourned.  
Question—That this debate be now adjourned until Wednesday next—put and resolved in the affirmative.



12. **ADJOURNMENT.**—Mr. Berry moved, by leave of the Assembly, that the House at its rising adjourn until Tuesday next.

Question—put and resolved in the affirmative.

13. **THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.**—Mr. Berry moved, That the several Election Petitions presented to the Honorable the Speaker, and by him laid before the Legislative Assembly on the 26th day of June last, from the several persons hereafter mentioned, viz. :—

John D. Coburn,  
W. E. Hearn,  
R. H. Lock,  
Frederick Falconbridge,  
James Shackell,  
J. B. Crews,  
John Ince,  
Francis Conway Mason,  
William O'Callaghan, and  
John Joseph Byrne,

be referred to “The Committee of Elections and Qualifications.”

Debate ensued.

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

Question—That the debate be now adjourned until Tuesday next—put and resolved in the affirmative.

14. **MR. DWYER'S SELECTION, BRANDY CREEK.**—Dr. Macartney moved, pursuant to notice, That there be laid upon the Table of this House, copies of all papers and correspondence relating to the land selection of Jeremiah Dwyer, at Brandy Creek, South Gippsland.

Question—put and resolved in the affirmative.

15. **LIFE SENTENCED PRISONERS.**—Mr. L. L. Smith moved, pursuant to notice, That there be laid upon the Table of this House a return of the age of all life-sentenced prisoners, the term of imprisonment they have undergone, and the state of their health, mentally and bodily ; and the register number of all life-prisoners incapacitated from hard labor from such reason.

Question—put and resolved in the affirmative.

16. **LIEUTENANT TANDY.**—Mr. Gillies moved, pursuant to notice given by Mr. MacPherson, That there be laid upon the Table of this House copies of the undermentioned documents :—

- (1.) Minutes and all papers connected with the dismissal of Lieutenant Tandy.
- (2.) Minutes and other papers on his application for re-appointment.
- (3.) Minutes and other papers having reference to the resignation of Captain Panter.
- (4.) Report of Commodore Hoskins and Lieutenant Dugdale on the *Cerberus*.

Question—put and resolved in the affirmative.

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

“*Regulation and Inspection of Mines Bill—Second reading.*”

Assembly adjourned at twenty-four minutes to seven o'clock until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 7.

TUESDAY, 10<sup>TH</sup> JULY 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MR. W. G. BLACKHAM.—Mr. Speaker reported to the House that he had received a Letter from Mr. W. G. Blackham, which he read to the House, and is as follows :—

The Speaker of the  
Legislative Assembly of Victoria.

Sandhurst, July 5th 1877.

SIR,

Referring to the return of the Returning Officer of the Electoral District of Sandhurst, in which my name appears as one of the Members for such district, I beg to state I am disqualified by virtue of the provisions of the Act 25 Victoria No. 128, I being an uncertificated Insolvent at the time of my election. I therefore respectfully beg to resign my seat in the Legislative Assembly.

I am, Sir,

Your obedient servant,

(Signed) WILLIAM GEORGE BLACKHAM.

3. PETITION.—Mr. Ramsay, on behalf of Mr. Purves, presented a Petition from certain shipmasters, ship-owners, merchants, and others, praying that this House would take the statements in the Petition into consideration, and either by a Select Committee, or in such other manner as might seem best, cause enquiry to be made into their complaint, and initiate such a change in the present law as would establish a similar tribunal and a like practice as obtains in similar courts of enquiry in the United Kingdom.  
Ordered to lie on the Table.
4. RAILWAY CONSTRUCTION BILL.—Mr. Woods moved, pursuant to notice, That he have leave to bring in a Bill to authorize the construction of certain Lines of Railway by the State.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Woods and Mr. Grant do prepare and bring in the Bill.  
Mr. Woods then brought up a Bill intituled "*A Bill to authorize the Construction of certain Lines of Railway by the State,*" 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, 17th July instant.
5. WATERWORKS ACT 1865 AMENDMENT BILL.—Major W. C. Smith moved, pursuant to notice, That he have leave to bring in a Bill to amend "*The Waterworks Act 1865*" and for other purposes.  
Question—put and resolved in the affirmative.  
Ordered—That Major W. C. Smith and Mr. Woods do prepare and bring in the Bill.  
Major W. C. Smith then brought up a Bill intituled "*A Bill to amend 'The Waterworks Act 1865,' 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, 12th July instant.
6. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The Order of the Day for the resumption of the debate on the question—That the several Election Petitions presented to the Honorable the Speaker, and by him laid before the Legislative Assembly on the 26th day of June last, from the several persons hereafter mentioned, viz. :—
- John D. Coburn,  
W. E. Hearn,  
R. H. Lock,  
Frederick Falconbridge,  
James Shackell,  
J. B. Crews,  
John Ince,  
Francis Conway Mason,  
William O'Callaghan, and  
John Joseph Byrne,
- be referred to "The Committee of Elections and Qualifications"—having been read,  
Debate resumed.

Question—That the Election Petition presented to the Honorable the Speaker, and by him laid before the Legislative Assembly on the 26th day of June last, from John D. Coburn, be referred to “The Committee of Elections and Qualifications”—proposed.

Debate continued.

Question—put.

Assembly divided.

Ayes, 14.

Mr. Bent,	Sir J. O'Shanassy,
Mr. E. H. Cameron,	Mr. A. K. Smith,
Mr. Carter,	Mr. G. Paton Smith,
Mr. Fraser,	Mr. Zox.
Mr. Gillies,	
Mr. Levien,	<i>Tellers.</i>
Mr. Lyell,	Mr. Bayles,
Mr. MacBain,	Mr. Bosisto.

Noes, 44.

Mr. Andrew,	Mr. Macgregor,
Mr. Barr,	Mr. McIntyre,
Mr. Bell,	Mr. Mirams,
Mr. Berry,	Mr. Munro,
Mr. Billson,	Mr. Nimmo,
Mr. Bird,	Mr. O'Hea,
Mr. Bowman,	Mr. Orr,
Mr. Casey,	Mr. Patterson,
Mr. A. T. Clark,	Mr. Richardson,
Mr. R. Clark,	Mr. Rees,
Mr. Cook,	Mr. Sainsbury,
Mr. Cooper,	Mr. J. T. Smith,
Mr. D. M. Davies,	Major W. C. Smith,
Mr. Dixon,	Mr. F. L. Smyth,
Mr. Dow,	Mr. Story,
Mr. Grant,	Mr. Tucker,
Mr. Graves,	Mr. Tytherleigh,
Mr. Johnstone,	Mr. Woods,
Mr. Kernot,	Mr. Wright.
Mr. King,	
Mr. Langridge,	<i>Tellers.</i>
Mr. Laurens,	Mr. Gaunson,
Dr. Macartney,	Mr. Fincham.

And so it passed in the negative.

Question—That the Election Petition presented to the Honorable the Speaker, and by him laid before the Legislative Assembly on the 26th June last, from W. E. Hearn, be referred to “The Committee of Elections and Qualifications”—proposed.

Debate ensued.

Question—put and resolved in the affirmative.

Question—That the Election Petition presented to the Honorable the Speaker, and by him laid before the Legislative Assembly on the 26th June last, from R. H. Lock, be referred to “The Committee of Elections and Qualifications”—put and resolved in the affirmative.

Question—That the Election Petition presented to the Honorable the Speaker, and by him laid before the Legislative Assembly on the 26th June last, from Frederick Falconbridge, be referred to “The Committee of Elections and Qualifications”—put and resolved in the affirmative.

Question—That the Election Petition presented to the Honorable the Speaker, and by him laid before the Legislative Assembly on the 26th June last, from James Shackell, be referred to “The Committee of Elections and Qualifications”—put and resolved in the affirmative.

Question—That the Election Petition presented to the Honorable the Speaker, and by him laid before the Legislative Assembly on the 26th June last, from J. B. Crews, be referred to “The Committee of Elections and Qualifications”—put and resolved in the affirmative.

Question—That the Election Petition presented to the Honorable the Speaker, and by him laid before the Legislative Assembly on the 26th June last, from John Ince, be referred to “The Committee of Elections and Qualifications”—put and resolved in the affirmative.

Question—That the Election Petition presented to the Honorable the Speaker, and by him laid before the Legislative Assembly on the 26th June last, from Francis Conway Mason, be referred to “The Committee of Elections and Qualifications”—put and resolved in the affirmative.

Question—That the Election Petition presented to the Honorable the Speaker, and by him laid before the Legislative Assembly on the 26th June last, from William O'Callaghan, be referred to “The Committee of Elections and Qualifications”—put and resolved in the affirmative.

Question—That the Petition presented to the Honorable the Speaker, and by him laid before the Legislative Assembly on the 26th June last, from John Joseph Byrne, be referred to “The Elections and Qualifications Committee”—proposed.

Debate ensued.

Question—put and resolved in the affirmative.

7. ISSUE OF WRIT.—Mr. Berry moved, That in the opinion of this House a Writ should be immediately issued for the return of a Member to serve for the Electoral District of Sandhurst.

Debate ensued.

Question—put and resolved in the affirmative.

8. REGULATION AND INSPECTION OF MINES BILL.—Major W. C. Smith moved, That this Bill be now read a second time.

Debate ensued.

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

Major W. C. Smith 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 Major W. C. Smith, 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. James 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.

9. MAIN ROADS—BRANDY CREEK.—Dr. Macartney 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 His Excellency to cause a sum not exceeding £12,000 to be placed on the Estimates for 1877-8, for making the main roads through the Brandy Creek settlement to the railway station on the Gippsland line.

Debate ensued.

Motion, by leave, withdrawn.

10. ELECTORAL ACT AMENDMENT BILL.—Mr. Munro moved, pursuant to notice, That he have leave to bring in Bill to amend "*The Electoral Act Amendment Act 1876.*"

Question—put and resolved in the affirmative.

Ordered—That Mr. Munro and Mr. Story do prepare and bring in the Bill.

Mr. Munro then brought up a Bill intituled "*A Bill to amend 'The Electoral Act Amendment Act '1876,'*" 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, 24th July instant.

11. STATE SCHOOL BOOKS.—Mr. Zox moved, pursuant notice, That in the opinion of this House instruction should be given to Professor Pearson to report upon the suitability or otherwise of the school books now in use in the State schools; also whether they contain religious dogma contrary to the provisions of the Act, which provides for secular education only, and if so, to what extent.

Debate ensued.

Question—put and resolved in the affirmative.

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

"*Mining on Private Property Bill—Second reading,*"

"*Supply—To be considered in Committee,*"

"*Ways and Means—To be considered in Committee,*" until Tuesday, 17th July inst.;

"*Extradition Bill—Second reading,*" until to-morrow;

"*Collingwood, Fitzroy, and District Gas and Coke Company Extension of Powers Bill—Motion for production of Papers at Prothonotary's Office—Resumption of debate,*" until to-morrow.

Assembly adjourned at one minute to ten o'clock until to-morrow at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 8.

WEDNESDAY, 11<sup>TH</sup> JULY 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Lalor presented—  
Products exported—value of.—Return to an Order of the Legislative Assembly, dated 3rd July instant, for a Return showing the value of products of Victoria in the years 1870, 1871, 1872, 1873, 1874, 1875, and 1876, under leading heads—such as gold, stock, wool, tallow, preserved meats, hides, manufactures, and minor articles.  
Ordered to lie on the Table.  
Mr. Berry presented, by command of His Excellency the Governor—  
Statistical Register of the Colony of Victoria for the year 1876—  
Part I.—Blue Book.  
Part II.—Population.  
Part III.—Finance, &c.  
Severally ordered to lie on the Table.  
Mr. Berry presented—  
Life Sentenced Prisoners.—Return to an Order of the Legislative Assembly, dated 4th July instant, for a Return of the age of all life-sentenced prisoners, the term of imprisonment they have undergone, and the state of their health, mentally and bodily; and the register number of all life-prisoners incapacitated from hard labor from such reason.  
Ordered to lie on the Table.
3. PETITIONS.—Mr. Wright presented a Petition from certain Miners and others of the Omeo Shire, praying that provision be made in a Mining on Private Property Bill to compel owners of land to allow races of water for mining purposes to pass through their land on compensation for damage sustained to the land being paid.  
Ordered to lie on the Table.
4. ADJOURNMENT.—Mr. Berry moved, by leave of the Assembly, That the House at its rising, adjourn until Tuesday next.  
Debate ensued.  
Question—put and resolved in the affirmative.
5. ROSSTOWN JUNCTION RAILWAY BILL.—The Standing Orders of this House of the 21st December 1876, relating to this Private Bill suspended in the last session of Parliament, having been read—  
Mr. Langridge moved, pursuant to notice, That the Petition for the Rosstown Junction Railway Bill, which was presented on the 2nd day of August in the last Session of Parliament, and the Order of leave for bringing in the said Bill, made on the 9th day of August in the last session of Parliament, be now read, and that thereupon the said Bill be read a first and second time.  
Question—put and resolved in the affirmative.  
And the said several entries were read by the Clerk, and the Bill read a first and second time.  
Mr. Langridge then moved, pursuant to notice, That the Bill be referred to a Select Committee, consisting of Mr. King, Mr. Dixon, Mr. Zox, Mr. Fraser, and the Mover, four to form a quorum; and that the promoter have leave, from day to day, to print the evidence taken before such Committee.  
Mr. Orr moved, as an amendment, That the words “Mr. Woods” be inserted after the words “Mr. Fraser.”  
Question—That the words proposed to be inserted be so inserted—put and negatived.  
Question—That the Bill be referred to a Select Committee, consisting of Mr. King, Mr. Dixon, Mr. Zox, Mr. Fraser, and the Mover, four to form a quorum; and that the promoter have leave, from day to day, to print the evidence taken before such Committee—put and resolved in the affirmative.
6. DOG ACT AMENDMENT BILL.—Dr. Madden moved, pursuant to notice, That he have leave to bring in a Bill to amend “*The Dog Act 1864.*”  
Question—put and resolved in the affirmative.  
Ordered—That Dr. Madden and Sir J. McCulloch do prepare and bring in the Bill.  
Dr. Madden then brought up a Bill intituled “*A Bill to amend ‘The Dog Act 1864,’*” 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 18th July instant.

7. JUSTICES OF THE PEACE ACT AMENDMENT BILL.—Mr. Casey moved, That this Bill be now read a second time.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 Mr. Casey 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. Casey, 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. James 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, 18th July instant, again resolve itself into the said Committee.
8. FENCING OF PUBLIC ROADS.—The Order of the Day for the resumption of the debate on the question, “That in the opinion of this House, the fencing in of any public road is unlawful, and an infringement upon the rights of the people of this colony, and that steps should at once be taken to compel the opening through of every public road in Victoria,”—having been read,  
 Debate resumed.  
 Mr. Nimmo moved, as an amendment, That the words “unlawful, and” be omitted from line 2 of the above question.  
 Debate continued.  
 Mr. Mirams moved, That the debate be now adjourned.  
 Question—That the debate be now adjourned until Wednesday, 18th July instant—put and resolved in the affirmative.
9. MELBOURNE MARKET SITE BILL.—Mr. Longmore moved, pursuant to notice, That he have leave to bring in a Bill to enable certain Lands to be granted to the Corporation of the City of Melbourne, for the establishment of a General Market in the said city, and for other purposes.  
 Question—put and resolved in the affirmative.  
 Ordered—That Mr. Longmore and Mr. Grant do prepare and bring in the Bill.  
 Mr. Longmore then brought up a Bill intituled “*A Bill to enable certain Lands to be granted to the Corporation of the City of Melbourne for the establishment of a General Market in the said city, 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, Tuesday, 17th July instant.
10. REGULATION AND INSPECTION OF MINES 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. James 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, 17th July instant, again resolve itself into the said Committee.
11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—  
 “*University Act Amendment Bill—Second reading,*”  
 “*Attorneys, Solicitors, and Proctors Admission Bill—Second reading,*”  
 “*Collingwood, Fitzroy, and District Gas and Coke Company Extension of Powers Bill—Motion for production of Papers at Prothonotary’s Office—Resumption of debate,*” until Wednesday, 18th July instant.  
 “*Extradition Bill—Second reading,*” until Tuesday, 17th July instant.

Assembly adjourned at seventeen minutes to eleven o’clock until Tuesday next at four o’clock.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 9.

TUESDAY, 17TH JULY 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ILLNESS OF THE CLERK OF ASSEMBLY.—Mr. Speaker having announced that the Clerk of the Assembly was for the present prevented by illness from attending the meetings of the Assembly, Mr. Berry, by leave of the Assembly, moved, That the Clerk Assistant do perform the duties of the Clerk of the Assembly during his absence, and do take his chair at the Table.  
Question—put and resolved in the affirmative.
3. ELECTIONS AND QUALIFICATIONS COMMITTEE.—Mr. Lalor, chairman, brought up the following resolution from the Committee, That Robert Macgregor, Esquire, is duly elected a member to serve in the present Parliament for the electoral district of Fitzroy.  
Read and ordered to be printed with the proceedings of the Committee.
4. PETITIONS.—Mr. Gillies presented a Petition from James Christie, styling himself Mayor of the Borough and Chairman of a Public Meeting of ratepayers of the Borough of Heathcote and residents in the surrounding neighbourhood, including the shire of McIvor, praying that the House would consider favorably their Petition and the claims of the township and district of Heathcote to railway communication, and urging that the railway to Heathcote *via* Kilmore, or any other route deemed preferable, be included and inserted in the Railway Construction Bill, or give the Petitioners such relief as to the House might in its wisdom seem meet.  
Mr. Cook presented Petition from James Fairhurst, of Brunswick, praying for an alteration in the Law relating to Conveyancers, in the way indicated in the Petition, or in such other way as to the House may seem fit, in order to afford him early relief.  
Severally ordered to lie on the Table.
5. PAPERS.—Mr. Berry presented—  
Lieutenant Tandy.—Return to an Order of the Legislative Assembly, dated the 4th instant, for copies of the undermentioned documents :—
  - (1.) Minutes and all papers connected with the dismissal of Lieutenant Tandy.
  - (2.) Minutes and other papers on his application for re-appointment.
  - (3.) Minutes and other papers having reference to the resignation of Captain Panter.
  - (4.) Report of Commodore Hoskins and Lieutenant Dugdale on the *Cerberus*.Ordered to lie on the Table.  
Mr. Berry presented, by command of His Excellency the Governor—  
Naval Defences of Victoria.—Reports of Commodore Hoskins, R.N., Captain Townsend, R.N., and Lieutenant Dugdale.  
Sydney Exhibition of 1876.—Report of the Victorian Commissioners.  
Severally ordered to lie on the Table.  
Mr. Longmore presented, by command of His Excellency the Governor—  
Land Act 1869—Regulation.—Order in Council.  
Land Act 1869—Regulations.—Order in Council.  
Severally ordered to lie on the Table.  
Mr. Patterson presented—  
Railway Loan Act 1876.—Estimate of Expenditure which the Board of Works proposes to incur during the twelve months ending 30th June 1878, under Act No. 531, Second Schedule, item 6.  
Ordered to lie on the Table, and to be printed, and taken into consideration in Committee of the whole this day.  
Mr. Patterson presented—  
Railway Loan Act 1876.—Statement showing the purposes for or in respect of which the Moneys voted for Yan Yean Works, during the twelve months ending 30th June 1877, have been expended.  
Ordered to lie on the Table and to be printed.  
Mr. Berry presented, by command of His Excellency the Governor—  
Melbourne Observatory.—Twelfth Report of the Board of Visitors to the—with the Annual Report of the Government Astronomer.  
Ordered to lie on the Table.

6. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Berry, and the same was read and is as follows :—

*Estimates of Expenditure 1877–8.*

G. F. BOWEN,  
Governor.

*Message No. 1.*

The Governor transmits to the Legislative Assembly Estimates of Expenditure for 1877–8, and recommends an Appropriation of the Consolidated Revenue accordingly.  
Government Offices,  
Melbourne, 17th July 1877.

Ordered to lie on the Table and to be printed, and together with the accompanying Estimates to be referred to the Committee of Supply.

7. MOAMA AND DENILQUIN RAILWAY.—Mr. Fincham pursuant to notice moved, That there be laid upon the Table of this House a Return showing—

(1.) The entire cost of erecting two locomotive engines at the Williamstown workshops for the Moama and Denilquin Railway Company, with cost of transit to Echuca ; stating the amount, if any, allowed in such cost for interest on capital, wear and tear, and general management of the workshops.

(2.) The amount paid by the company for such erection and for transit to Echuca.

Question—put and resolved in the affirmative.

8. MECHANICS AND LABORERS, GOVERNMENT RAILWAY SHOPS.—Mr. McIntyre moved pursuant to notice, That there be laid upon the Table of this House a Return showing the total number of mechanics and laborers respectively employed in each of the Government Railway workshops at Williamstown, Geelong, Melbourne, Sandhurst, and Ballarat.

Question—put and resolved in the affirmative.

9. SUPPLY.—The House, according to order, resolved itself into the Committee of Supply.

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

On the motion of Mr. Berry, the Assembly ordered that the Standing Orders of this House be suspended, in order that the Report may be received this day.

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

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

10. SUPPLY—ESTIMATES, 1877–8.—Mr. James reported from the Committee of Supply several resolutions, which were read, and are as follow—

(17th July 1877.)

Resolved—That a sum not exceeding £710,000 be granted to Her Majesty on account, for or towards defraying the following services for the year 1877–8, viz. :—

Division No.		£	s.	d.
1.	Legislative Council	240	0	0
2.	Legislative Assembly	1,600	0	0
3.	The Library	450	0	0
4.	Refreshment Rooms	150	0	0
5.	Chief Secretary's Office	1,400	0	0
6.	Government Statist	450	0	0
7.	Police	37,500	0	0
8.	Penal Establishments and Gaols	10,200	0	0
9.	Medical	2,300	0	0
10.	Hospitals for the Insane	17,200	0	0
11.	Industrial and Reformatory Schools	10,000	0	0
12.	The Observatory	650	0	0
13.	Public Library, Museums, and National Gallery	2,550	0	0
14.	Government Botanist	280	0	0
15.	Shorthand Writer	400	0	0
16.	Victorian <i>Hansard</i>	260	0	0
17.	Agent-General	1,300	0	0
18.	Audit Office	1,200	0	0
19.	Scab Prevention and Diseases in Stock	1,500	0	0
20.	Aborigines	2,500	0	0
21.	Grants	2,000	0	0
22.	Miscellaneous	1,000	0	0
23.	Education	125,000	0	0
24.	Their Honors the Judges	370	0	0
25.	Law Officers of the Crown	2,300	0	0
26.	Crown Solicitor	1,050	0	0
27.	Prothonotary	500	0	0
28.	Master-in-Equity	400	0	0
29.	Probate Administration and Lunacy	250	0	0
30.	Court of Insolvency	450	0	0
31.	Registrar-General and Registrar of Titles	3,670	0	0
32.	Deputy Registrars	920	0	0
33.	Sheriffs	3,460	0	0
34.	County Courts, Courts of Mines, and General Sessions	4,500	0	0
35.	Police Magistrates and Wardens	4,300	0	0
36.	Clerks of Courts and Interpreters	3,100	0	0
37.	Coroners	1,500	0	0
38.	Administration of Act 566	690	0	0
39.	Treasurer	5,173	0	0
40.	Stores and Transport	210	0	0
42.	Advertising	1,000	0	0



Division No.		£	s.	d.
41.	Government Printer	10,800	0	0
43.	Curator of Estates of Deceased Persons	200	0	0
44.	Land Forces	25,200	0	0
45.	Naval Forces	3,900	0	0
46.	Transport and Marine Insurance	620	0	0
47.	Charitable Institutions	20,000	0	0
48.	Unforeseen and Accidental Expenditure	1,000	0	0
49.	Miscellaneous	2,500	0	0
50.	Advance to Treasurer	100,000	0	0
51.	Survey, Sale, and Management of Crown Lands	20,000	0	0
52.	Public Parks, Gardens, and Reserves	1,500	0	0
53.	Botanical Gardens	1,400	0	0
54.	Agriculture, Forests, and Industries	2,100	0	0
55.	Grants in Aid	2,500	0	0
56.	Miscellaneous	200	0	0
57.	Public Works Department	3,540	0	0
58.	Melbourne Sewers and Water Supply	2,800	0	0
59.	Geelong Water Supply	140	0	0
60.	Works and Buildings	60,000	0	0
61.	Customs	8,300	0	0
62.	Ports and Harbors	5,000	0	0
63.	Distilleries, Immigration, Mercantile Marine, and Fisheries	1,900	0	0
64.	Powder Magazines	150	0	0
65.	Marine Survey	350	0	0
66.	Post and Telegraph Offices	35,000	0	0
67.	Telegraph Lines	3,000	0	0
68.	Mail Service	20,000	0	0
69.	Railways	110,000	0	0
70.	Railways Construction	3,000	0	0
71.	Roads and Bridges	600	0	0
72.	Road Works and Bridges	3,700	0	0
73.	Mining Department	4,500	0	0
74.	Victorian Water Supply	450	0	0
75.	Goldfields Reservoirs	380	0	0
76.	Miscellaneous	650	0	0
77.	Local Waterworks	647	0	0
		<b>£710,000</b>	<b>0</b>	<b>0</b>

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

11. **WAYS AND MEANS.**—The House, according to Order, resolved itself into the Committee of Ways and Means.

Mr. Speaker resumed the chair; and Mr. James reported that the Committee had come to a certain resolution.

On the motion of Mr. Berry, the Assembly ordered that the Standing Orders of this House be suspended, in order to allow the Report to be received this day.

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

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

12. **WAYS AND MEANS.**—Mr. James reported from the Committee of Ways and Means, a certain resolution, which was read, and is as follows:—

Resolved—That, towards making good the supply granted to Her Majesty, for the service of the year ending 30th June 1878, the sum of £710,000 be granted out of the Consolidated Revenue of Victoria.

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

Ordered—That Mr. Berry and Mr. Grant do prepare and bring in a Bill to carry out the said resolution.

13. **CONSOLIDATED REVENUE BILL.**—Mr. Berry then brought up a Bill intituled "*A Bill to apply out of the Consolidated Revenue the sum of Seven hundred and ten thousand pounds to the service of the year One thousand eight hundred and seventy-seven and eight,*" and moved, That it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, printed, and read a second time this day.

Mr. Berry moved, That this Bill be now read a second time.

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

Mr. Berry 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. Berry, 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. James reported that the Committee had gone through the Bill, and agreed to the same without amendment.

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. Berry, read a third time and *passed*.

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

*"An Act to apply out of the Consolidated Revenue the sum of Seven hundred and ten thousand pounds to the service of the year One thousand eight hundred and seventy-seven and eight."*

Question—put and resolved in the affirmative.

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

14. RAILWAY LOAN ACT 1876—ESTIMATE OF EXPENDITURE UNDER ACT No. 531.—The Order of the Day for the consideration in Committee of the whole Assembly of the Estimate of Expenditure which the Board of Land and Works proposes to incur during the twelve months ending 30th June 1878, having been read, on the motion of Mr. Patterson, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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 consideration thereof.

Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had come to a certain resolution.

Ordered—That the Report be received this day.

Mr. James reported from a Committee of the whole a certain resolution, which was read and is as follows :—

(17th July 1877.)

Resolved—That the following Estimate, which the Board of Land and Works proposes to incur during the twelve months ending the 30th June 1878, under Act No. 531, Second Schedule, Item 6, Yan Yean, be agreed to by the Committee, viz. :—

Expenses in connection with new main, service reservoirs, extensions, reticulations, surveys, and other works—wages, purchase of materials and land, and all works contingent thereon...	... ..	£90,000
--	--------	---------

Ordered—That the report be taken into consideration to-morrow.

15. RAILWAY CONSTRUCTION BILL.—Mr. Woods moved, That this Bill be now read a second time. Debate ensued.

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 have agreed to the Bill intituled "*An Act to apply out of the Consolidated Revenue the sum of Seven hundred and ten thousand pounds to the service of the year One thousand eight hundred and seventy-seven and eight,*" without amendment.

(Signed) W. H. F. MITCHELL,

President.

Legislative Council Chamber,  
Melbourne, 17th July 1877.

17. ASSENT TO BILL.—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 give his assent to the following Bill :—

"*An Act to apply out of the Consolidated Revenue the sum of Seven hundred and ten thousand pounds to the service of the year One thousand eight hundred seventy-seven and eight.*"

18. RAILWAY CONSTRUCTION BILL.—Second reading.

Debate resumed.

Question—That this Bill be now read a second time—put and resolved in the affirmative.

Bill read a second time.

Mr. Woods 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. Woods, 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. James reported that the Committee had made progress in the Bill, and that he was directed to move that the Committee have leave to sit again.

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

19. REGULATION AND INSPECTION OF MINES 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 into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had gone through the Bill, and agreed to the same with amendments.

Major W. C. Smith moved, That this Bill be recommitted to a Committee of the whole for reconsideration.

Question—put and resolved in the affirmative.

And, on the further motion of Major W. C. Smith, 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. James having reported that the Committee had made further amendments in this Bill, ordered that the same be taken into consideration to-morrow.

20. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

"*Mining on Private Property Bill—Second reading,*"

"*Melbourne Market Site Bill—Second reading,*"

"*Extradition Bill—Second reading,*"

"*Waterworks Act 1865 amendment Bill—Second reading.*"

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

C. GAVAN DUFFY,  
Speaker.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 10.

WEDNESDAY, 18TH JULY 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Major W. C. Smith presented a Petition from certain articulated clerks, praying that the House might give favorable consideration to the subject-matter of the Petition, and on no account allow the matriculation or any other examination to be dispensed with, either wholly or partially, as a preliminary to entering into articles of clerkship or admission as attorneys, solicitors, and proctors, as the case may be.  
Ordered to lie on the Table.
3. PAPERS.—Mr. Patterson presented—  
Public Works Loan Act, No. 428, and Railway Loan Act 1873, No. 468.—Statement showing the works or purposes for or in respect of which moneys have been applied during the year 1876–7, under the Public Works Loan Act No. 428 and the Railway Loan Act 1873, No. 468.  
Ordered to lie on the Table, and to be printed.  
Major W. C. Smith presented—  
School Accommodation, Benalla, and East Riding of Echuca.—Return to an Order of the Legislative Assembly, dated 3rd July instant, for a Return, showing the number of children of school ages resident within the Shire of Benalla, and the East Riding of the Shire of Echuca, who are prevented from attending any Public School for the want of school accommodation in their respective neighbourhoods.  
Ordered to lie on the Table.  
Mr. Patterson presented—  
Public Works Loan Act 1872, No. 428.—Estimate of Expenditure for Salaries, Wages, and Contingencies under Act No. 428, during the year ending 30th June, 1878.  
Public Works Loan Act 1872, No. 428.—First Schedule, Item 7.—Estimate of the Expenditure which the Board of Land and Works proposes to incur during the year ending 30th June 1878, under Act No. 428.  
Victorian Railways, Act No. 468.—Second Schedule, Item 4.—Estimate of the Expenditure which the Board of Land and Works proposes to incur during the year ending 30th June 1878, under Act No. 468, Second Schedule, Item 4.  
Severally ordered to lie on the Table, and to be printed, and taken into consideration in Committee of the whole to-morrow.
4. DISCHARGE OF ORDER OF THE DAY.—On the motion of Dr. Madden, the following Order of the Day was read and discharged :—  
“*Dog Act Amendment Bill—Second reading.*”  
Ordered that the said Bill be withdrawn.
5. JUSTICES OF THE PEACE ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole 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. James 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 Wednesday, the 25th day of July instant.—Bill, as amended, to be printed.
6. ATTORNEYS, SOLICITORS, AND PROCTORS ADMISSION BILL.—Dr. Madden moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put and resolved in the affirmative.—Bill read a second time.  
Dr. Madden 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 Dr. Madden, 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. James reported that the Committee had made progress in the Bill, and that he was directed to move that the Committee have leave to sit again.  
Resolved—That this House will, on Wednesday, the 25th instant, again resolve itself into the said Committee.

7. **FENCING OF PUBLIC ROADS.**—The Order of the Day for the resumption of the debate on the question, “That in the opinion of this House, the fencing in of any public road is unlawful, and an infringement upon the rights of the people of this colony, and that steps should at once be taken to compel the opening through of every public road in Victoria,” and the amendment thereon, To omit from line 2 the words “unlawful and”.

Debate resumed.

The debate on the question not having been concluded by half-past six o'clock, stood adjourned, without question put, until Wednesday, 25th July instant.

8. **MINING INSPECTORS.**—Mr. Munro moved, pursuant to notice given by Mr. R. Clark (Sandhurst), That there be laid upon the Table of this House a Return showing the number of Mining Inspectors engaged in the Colony, the districts for which they are severally appointed, and the estimated remuneration of each.

Question—put and resolved in the affirmative.

9. **VOTE FOR PARKS AND GARDENS.**—Mr. Kerferd moved, pursuant to notice given by Dr. Madden, That there be laid upon the Table of this House a Return showing the manner of distribution of the vote for Parks and Gardens for the year ending 30th June 1877.

Question—put and resolved in the affirmative.

10. **ENCLOSED ROADS.**—Mr. Mirams moved, pursuant to notice, That there be laid upon the Table of this House a Return showing the total area of the roads now enclosed, specifying the Acts under which they have been enclosed, and distinguishing between those enclosed prior to 1st October 1863, those enclosed between that date and 1st January 1875, and those enclosed subsequent to 1st January 1875; together with the total amount of revenue, if any, which has been obtained by the Crown from the persons who have enclosed them.

Debate ensued.

Mr. F. L. Smyth moved, as an amendment, That the following words be added to the above question—“distinguishing the roads enclosed by free selectors in contradistinction to those enclosed by other persons.”

Debate continued.

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

Question—That there be laid upon the Table of this House a Return showing the total area of the roads now enclosed, specifying the Acts under which they have been enclosed, and distinguishing between those enclosed prior to 1st October 1863, those enclosed between that date and 1st January 1875, and those enclosed subsequent to 1st January 1875; together with the total amount of revenue, if any, which has been obtained by the Crown from the persons who have enclosed them distinguishing the roads enclosed by free selectors, in contradistinction to those enclosed by other persons—put and resolved in the affirmative.

11. **RAILWAY LOAN ACT 1876.—ESTIMATE OF EXPENDITURE UNDER ACT NO. 531.**—The Order of the Day for the consideration of the resolution reported from a Committee of the whole upon the Estimate of Expenditure which the Board of Land and Works proposes to incur during the twelve months ending 30th June 1878, under Act No. 531, having been read—on the motion of Mr. Patterson, the said resolution was read a second time, and agreed to by the Assembly.

12. **RAILWAY 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 consideration thereof.

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

Resolved—That this House will, to-morrow, 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:—

“*University Act Amendment Bill—Second reading,*” until Wednesday, 25th July instant;

“*Collingwood, Fitzroy, and District Gas and Coke Company Extension of Powers Bill—Motion for production of papers at Prothonotary's Office.*”

“*Regulation and Inspection of Mines Bill—Consideration of Report,*”

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

“*Ways and Means—To be further considered in Committee,*”

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

“*Melbourne Market Site Bill—Second reading,*”

“*Extradition Bill—Second reading,*”

“*Waterworks Act 1865 Amendment Bill—Second reading,*” until to-morrow.

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

C. GAVAN DUFFY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 11.

THURSDAY, 19TH JULY 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Berry presented—  
National Insurance Company of Australasia, Limited.—Report on the Bill by the Board appointed to examine Private Bills of the first class, notice of which has been given to the Honorable the Treasurer.  
Ordered to lie on the Table.  
Major W. C. Smith presented—  
Mining Inspectors.—Return to an Order of the Legislative Assembly, dated 18th July 1877, for a Return showing the number of mining inspectors engaged in the colony, the districts for which they are severally appointed, and the estimated remuneration of each.  
Ordered to lie on the Table.
3. STATE FORESTS.—Mr. Cooper moved, pursuant to notice, That there be laid upon the Table of this House a Return showing the amount of money received by the Government from the State forests of the colony during the last five years; also the amount spent during the same period for planting, fencing, and otherwise improving the said forests.  
Question—put and resolved in the affirmative.
4. PUBLIC WORKS LOAN ACT, NO. 428.—The Order of the Day for the consideration in Committee of the whole Assembly of the Estimates of Salaries, Wages, and Contingencies, under Act No. 428, having been read—on the motion of Mr. Patterson, 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. James reported that the Committee had come to a certain resolution.  
Ordered—That the Report be received this day.
5. PUBLIC WORKS LOAN ACT 1872, NO. 428—ESTIMATE OF SALARIES, WAGES, ETC., FOR 1877-8.—  
Mr. James reported from a Committee of the whole a certain resolution, which was read, and is as follows:—

(19th July 1877.)

Resolved—That the following sums be issued, and applied for Salaries, Wages, and Contingencies, for the year ending 30th June 1878, from 'The Public Works Loan Account, 1872,' namely:—

PUBLIC WORKS DEPARTMENT.

*Alfred Graving Dock, Williamstown.*

	£	s.	d.
Salaries and Wages ... ..	300	0	0
Stores, Travelling Expenses, and Incidentals ... ..	50	0	0

*Supreme Court Buildings.*

Architect's Commission, on lowest tender for the original design in brickwork cemented, and actual Cost of Foundations:—	£	s.	d.
2½ per cent. on £215,421 ... ..	5,385	10	6
Less amount already paid ... ..	3,500	0	0
	1,885	10	6

Salaries and Wages ... ..	1,250	0	0
Stores, Travelling Expenses, and Incidentals ... ..	100	0	0

*Public Offices.*

Salaries and Wages ... ..	900	0	0
Stores, Travelling Expenses, and Incidentals ... ..	100	0	0

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

Ordered—That Mr. Patterson and Mr. Grant do prepare and bring in a Bill to carry out the above resolution.

6. PUBLIC WORKS LOAN ACCOUNT APPLICATION BILL.—Mr. Patterson then brought up a Bill intituled “*A Bill to sanction the issue and expenditure of certain sums from ‘The Public Works Loan Account 1872,’ for Salaries, Wages, and Contingencies, for the service of the year ending the thirtieth day of June, One thousand eight hundred and seventy-eight,*” 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 this day.

Mr. Patterson moved, That this Bill be now read a second time.

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

Mr. Patterson 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. Patterson, 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. James reported that the Committee had gone through the Bill and agreed to the same without amendment.

Ordered—That the Bill be read a third time on Tuesday, the 24th July instant.

7. PUBLIC WORKS LOAN ACT 1872—FIRST SCHEDULE, ITEM 7.—The Order of the Day for the consideration in Committee of the whole Assembly of the Estimate of Expenditure under Act No. 428, First Schedule, Item No. 7, having been read—on the motion of Mr. Patterson, 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. James reported that the Committee had come to a certain resolution.

Ordered—That the Report be received this day.

8. PUBLIC WORKS LOAN ACT, No. 428—ESTIMATE OF EXPENDITURE FOR 1877–8.—Mr. James reported from a Committee of the whole a certain resolution, which was read and is as follows:—

(19th July 1877).

Resolved—That the following Estimate of the Expenditure which the Board of Land and Works proposes to incur during the year ending the 30th June 1878, under Act No. 428 be agreed to by the Committee, viz. :—

PUBLIC WORKS DEPARTMENT.

First Schedule. Item 7.

*For erecting Supreme Court Buildings.*

	£	s.	d.
Towards erection of Superstructure, including necessary works for the Court Buildings	34,500	0	0

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

9. VICTORIAN RAILWAYS ACT, No. 468.—SECOND SCHEDULE, ITEM 4.—ESTIMATE OF EXPENDITURE.—The Order of the Day for the consideration in Committee of the whole Assembly of the Estimate of Expenditure under Act No. 468, Second Schedule, Item 4, having been read—on the motion of Mr. Patterson, 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. James reported that the Committee had come to a certain resolution.

Ordered—That the Report be received this day.

10. VICTORIAN RAILWAYS—ESTIMATE OF EXPENDITURE FOR 1877–8.—Mr. James reported that the Committee had come to a certain resolution, which was read and is as follows:—

(19th July 1877).

Resolved—That the following Estimate of the Expenditure which the Board of Land and Works proposes to incur during the year ending 30th June 1878, under Act 468, Second Schedule, Item 4, be agreed to by the Committee, viz. :—

PUBLIC WORKS DEPARTMENT.

*For certain Additional Works and Machinery at the Alfred Graving Dock.*

	£	s.	d.
Completing Buildings, Machinery, Fittings and other Works	3,000	0	0

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

11. RAILWAY CONSTRUCTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole 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. James reported that the Committee had made progress in this Bill, and that he was directed to move that the Committee may have leave to sit again.

Resolved—That this House will, on Tuesday, the 24th July instant, 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 until Tuesday, 24th instant:—

“*Regulation and Inspection of Mines Bill—Consideration of Report,*”

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

“*Ways and Means—To be further considered in Committee,*”

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

“*Melbourne Market Site Bill—Second reading,*”

“*Extradition Bill—Second reading,*”

“*Waterworks Act 1865 Amendment Bill—Second reading.*”

Assembly adjourned at twenty-one minutes past ten o'clock until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 12.

TUESDAY, 24<sup>TH</sup> JULY 1877.

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

Mechanics and Laborers in Government Railway Workshops.—Return to an Order of the Legislative Assembly, dated 17th July 1877, for a Return showing the total number of mechanics and laborers respectively employed in each of the Government Railway workshops at Williamstown, Geelong, Melbourne, Sandhurst, and Ballarat.

Moama and Deniliquin Railway—Locomotive Engines.—Return to an Order of the Legislative Assembly, dated 17th July 1877, for a Return showing—

  - (1.) The entire cost of erecting two locomotive engines at the Williamstown workshops for the Moama and Deniliquin Railway Company, with cost of transit to Echuca; stating the amount, if any, allowed in such cost for interest on capital, wear and tear, and general management of the workshops.
  - (2.) The amount paid by the company for such erection and for transit to Echuca.

Severally ordered to lie on the Table.

Mr. Berry presented, by command of His Excellency the Governor—  
Public Library, Museums, &c.—Report of Trustees, for the year 1875.  
Ordered to lie on the Table.

Mr. Longmore presented—  
Mr. Dwyer's selection, Brandy Creek.—Return to an Order of the Legislative Assembly, dated 4th July instant, for copies of all papers and correspondence relating to the land selection of Jeremiah Dwyer, at Brandy Creek, South Gippsland.  
Ordered to lie on the Table.
3. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Lalor, Chairman, brought up from the Committee a certain resolution, which was read, and is as follows:—

“That David Mortimer Davies was not, at the date of such election, a Minister of a Religious Denomination, and was not therefore incapable of being elected; and that David Mortimer Davies was therefore a duly elected Member of the Legislative Assembly in this present Parliament.”

Resolution read and ordered to lie on the Table; and together with the Proceedings of the Committee and Minutes of Evidence, to be printed.
4. PETITIONS.—Mr. Dow presented a Petition from the residents and farmers of Natte Yallock and district, praying that the House might be pleased to include the Avoca to St. Arnaud railway in the Railway Construction Bill now before the House.  
Ordered to lie on the Table.  
Mr. Longmore presented a Petition from certain residents at Learmonth and neighbourhood, praying that the matter of their Petition in relation to the line of railway from Avoca to St. Arnaud might receive the due attention of the Legislative Assembly.  
Ordered to lie on the Table.
5. PUBLIC WORKS LOAN ACCOUNT APPLICATION 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 from a Committee of the whole House—Bill, on the motion of Mr. Patterson, read a third time and *passed*.  
Mr. Patterson moved, That the following be the title of the Bill:—

“An Act to sanction the issue and expenditure of certain sums from ‘The Public Works Loan Account 1872,’ for Salaries, Wages, and Contingencies for the service of the year ending the thirtieth day of June One thousand eight hundred and seventy-eight.”

Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

6. RAILWAY 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 the Chairman reported that the Committee had made progress in this Bill, and that he was directed to move that the Committee have leave to sit again.

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

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

*“Regulation and Inspection of Mines Bill—Consideration of Report,”*

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

*“Ways and Means—To be further considered in Committee,”*

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

*“Melbourne Market Site Bill—Second reading,”*

*“Extradition Bill—Second reading,”*

*“Waterworks Act 1865 Amendment Bill—Second reading,”* until to-morrow;

*“Electoral Act Amendment Bill—Second reading,”* until Tuesday, the 7th of August next.

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

C. GAVAN DUFFY,  
*Speaker.*



VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 13.

WEDNESDAY, 25<sup>TH</sup> JULY 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—
  - Lunatic Asylums.—Return of the Inspector for the six months ending 30th June 1877.
  - Defences.—Preliminary Report by His Excellency Colonel Sir W. F. Drummond Jervois, R.E., K.C.M.G., C.B.
  - Defences of the Colony.—Copies of Despatches from the Secretary of State for the Colonies respecting the mission of His Excellency Colonel Sir W. F. Drummond Jervois, R.E., K.C.M.G., C.B., assisted by Lieutenant-Colonel Scratchley, undertaken at the request of the Governments of the Australian Colonies.
 Severally ordered to lie on the Table.
3. PETITION.—Mr. Dow presented a Petition from certain residents at Stuart Mill, praying the consideration of the House to the claims of the Avoca route, as compared with those of Dunolly, either from a local or national point of view, and trusting that the House would grant the prayer of the Petition. Ordered to lie on the Table.
4. CITY OF MELBOURNE CORPORATION RATING BILL.—Mr. J. T. Smith moved, pursuant to notice, That he have leave to bring in a Bill to enable the Corporation of the City of Melbourne to rate unoccupied land.
  - Question—put and resolved in the affirmative.
  - Ordered—That Mr. J. T. Smith and Mr. Carter do prepare and bring in the Bill.
  - Mr. J. T. Smith then brought up a Bill intituled "*A Bill to enable the Corporation of the City of Melbourne to rate unoccupied land,*" 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, the 1st day of August next.
5. UNSEAWORTHY SHIPS.—Mr. L. L. Smith moved, pursuant to notice, That he have leave to bring in a Bill to make provision for stopping unseaworthy ships.
  - Debate ensued.
  - Motion, by leave, withdrawn.
6. POSTPONEMENT OF ORDERS OF THE DAY.—Mr. Berry moved, That the consideration of the following Orders of the Day, Nos. 1, 2, 3, and 4, General Business, be postponed until after the consideration of the fifth Notice of Motion—General Business.
7. LAWS RELATING TO SEAMEN AND SHIPPING.—Mr. A. T. Clark moved, pursuant to amended notice, That a Select Committee be appointed to inquire into and report upon the laws relating to seamen and shipping, their administration and efficiency for the preservation of life; such Committee to consist of Mr. Casey, Mr. Lalor, Mr. Johnstone, Mr. Andrew, Mr. Gaunson, Mr. A. K. Smith, Mr. L. L. Smith, Mr. Bayles, and the Mover; three to form a quorum, with power to call for persons and papers, and to sit on days when the House does not meet.
  - Question—put and resolved in the affirmative.
8. ATTORNEYS, SOLICITORS, AND PROCTORS ADMISSION 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. James having reported that the Committee had made progress in the Bill, and that the debate on the Bill had not concluded by half-past six o'clock, the further consideration of this Bill in Committee was adjourned until to-morrow.
9. L. R. CARTER AND PARTY.—Mr. Cooper moved, pursuant to notice, That there be laid on the Table of this House copies of the application of L. R. Carter, and party, for a portion of the ten thousand pounds voted for the discovery of new gold-fields, with all papers connected therewith.
  - Question—put and resolved in the affirmative.

10. RAILWAY 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. James 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. POSTPONEMENT OF ORDERS<sup>s</sup> OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

- “Justices of the Peace Act Amendment Bill—Third reading,”*
- “Fencing of Public Roads—Motion respecting—Resumption of debate,”*
- “Collingwood, Fitzroy, and District Gas and Coke Company Extension of Powers Bill—*  
*“Motion for production of Papers at Prothonotary’s Office—Resumption of debate,”*  
*until Wednesday, 1st August next;*
- “Regulation and Inspection of Mines Bill—Consideration of Report,”*
- “Supply—To be further considered in Committee,”*
- “Ways and Means—To be further considered in Committee,”*
- “Mining on Private Property Bill—Second reading,”*
- “Melbourne Market Site Bill—Second reading,”*
- “Extradition Bill—Second reading,”*
- “Waterworks Act 1865 Amendment Bill—Second reading,”* until to-morrow.

Assembly adjourned at twenty-five minutes after ten o’clock until to-morrow at four o’clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 14.

THURSDAY, 26TH JULY 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Major W. C. Smith presented—  
Education.—Report of the Minister of Public Instruction for the year 1876–7.  
Ordered to lie on the Table.
3. MR. GRAHAM MITCHELL, M.R.C.V.S.—Mr. L. L. Smith moved, pursuant to notice, That there be laid upon the Table of this House copies of all correspondence and papers in connection with Mr. Graham Mitchell, M.R.C.V.S., and Mr. Kerr, relative to the so-called Cumberland disease.  
Question—put and resolved in the affirmative.
4. RAILWAY 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. James 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 Tuesday, 31st July instant.—Bill, as amended, to be printed.
5. DISCHARGE OF ORDER OF THE DAY.—On the motion of Major W. C. Smith, the following Order of the Day was read and discharged :—  
*“ Regulation and Inspection of Mines Bill—Consideration of Report.”*
6. REGULATION AND INSPECTION OF MINES BILL.—Major W. C. Smith moved, That this Bill be re-committed to a Committee of the whole Assembly for reconsideration.  
Question—put and resolved in the affirmative.  
And, on the further motion of Major W. C. Smith, 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. James having reported that the Committee had agreed to the Bill with further amendments, the Assembly ordered the same to be taken into consideration on Tuesday, the 31st July instant.—Bill, as amended, to be printed.
7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as follows :—  
*“ Supply—To be further considered in Committee,”*  
*“ Ways and Means—To be further considered in Committee,”*  
*“ Mining on Private Property Bill—Second reading,”*  
*“ Melbourne Market Site Bill—Second reading,”*  
*“ Extradition Bill—Second reading,”*  
*“ Waterworks Act 1865 Amendment Bill—Second reading,”* until 31st July instant ;  
*“ Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,”*  
until Wednesday, 1st August next.

Assembly adjourned at three minutes after eight o'clock until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 15.

TUESDAY, 31st JULY 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RETURN TO WRIT.—Mr. Speaker announced that he had received a Return to the Writ he had issued for the election of a Member to serve in the Legislative Assembly of Victoria for the electoral district of Sandhurst, by which it appeared that the Honorable Angus Mackay was duly elected in pursuance of the said Writ.
3. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—  
Statistical Register of the Colony of Victoria for the Year 1876. Part IV.—Vital Statistics.  
Paris Exhibition 1878.—First Report from the Royal Commission.  
Paris Universal Exhibition.—Despatches, Regulations, Correspondence, &c, respecting the Paris Universal Exhibition of 1878.  
Severally ordered to lie on the Table.  
Major W. C. Smith presented—  
Public Works Loan Acts, Nos. 428 and 531.—Estimate of Expenditure which the Board of Land and Works proposes to incur during the year ending 30th June 1878, under the Public Works Loan Act, No. 428, and the Railway Loan Act, No. 531.  
Ordered to lie on the Table, and to be printed, and taken into consideration in Committee of the whole, this day.  
Major W. C. Smith presented—  
L. R. Carter and Co.—Return to an order of the Legislative Assembly, dated 25th July 1877—  
For copies of the application of L. R. Carter, and party, for a portion of the ten thousand pounds voted for the discovery of new gold-fields, with all papers connected therewith.  
Ordered to lie on the Table.
4. PETITIONS.—Mr. Mirams presented a Petition from James Martin, styling himself President, Walter Pagan and Thomas Wilson, styling themselves Vice-Presidents, and other officers of the Mooroopna National Reform and Protection League, praying that a favorable reply might be accorded to the request contained in the Petition, and that in considering the Railway Construction Bill the House would bear in mind the just and legitimate claims of Mooroopna and Tatura, and that ere a final decision is made their Petition might receive favorable consideration.  
Ordered to lie on the Table.  
Mr. Johnstone presented a Petition from the Roman Catholic residents of Geelong, praying the House to take the premises set forth in the Petition into consideration, and devise such measures of relief as the wisdom of the House may deem meet.  
Petition read, and ordered to lie on the Table.  
Mr. Gillies presented a Petition from the inhabitants on the western side of the Goulburn River, within the Waranga and portion of the Echuca shires, praying the House to deal justly with the petitioners, and cause the Goulburn Valley line of railway to be constructed as now permanently surveyed, and as they have always been led to believe it would be constructed.  
Ordered to lie on the Table.  
Sir Charles MacMahon presented a Petition from the Mayor, Aldermen, Councillors, and Citizens, of the City of Melbourne, under the corporate seal of the said city, praying that the House would be pleased to take the premises into its consideration, and order that the Botanical Gardens of the city or any portion thereof may not be occupied or used for any other than the purposes for which the land so called was reserved.  
Petition read, and ordered to lie on the Table.  
Sir Charles MacMahon presented a Petition from citizens of Melbourne, burgesses of its suburbs, and others interested, praying the House not to pass the Railway Construction Bill in its present form, but to amend it so that the Botanical Gardens and their precincts may not be disturbed.  
Mr. L. L. Smith presented a Petition from inhabitants of Oakleigh and neighborhood, praying that a deviation of the proposed line of railway from Melbourne to Oakleigh be made nearer to the above township.  
Severally ordered to lie on the Table.

5. ELECTIONS AND QUALIFICATIONS COMMITTEE.—Mr. Service, on behalf of the Chairman, brought up the following resolution from the Committee :—

“ That James MacBain was duly elected a Member of the Assembly for the electoral district of the Wimmera.”

Resolution read and ordered to lie on the Table ; and together with the Proceedings of the Committee and Minutes of Evidence, to be printed.

6. MEMBER SWORN.—The Honorable Angus Mackay was introduced, and took the oath and his seat as Member of the Legislative Assembly.

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

“ *Railway Construction Bill—Consideration of Report.*”

8. RAILWAY CONSTRUCTION BILL.—Mr. Woods moved, That this Bill be recommitted to a Committee of the whole Assembly for the reconsideration of clause 3, and the Second Schedule.

Question—put and resolved in the affirmative.

And, on the further motion of Mr. Woods, 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. James reported that the Committee had made progress in the Bill, and that he was directed to move that the Committee have leave to sit again.

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

9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

“ *Regulation and Inspection of Mines Bill—Consideration of Report,*”

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

“ *Ways and Means—To be further considered in Committee,*”

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

“ *Melbourne Market Site Bill—Second reading,*”

“ *Extradition Bill—Second reading,*”

“ *Waterworks Act 1865 Amendment Bill—Second reading.*”

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

C. GAVAN DUFFY,

*Speaker.*

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

No. 16.

WEDNESDAY, 1ST AUGUST 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—  
Parliament Buildings—First Report of the Royal Commission on.  
Constitution Act (Schedule D.)—Statement of Expenditure under, during the Year 1876-7.  
Severally ordered to lie on the Table.
3. ADJOURNMENT.—Mr. Service moved, That this House do now adjourn.  
Debate ensued.  
Question—put and negatived.
4. PUBLIC WORKS LOAN ACTS, NOS. 428 AND 531—ESTIMATE OF EXPENDITURE FOR 1877-8.—The Order of the Day for the consideration in Committee of the whole Assembly of the Estimate of the Expenditure which the Board of Land and Works proposes to incur during the year ending 30th June 1878, under the Public Works Loan Act, No. 428, and the Railway Loan Act, No. 531, having been read—on the motion of Major W. C. Smith, 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. James reported that the Committee had come to a certain resolution.  
Ordered—That the Report be received this day.
5. PUBLIC WORKS LOAN ACT, NO. 428, AND RAILWAY LOAN ACT, NO. 531—ESTIMATE OF EXPENDITURE FOR 1877-8.—Mr. James reported from a Committee of the whole a certain resolution, which was read and is as follows:—

(1st August 1877.)

Resolved—That the following Estimate of the Expenditure which the Board of Land and Works proposes to incur during the year ending 30th June 1878, under the following Acts respectively be agreed to by the Committee, viz. :—

## ACT NO. 428, FIRST SCHEDULE, ITEM 3.

*For the Completion of the Coliban Water Supply Scheme.*

	£	s.	d.
Expenses in connection with the Construction and Maintenance of the Works of the Coliban Water Supply, including Main and Branch Channels, Reticulation Extensions, laying pipes and other works, the Purchase of Materials, and all Works contingent thereon	1,210	6	8

## ACT NO. 428, FIRST SCHEDULE, ITEM 5.

*For the Completion of the Geelong Water Supply Scheme.*

	£	s.	d.
Expenses in connection with the Construction and Maintenance of the Works of the Geelong Water Supply, including Reticulation Extensions, laying pipes and other works, the Purchase of Materials, and all works contingent thereon	1,551	17	8

## ACT NO. 531, SECOND SCHEDULE, ITEM 4.

*For the Completion or Construction of Works, &c.*

	£	s.	d.
Interest on the Bendigo Water Works Debentures	3,600	0	0
Loan to the Mayor, Councillors, and Burgesses of the Borough of Dunolly	3,052	0	0
Loan to the Mayor, Councillors, and Burgesses of the Borough of Wangaratta	1,000	0	0
Loan to the President, Councillors, and Ratepayers of the Shire of Chiltern	700	0	0
	<b>£8,352</b>	<b>0</b>	<b>0</b>

## ACT No. 531, SECOND SCHEDULE, ITEM 5.

*For the Completion of the Coliban and Geelong Water Supply Schemes.*

	£	s.	d.
Salaries, Wages, and Contingencies in connection with the Construction and Maintenance of the Works of the Coliban and Geelong Water Supply Schemes, including Main and Branch Channels, Reservoirs, Reticulation Extensions, Wages of Laborers laying pipes and other works, the Purchase of Materials and Land, and all Liabilities and Expenses contingent thereon	18,476	0	0

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

6. RAILWAY 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. James having reported that the Committee had gone through the Bill, and agreed to the same with further amendments, the Assembly ordered the same to be taken into consideration on Tuesday, 7th August instant.—Bill, as amended, to be printed.

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

- “ *University Act Amendment Bill—Second reading,*” until Wednesday, 15th August instant;
- “ *Corporation of the City of Melbourne Rating Bill—Second reading,*”
- “ *Justices of the Peace Act Amendment Bill—Third reading,*”
- “ *Fencing of Public Roads—Motion respecting—Resumption of debate,*”
- “ *Collingwood, Fitzroy, and District Gas and Coke Company Extension of Powers Bill—*  
“ *Motion for production of Papers at Prothonotary’s Office—Resumption of debate,*”
- “ *Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,*”  
until Wednesday, 8th August instant;
- “ *Regulation and Inspection of Mines Bill—Consideration of Report,*”
- “ *Supply—To be further considered in Committee,*”
- “ *Ways and Means—To be further considered in Committee,*”
- “ *Mining on Private Property Bill—Second reading,*”
- “ *Melbourne Market Site Bill—Second reading,*”
- “ *Extradition Bill—Second reading,*”
- “ *Waterworks Act 1865 Amendment Bill—Second reading,*” until to-morrow.

Assembly adjourned at twenty-five minutes to twelve o’clock until to-morrow at four o’clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 17.

THURSDAY, 2<sup>ND</sup> AUGUST 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Major W. C. Smith presented—  
Victorian Water Supply.—Statement showing the works and purposes for or in respect of which moneys during the year ending 30th June 1877 have been applied out of the Loan Acts 428 and 531.  
Ordered to lie on the Table and to be printed.
3. LAW COURTS—SELECTION OF STONE FOR BUILDING OF.—Mr. Gillies moved, pursuant to notice given by Mr. Bayles, That there be laid upon the Table of this House a copy of the proceedings of the Royal Commission in reference to the selection of the stone for the building of the Law Courts.  
Question—put and resolved in the affirmative.
4. THOMAS DORAN—RAILWAY CONTRACT OF—ON SANDHURST AND INGLEWOOD RAILWAY.—Mr. Bent moved, pursuant to *amended* notice, That there be laid upon the Table of this House—  
(1.) Copies of all papers and correspondence in connection with the railway contract of Thomas Doran, on the Sandhurst and Inglewood railway.  
(2.) Also, all correspondence in relation to Noonan's contract on the second section of Gippsland line.  
Question—put and resolved in the affirmative.
5. DISCHARGE OF ORDER OF THE DAY.—On the motion of Major W. C. Smith, the following Order of the Day was read and discharged :—  
*“ Regulation and Inspection of Mines Bill—Consideration of Report.”*
6. REGULATION AND INSPECTION OF MINES BILL.—Major W. C. Smith moved, That this Bill be recommitted to a Committee of the whole Assembly for reconsideration.  
Question—put and resolved in the affirmative.  
And, on the further motion of Major W. C. Smith, 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. James having reported that the Committee had agreed to the Bill with further amendments, the Assembly ordered the same be taken into consideration on Tuesday next.—Bill as further amended to be printed.
7. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the 3rd Order of the Day be postponed until after the 4th Order for to-day.
8. MELBOURNE MARKET SITE BILL.—Mr. Longmore moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
Mr. Longmore 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. Longmore, 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. James reported that the Committee had gone through the Bill and agreed to the same without amendment.  
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. Longmore, read a third time and *passed*.  
Mr. Longmore moved, That the following be the title of the Bill :—  
*“ An Act to enable certain lands to be granted to the corporation of the City of Melbourne for the establishment of a General Market in the said city, 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.



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

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

“ *Waterworks Act 1865 Amendment Bill—Second reading,*”

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

“ *Ways and Means—To be further considered in Committee,*”

“ *Extradition Bill—Second reading.*”

Assembly adjourned at fifteen minutes to ten o'clock until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 18.

TUESDAY, 7<sup>TH</sup> AUGUST 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Berry presented—
  - Post Office and Telegraph Department.—Order in Council.—Extension of time for receiving press messages for the evening newspapers.
  - Post Office and Telegraph Department.—Order in Council.—Free delivery of telegraphic messages.
  - Post Office and Telegraph Department.—Order in Council.—Transmission of State war telegrams.Severally ordered to lie on the Table.
3. EDUCATION DEPARTMENT—RECEIPTS AND EXPENDITURE OF.—Mr. Mirams moved, pursuant to notice, That there be laid upon the Table of this House a Return showing—
  - (1.) A complete abstract of the receipts and disbursements of the Education Department for the financial year commencing on the 1st July 1876 and ending on the 30th June 1877.
  - (2.) A statement of the total amount expended by the Department from 1st January 1873 to 30th June 1877 upon school premises, separating the items under the following heads—purchase of land and buildings; erection of new school buildings; enlargement, alteration, and repair of school buildings; purchase, erection, alteration, and repair of teachers' quarters, school furniture, miscellaneous expenditure upon school property not otherwise enumerated.Question—put and resolved in the affirmative.
4. PAPERS.—Major W. C. Smith presented Return to the above Order.  
Ordered to lie on the Table.
5. FLOUR AND WHEAT EXPORTED AND IMPORTED.—Mr. Munro moved, pursuant to notice, That there be laid on the Table of this House a Return showing—
  - (1.) Exports of flour from 1st January to date, of Victorian manufacture.
  - (2.) Exports of flour between the same dates, other than Victorian manufacture.
  - (3.) Transhipments of flour, not included in the foregoing, for the same period.
  - (4.) Exports of wheat from 1st January to date, of Victorian production.
  - (5.) Exports of wheat between the same dates, other than Victorian production.
  - (6.) Transhipments of wheat, not included in the foregoing, for same period.
  - (7.) Quantity of wheat gristed in bond since 1st January to date, showing its disposition, whether duty has been paid on any portion of the same for home consumption and the quantity exported.
  - (8.) Imports of flour and wheat from the 1st January to date, upon which duty has been paid.Question—put and resolved in the affirmative.
6. RAILWAY CONSTRUCTION BILL.—On the motion of Mr. Woods the Assembly agreed to the amendments made by the Committee of the whole in this Bill.  
On the motion of Mr. Woods, the Assembly ordered that the words "at the Melbourne terminus of the Victorian Railways" be omitted from lines 19 and 20, sub-section 1, of clause 3, and that the words "at a point on the east side of Swanston street, near its junction with Flinders street, in the City of Melbourne," be inserted instead thereof; that the word "and" be omitted from line 15, of clause 5, and that the words "eight and nine" be inserted after the word "seven," in same line.  
On the motion of Mr. Woods, the Assembly ordered that the words commencing with the word "in" in line 1 down to and inclusive of the word "links" in line 18 be omitted from the First Schedule, and the following words, viz. :—"at a point on the east side of Swanston street, in the City of Melbourne, 50 links south of the south-east angle of Swanston street at its junction with Flinders street; thence for 20 chains 65 links in a straight line bearing north 62° east, passing out of the Hobson's Bay Company's property, crossing footpath, passing into Crown land reserved for extension of park; thence for 15 chains 5 links by a curve of 15 chains radius, the chord of which bears south 89° east, passing out of Crown land reserved for extension of park into the extension of Spring street

towards the River Yarra Yarra; thence for 48 chains 28 links in a straight line bearing south 60° east, passing out of extension of Spring street, through reserve for military purposes, through gymnasium reserve and East Melbourne cricket ground, crossing Jolimont street into the Richmond park; thence for 10 chains 52 links by a curve of 18 chains radius, the chord of which bears south 43° 15' east, crossing the Melbourne and Hobson's Bay Railway Company's line in Richmond park; thence for 42 chains 52 links in a straight line bearing south 26° 30' east, crossing extension of Swan street, through Lonsdale cricket ground, passing out of Richmond park, across Yarra Bank road, crossing River Yarra, into the parish of South Melbourne, crossing Punt road into Crown allotment 1 in the parish of Prahran; thence for 8 chains 90 links by a curve of 60 chains radius, the chord of which bears south 30° 45' east, passing out of Crown allotment 1 into Crown allotment 2, parish of Prahran; thence for 10 chains 93 links" be inserted instead thereof, and that the figure "5" be omitted from line 24 of this Schedule and the figure "4" be inserted instead thereof; that the words "crossing Williams road" be inserted in line 29; that the figures "59" be omitted from line 10, page 6, and the figures "49" be inserted instead thereof.

On the motion of Mr. Woods, The Assembly ordered that the figure "2" be omitted from last line of the Eighth Schedule and the figure "5" be inserted instead thereof.

Mr. Speaker having reported that the Chairman of Committees had certified that the Bill was in accordance with the Bill as reported, and that the Acting Clerk of the Assembly had noted the amendments made on the consideration of the report—Bill, on the motion of Mr. Woods, read a third time and *passed*.

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

*"An Act to authorize the construction of certain lines of Railway by the State."*

Question—put and resolved in the affirmative.

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

7. REGULATION AND INSPECTION OF MINES BILL.—On the motion of Major W. C. Smith, the Assembly agreed to the amendment made by the Committee on this Bill.

On the motion of Major W. C. Smith, the Assembly ordered that the word "September" be omitted from line 3 of clause 1, and the word "January" be inserted instead thereof; and that the word "seven" be omitted from the same line, and the word "eight" be inserted instead thereof.

On the motion of Mr. Kerferd, the Assembly ordered that the word "solely" be inserted in line 3 of clause 8.

On the motion of Major W. C. Smith, the Assembly ordered that the words "and shall further in the case of a company registered as a No-liability company under *The Mining Companies Act* 1871, constitute a first charge on the machinery" be inserted in line 13 of same clause.

On the motion of Major W. C. Smith, the Assembly ordered that the words "of mines" be omitted from line 14 of clause 9.

On the motion of Major W. C. Smith, the Assembly ordered that the words "forty-eight" be omitted from line 1 of clause 13, and that the words "twenty-four" be inserted instead thereof; that the word "of," in line 3 of clause 13, and the word "mines" in line 1 of page 9 be omitted; that the words "any portion of a mine where an accident occurs shall not be interfered with until inspected by the inspector or coroner's jury" be added at the end of the same clause.

On the motion of Major W. C. Smith, the Assembly ordered that all the words after the word "person," in line 5, of clause 9, be omitted.

Ordered—That the Bill be read a third time to-morrow.

8. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the 3rd Order of the Day be postponed until after the consideration of the 4th Order for to-day.

9. WATERWORKS ACT 1865 AMENDMENT BILL.—Major W. C. Smith moved, That this Bill be now read a second time this day.

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

Major W. C. Smith moved, That this Bill be committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And, on the further motion of Major W. C. Smith, 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. James reported that the Committee had gone through the Bill and agreed to the same with amendments.

Ordered—That the report be received to-morrow.

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

*"Mining on Private Property Bill—Second reading,"*

*"Supply—To be further considered in Committee,"*

*"Ways and Means—To be further considered in Committee,"*

*"Extradition Bill—Second reading,"*

*"Electoral Act Amendment Bill—Second reading."*

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

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 19.

WEDNESDAY, 8TH AUGUST 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Berry presented—  
Railway Loan Acts 331, 468, and 531.—Estimate of Expenditure which the Board of Land and Works proposes to incur during the Year ending 30th June 1878, under the Railway Loan Liquidation and Construction Account, and under Railway Loan Acts 331, 468, and 531.  
Ordered to lie on the Table and to be printed.  
Mr. Berry presented—  
Bank Liabilities and Assets.—Summary of sworn returns for the Quarter ended 30th June 1877.  
Ordered to lie on the Table.
3. PETITION.—Mr. L. L. Smith presented a Petition from electors of Richmond proper, praying that the Electoral Act may be amended so as to enable the electors of Richmond proper to return two representatives in their own interest.  
Ordered to lie on the Table.
4. ELECTIONS AND QUALIFICATIONS COMMITTEE.—Mr. Lalor, Chairman, brought up the following Report from the Committee :—  
“ That this Committee declare that George David Macartney, at the time of the election for South Gippsland, was disqualified from being elected as a Member of the Legislative Assembly.”  
Ordered to lie on the Table, and with the Proceedings of the Committee and Minutes of Evidence, to be printed.
5. SOUTH GIPPSLAND ELECTION.—Mr. Gaunson moved, That the Report of the Committee of Elections and Qualifications, upon the Petition of Mr. Mason against the return of Dr. Macartney as Member for South Gippsland, be now taken into consideration ; and that in the opinion of this House Dr. Macartney was not disqualified from being elected as a Member of the Legislative Assembly.  
Debate ensued.  
Mr. Mirams moved—The previous question.  
Debate continued.  
Question—That this question be now put—put and negatived.
6. ATTENDANCE AT STATE SCHOOLS.—Mr. Mirams moved, pursuant to notice, That there be laid upon the Table of this House a Return showing the number of children under school age, of school age, and over school age, who attended State schools during the Year ending 31st December 1876, distinguishing between those attending day schools and night schools.  
Question—put and resolved in the affirmative.
7. PASTORAL TENANTS OF THE CROWN.—Mr. Mirams moved, pursuant to notice, That there be laid upon the Table of this House a Return showing—
  - (1.) The number of acres occupied by the pastoral tenants of the Crown in this country; the total amount received by the State as rent for the same; the average rate of rent per acre; the assessed grazing capacity of the runs; the number of horses, cattle, and sheep paid for by these tenants; the number of horses, cattle, and sheep depastured on these runs, and the value of the produce obtained from the same for each year, from 1867 to 1876 inclusive; showing also, the number of persons employed by these tenants in each year during the same period.
  - (2.) The total amount received by the State in rent or fees for the entry upon or use of Crown lands in this country, for each and every purpose, together with the area occupied excepting the sums received from and the area occupied by pastoral tenants, and also excepting the sums received from selectors towards the purchase money of their selections and the area occupied by the same for each year from 1867 to 1876, inclusive; showing, also, the number of persons engaged or employed upon these holdings in each year during the same period.Question—put and resolved in the affirmative.

8. REGULATION AND INSPECTION OF MINES.—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, and that the Acting Clerk of the Assembly had noted the amendments made on the consideration of the Report—Bill, on the motion of Major W. C. Smith, read a third time and *passed*.  
Major W. C. Smith moved, That the following be the title of the Bill :—  
“ *An Act to provide for the Regulation and Inspection of Mines.*”  
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 2nd Order of the Day be postponed until after the consideration of the 3rd Order for to-day.
10. WATERWORKS ACT 1865 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 Major W. C. Smith, read a third time and *passed*.  
Major W. C. Smith moved, That the following be the title of the Bill :—  
“ *An Act to amend ‘ The Waterworks Act 1865,’ 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.
11. MINING ON PRIVATE PROPERTY BILL.—Major W. C. Smith moved, That this Bill be now read a second time.  
Debate ensued.  
Mr. F. L. Smyth moved, That this debate be now adjourned.  
Question—That this debate be adjourned until to-morrow—put and resolved in the affirmative.
12. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—  
“ *Corporation of the City of Melbourne Rating Bill—Second reading,*”  
“ *Justices of the Peace Act Amendment Bill—Third reading,*”  
“ *Fencing of Public Roads—Motion respecting—Resumption of debate,*”  
“ *Collingwood, Fitzroy, and District Gas and Coke Company Extension of Powers Bill—*  
“ *Motion for production of Papers at Prothonotary’s Office—Resumption of debate,*”  
“ *Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,*”  
“ *Electoral Act Amendment Bill—Second reading,*” until Wednesday, 15th August instant ;  
“ *Supply—To be further considered in Committee,*”  
“ *Ways and Means—To be further considered in Committee,*”  
“ *Extradition Bill—Second reading,*” until to-morrow.

Assembly adjourned at thirty-six minutes past ten o’clock until to-morrow at four o’clock.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 20.

THURSDAY, 9TH AUGUST 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Carter presented a Petition from the National Insurance Company of Australasia, under the corporate seal of the company, praying that the company may have leave to bring in a Bill intituled "*An Act to give additional powers to the National Insurance Company of Australasia limited,*" and that the House would pass the said Bill.  
Ordered to lie on the Table.  
Mr. Berry presented a Petition from Derbin Willder, styling himself chairman of the citizens of Melbourne, praying the House to review and set aside the decision of the Committee of Elections and Qualifications of the Assembly, on the petition of Francis Conway Mason against the return of George David Macartney as Member for South Gippsland, and to declare that the said George David Macartney was duly elected and is the duly elected Member for South Gippsland.  
Petition read, and ordered to lie on the Table.  
Mr. Graves presented a Petition from Roman Catholics residing at Mansfield, praying the House to take the premises set forth in the Petition into consideration, and to devise such measures of relief as the wisdom of the House may deem meet.  
Dr. Madden presented a Petition from Samuel Fieldhouse, of the city of Melbourne, praying that the House would take the Petitioner's case, as set forth in the Petition, into favorable consideration, and would appoint a Committee of the House to investigate the same, with power to examine witnesses on oath; and that the House would act under the circumstances as to the House should appear fit.  
Severally ordered to lie on the Table.
3. ROSSTOWN JUNCTION RAILWAY BILL.—Mr. King, on behalf of Mr. Langridge, Chairman, brought up the Report from the Committee to which this Bill was referred.  
Ordered to lie on the Table.
4. AURIFEROUS CROWN LANDS.—Mr. Graves moved, pursuant to notice, That there be laid on the Table of this House a Return and Plan showing absolutely or approximately the total area of Crown lands reserved from selection on the plea of being auriferous.  
Question—put and resolved in the affirmative.
5. VICTORIAN RAILWAYS—ESTIMATE OF EXPENDITURE UNDER ACTS 331, 468, and 531.—Mr. Berry, by leave of the Assembly, moved, That this House will, this day, resolve itself into a Committee of the whole for the consideration of the Estimate of Expenditure which the Board of Land and Works proposes to incur during the year ending 30th June 1878, under the Railway Loan Liquidation and Construction Account, and under Railway Loan Acts, Nos. 331, 468, and 531.  
Question—put and resolved in the affirmative.
6. PARLIAMENTARY COSTS.—Mr. Grant moved, pursuant to notice, That he have leave to bring in a Bill for awarding costs in certain cases of Private Bills and for the Taxation of Costs awarded by Committees of the Legislative Council and Legislative Assembly respectively.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Grant and Mr. Patterson do prepare and bring in the Bill.  
Mr. Grant then brought up a Bill intituled "*A Bill for awarding costs in certain cases of Private Bills, and for the taxation of costs awarded by Committees of the Legislative Council and Legislative Assembly respectively,*" 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 on Tuesday next.
7. CONSTITUTION ACT, SECTION 11.—Mr. Berry moved, pursuant to notice, That this House declares that any person having been at any time a minister of any religious denomination, who may, prior to his election as a Member of this Assembly, have publicly ceased to profess to be such minister, and evidenced the cessation of his ministry by some public act, is, in the opinion of this House, capable of being elected a Member of this Assembly, and is not within the disqualifying proviso of the eleventh section of the Constitution Act.  
Debate ensued.

Mr. Service moved, That the words "and that a Bill be brought in to carry out this resolution," be added to the above question.

Debate continued.

Dr. Madden moved, That this debate be now adjourned.

Debate ensued.

Question—That this debate be now adjourned until Tuesday, the 14th August instant—put and resolved in the affirmative.

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 August instant :—

*"Mining on Private Property Bill—Second reading—Resumption of debate,"*

*"Supply—To be further considered in Committee,"*

*"Ways and Means—To be further considered in Committee,"*

*"Extradition Bill—Second reading."*

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

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 21.

TUESDAY, 14<sup>TH</sup> AUGUST 1877.

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

Defences of the Colony.—Return to an Order of the Legislative Assembly, dated 3rd July last, for a Return showing—

  - (1.) What portions of our present defences (if any) were constructed by Colonel Scratchley's advice and directions.
  - (2.) The amount of money expended on the same.

Law Courts—Selection of Stone for Building.—Return to an Order of the Legislative Assembly, dated 2nd August instant, for a copy of the Proceedings of the Royal Commission in reference to the selection of the stone for the building of the Law Courts.

Severally ordered to lie on the Table.

Mr. Berry presented, by command of His Excellency the Governor—  
Friendly Societies.—Final Report of the Royal Commission appointed to enquire into the working of the Friendly Societies Statute.

Ordered to lie on the Table.

Mr. Berry presented—  
Government Appointments.—Return to an Order of the Legislative Assembly, dated the 4th July last, for a list of all the appointments made in each of the Government Departments between the 11th and 21st of May 1877.

Ordered to lie on the Table.

Major W. C. Smith presented—  
Attendance at State Schools.—Return to an Order of the Legislative Assembly, dated 8th August instant, for a Return showing the number of children under school age, of school age, and over school age, who attended State schools during the year ending 31st December 1876, distinguishing between those attending day schools and night schools.

Ordered to lie on the Table.
3. PETITION.—Mr. Fincham presented a Petition from William L. Jones, styling himself Chairman of the Mining Board of the Mining District of Ballarat, praying the House would take the suggestions in the Petition into favorable consideration, and would make in the Mining on Private Property Bill such amendments as in the wisdom of the House should seem expedient.

Ordered to lie on the Table, and to be referred to the Committee on the Bill.

4. ELECTORAL RETURNS.—Mr. R. Clark (Sandhurst) moved, pursuant to notice, That there be laid upon the Table of this House a Return showing—

  - (1.) The population in each electorate of the colony at the late general election.
  - (2.) The number of male residents in each electorate over 21 years of age.
  - (3.) The number of electors on the ratepayers and general rolls respectively in every division of every electorate.
  - (4.) The number of electors in every division of every electorate who voted, distinguishing the rate-payers from the general voters.
  - (5.) The number of votes received by each candidate in each electorate in each electoral division.

Question—put and resolved in the affirmative.

5. RAILWAY FROM WANGARATTA TO BEECHWORTH.—Mr. Gaunson moved, pursuant to notice, That there be laid upon the Table of this House a Return showing separately :—

  - (1.) The cost of construction of the line from Wangaratta to Beechworth, distinguishing between Everton and Wangaratta to Beechworth.
  - (2.) The cost of the land.
  - (3.) The annual cost of working such line.
  - (4.) The annual interest on the cost of such line.
  - (5.) The return arising from goods traffic.
  - (6.) The return arising from passenger traffic.

Question—put and resolved in the affirmative.

6. PETER MCARTHUR AND OTHERS—APPLICATIONS FOR LAND AT ELINGAMITE AND ECKLIN.—Mr. A. T. Clark moved, pursuant to notice, That there be laid upon the Table of this House copies of all applications by Peter McArthur, or by other persons, for land in which either of them claimed an interest, in the parishes of Elingamite and Ecklin ; together with all papers in connection therewith.

Question—put and resolved in the affirmative.



7. STATE SCHOOLS—CHILDREN ENROLLED IN.—Sir John O'Shanassy moved, pursuant to notice, That there be laid upon the Table of this House a Return showing—
- (1.) The number of children enrolled in the State schools for the year 1876-7.
  - (2.) How many of such children did not attend school in accordance with the Education Act.
  - (3.) The number of daily attendances of each child for the year 1876-7.
  - (4.) The number of children who attended as follows :—

1. For sixty days.
2. For ninety days.
3. For a hundred and twenty days.
4. For two hundred days and upwards.

Question—put and resolved in the affirmative.

8. CONSTITUTION ACT—CLAUSE 11.—The Order of the Day for the resumption of the debate on the question—“That this House declares that any person having been at any time a minister of any religious denomination, who may, prior to his election as a Member of this Assembly, have publicly ceased to profess to be such minister, and evidenced the cessation of his ministry by some public act, is, in the opinion of this House, capable of being elected a Member of this Assembly, and is not within the disqualifying proviso of the eleventh section of the Constitution Act,” and the amendment thereon, To add the words, “and that a Bill be brought in to carry out this resolution.”

Debate resumed.

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

Assembly divided.

Ayes, 26.			Noes, 42.	
Mr. Bayles,	Mr. MacPherson,		Mr. Andrew,	Mr. Lalor,
Mr. Bent,	Sir J. McCulloch,		Mr. Bell,	Mr. Langridge,
Mr. Bosisto,	Mr. McIntyre,		Mr. Berry,	Mr. Laurens,
Mr. Carter,	Mr. Moore,		Mr. Billson,	Mr. Longmore,
Mr. Casey,	Sir J. O'Shanassy,		Mr. Bird,	Mr. Macgregor,
Mr. J. Gavan Duffy,	Mr. Purves,		Mr. Bowman,	Mr. Mirams,
Mr. Dwyer,	Mr. Service,		Mr. Brophy,	Mr. Nimmo,
Mr. Fraser,	Mr. A. K. Smith,		Mr. A. T. Clark,	Mr. O'Hea,
Mr. Gillies,	Mr. Young,		Mr. R. Clark (Wimmera),	Mr. Patterson,
Mr. Kerferd,	Mr. Zox.		Mr. Cook,	Mr. Rees,
Mr. Lyell,			Mr. Cooper,	Mr. Sainsbury,
Mr. Mackay,	<i>Tellers.</i>		Mr. Cope,	Mr. Sharpe,
Dr. Madden,	Mr. R. Clark (Sandhurst),		Mr. D. M. Davies,	Major W. C. Smith,
Sir C. Mac Mahon,	Mr. Levien.		Mr. Dixon,	Mr. Story,
			Mr. Farrell,	Mr. Tucker,
			Mr. Ferguson,	Mr. Tytherleigh,
			Mr. Fincham,	Mr. Williams,
			Mr. Grant,	Mr. Woods.
			Mr. Hunt,	
			Mr. James,	<i>Tellers.</i>
			Mr. Johnstone,	Mr. Gaunson,
			Mr. Kernot,	Mr. Munro.

And so it passed in the negative.

Question—“That this House declares that any person having been at any time a minister of any religious denomination, who may, prior to his election as a Member of this Assembly, have publicly ceased to profess to be such minister, and evidenced the cessation of his ministry by some public act, is, in the opinion of this House, capable of being elected a Member of this Assembly, and is not within the disqualifying proviso of the eleventh section of the Constitution Act”—put and resolved in the affirmative.

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 acquaint the Legislative Assembly that they have agreed to the Bill intituled “*An Act to sanction the issue and expenditure of certain sums from ‘The Public Works ‘Loan Account 1872,’ for Salaries, Wages, and Contingencies, for the service of the year ‘ending the thirtieth day of June One thousand eight hundred and seventy-eight,’*” without amendment.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 14th August 1877.

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

“*Victorian Railways—Estimate of Expenditure under Acts 331, 468, and 531, for 1877-8—To be considered in Committee,*”  
 “*Mining on Private Property Bill—Second reading—Resumption of debate,*”  
 “*Supply—To be further considered in Committee,*”  
 “*Ways and Means—To be further considered in Committee,*”  
 “*Extradition Bill—Second reading,*”  
 “*Parliamentary Costs Bill—Second reading.*”

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

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 22.

WEDNESDAY, 15<sup>TH</sup> AUGUST 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Longmore presented, by command of His Excellency the Governor—  
Land Act 1869—Regulations.—Order in Council.  
Ordered to lie on the Table.  
Mr. Longmore presented—  
Vote for Parks and Gardens.—Return to an Order of the Legislative Assembly, dated 18th July 1877, for a Return showing the manner of distribution of the vote for Parks and Gardens for the Year ending 30th June 1877.  
Ordered to lie on the Table.
3. PETITIONS.—The following Petitions, praying the House to take the statements set forth in the petitions in relation to the State school system of Education into consideration, and to devise such measures of relief as the wisdom of the House may deem meet—were presented as under :—  
By Mr. Sainsbury, from Roman Catholics, residents at Daylesford.  
By Mr. J. T. Smith, from Roman Catholics, residents at Gisborne.  
By Mr. J. T. Smith, from Roman Catholics, residents at Riddell's Creek.  
By Mr. J. T. Smith, from Roman Catholics, residents at Sunbury.  
Severally ordered to lie on the Table.
4. NATIONAL INSURANCE COMPANY OF AUSTRALASIA EXTENSION OF POWERS BILL.—Mr. Carter moved, pursuant to notice, That so much of Standing Orders numbered respectively 10 and 26, which prescribe the months in which the notices for a Private Bill are to be given and published, and the month in which the petition for a Private Bill is to be deposited, be suspended or dispensed with, with a view of introducing a Bill intituled "*A Bill to give additional powers to The National Insurance Company of Australasia Limited, and for other purposes,*" and that leave be given to introduce such Bill.  
Debate ensued.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Carter and Mr. A. K. Smith do prepare and bring in the Bill.  
Mr. Carter then brought up a Bill intituled "*An Act to give additional powers to The National Insurance Company of Australasia Limited,*" and moved, That it be now read a first time.  
Question—put and resolved in the affirmative.
5. CORPORATION OF THE CITY OF MELBOURNE RATING BILL.—Mr. J. T. Smith 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. J. T. Smith 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. J. T. Smith, 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. James 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, 22nd August instant, again resolve itself into the said Committee.
6. MINING ON PRIVATE PROPERTY BILL.—Second reading.  
Debate resumed.  
Question—put and resolved in the affirmative.—Bill read a second time.  
Major W. C. Smith 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 Major W. C. Smith, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole for the consideration of this Bill.  
Mr. Speaker resumed the chair; and Mr. James reported that the Committee had made progress in the Bill, and that he was directed to move that the Committee have leave to sit again.  
Resolved—That this House will, on Tuesday, 21st August, again resolve itself into the said Committee.

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

- “ *University Act Amendment Bill—Second reading,*”
- “ *Justices of the Peace Bill Act Amendment Bill—Third reading,*”
- “ *Fencing of Public Roads—Motion respecting—Resumption of debate,*”
- “ *Collingwood, Fitzroy, and District Gas and Coke Company Extension of Powers Bill.—*  
“ *Motion for producing of papers at Prothonotary’s Office—Resumption of debate,*”
- “ *Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,*”
- “ *Electoral Act Amendment Bill—Second reading,*” until Wednesday, 22nd August instant ;
- “ *Victorian Railways—Estimate of Expenditure under Acts 331, 468, and 531, for 1877–8—*  
“ *To be considered in Committee,*”
- “ *Supply—To be further considered in Committee,*”
- “ *Ways and Means—To be further considered in Committee,*”
- “ *Extradition Bill—Second reading,*”
- “ *Parliamentary Costs Bill—Second reading,*” until to-morrow.

Assembly adjourned at three minutes to eleven o’clock until to-morrow at four o’clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 23.

THURSDAY, 16TH AUGUST 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Longmore presented—  
Peter McArthur and others.—Return to an Order of the Legislative Assembly, dated 14th August instant, for a Return showing all applications by Peter McArthur, or by other persons, for land in which either of them claimed an interest in the parishes of Elingamite and Ecklin, together with all papers in connection therewith.  
Ordered to lie on the Table.
3. PETITIONS.—Mr. Billson presented a Petition from the Municipal Council of Beechworth, under the corporate seal of the municipality, praying that leave be given to bring in a Bill to amend "*The Beechworth Waterworks Act 1860.*"  
Ordered to lie on the Table.  
Mr. Casey presented a Petition from selectors under "*The Land Act 1869,*" residing in the districts of Rodney and Mandurang, praying that the House would, under the urgent circumstances of their case, as set forth in the Petition, grant the Petitioners such immediate relief as the House may deem fit.  
Petition read, and ordered to lie on the Table.
4. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Berry, and was read and is as follows:—  
*Estimates of Revenue and Additional Estimates of Expenditure for the year ending 30th June 1878.*  
G. F. BOWEN, *Message No. 2.*  
*Governor.*  
The Governor transmits to the Legislative Assembly Estimates of Revenue and further Estimates of Expenditure for 1877-8, and recommends an Appropriation of the Consolidated Revenue accordingly.  
Government Offices,  
Melbourne, August 1877.  
Ordered to lie on the Table, and to be printed; and, together with the accompanying Estimates, to be referred to the Committee of Supply.
5. EXPLOSIVE SUBSTANCES.—Major W. C. Smith moved, pursuant to *amended* notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole to consider the law relating to explosive substances.  
Question—put and resolved in the affirmative.
6. VICTORIAN RAILWAYS—ESTIMATE OF EXPENDITURE UNDER ACTS 331, 468, AND 531, FOR 1877-8.  
—The Order of the Day for the consideration in Committee of the whole of the Estimate of Expenditure which the Board of Land and Works proposes to incur during the year ending 30th June 1878, under the Railway Loan Liquidation and Construction Account and Railway Loan Acts Nos. 331, 468, and 531, having been read—on the motion of Mr. Woods, 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. James reported that the Committee had come to a certain resolution.  
Ordered—That the Report be received this day.
7. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the 2nd Order of the Day be postponed until after the consideration of the 3rd Order for to-day.
8. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.  
Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had come to a certain resolution.  
Ordered—That the Report be received this day.  
Mr. James also acquainted the House that he was directed to move that he have leave to sit again.  
Resolved—That this House will, on Tuesday, the 21st August instant, again resolve itself into the said Committee.

9. WAYS AND MEANS.—Mr. James reported from the Committee of Ways and Means a certain resolution, which was read, and is as follows:—

Resolved—That the Commissioner of Trade and Customs be authorised to take such measures as may be necessary for the protection of the Revenue with reference to the Duties proposed to the Committee this day.

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

10. VICTORIAN RAILWAYS—ESTIMATE OF EXPENDITURE UNDER ACTS 331, 468, AND 531, FOR 1877–8.—Mr. James reported from a Committee of the whole a certain resolution, which was read, and is as follows:—

(16th August 1877.)

Resolved—That the following Estimate of Expenditure which the Board of Land and Works proposes to incur during the year ending 30th June 1878, under the following Acts, be agreed to by the Committee, viz:—

ESTIMATE.

RAILWAY LOAN LIQUIDATION AND CONSTRUCTION ACCOUNT, AND 35 VICT., 415.			
For the Completion of the three Lines authorized under Act 415	...	...	£4,100 0 0
RAILWAY LOAN LIQUIDATION AND CONSTRUCTION ACCOUNT, AND 37 VICT., 475.			
For the Construction of the eight Lines authorized under Act 475	...	...	450,000 0 0
RAILWAY LOAN, 37 VICT., 468.			
<i>Schedule 2.—Item 1.</i>			
Ditto	ditto ...	... ..	5,400 0 0
RAILWAY LOAN, 37 VICT., 468.			
<i>Schedule 2.—Item 2.</i>			
For Railway Bridges and other Works connected with Railway Extension	...	...	2,600 0 0
RAILWAY LOAN, 32 VICT., 331.			
<i>Schedule 2.—Item 1.</i>			
For the Construction of the North-Eastern line	...	...	6,700 0 0
RAILWAY LOAN, 39 VICT., 531.			
<i>Schedule 2.—Item 2.</i>			
For Railway Bridges and other Works connected with Railway Extension	...	...	96,693 0 0

NOTE.—The above Estimates under the several Funds cancel all previous Estimates, and provide for the expenditure from the 1st July 1877.

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

11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 21st August instant:—

“Supply—To be further considered in Committee,”

“Extradition Bill—Second reading,”

“Parliamentary Costs Bill—Second reading.”

Assembly adjourned at half-past eight o'clock until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 24.

TUESDAY, 21st AUGUST 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS—FITZROY ELECTION.—Mr. Lalor, Chairman, brought up an Additional Report from the Committee :—  
Report read, and ordered to lie on the Table, and, together with the Proceedings of the Committee, to be printed.
3. PETITIONS.—The following Petitions, praying the House to take the statements set forth in the Petitions into consideration, and to devise such measures of relief as the House might deem meet, were presented as under—  
By Mr. Levien, from certain Roman Catholic residents at Duned.   
By Sir John O'Shanassy, from certain Roman Catholics, residents at North Fitzroy and North Carlton.   
By Sir John O'Shanassy, from certain Roman Catholics attending the Metropolitan church, Melbourne.   
Severally ordered to lie on the Table.
4. PAPERS.—Mr. Lalor presented—  
Flour and Wheat exported and imported.—Return to an Order of the Legislative Assembly, dated 7th August instant, for a Return showing—
  - (1.) Exports of flour from 1st January to date, of Victorian manufacture.
  - (2.) Exports of flour between the same dates, other than Victorian manufacture.
  - (3.) Transhipments of flour, not included in the foregoing, for the same period.
  - (4.) Exports of wheat from 1st January to date, of Victorian production.
  - (5.) Exports of wheat between the same dates, other than Victorian production.
  - (6.) Transhipments of wheat, not included in the foregoing, for same period.
  - (7.) Quantity of wheat gristed in bond since 1st January to date, showing its disposition, whether duty has been paid on any portion of the same for home consumption and the quantity exported.
  - (8.) Imports of flour and wheat from the 1st January to date, upon which duty has been paid.Ordered to lie on the Table.
- Mr. Woods presented—  
Railway from Wangaratta to Beechworth.—Return to an Order of the Legislative Assembly, dated 14th August instant, for a Return showing separately—
  - (1.) The cost of construction of the line from Wangaratta to Beechworth, distinguishing between Everton and Wangaratta to Beechworth.
  - (2.) The cost of the land.
  - (3.) The annual cost of working such line.
  - (4.) The annual interest on the cost of such line.
  - (5.) The return arising from goods traffic.
  - (6.) The return arising from passenger traffic.Ordered to lie on the Table.
5. BREACH OF CUSTOMS LAWS.—Mr. Tucker moved, pursuant to notice, That there be laid upon the Table of this House a Return showing the names of individuals or firms who have been charged with offending against the Customs laws or regulations during the period from 22nd June 1873 to 31st July 1877, the nature of the offence, and the decision of the Commissioner in each case.   
Question—put and resolved in the affirmative.
6. IMPORTS CONSUMED IN VICTORIA—VALUE OF.—Sir John O'Shanassy moved, pursuant to notice, That there be laid upon the Table of this House a Return showing the value of all imports consumed or used in Victoria under leading heads for the years 1870, 1871, 1872, 1873, 1874, 1875, and 1876.   
Question—put and resolved in the affirmative.

7. FRIENDLY SOCIETIES LAWS AMENDMENT BILL.—Mr. Berry moved, pursuant to notice, That he have leave to bring in a Bill to amend and consolidate the laws relating to Friendly Societies.

Question—put and resolved in the affirmative.

Ordered—That Mr. Berry and Mr. Langridge do prepare and bring in the Bill.

Mr. Berry then brought up a Bill intituled “*A Bill to amend and consolidate the laws relating to Friendly Societies,*” 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, 4th September next.

8. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.

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

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

9. ALMA CONSOLS COMPANY COMMITTEE.—Mr. Brophy moved, pursuant to notice, That a Select Committee be appointed to enquire into and report upon the claim of the Alma Consols Company, and the claim of Mr. Edward O’Farrell for compensation in respect to leases granted to them and him in the district of Maryborough ; such Committee to consist of Mr. Bowman, Mr. Dwyer, Mr. Gaunson, Mr. Graves, and the Mover ; three to form a quorum, with power to call for persons and papers, and to sit on days on which the House does not meet.

Question—put and resolved in the affirmative.

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

“*Explosive Substances—Resolution to be considered in Committee,*”

“*Mining on Private Property Bill—To be further considered in Committee,*”

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

“*Extradition Bill—Second reading,*”

“*Parliamentary Costs Bill—Second reading.*”

Assembly adjourned at sixteen minutes past ten o’clock until to-morrow at four o’clock.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 25.

WEDNESDAY, 22ND AUGUST 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRINTING COMMITTEE.—Mr. Farrell, 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. 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 the Bill intituled “ *An Act to enable certain lands to be granted to the Corporation of the City of Melbourne for the establishment of a General Market in the said City, and for other purposes,*” and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.  
(Signed) W. H. F. MITCHELL,  
Legislative Council Chamber, President.  
Melbourne, — August, 1877.  
On the motion of Mr. Grant, the Assembly ordered the amendments to be printed, and taken into consideration this day.
4. PETITIONS.—The following Petitions, praying the House to take the statements set forth in the Petitions into consideration, and to devise such measures of relief as the House might deem meet, were presented as under :—  
By Mr. Cooper, from certain Roman Catholic residents at Mount Prospect.  
By Mr. Lalor, from certain Roman Catholics residents at Collingwood.  
By Mr. Lalor, from certain Roman Catholics residents at Ballan.  
By Mr. Lalor, from certain Roman Catholics residents at Gordons.  
Severally ordered to lie on the Table.
5. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—  
Central Board of Health—Seventeenth Report.  
Ordered to lie on the Table.
6. THE NATIONAL INSURANCE COMPANY OF AUSTRALASIA (LIMITED) EXTENSION OF POWERS BILL.—Mr. Langridge moved, pursuant to notice given by Mr. Carter, That the Bill intituled “ *A Bill to give additional powers to the National Insurance Company of Australasia (Limited) and for other purposes,*” be now read a second time.  
Debate ensued.  
Question—put and resolved in the affirmative.—Bill read a second time.
7. BEECHWORTH WATERWORKS ACT 1860 AMENDMENT BILL.—Mr. Billson moved, pursuant to notice, That Standing Orders, numbered respectively 6, 10, and 18, be suspended ; and that leave be given to introduce a Bill intituled “ *A Bill to amend the Beechworth Waterworks Act 1860.*”  
Debate ensued.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Billson and Mr. F. L. Smyth do prepare and bring in the Bill.  
Mr. Billson then brought up a Bill, intituled, “ *A Bill to amend the Beechworth Waterworks Act 1860,*” and moved, That it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time.
8. DOWER ABOLITION BILL.—Mr. Gaunson moved, pursuant to notice, That he have leave to bring in a Bill to abolish Dower.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Gaunson and Mr. Graves do prepare and bring in the Bill.  
Mr. Gaunson then brought up a Bill intituled “ *A Bill to abolish Dower,*” 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, 5th September next.



9. CORPORATION OF THE CITY OF MELBOURNE RATING 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. James reported that the Committee had gone through the Bill, and agreed to the same with amendments.

Ordered—That the report be received on Wednesday, 29th August instant.

10. JUSTICES OF THE PEACE 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. Casey, read a third time.

On the motion of Mr. Service, the following clause was read a first and second time :—

“Justices may make an order under the forty-first section of ‘*The Justices of the Peace Statute 1865*’ for any of the causes of complaint therein mentioned when the matter of complaint shall have arisen within two years of the making of such complaint, anything in the fifty-first section of the said Statute to the contrary notwithstanding.”

Mr. Service moved, That this clause be added to the Bill.

Debate ensued.

Question—That this clause be added to the Bill—put.

Assembly divided.

Ayes, 26.

Mr. Barr,	Mr. MacBain,
Mr. Bird,	Mr. McIntyre,
Mr. Bowman,	Mr. Nimmo,
Mr. Carter,	Mr. Richardson,
Mr. Casey,	Mr. Sainsbury,
Mr. R. Clark (Wimmera),	Mr. Service,
Mr. Cook,	Mr. Sharpe,
Mr. D. M. Davies,	Mr. Story,
Mr. J. Gavan Duffy,	Mr. Williams,
Mr. Fergusson,	Mr. Young.
Mr. Huut,	
Mr. Kerferd,	<i>Tellers.</i>
Mr. Laurens,	Mr. Bayles,
Mr. Lyell,	Mr. Levien.

Noes, 30.

Mr. Andrew,	Mr. Longmore,
Mr. Bell,	Dr. Madden,
Mr. Berry,	Mr. Macgregor,
Mr. Billson,	Mr. Patterson,
Mr. Bosisto,	Mr. Ramsay,
Mr. A. T. Clark,	Mr. Rees,
Mr. Cooper,	Mr. A. K. Smith,
Mr. Cope,	Mr. J. T. Smith,
Mr. Farrell,	Major W. C. Smith,
Mr. Fincham,	Mr. F. L. Smyth,
Mr. Gaunson,	Mr. Tytherleigh,
Mr. Gillies,	Mr. Zox.
Mr. Grant,	
Mr. Graves,	<i>Tellers.</i>
Mr. Johnstone,	Mr. Mirams,
Mr. King,	Mr. L. L. Smith.

And so it passed in the negative.

Mr. Service moved, That the following clause be read a first time :—

“So much of the twenty-third section of the Act No. DLXV. as limits the term of entering into a recognizance to two days shall be and the same is hereby repealed, and any recognizance or recognizances in such section mentioned shall be entered into within seven days next after the day on which the cause or matter of appeal mentioned in such section shall have arisen, and shall be a sufficient recognizance or recognizances as therein enacted.”

Question—put and resolved in the affirmative.

And, on the further motion of Mr. Service, the said clause was read a second time, and added to the Bill.

Mr. Ramsay moved, That the following clause be read a first time :—

“Where any person who has been convicted or against whom an order has been made or warrant issued by any justice shows by affidavit to the Supreme Court or a judge thereof that such justice had no jurisdiction to convict or make such order or issue such warrant or exceeded his jurisdiction in so doing or that the conviction order or warrant is bad on its face or ought not in law to have been made or issued, he may within one month from the making or issuing thereof apply to such Court or a judge for a rule or order calling on the informant or complainant upon whose information or complaint the conviction or order was made or warrant issued to show cause to the Court why the said conviction order or warrant should not be quashed, and upon the return of such rule or order the Court may quash the conviction order or warrant or may discharge the rule or order as the case may be with or without costs in either case as to the said Court shall seem just.”

Question—put and resolved in the affirmative.

And, on the further motion of Mr. Ramsay, the said clause was read a second time, and added to the Bill.

Question—That the Bill do pass—put and resolved in the affirmative.

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

“*An Act to amend an Act intituled ‘An Act to amend the law relating to Justices of the Peace 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.

11. FENCING OF PUBLIC ROADS.—The Order of the Day for the resumption of the debate on the question—That in the opinion of this House, the fencing in of any public road is unlawful, and an infringement upon the rights of the people of this colony, and that steps should at once be taken to compel the opening through of every public road in Victoria,” and on the amendment thereon, to omit from line 2 the words “unlawful and” having been read—

Debate resumed.

The debate on the question, not having been concluded by half-past six o'clock, stood adjourned, without question put, until Wednesday, 29th August instant.

12. PATENTS STATUTE 1865—FEES.—Mr. Nimmo moved, pursuant to notice, That there be laid upon the Table of this House a return of the amount of fees received under the Patents Statute 1865, and the amounts received to his own proper use by each successive Attorney-General.

Question—put and resolved in the affirmative.

13. 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 Mr. A. K. Smith, a Member of the Legislative Assembly, to attend, if he think fit, in order to his being examined before the Committee of the whole Council on the Railway Construction Bill.

Legislative Council Chamber,  
Melbourne, 22nd August 1877.

(Signed) W. H. F. MITCHELL,  
President.

Ordered to be taken into consideration this day.

14. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.

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

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

15. MR. A. K. SMITH—ATTENDANCE IN LEGISLATIVE COUNCIL.—The Order of the Day for the consideration of the Message from the Legislative Council, requesting that Mr. A. K. Smith might have leave to attend the Committee of the whole Council on the Railway Construction Bill, having been read—Mr. Grant moved, That Mr. A. K. Smith have leave to attend, if he think fit, before the Committee of the whole Council on the Railway Construction Bill.

Question—put and resolved in the affirmative.

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

“ *University Act Amendment Bill—Second reading,*” until Wednesday, 5th September next ;

“ *Collingwood, Fitzroy, and District Gas and Coke Company Extension of Powers Bill—*

“ *Motion for production of Papers at Prothonotary's Office—Resumption of debate,*”

“ *Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,*”

“ *Electoral Act Amendment Bill—Second reading,*” until Wednesday, 29th August instant ;

“ *Melbourne Market Site Bill—Amendments of Legislative Council to be taken into consideration,*”

“ *Explosive Substances—Resolution to be considered in Committee,*”

“ *Mining on Private Property Bill—To be further considered in Committee,*”

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

“ *Extradition Bill—Second reading,*”

“ *Parliamentary Costs Bill—Second reading,*” until to-morrow.

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

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

# VOTES AND PROCEEDINGS

OF THE

# LEGISLATIVE ASSEMBLY.

No. 26.

THURSDAY, 23RD AUGUST 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
  2. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—  
Statistical Register of the Colony of Victoria for the Year 1876—  
Part V.—Production.  
Part VI.—Accumulation.  
Severally ordered to lie on the Table.
  3. PETITIONS.—The following Petitions, praying the House to take the statements set forth in the petitions into consideration, and to devise such measures of relief as the House might deem meet, were presented as under—  
By Mr. J. T. Smith, from certain Roman Catholics residents at Bacchus Marsh.  
By Mr. Gavan Duffy, from certain Roman Catholics resident at St. Kilda.  
Severally ordered to lie on the Table.  
Mr. King presented a Petition from certain persons praying the House to withhold its consent to the proposition to tax live stock coming into Victoria from New South Wales until due enquiry has been made.  
Ordered to lie on the Table.  
Mr. King presented a Petition from certain employés of the Melbourne Meat Preserving Company, praying to be allowed to express their fears that the proposed tax of ninepence per head on sheep imported from New South Wales into Victoria, if carried into effect, will totally extinguish the industry by which they live.  
Petition read, and ordered to lie on the Table.
  4. STANDING ORDERS COMMITTEE.—Mr. Casey, on behalf of Mr. Speaker, Chairman, brought up a Progress Report from this Committee.  
Ordered to lie on the Table and to be printed.
  5. LOCAL GOVERNMENT ACT 1874—AUDITORS UNDER.—Mr. Barr moved, pursuant to notice, That there be laid upon the Table of this House a Return showing—
    - (1.) The names of the auditors appointed under *The Local Government Act 1874*, distinguishing between the Government and the local auditor.
    - (2.) The number of days occupied at each audit.
    - (3.) The fees, travelling expenses, and allowances paid each auditor at each audit.Question—put and resolved in the affirmative.
  6. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.  
Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had come to a certain resolution.  
Ordered—That the Report be received on Tuesday, 28th August instant.  
Mr. James also acquainted the House that he was directed to move that he have leave to sit again.  
Resolved—That this House will, on Tuesday, 28th of August instant, again resolve into the said Committee.
  7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 28th August instant:—  
“*Melbourne Market Site Bill—Amendments of Legislative Council to be taken into consideration,*”  
“*Explosive Substances—Resolution to be considered in Committee,*”  
“*Mining on Private Property Bill—To be further considered in Committee,*”  
“*Supply—To be further considered in Committee,*”  
“*Extradition Bill—Second reading,*”  
“*Parliamentary Costs Bill—Second reading.*”
- Assembly adjourned at twenty-five minutes past eleven o'clock until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 27.

TUESDAY, 28<sup>TH</sup> AUGUST 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. J. T. Smith presented a Petition from certain Roman Catholics, residents at Keilor, Essendon, and Broadmeadows, praying the House to take the statements set forth in the Petition into consideration, and to devise such measures of relief as this House might deem meet.  
Ordered to lie on the Table.  
Sir James McCulloch presented a Petition from certain Landowners, Selectors, Graziers, Tradesmen, Mechanics, Laborers, and others of Colac and the District, hoping the House would decline to carry the proposal to levy a Tax on Stock imported into this Colony, as it would materially increase the cost of living.  
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 transmit to the Legislative Assembly a Bill intituled "*An Act to improve the Jurisdiction and Procedure of the Supreme Court and for other purposes connected therewith,*" with which they desire the concurrence of the Legislative Assembly.  
(Signed) W. H. F. MITCHELL,  
President.  
Legislative Council Chamber,  
Melbourne, 28th August 1877.
4. SUPREME COURT BILL.—Mr. Grant then moved, That the Bill intituled "*An Act to improve the jurisdiction and procedure of the Supreme Court, and for other purposes connected therewith,*" 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, 5th September next.
5. PAPERS.—Major W. C. Smith presented, pursuant to Act of Parliament—  
Mining Surveyors and Registrars—Reports of—for the Quarter ended 30th June 1877.  
Ordered to lie on the Table.  
Mr. Berry presented—  
Beechworth Waterworks Act Amendment Bill 1860; Report of the Board appointed to examine Private Bills, notice of which has been given to the Treasurer, on—  
Ordered to lie on the Table.  
Major W. C. Smith presented on behalf of Mr. Longmore—  
Land Act 1869—Regulations.—Order in Council.  
Ordered to lie on the Table.
6. RAILWAY DEPARTMENT—TRAFFIC BRANCH OFFICERS.—Mr. Sharpe moved, pursuant to notice, That there be laid upon the Table of this House a return of the officers in the Traffic Branch of the Railway Department, showing their length of service, their present duties, and the salary of each.  
Question—put and resolved in the affirmative.
7. WAYS AND MEANS.—Mr. James reported from the Committee of Ways and Means a certain resolution, which was read, and is as follows :—

(23<sup>rd</sup> August 1877.)

Resolved—

That towards raising the Supply granted to Her Majesty there shall be charged, raised, levied, collected, and paid unto, and to the use of Her Majesty, Her heirs and successors, the rate and duty hereinafter mentioned, that is to say :—

On all lands alienated in fee from the Crown there shall be charged yearly in respect of the property thereof for every One hundred pounds of the capital value of such lands the sum of One pound five shillings, and in the same proportion for any fractional part thereof.

That in order to ascertain such capital value such lands shall be divided into four classes and valued as follows, that is to say :—

First class, £4 per acre ;  
Second class, £3 per acre ;  
Third class, £2 per acre ;  
Fourth class, £1 per acre.

[ 775 copies. ]

Such classification to be based on the grazing capabilities of such land, and to be estimated as follows, viz. :—

- Land capable of carrying two sheep or more to the acre to be included in the first class ;
- Land capable of carrying three sheep to two acres to be included in the second class ;
- Land capable of carrying one sheep to the acre to be included in the third class ;
- Land not capable of carrying one sheep to the acre to be included in the fourth class.

Provided that every owner in fee simple shall to the extent of land of the value of Two thousand five hundred pounds be exempt from such rate : Provided also that in levying the said rate or duty every tenant paying the same shall be entitled to deduct from the next rent due to his landlord the amount so paid ; and all covenants, contracts, or agreements contrary to the true effect and intent of this resolution shall be void and of no effect.

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

Ordered—That Mr. Berry and Mr. Grant do prepare and bring in a Bill to carry out the above resolution.

8. LAND TAX BILL.—Mr. Berry then brought up a Bill intituled "*A Bill to impose a Land Tax,*" 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, 30th August instant.

9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the Orders of the Day 2, 3, and 4, be postponed until after the consideration of the 5th Order for to-day.

10. 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. James 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.

11. RETURN TO WRIT.—Mr. Speaker announced that he had this day received a Return to the Writ he had issued for the election of a Member to serve for the Electoral District of South Gippsland, from which it appeared that George David Macartney had been duly elected in pursuance thereof.

12. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair ; and Mr. James reported that the Committee had come to a certain resolution.

On the motion of Mr. Berry, the Assembly ordered that the Standing Orders be suspended, and that the Report be received this day.

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

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

Mr. James reported from the Committee of Supply a certain resolution which was read, and is as follows :—

(28th August 1877.)

Resolved—That a sum not exceeding £750,000 be granted to Her Majesty further on account for or towards defraying the following services for the year 1877–8, viz. :—

Division No.	£
1. Legislative Council	240
2. Legislative Assembly	1,800
3. The Library	450
4. Refreshment Rooms	150
5. Chief Secretary's Office	1,600
6. Government Statist	450
7. Police	44,600
8. Penal Establishments and Gaols	10,500
9. Medical	2,500
10. Hospitals for the Insane	18,000
11. Industrial and Reformatory Schools	10,000
12. The Observatory	650
13. Public Library, Museums, and National Gallery	6,000
14. Government Botanist	280
15. Shorthand Writer	400
16. Victorian <i>Hansard</i>	260
17. Agent-General	100
18. Audit Office	1,200
19. Scab Prevention and Diseases in Stock	1,500
20. Aborigines	2,500
21. Grants	100
22. Miscellaneous	12,000
23. Education	125,000
24. Their Honors the Judges	370
25. Law Officers of the Crown	3,000
26. Crown Solicitor	1,050
27. Prothonotary	500
28. Master-in-Equity	400
29. Probate Administration and Lunacy	350
30. Court of Insolvency	450
31. Registrar-General and Registrar of Titles	3,670

Division No.	£
32. Deputy Registrars	1,830
33. Sheriffs ...	3,500
34. County Courts, Courts of Mines, and General Sessions	4,500
35. Police Magistrates and Wardens	4,300
36. Clerks of Courts and Interpreters	3,100
37. Coroners	1,500
39. Treasurer	5,133
40. Stores and Transport	210
41. Government Printer	10,000
42. Advertising	1,500
43. Curator of Estates of Deceased Persons	200
44. Land Forces	13,300
45. Naval Forces	3,800
46. Transport and Marine Insurance	2,080
47. Charitable Institutions	20,000
48. Unforeseen and Accidental Expenditure	5,000
49. Miscellaneous	4,800
51. Survey, Sale, and Management of Crown Lands	25,000
52. Public Parks, Gardens, and Reserves	1,500
53. Botanical Gardens	1,400
54. Agriculture, Forests, and Industries	2,100
55. Grants in Aid	2,500
56. Miscellaneous	500
57. Public Works Department	3,240
58. Melbourne Sewers and Water Supply	2,800
59. Geelong Water Supply	140
60. Works and Buildings	70,000
61. Customs	9,300
62. Ports and Harbors	6,500
63. Distilleries, Immigration, Mercantile Marine, and Fisheries	2,300
64. Powder Magazines	150
65. Marine Survey	350
66. Post and Telegraph Offices	48,000
67. Telegraph Lines	5,500
68. Mail Service	25,000
69. Railways	190,000
70. Railways Construction	5,000
71. Roads and Bridges	217
72. Road Works and Bridges	3,700
73. Mining Department	4,500
74. Victorian Water Supply	450
75. Goldfields Reservoirs	380
76. Miscellaneous	650
79. Prospecting, &c.	4,000
	£750,000

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

13. **WAYS AND MEANS.**—The House, according to Order, resolved itself into the Committee of Ways and Means.

Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had come to a certain resolution.

On the motion of Mr. Berry, the Assembly ordered that the Standing Orders be suspended, and that the Report be received this day.

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

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

Mr. James reported from the Committee of Ways and Means a certain resolution, which was read and is as follows:—

(28th August 1877.)

Resolved—That towards making good the supply granted to Her Majesty for the service of the year ending 30th June 1878, the sum of £750,000 be granted out of the Consolidated Revenue of Victoria.

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

Ordered—That Mr. Berry and Mr. Grant do prepare and bring in a Bill to carry out the above resolution.

14. **CONSOLIDATED REVENUE BILL (2).**—Mr. Berry then brought up a Bill intituled "*A Bill to apply out of the Consolidated Revenue the sum of Seven hundred and fifty thousand pounds to the service of the year One thousand eight hundred and seventy-seven and eight,*" 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 this day.

Mr. Berry moved, That this Bill be now read a second time.

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

Mr. Berry 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. Berry, 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. James reported that the Committee had gone through the Bill and agreed to the same without amendment.

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. Berry, read a third time and *passed*.

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

*“ An Act to apply out of the Consolidated Revenue the sum of Seven hundred and fifty thousand pounds to the service of the year One thousand eight hundred and seventy-seven and eight.”*

Question—put and resolved in the affirmative.

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

15. MEMBER SWORN.—G. D. Macartney, Esquire, LL.D., was introduced, and took the Oath and his Seat as Member for South Gippsland.

16. 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. James 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.

17. 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 apply out of the Consolidated Revenue the sum of Seven hundred and fifty thousand pounds to the service of the year One thousand eight hundred and seventy-seven and eight ”* without amendment.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 28th August 1877.

18. 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 Chamber.

Accordingly, Mr. Speaker and the House went to the Legislative Council, when His Excellency was pleased to give the Royal assent to the following public Bills :—

*“ An Act to sanction the issue and expenditure of certain sums from ‘ The Public Works Loan Account 1872,’ for Salaries, Wages, and Contingencies, for the service of the year ending the 30th day of June One thousand eight hundred and seventy-eight.”*

*“ An Act to apply out of the Consolidated Revenue the sum of Seven hundred and fifty thousand pounds to the service of the year One thousand eight hundred and seventy-seven and eight.”*

19. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

*“ Melbourne Market Site Bill—Amendments of Legislative Council to be taken into consideration,”*

*“ Explosive Substances—Resolution to be considered in Committee,”*

*“ Extradition Bill—Second reading,”*

*“ Parliamentary Costs Bill—Second reading.”*

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

C. GAVAN DUFFY,  
Speaker.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 28.

WEDNESDAY, 29<sup>TH</sup> AUGUST 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Sir Charles MacMahon presented a Petition from certain Roman Catholics, residents at West Melbourne and Hotham, praying the House to take the statements in the Petition into consideration, and to devise such measures of relief as this House might deem meet.  
Ordered to lie on the Table.  
Sir John O'Shanassy presented a Petition from certain Roman Catholics, residents at Ballarat West, praying the House to take the statements set forth in the Petition into consideration, and to devise such measures of relief as to this House might deem meet.  
Petition read, and ordered to lie on the Table.  
Similar Petitions were presented as under—  
By Mr. D. M. Davies, from certain Roman Catholics, residents at Smythesdale.  
By Mr. Gaunson, from certain Roman Catholics, residents at Ararat.  
By Mr. Brophy, from certain Roman Catholics, residents at Ballarat East.  
By Mr. Gaunson, from certain Roman Catholics, resident at Stawell.  
Severally ordered to lie on the Table.
3. THE METROPOLITAN GAS COMPANY'S BILL.—Mr. Munro presented a Petition from John Scott styling himself Secretary for the time being of the "City of Melbourne Gas and Coke Company," for and on behalf of the said Company, and from the Directors of the said Company, and from the "Collingwood Fitzroy and District Gas and Coke Company," and from the "South Melbourne Gas Company," under the corporate seals of the said two last named Companies, praying that they might have leave to bring in a Bill to amalgamate the "City of Melbourne Gas and Coke Company," the "Collingwood Fitzroy and District Gas and Coke Company," and the "South Melbourne Gas Company," and to incorporate a Company to be called the "Metropolitan Gas Company" and for other purposes," and that this House would pass the said Bill.  
Ordered to lie on the Table.
4. NATIONAL INSURANCE COMPANY OF AUSTRALASIA (LIMITED) BILL.—Mr. Carter moved, pursuant to notice, That a Bill intituled "*A Bill to give additional powers to the National Insurance Company of Australasia (Limited)*," be referred to a Select Committee consisting of Mr. King, Mr. Lyell, Mr. Fergusson, Mr. Zox, and the Mover, three to form a quorum; and that leave be given to print the evidence taken before such Committee day by day.  
Question—put and resolved in the affirmative.
5. BEECHWORTH WATERWORKS ACT AMENDMENT BILL.—Mr. Billson 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.  
Mr. Billson 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. Billson, 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. James 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 again resolve itself into the said Committee.
6. DISCHARGE OF ORDER OF THE DAY.—On the motion of Dr. Madden, the following Order of the Day was read and discharged :—  
"*Collingwood, Fitzroy, and District Gas and Coke Company Extension of Powers Bill.—*  
"*Motion for production of papers at Prothonotary's Office.*"
7. CORPORATION OF THE CITY OF MELBOURNE RATING BILL.—On the motion of Mr. J. T. Smith, 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. J. T. Smith, read a third time and *passed*.  
Mr. J. T. Smith moved, That the following be the title of the Bill :—  
"*An Act to further amend 'The Local Government Act 1874.'*"  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.



8. FENCING OF PUBLIC ROADS.—The Order of the Day for the resumption of the debate on the question—  
 “That in the opinion of this House, the fencing in of any public road is unlawful, and an infringement upon the rights of the people of this colony, and that steps should at once be taken to compel the opening through of every public road in Victoria,” and upon the amendment to omit from line 2 the words “unlawful and” having been read—

Debate resumed.

The debate on the question, not having been concluded by half-past six o'clock, stood adjourned, without question put, until Wednesday, 5th September next.

9. PUBLIC WORKS LOAN EXPENDITURE VALIDATING BILL.—Major W. C. Smith moved, pursuant to notice, That he have leave to bring in a Bill to validate certain payments heretofore made out of moneys raised under “*The Public Works Loan Act 1868*,” “*The Public Works Loan Act 1872*,” and “*The Railway Loan Act 1876*.”

Question—put and resolved in the affirmative.

Ordered—That Major W. C. Smith and Mr. Grant do prepare and bring in the Bill.

Major W. C. Smith then brought up a Bill intituled “*A Bill to validate certain payments heretofore made out of moneys raised under ‘The Public Works Loan Act of 1868,’ ‘The Public Works Loan Act 1872,’ and ‘The Railway Loan Act 1876,’*” 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.

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

Ordered—That the Report be received to-morrow.

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

Resolved—That the House will, on Wednesday, 5th September next, again resolve itself into the said Committee.

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

“*Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,*”

“*Electoral Act Amendment Bill—Second reading,*” until Wednesday, 5th September next ;

“*Mining on Private Property Bill—To be further considered in Committee,*”

“*Melbourne Market Site Bill—Amendments of Legislative Council to be taken into consideration,*”

“*Explosive Substances—Resolution to be considered in Committee,*”

“*Ways and Means—To be further considered in Committee,*”

“*Extradition Bill—Second reading,*”

“*Parliamentary Costs Bill—Second reading,*” until to-morrow.

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

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 29.

THURSDAY, 30TH AUGUST 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Woods presented—  
Special Railway Trains.—Return to an Order of the Legislative Assembly, dated 3rd July last, for a return of all special trains used during the last two years, specifying the cost and the several necessities for same.  
Ordered to lie on the Table.
3. PETITIONS.—The following Petitions, praying the House to take the statements set forth in the Petitions into consideration, and to devise such measures of relief as this House might deem meet, were presented as under :—  
By Mr. A. K. Smith, from certain Roman Catholics residents at Carlton.  
By Mr. Richardson, from certain Roman Catholics residents at Clunes and Talbot.  
By Sir John O'Shanassy, from certain Roman Catholics residents at Sandhurst.  
By Mr. Lalor, from certain Roman Catholics residents at Barkstead.  
By Mr. A. K. Smith, from certain Roman Catholics residents in East Melbourne, and attendants at St. Francis' Church.  
By Mr. Cope, from certain Roman Catholics residents at Chetwynd.  
By Mr. Cope, from certain Roman Catholics residents at and about Coleraine.  
Severally ordered to lie on the Table.
4. MR. THOS. SUNDERLAND.—Mr. L. L. Smith moved, pursuant to notice, That there be laid upon the Table of this House copies of the evidence taken by the Board, and all papers in connection with the discharge of Mr. Thos. Sunderland.  
Question—put and resolved in the affirmative.
5. WATCHES AND CLOCKS IMPORTED.—Mr. Zox moved, pursuant to notice, That there be laid upon the Table of this House a return showing the number of watches and clocks respectively imported during the year 1876, and the amounts of duty received upon those articles respectively.  
Question—put and resolved in the affirmative.
6. 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. James 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, 4th September next, again resolve itself into the said Committee.
7. PUBLIC WORKS LOAN EXPENDITURE VALIDATING BILL.—Major W. C. Smith moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative; Bill read a second time.  
Major W. C. Smith 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 Major W. C. Smith, 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. James reported that the Committee had gone through the Bill and had agreed to the same without amendment.  
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 Major W. C. Smith, read a third time and *passed*.  
Major W. C. Smith moved, That the following be the title of the Bill :—  
*“ An Act to validate certain payments heretofore made out of moneys raised under the Public Works Loan Act of 1868, the Public Works Loan Act 1872, and the Railway Loan Act 1876.”*  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

8. **MELBOURNE MARKET SITE BILL.**—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, the amendments were read and are as follow :—

- Clause 3, line 32, after " walls " insert " and railings."  
 " line 34, leave out " the said " and insert " new," and after " re-built " insert " of brick or stone not less than eight feet high."  
 Clause 6, line 31, leave out " ten " and insert " five."  
 " line 32, leave out " ten " and insert " five."

And the said several amendments were read a second time and 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 several amendments.

9. **EXPLOSIVE SUBSTANCES.**—The Order of the Day for the consideration in Committee of the whole Assembly of the law relating to explosive substances having been read—On the motion of Major W. C. Smith, 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. James reported that the Committee had come to several resolutions.

Ordered—That the Report be received this day.

Mr. James reported from the Committee of the whole several resolutions which were read, and are as follow :—

Resolved—

- (1.) That, in the opinion of the Committee, it is desirable that the Law with respect to manufacturing, keeping, selling, carrying, and importing gunpowder and other explosive substances be amended; and  
 (2.) That a Bill be brought in for that purpose.

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

Ordered—That Major W. C. Smith and Mr. Grant do prepare and bring in a Bill to carry out the above resolutions.

10. **EXPLOSIVE SUBSTANCES BILL.**—Major W. C. Smith then brought up a Bill intituled "*A Bill to amend the Law with respect to manufacturing, keeping, selling, carrying, and importing Gunpowder and other explosive Substances,*" 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, 4th September next.

11. **PARLIAMENTARY COSTS 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 Assembly.

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 of this Bill.

Mr. Speaker resumed the Chair; and Mr. James having reported that the Committee had gone through the Bill, and agreed to the same with an amendment, the Assembly ordered the same to be taken into consideration, Tuesday, 4th September next—Bill as amended to be printed.

12. **BRIGHTON LAND VESTING BILL.**—Mr. Bent moved, pursuant to notice, That all fees that may be incurred by the promoters of the Bill to vest land in the mayor, councillors, and burgesses of the borough of Brighton, for the purposes of public recreation, on its passage through the House, be remitted.

Question—put and resolved in the affirmative.

13. **BRIGHTON LAND VESTING BILL.**—Mr. Bent moved, pursuant to notice, That he have leave to bring in a Bill to vest land in the Mayor, Councillors, and Burgesses of the Borough of Brighton for public recreation.

Question—put and resolved in the affirmative.

Ordered—That Mr. Bent and Mr. F. L. Smyth do prepare and bring in the Bill.

Mr. Bent then brought up a Bill intituled "*A Bill to vest land in the Mayor, Councillors, and Burgesses of the Borough of Brighton for public recreation,*" 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, 6th September next.

14. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 4th September next :—

- " *Supply—Resolutions to be reported,*"  
 " *Land Tax Bill—Second reading,*"  
 " *Ways and Means—To be further considered in Committee,*"  
 " *Extradition Bill—Second reading.*"

Assembly adjourned at thirty-five minutes past nine o'clock until Tuesday next, at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 30.

TUESDAY, 4TH SEPTEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Grant, and the same was read, and is as follows :—  
G. F. BOWEN, *Message No. 3.*  
*Governor.*

In accordance with the requirements of the 57th section of the Constitution Act, the Governor recommends to the Legislative Assembly that an Appropriation be made out of the Consolidated Revenue for the purposes of a Bill to impose a Land Tax. :

Government Offices,  
Melbourne, 3rd September 1877.

Ordered to lie on the Table, and to be printed, and taken into consideration in Committee of the whole Assembly this day.

3. PETITIONS.—Mr. Hunt presented a Petition from certain Roman Catholic residents at Kilmore, praying the House that the Schools of the petitioners might be officially inspected, in a manner similar to the State schools; and that payment might be made upon the claim and certificate usually adopted by the Education Department.

Ordered to lie on the Table.

The following Petitions, praying the House to take the statements set forth in the Petitions into consideration, and to devise such measures of relief as the House might deem meet, were presented as under :—

By Mr. O'Hea, from certain Roman Catholics, residents at Colac.

By Mr. Gavan Duffy, from certain Roman Catholics, residents at Tylden.

By Mr. Young, from certain Roman Catholics, residents at Malmsbury and Taradale.

By Mr. Young, from certain Roman Catholics, residents at Woodend.

By Mr. Young, from certain Roman Catholics, residents at Kyneton and district.

By Mr. Gavan Duffy, from certain Roman Catholics, residents at Redesdale and district.

Severally ordered to lie on the Table.

Mr. Sharpe presented a Petition from certain residents of Victoria, praying that the House would enquire into the statements set forth in the Petition, and, after such enquiry, deal with the Chevalier Bruno as to the House might seem just.

Ordered to lie on the Table.

Mr. MacPherson presented a Petition from Mrs. Jane Henty, against the proposed tax on land, as in her case it would reduce her income from £350 to £125 per annum.

Petition read, and 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 acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to amend an Act intituled 'An Act to amend the Law relating to Justices of the Peace,' and for other purposes,*" without amendment.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 4th September 1877.

5. PAPERS.—Mr. Lalor presented—

Watches and Clocks Imported.—Return to an Order of the Legislative Assembly, dated 30th August last, for a return showing the number of watches and clocks respectively imported during the year 1876, and the amounts of duty received upon those articles respectively.

Ordered to lie on the Table.

Mr. Grant presented—

Patents Statute 1865—Fees.—Return to an Order of the Legislative Assembly, dated 22nd August last, for a return of the amount of Fees received under the Patents Statute 1865, and the amounts received to his own proper use by each successive Attorney-General.

Ordered to lie on the Table.

6. JOHN SCHUTT—PURCHASE OF LANDS AT CUT PAW PAW.—Mr. F. L. Smyth moved, pursuant to notice, That there be laid upon the Table of this House copies of all papers and correspondence connected with the application of John Schutt, made on the 30th November 1876, to purchase certain lands in the parish of Cut Paw Paw, shire of Braybrook, near Footscray, together with any opinion of counsel upon the matter.

Question—put and resolved in the affirmative.

7. RAILWAY RECEIPTS.—Mr. McIntyre moved, pursuant to notice, That there be laid upon the Table of this House a return of the gross receipts from each of the Government railway stations, for the year ending 30th June 1877, showing the amounts received under the head of passengers, goods, stock, parcels, &c.; also the gross expenditure and the number of persons employed at each station.

Question—put and resolved in the affirmative.

8. CONTRACTS IN METROPOLITAN DISTRICT.—Mr. Tucker moved, pursuant to notice, That there be laid upon the Table of this House a return showing all contracts in the Metropolitan District entered into by the Public Works Department during the past two years, such works not having been thrown open to public competition by being placed in the ordinary way in the Contractors' Room, and being also over the sum of Twenty pounds for each work; also furnishing the names of the contractors who executed the work, the amount of the contract, and the names of the persons to whom each work was submitted for competition by the department.

Question—put and resolved in the affirmative.

9. LAND TAX BILL.—Mr. Grant moved, That this Bill be now read a second time.

Debate ensued.

Question put.

Assembly divided.

Ayes 59.

Mr. Andrew,	Mr. Kernot,
Mr. Barr,	Mr. Lalor,
Mr. Bell,	Mr. Langridge,
Mr. Bent,	Mr. Laurens,
Mr. Berry,	Mr. Longmore,
Mr. Billson,	Mr. Lyell,
Mr. Bird,	Dr. Macartney,
Mr. Bosisto,	Mr. Mackay,
Mr. Bowman,	Mr. Macgregor,
Mr. Brophy,	Mr. McIntyre,
Mr. D. Cameron,	Mr. Munro,
Mr. Carter,	Mr. Nimmo,
Mr. Casey,	Mr. O'Hea,
Mr. R. Clark (Sandhurst)	Mr. Patterson,
Mr. Cook,	Mr. Richardson,
Mr. Cooper,	Mr. Rees,
Mr. Cope,	Mr. Sainsbury,
Mr. B. G. Davies,	Mr. J. T. Smith,
Mr. D. M. Davies,	Major W. C. Smith,
Mr. Dixon,	Mr. F. L. Smyth,
Mr. Dow,	Mr. Story,
Mr. Dwyer,	Mr. Tucker,
Mr. Farrell,	Mr. Tytherleigh,
Mr. Fergusson,	Mr. Williams,
Mr. Fincham,	Mr. Woods,
Mr. Gaunson,	Mr. Zox.
Mr. Grant,	
Mr. Graves,	<i>Tellers.</i>
Mr. Hunt,	Mr. Mirams,
Mr. Johnstone,	Mr. L. L. Smith.
Mr. King,	

Noes 5.

Mr. Bayles,  
Mr. MacBain,  
Dr. Madden.

*Tellers.*  
Mr. A. T. Clark,  
Mr. Levien.

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

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

Question—put and resolved in the affirmative.

Mr. Grant moved, That Mr. Speaker do now leave the Chair.

Mr. Nimmo moved, as an amendment, That all words from the word "that" to the end of the question be omitted with a view to insert instead thereof the words "with the view of protecting this colony in the future from the evil results that have arisen in other countries from the accumulation of large landed estates, it is desirable that the Government should insert a clause in this Bill providing for a progressive area tax on all such estates held by one person above 5,000 acres which may be acquired subsequent to the 1st of October 1877."

Debate ensued.

Motion, by leave, withdrawn.

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. James 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. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

- “ *Land Tax Bill—Message of His Excellency the Governor—To be considered in Committee,*”
- “ *Supply—Resolutions to be reported,*”
- “ *Mining on Private Property Bill—To be further considered in Committee,*”
- “ *Explosive Substances Bill—Second reading,*”
- “ *Parliamentary Costs Bill—Consideration of Report,*”
- “ *Ways and Means—To be further considered in Committee,*”
- “ *Extradition Bill—Second reading,*”
- “ *Friendly Societies Laws Amendment Bill—Second reading.*”

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

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 31.

WEDNESDAY, 5TH SEPTEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Grant presented—  
The Metropolitan Gas Company's Bill.—Report on the Bill by the Board appointed to examine Private Bills of the first class, notice of which had been given to the Treasurer.  
Ordered to lie on the Table.  
Mr. Lalor presented—  
Drawback Regulations.  
Ordered to lie on the Table.
3. METROPOLITAN GAS COMPANY'S BILL.—Mr. Munro moved, pursuant to notice, That so much of Standing Orders numbered respectively 10 and 26 which prescribe the months in which the notices for a Private Bill are to be given and published, and the month in which a Petition for a Private Bill is to be deposited, be suspended or dispensed with, with a view of introducing a Bill intituled "*A Bill to amalgamate the City of Melbourne Gas and Coke Company, The Collingwood, Fitzroy, and District Gas and Coke Company, and the South Melbourne Gas Company, and to incorporate a Company to be called 'The Metropolitan Gas Company,' and for other purposes;*" and that leave be given to introduce such Bill, and that such Bill be now read a first time.  
Debate ensued.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Munro and Mr. Tucker do prepare and bring in the Bill.  
Mr. Munro then brought up a Bill intituled "*A Bill to amalgamate the City of Melbourne Gas and Coke Company, The Collingwood, Fitzroy, and District Gas and Coke Company, and the South Melbourne Gas Company, and to incorporate a Company to be called 'The Metropolitan Gas 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.
4. BEECHWORTH WATERWORKS ACT 1860 AMENDMENT BILL.—Mr. Billson moved, pursuant to notice, That a Bill intituled "*A Bill to amend the Beechworth Waterworks Act 1860*" be referred to a Select Committee consisting of Mr. Fincham, Mr. Cooper, Mr. Gaunson, Mr. Zox, and Mr. Graves; four to form a quorum, and that leave be given to print the evidence taken before such Committee.  
Question—put and resolved in the affirmative.
5. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be read and discharged :—  
"*Beechworth Waterworks Bill*"—To be further considered in Committee.
6. CRIMINAL CASES APPEAL BILL.—Mr. L. L. Smith moved, pursuant to notice, That he have leave to bring in a Bill to secure the right of appeal in criminal cases.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. L. L. Smith and Mr. F. L. Smyth do prepare and bring in the Bill.  
Mr. L. L. Smith then brought up a Bill intituled "*A Bill to secure the Right of Appeal in Criminal Cases,*" 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 September instant.
7. CONTAGIOUS DISEASES PREVENTION BILL.—Mr. Bent moved, pursuant to notice, That he have leave to bring in a Bill for the prevention of contagious diseases.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Bent and Mr. Dwyer do prepare and bring in the Bill.  
Mr. Bent then brought up a Bill intituled "*A Bill for the Prevention of Contagious Diseases,*" 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 September instant.

8. FENCING OF PUBLIC ROADS.—The Order of the Day for the resumption of the debate on the question—  
 “That in the opinion of this House, the fencing in of any public road is unlawful, and an infringement upon the rights of the people of this colony, and that steps should at once be taken to compel the opening through of every public road in Victoria,” and upon the amendment to omit from line 2 the words “unlawful and” having been read—

Debate resumed.

Question—That the words “unlawful and” proposed to be omitted stand part of the question—put.  
 Assembly divided.

Ayes 41.

Mr. Andrew,	Mr. Longmore,
Mr. Barr,	Dr. Macartney,
Mr. Bent,	Mr. Macgregor,
Mr. Berry,	Mr. Mirams,
Mr. Billson,	Mr. Munro,
Mr. Bird,	Mr. Patterson,
Mr. Brophy,	Mr. Richardson,
Mr. R. Clark (Sandhurst),	Mr. Rees,
Mr. Cook,	Mr. Sainsbury,
Mr. Cooper,	Mr. J. T. Smith,
Mr. Cope,	Mr. L. L. Smith,
Mr. D. M. Davies,	Major W. C. Smith,
Mr. J. Gavan Duffy,	Mr. Story,
Mr. Farrell,	Mr. Tucker,
Mr. Grant,	Mr. Tytherleigh,
Mr. Graves,	Mr. Williams,
Mr. Hunt,	Mr. Woods.
Mr. Johustone,	
Mr. King,	<i>Tellers.</i>
Mr. Kernot,	Mr. Dwyer,
Mr. Langridge,	Mr. Fincham.
Mr. Laurens,	

Noes 17.

Mr. Bosisto,	Mr. Sharpe,
Mr. Carter,	Mr. A. K. Smith,
Mr. Gaunson,	Mr. F. L. Smyth,
Mr. Kerferd,	Mr. Young,
Mr. Levien,	Mr. Zox.
Mr. Lyell,	
Mr. MacBain,	<i>Tellers.</i>
Mr. Moore,	Mr. Ramsay,
Mr. Nimmo,	Mr. Bayles.
Mr. Service,	

And so it was resolved in the affirmative.

Mr. F. L. Smyth moved as a further amendment, That all the words after the word “and” in line 2 to the end of the question be omitted, with a view to insert instead thereof the words “that this House is further of opinion that the Government should, as soon as possible, introduce a Bill declaring that such classes of public roads as this House shall consider necessary shall be opened and continue permanently open for public use in future.”

Debate continued.

The debate on the question, not having been concluded by half-past six o'clock, stood adjourned, without question put, until Wednesday, 12th September instant.

9. MANUFACTURE OF GUNNY BAGS.—Mr. Zox moved, pursuant to notice, That there be laid upon the Table of this House a return showing the number of gunny and other bags made, or partially made, by prison labor, the amount paid per dozen respectively, and for whom they are manufactured.  
 Question—put and resolved in the affirmative.
10. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the 2nd Order of the Day be postponed until after the consideration of the 3rd Order for to-day.
11. LAND TAX 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. James reported that the Committee had made progress in the Bill, and that he was directed to move that the Committee have leave to sit again.  
 Resolved—That this House will, 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:—
- “Dower Abolition Bill—Second reading,”
  - “University Act Amendment Bill—Second reading,”
  - “Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,”
  - “Electoral Act Amendment Bill—Second reading,” until Wednesday, 12th September instant;
  - “Supply—To be further considered in Committee,”
  - “Land Tax Bill—Message of His Excellency the Governor—To be considered in Committee,”
  - “Supply—Resolutions to be reported,”
  - “Mining on Private Property Bill—To be further considered in Committee,”
  - “Explosive Substances Bill—Second reading,”
  - “Parliamentary Costs Bill—Consideration of Report,”
  - “Ways and Means—To be further considered in Committee,”
  - “Extradition Bill—Second reading,”
  - “Supreme Court Bill—Second reading,”
  - “Friendly Societies Laws Amendment Bill—Second reading,” until to-morrow.

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

C. GAVAN DUFFY,  
*Speaker.*



VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 32.

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THURSDAY, 6TH SEPTEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. NATIONAL INSURANCE COMPANY OF AUSTRALASIA EXTENSION OF POWERS BILL.—Mr. Carter, Chairman, brought up the Report from the Select Committee to which this Bill was referred. Ordered to lie on the Table.
3. LAND TAX 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. James 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, 11th September.—Bill as amended to be printed.
4. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be read and discharged :—  
*“ Land Tax Bill—Message of His Excellency the Governor—To be considered in Committee.”*
5. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; and Mr. James having reported that a quorum of Members was not present in the Committee, Mr. Speaker counted the House, and a quorum not being present, Mr. Speaker, at thirty-nine minutes past seven o'clock, adjourned the House, without question being first put, until Tuesday next, at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 33.

TUESDAY, 11<sup>TH</sup> SEPTEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. J. T. Smith presented a Petition from Andrew Plummer, styling himself Delegate from the West Bourke Agricultural Society, praying that the House would during the present Session amend the law relating to the Impounding of Cattle, the Fencing Statute 1874, and the present Dog Act in the manner suggested in the Petition.  
Ordered to lie on the Table.  
Mr. Lalor presented a Petition from certain Roman Catholics resident at Anakie, Darriwil, Elaine, Lethbridge, Meredith, and Steiglitz, praying the House to take the statements set forth in the Petition into consideration, and to devise such measures of relief as your wisdom may deem meet.  
Ordered to lie on the Table.
3. PAPER.—Mr. Grant presented—  
Mr. Thomas Sunderland.—Return to an Order of the Legislative Assembly, dated 30th August last, for copies of the evidence taken by the Board, and all papers in connection with the discharge of Mr. Thomas Sunderland.  
Ordered to lie on the Table.
4. STAUGHTON VALE DISTILLERY—BEET ROOT SPIRIT.—Mr. King moved, pursuant to notice, That there be laid upon the Table of this House a return showing—
  - (1.) The number of proof gallons beet root spirit made at Staughton Vale Distillery since the last return presented to Parliament, dated 16th September 1874.
  - (2.) The number of proof gallons upon which duty has been paid since last return.
  - (3.) The rate per proof gallon duty paid.
  - (4.) The number of gallons proof left in bond (if any).
  - (5.) The number of gallons proof (methylated).
  - (6.) The amount of duty paid since last return.
  - (7.) The total amount of duty paid upon beet root spirit made at Staughton Vale Distillery.Question—put and resolved in the affirmative.
5. LOCAL GOVERNMENT ACT 1874—RETURNS.—Mr. Carter moved, pursuant to notice, That there be laid upon the Table of this House a summary, in the usual form, of the several returns furnished to the Treasury during the present year under *The Local Government Act 1874*.  
Question—put and resolved in the affirmative.
6. EXPERIMENTAL FARM AT DOOKIE.—Mr. Bird moved, pursuant to notice, That there be laid upon the Table of this House a return showing the total amount of money spent in connection with the Experimental Farm at Dookie, with the various items of expenditure; also, the total expenditure of the Department of Agriculture for the last five years, showing how the money has been distributed.  
Question—put and resolved in the affirmative.
7. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Grant, the following Order of the Day was read and discharged :—  
“*Land Tax Bill—Consideration of Report.*”
8. LAND TAX BILL.—Mr. Grant moved, That this Bill be re-committed to a Committee of the whole Assembly for reconsideration.  
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 reconsideration of clauses 12, 24, 25, 29, 41, 42, 48, 49, 50, 51, 52, 53, 54, and the insertion of a new clause.  
Mr. Speaker resumed the Chair; and Mr. James having reported that the Committee had agreed to the Bill with further amendments, the Assembly ordered the same to be taken into consideration this day.  
—Bill, as amended, to be printed.

9. **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. James 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.
10. **LAND TAX BILL.**—The Order of the Day for the consideration of the amendments made by the Committee of the whole in this Bill having been read, Mr. Grant moved, That the amendments made in Committee of the whole in this Bill be now taken into consideration.  
Debate ensued.  
Question—put and resolved in the affirmative.  
And, on the further motion of Mr. Grant, the Assembly agreed to the amendments made by the Committee 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 :—  
“*An Act to impose a Land Tax.*”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
11. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of Mr. Grant, the following Order of the Day was read and discharged :—  
“*Parliamentary Costs Bill—Consideration of Report.*”
12. **PARLIAMENTARY COSTS BILL.**—Mr. Grant moved, That this Bill be recommitted to a Committee of the whole Assembly for reconsideration.  
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 reconsideration of this Bill.  
Mr. Speaker resumed the Chair; and Mr. James 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 further amended to be printed.
13. **WAYS AND MEANS.**—The House, according to Order, resolved itself into the Committee of Ways and Means.  
Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had made progress, and that he was directed to move that he have leave to sit again.  
Resolved—That this House will, to-morrow, again resolve into the said Committee.
14. **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,*”  
“*Supply—Resolutions to be reported,*”  
“*Mining on Private Property Bill—To be further considered in Committee,*”  
“*Explosive Substances Bill—Second reading,*”  
“*Extradition Bill—Second reading,*”  
“*Supreme Court Bill—Second reading,*”  
“*Friendly Societies Laws Amendment Bill—Second reading,*”  
“*Brighton Land Vesting Bill—Second reading.*”

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

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 34.

WEDNESDAY, 12<sup>TH</sup> SEPTEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—The following Petitions, praying the House to take the statements set forth in the Petitions into consideration, and to devise such measures of relief as the House may deem meet, were presented as under :—
  - By Mr. Dow, from certain Roman Catholics residents at St. Arnaud and Kara Kara.
  - By Mr. MacBain, from certain Roman Catholics residents at Horsham, Wimmera.
  - By Mr. Dwyer, from certain Roman Catholics resident at Terang.
  - By Mr. Cooper, from certain Roman Catholics residents at Creswick.
  - By Mr. O'Shanassy, from certain Roman Catholics residents at Warrnambool.
  - By Mr. Bent, from certain Roman Catholics resident at Brighton.Severally ordered to lie on the Table.

Mr. Bent presented a Petition from the Mayor, Councillors, and Burgesses of the Borough of Brighton, under the corporate seal of the said Borough, praying the House to suspend the Standing Orders relating to Private Bills, in order to the more speedy passing into law of the "Brighton Land Vesting Bill," and that the said Bill might in all its future stages be treated as a Public Bill.  
Ordered to lie on the Table.
3. PAPERS.—Mr. Berry presented—
  - Manufacture of Gunny Bags.—Return to an Order of the Legislative Assembly, dated 5th September instant, for a return showing the number of gunny and other bags made, or partially made, by prison labor, the amount paid per dozen respectively, and for whom they are manufactured.
  - Electoral Returns.—Return to an Order of the Legislative Assembly, dated 14th August last, for a Return showing—
    - (1.) The population in each electorate of the colony at the late general election.
    - (2.) The number of male residents in each electorate over 21 years of age.
    - (3.) The number of electors on the ratepayers and general rolls respectively in every division of every electorate.
    - (4.) The number of electors in every division of every electorate who voted, distinguishing the ratepayers from the general voters.
    - (5.) The number of votes received by each candidate in each electorate in each electoral division.Severally ordered to lie on the Table.
4. BRIGHTON LAND VESTING BILL.—Mr. Bent moved, pursuant to notice, That a Bill intituled "*A Bill to vest land in the Mayor, Councillors, and Burgesses of the Borough of Brighton for purposes of public recreation,*" be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time, and committed.
5. NATIONAL INSURANCE COMPANY OF AUSTRALASIA (LIMITED) EXTENSION OF POWERS BILL.—Mr. Carter moved, pursuant to notice, That the Report of the Select Committee of the Legislative Assembly upon a Bill intituled "*A Bill to give Additional Powers to the National Insurance Company of Australasia Limited, and for other purposes,*" be now taken into consideration.  
Question—put and resolved in the affirmative.  
The several amendments made in this Bill were then read a second time and agreed to by the Assembly.
6. METROPOLITAN GAS COMPANY'S AMALGAMATION BILL.—Mr. Munro moved, pursuant to notice, That a Bill intituled "*A Bill to amalgamate the City of Melbourne Gas and Coke Company, The Collingwood, Fitzroy, and District Gas and Coke Company, and the South Melbourne Gas Company, and to incorporate a Company to be called 'The Metropolitan Gas Company,' and for other purposes,*" be now read a second time.  
Debate ensued.  
Question—put and resolved in the affirmative.—Bill read a second time, and committed.

7. **CONTAGIOUS DISEASES PREVENTION BILL.**—Mr. Bent moved, That this Bill be now read a second time.  
 Debate ensued.  
 The debate on the question, not having been concluded by half-past six o'clock, stood adjourned, without question put, until Wednesday, 19th September instant.
8. **SUPPLY.**—The Order of the Day for going into Committee of Supply having been read—Mr. Berry moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into the Committee of Supply.  
 Debate ensued.  
 Question—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. James reported that the Committee had made progress, and that he was directed to move that he have leave to sit again.  
 Resolved—That this House will, to-morrow, again resolve into the said Committee.
9. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
- “*Criminal Cases Appeal Bill—Second reading,*”
  - “*Dower Abolition Bill—Second reading,*”
  - “*University Act Amendment Bill—Second reading,*”
  - “*Fencing of Public Roads—Motion respecting—Resumption of debate,*”
  - “*Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,*”
  - “*Electoral Act Amendment Bill—Second reading,*” until Wednesday, 19th September instant
  - “*Ways and Means—To be further considered in Committee,*”
  - “*Supply—Resolutions to be reported,*”
  - “*Mining on Private Property Bill—To be further considered in Committee,*”
  - “*Explosive Substances Bill—Second reading,*”
  - “*Parliamentary Costs Bill—Consideration of report,*”
  - “*Extradition Bill—Second reading,*”
  - “*Supreme Court Bill—Second reading,*”
  - “*Friendly Societies Laws Amendment Bill—Second reading,*” until to-morrow.

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

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 35.

THURSDAY, 13TH SEPTEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. VISITOR.—Mr. Berry moved, by leave of the Assembly, That a chair be provided on the floor of the House for His Excellency Sir William Robinson, Governor of the Straits Settlements.  
Question—put and resolved in the affirmative.
3. PETITIONS.—The following Petitions, praying the House to take the statements set forth in the Petitions into consideration, and to devise such measures of relief as the House might deem meet, were presented as under :—  
By Mr. Ramsay, from certain Roman Catholics residents at Heidelberg.  
By Mr. Gavan Duffy, from certain Roman Catholics residents at Tarraville.  
By Mr. Farrell, from certain Roman Catholics residents at Castlemaine.  
Severally ordered to lie on the Table.  
Mr. Bayles presented a Petition from certain Farmers and others, resident in the Tower Hill district, county of Villiers, praying that the House would take such measures in its wisdom as will meet the views of the petitioners as set forth in the Petition.  
Ordered to lie on the Table.
4. ADJOURNMENT.—Mr. Berry moved, That this House do now adjourn.  
Debate ensued.  
Question—That this House do now adjourn—put.  
Assembly divided.

Ayes, 52.

Mr. Andrew,	Mr. Langridge,
Mr. Barr,	Mr. Laurens,
Mr. Bell,	Mr. Longmore,
Mr. Berry,	Mr. Mackay,
Mr. Billson,	Mr. Macgregor,
Mr. Bird,	Mr. Mirams,
Mr. Brophy,	Mr. Munro,
Mr. Casey,	Mr. Nimmo,
Mr. R. Clark (Sandhurst),	Mr. O'Hea,
Mr. R. Clark (Wimmera),	Mr. Orr,
Mr. Cook,	Mr. Patterson,
Mr. Cooper,	Mr. Richardson,
Mr. Cope,	Mr. Rees,
Mr. D. M. Davies,	Mr. Sainsbury,
Mr. Dow,	Mr. Service,
Mr. J. Gavan Duffy,	Mr. J. T. Smith,
Mr. Dwyer,	Major W. C. Smith,
Mr. Farrell,	Mr. F. L. Smyth,
Mr. Fergusson,	Mr. Story,
Mr. Fincham,	Mr. Tucker,
Mr. Gaunson,	Mr. Williams,
Mr. Grant,	Mr. Woods,
Mr. Graves,	Mr. Wright.
Mr. Johnstone,	
Mr. King,	<i>Tellers.</i>
Mr. Kernot,	Mr. A. T. Clark,
Mr. Lalor,	Mr. L. L. Smith.

Noes, 9.

Mr. Bosisto,	Mr. Zox.
Mr. Kerferd,	
Mr. MacBain,	<i>Tellers.</i>
Mr. MacPherson,	
Sir J. O'Shanassy,	Mr. Carter,
Mr. A. K. Smith,	Mr. Bayles.

And so it was resolved in the affirmative.

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

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 36.

TUESDAY, 18TH SEPTEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Berry presented—  
Fisheries Act 1873—Copy of *Government Gazette*, containing Proclamation under.  
Ordered to lie on the Table.  
Mr. Lalor presented—  
Mr. Graham Mitchell, M.R.C.V.S.—Return to an Order of the Legislative Assembly, dated 26th July 1877, for copies of all correspondence and papers in connection with Mr. Graham Mitchell, M.R.C.V.S. and Mr. Kerr, relative to the so-called Cumberland disease.  
Ordered to lie on the Table.  
Mr. Woods presented—  
Railway Department—Traffic Officers' Branch.—Return to an Order of the Legislative Assembly, dated 28th August 1877, for a return of the Officers in the Traffic Branch of the Railway Department; showing their length of service, their present duties, and the salaries of each.  
Ordered to lie on the Table.
3. DISEASES IN STOCK ACT (1872).—Mr. Dow moved, pursuant to notice, That there be laid before this House a return showing :—  
(1.) What has been the total cost to the country of the working of the Prevention of Diseases in Stock Act since its beginning in December 1872, up to the end of June 1877.  
(2.) The total cost per annum for the years 1873, 1874, 1875, and 1876.  
(3.) A. The total number of officials employed in the stock department.  
B. The names of their several offices.  
C. Their duties.  
D. Their qualifications.  
E. The amount of their salaries and allowances, specifying what the latter are for.  
(4.) A. The names of the diseases reported to the department since the passing of the Act, and  
B. The steps that have been taken with regard to each.  
(5.) A. The number of convictions obtained for each of the years named, and  
B. The nature of the penalties imposed.  
(6.) The reason why the stock department does not furnish an annual report descriptive of its working.  
Question—put and resolved in the affirmative.
4. MR. JEREMIAH RYAN.—Mr. Dwyer moved, pursuant to notice, That there be laid before this House copies of the papers in connection with the removal from the commission of the peace of Mr. Jeremiah Ryan, Bacchus Marsh.  
Question—put and resolved in the affirmative.
5. ADJOURNMENT.—Mr. Berry moved, pursuant to notice, That the House, at its rising, adjourn until Thursday, 27th September instant.  
Debate ensued.  
Question—put and resolved in the affirmative.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Thursday, 27th September instant :—  
“ *Ways and Means—To be further considered in Committee,*”  
“ *Parliamentary Costs Bill—Consideration of report,*”  
“ *Supply—To be further considered in Committee,*”  
“ *Supply—Resolutions to be reported,*”  
“ *Mining on Private Property Bill—To be further considered in Committee,*”  
“ *Explosive Substances Bill—Second reading,*”  
“ *Extradition Bill—Second reading,*”  
“ *Supreme Court Bill—Second reading,*”  
“ *Friendly Societies Laws Amendment Bill—Second reading.*”

Assembly adjourned at twenty-five minutes after five o'clock until Thursday, 27th September instant.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 37.

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THURSDAY, 27<sup>TH</sup> SEPTEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair—and a quorum of Members not being present, Mr. Speaker, at twenty-five minutes to five o'clock, adjourned the House, without question being first put, until Tuesday, 2nd October next, at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*



VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 38.

TUESDAY, 2ND OCTOBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. SOUTH GIPPSLAND ELECTION PETITION.—Mr. Speaker laid upon the Table of the Assembly a Petition which was presented to him, on the 26th September last, and which Petition is as follows :—

*To the Honorable the Speaker of the Legislative Assembly.*

The Petition of Francis Conway Mason, of Carlton, near Melbourne, in the colony of Victoria, gentleman,

RESPECTFULLY SHEWETH—

1. That on the twenty-fourth day of August last past an election was in due form of law held for one member to serve in the Legislative Assembly in this present Parliament for the Electoral District of South Gippsland.

2. That George David Macartney, Doctor of Laws, and your Petitioner were the only candidates at the said election.

3. That as the result of such election the Returning Officer publicly and in due form of law declared that the number of votes for the said George David Macartney was four hundred and sixty, and for your Petitioner three hundred and sixty-six, and that the said George David Macartney was duly elected as aforesaid, and made his return accordingly.

4. That the said George David Macartney was by himself, by his agents, or agent, and by other persons in his behalf, guilty of bribery and undue influence before and during the said election, whereby he was and is incapacitated to serve in the present Parliament for the said or any other electoral district, and the said election and return of the said George David Macartney was and is wholly null and void.

5. That the said George David Macartney was, at the time of his said election, a minister of a religious denomination within the meaning of the eleventh section of the Constitution Act, and was therefore then incapable of being so elected as aforesaid.

6. That the said George David Macartney has at various times and places since then\* month \* Sic in orig. of August, in the year of our Lord One thousand eight hundred and sixty-eight, preached, conducted religious services, and otherwise acted in the discharge of the functions of his sacred calling and office.

7. That the electors of the said district were, at the time of giving their votes at the said election, well aware that the said George David Macartney had been held and was a minister of a religious denomination aforesaid, and a person incapable, in consequence, of being so elected as aforesaid.

8. That at the said election a polling booth in one of the divisions of the said electoral district was closed before the time appointed by law, whereby a number of electors who desired to record their votes at the said election for your Petitioner were prevented from so doing, and there were unpollled in the said booth and division a sufficient number of electors entitled to vote to have given your Petitioner a majority of votes at the said election.

9. That a person entitled to act as scrutineer for your Petitioner in a certain polling booth of one of the divisions of the said electorate was not allowed by the Deputy Returning Officer presiding in such booth to take the usual declaration required by law from persons desirous of acting as scrutineers before they can act as such, nor was such person permitted by such Deputy Returning Officer to be present in the polling booth where the ballot papers were received, nor otherwise allowed to act as scrutineer for your Petitioner, and that in consequence of the aforesaid refusal of the Returning Officer as aforesaid your Petitioner was deprived of the services of a scrutineer in the polling booth aforesaid, whereby your Petitioner believes he was seriously prejudiced in his election.

10. That your Petitioner ought, by reason of the allegations in the premises, or some of them, to be declared to be duly elected at the said election.

Your Petitioner therefore respectfully prays—

That you will communicate the matter of this Petition to the Legislative Assembly of Victoria, in order that the same may be referred to the Committee of Election\* and Qualifications, to be dealt with by such Committee according to law. And that the said George David Macartney may be declared by himself, agents, or agent, guilty of bribery and undue influence as aforesaid, and incapacitated to serve in Parliament for the said district.

That it may be declared that the said George David Macartney was not duly elected to serve as aforesaid.

That it may be declared that your Petitioner was duly elected to serve as aforesaid for the said electoral district.

That your Petitioner may have such further and other relief as the circumstances of the case may require.

And your Petitioner will ever pray, &c.

FRANCIS CONWAY MASON.

Dated at Melbourne this twenty-sixth day of September, One thousand eight hundred and seventy-seven.

3. PETITIONS.—The following Petitions, praying the House to take the statements set forth in the Petitions into consideration, and to devise such measures of relief as this House might deem meet, were presented as under :—

By Mr. Gavan Duffy, from certain Roman Catholics, residents at Emerald Hill.

By Mr. Gavan Duffy, from certain Roman Catholics, residents at Echuca and district.

Severally ordered to lie on the Table.

Mr. Bosisto presented a Petition from certain Cab-owners, Draymen, Market Gardeners, Wood Carters, and others, whose living depends on the work of their horses, praying the House to deal justly with the matter referred to in the Petition.

Ordered to lie on the Table.

Mr. L. L. Smith presented a Petition from Thomas Embling, praying the House to take such prompt and energetic measures as might be deemed advisable to obtain from the Government of the Queen, a distinct expression of opinion that the interference of foreign Powers in the affairs of the Pacific Islands should be estopped, and no colonies other than those under the flag of Her Majesty be permitted to be founded upon the aforesaid Islands.

Ordered to lie on the Table.

4. BEECHWORTH WATERWORKS BILL.—Mr. Gaunson, Chairman of the Select Committee to which this Bill was referred, brought up a Report from this Committee.

Ordered to lie on the Table.

Ordered that the Bill be read a third time.

5. PAPERS.—Mr. Lalor presented—

Imports consumed in Victoria—Value of.—Return to an Order of the Legislative Assembly, dated 21st August last, for a return showing the value of all imports consumed or used in Victoria under leading heads, for the years 1870, 1871, 1872, 1873, 1874, 1875, and 1876.

Staughton Vale Distillery—Beet root Spirits.—Return to an Order of the Legislative Assembly, dated 11th September last, for a return showing—

- (1.) The number of proof gallons beet root spirit made at Staughton Vale Distillery since the last Return presented to Parliament, dated 16th September 1874.
- (2.) The number of proof gallons upon which duty has been paid since last Return.
- (3.) The rate per proof gallon duty paid.
- (4.) The number of gallons proof left in bond (if any).
- (5.) The number of gallons proof (methylated).
- (6.) The amount of duty paid since last Return.
- (7.) The total amount of duty paid upon beet root spirit made at Staughton Vale Distillery.

Severally ordered to lie on the Table.

Mr. Grant presented—

Mr. Jeremiah Ryan.—Return to an Order of the Legislative Assembly, dated 18th September last, for copies of the papers in connection with the removal from the commission of the peace of Mr. Jeremiah Ryan, Bacchus Marsh.

Ordered to lie on the Table.

\* Sic in orig.

Mr. Berry presented—

Diseases in Stock Act 1872.—Return to an Order of the Legislative Assembly, dated 18th September last, for a return showing :—

- (1.) What has been the total cost to the country of the working of the Prevention of Diseases in Stock Act since its beginning in December 1872, up to the end of June 1877.
- (2.) The total cost per annum for the years 1873, 1874, 1875, and 1876.
- (3.)
  - A. The total number of officials employed in the stock department.
  - B. The names of their several offices.
  - C. Their duties.
  - D. Their qualifications.
  - E. The amount of their salaries and allowances, specifying what the latter are for.
- (4.)
  - A. The names of the diseases reported to the department since the passing of the Act, and
  - B. The steps that have been taken with regard to each.
- (5.)
  - A. The number of convictions obtained for each of the years named, and
  - B. The nature of the penalties imposed.
- (6.) The reason why the stock department does not furnish an annual report descriptive of its working.

Ordered to lie on the Table.

6. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the 1st and 2nd Orders of the Day be postponed until after the consideration of the 3rd Order of the Day.

7. **SUPPLY.**—The House, according to Order, resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had come to certain resolutions.

Ordered—That the Report be received to-morrow.

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

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

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 Bill intituled—

“*An Act to further amend ‘The Local Government Act 1874.’*”

And to the Bill intituled—

“*An Act to validate certain payments heretofore made out of moneys raised under the Public Works Loan Act of 1868, the Public Works Loan Act 1872, and the Railway Loan Act 1876,*”

without amendment.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 18th September 1877.

9. **REPORTING PROCEEDINGS OF PARLIAMENT.**—Mr. Richardson moved, pursuant to notice, That a Select Committee be appointed to enquire into and report upon the best method of securing correct reports of the proceedings of Parliament, with the view of publishing them daily; such Committee to consist of Sir John O’Shanassy, Mr. Munro, Mr. A. T. Clark, Mr. Nimmo, and the Mover; to have power to call for persons and papers, three to form a quorum.

Question—put and resolved in the affirmative.

10. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

“*Ways and Means—To be further considered in Committee,*”

“*Parliamentary Costs Bill—Consideration of Report,*”

“*Supply—Resolutions to be reported,*”

“*Mining on Private Property Bill—To be further considered in Committee,*”

“*Explosive Substances Bill—Second reading,*”

“*Extradition Bill—Second reading,*”

“*Supreme Court Bill—Second reading,*”

“*Friendly Societies Laws Amendment Bill—Second reading,*”

“*Criminal Cases Appeal Bill—Second reading,*”

“*Contagious Diseases Prevention Bill—Second Reading—Resumption of Debate,*”

“*Dower Abolition Bill—Second reading,*”

“*University Act Amendment Bill—Second reading,*”

“*Fencing of Public Roads—Motion respecting—Resumption of debate,*”

“*Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee.*”

11. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of Mr. Munro the following Order of the Day was read and discharged :—

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

Ordered—That the said Bill be withdrawn.

Assembly adjourned at twenty-seven minutes to eleven o’clock until to-morrow at four o’clock.

C. GAVAN DUFFY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 39.

WEDNESDAY, 3RD OCTOBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Nimmo presented a Petition from certain Cab-owners, Draymen, Market Gardeners, Wood-carters, and others, whose living depends on the work of their horses, praying that the House would deal justly with the matter referred to in the Petition.  
Ordered to lie on the Table.

3. METROPOLITAN GAS COMPANIES AMALGAMATION BILL.—Mr. Munro moved, pursuant to notice, That a Bill intituled "*A Bill to amalgamate the City of Melbourne Gas and Coke Company, the Collingwood, Fitzroy, and District Gas and Coke Company, and the South Melbourne Gas Company, and to incorporate a company to be called 'The Metropolitan Gas Company,' and for other purposes,*" be referred to a Select Committee, consisting of Mr. Cook, Mr. Dixon, Mr. Tucker, Mr. Bosisto, and the Mover, three to form a quorum; and that the promoters have leave from day to day to print the evidence taken before such Committee.

Debate ensued.

Mr. Grant moved, by leave of the Assembly, That Standing Orders Nos. 1 and 2, relating to Private Bills, be suspended, so far as the Committee in this case is concerned.

Question—put and resolved in the affirmative unanimously.

Mr. Munro then moved, That a Bill intituled "*A Bill to amalgamate the City of Melbourne Gas and Coke Company, the Collingwood, Fitzroy, and District Gas and Coke Company, and the South Melbourne Gas Company, and to incorporate a company to be called 'The Metropolitan Gas Company,' and for other purposes,*" be referred to a Select Committee, consisting of Mr. Cook, Mr. Dixon, Mr. Tucker, Mr. Bosisto, Mr. Kerferd, Mr. Cooper, Mr. Gavan Duffy, Mr. Johnstone, Mr. McIntyre, Mr. Woods, and the Mover, three to form a quorum; and that the promoters have leave from day to day to print the evidence taken before such Committee.

Question—put and resolved in the affirmative.

4. BRIGHTON LAND VESTING BILL.—Mr. Bent moved, pursuant to notice, That the Standing Orders relating to Private Bills be suspended, and that the Bill intituled "*A Bill to vest land in the Mayor, Councillors, and Burgesses of the Borough of Brighton for purposes of public recreation,*" be now committed to a Committee of the whole Assembly.

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 consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. James 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, 10th October instant.—Bill, as amended, to be printed.

5. NATIONAL INSURANCE COMPANY OF AUSTRALASIA (LIMITED) 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 to which this Bill was referred—Bill, on the motion of Mr. Carter, read a third time and *passed*.

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

*"An Act to give additional powers to the National Insurance Company of Australasia  
" Limited 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.

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 Bill intituled "*An Act to impose a Land Tax*," without amendment.

(Signed) W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 3rd October 1877.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to authorize the construction of certain Lines of Railway by the State*," and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed) W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 3rd October 1877.

On the motion of Mr. Woods, the Assembly ordered the said amendments to be printed, and taken into consideration Tuesday, 9th October instant.

7. INEBRIATES ACT AMENDMENT BILL.—Mr. Casey moved, pursuant to notice, that he have leave to bring in a Bill to amend an Act intituled "*An Act to provide for the treatment and cure of Inebriates*."

Question—put and resolved in the affirmative.

Ordered—That Mr. Casey and Mr. Munro do prepare and bring in the Bill.

Mr. Casey then brought up a Bill intituled "*A Bill to amend an Act intituled 'An Act to provide for the treatment and cure of Inebriates,'*" 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 October instant.

8. CONTAGIOUS DISEASES PREVENTION BILL.—The Order of the Day for the resumption of the debate on the question—That this Bill be now read a second time—having been read,

Debate resumed.

The debate on this question, not being concluded at half-past six o'clock, stood adjourned until Wednesday, 10th October instant.

9. CROWN TENANTS.—Mr. Kernot moved, pursuant to notice given by Mr. Mirams, That there be laid before this House a return showing—

(1.) The name of each Crown tenant holding pastoral lands on 1st July 1877.

(2.) The name of each run, its locality and character.

(3.) The area of each run, its total annual rental, and also its annual rental per acre.

(4.) A summary of this return showing the total area of each class of land occupied, the total rent received from each class, and the average rent per acre of each class.

Question—put and 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 requests that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings taken before a Committee of the Legislative Assembly during the present session on the Bill intituled "*An Act to give additional powers to the National Insurance Company of Australasia Limited, and for other purposes*."

(Signed) W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 3rd October 1877.

On the motion of Mr. Kerferd, the Assembly ordered copies of the above report and evidence to be transmitted as requested by the above Message.

11. PAPERS.—Mr. Longmore presented, by command of His Excellency the Governor—  
Land Act 1869—Order in Council.—Regulations.

Ordered to lie on the Table.

Mr. Longmore presented—

John Schutt.—Return to an Order of the Legislative Assembly, dated 4th September last, for copies of all papers and correspondence connected with the application of John Schutt, made on the 30th November 1876, to purchase certain lands in the parish of Cut Paw Paw, shire of Braybrook, near Footscray, together with any opinion of counsel upon the matter.

Ordered to lie on the Table.

12. PARLIAMENTARY COSTS 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 :—

"*An Act for awarding costs in certain cases of Private Bills, and for the taxation of costs awarded by Committees of the Legislative Council and Legislative Assembly respectively.*"

Question—put and resolved in the affirmative.

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

13. **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. James reported that the Committee had gone through the Bill and agreed to the same with amendments.

Major W. C. Smith moved, That this Bill be recommitted for the reconsideration of clauses 9, 11, 16, and 18.

Question—put and resolved in the affirmative.

And, on the further motion of Major W. C. Smith, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of clauses 9, 11, 16, and 18 of this Bill.

Mr. Speaker resumed the Chair ; and Mr. James having reported that the Committee had agreed to the Bill with further amendments, the Assembly ordered the same to be taken into consideration Tuesday, 9th October instant—Bill as amended to be printed.

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

“ *Criminal Cases Appeal Bill—Second reading,*”

“ *Dower Abolition Bill—Second reading,*”

“ *University Act Amendment Bill—Second reading,*”

“ *Fencing of Public Roads—Motion respecting—Resumption of debate,*”

“ *Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,*”  
until Wednesday, 10th October instant ;

“ *Ways and Means—To be further considered in Committee,*”

“ *Supply—To be further considered in Committee,*” until to-morrow ;

“ *Supply—Resolutions to be reported,*” until Tuesday 9th October instant ;

“ *Explosive Substances Bill—Second reading,*”

“ *Extradition Bill—Second reading,*”

“ *Supreme Court Bill—Second reading,*”

“ *Friendly Societies Laws Amendment Bill—Second reading,*” until to-morrow.

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

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 40.

THURSDAY, 4TH OCTOBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—The following Petitions, praying the House to take the statements set forth in the Petitions into consideration, and to devise such measures of relief as this House might deem meet, were presented as under :—
  - By Mr. Billson, from certain Roman Catholics, resident at Chiltern, Barnawartha, Wodonga, and Rutherglen.
  - By Sir J. O'Shanassy, from certain Roman Catholics, residents in the Belfast district.
 Severally ordered to lie on the Table.
  - Mr. Langridge presented a Petition from George Buzzard, styling himself Local Manager of the Liverpool and London and Globe Insurance Company, praying for leave to bring in a Bill to enable the Liverpool and London and Globe Insurance Company to sue and be sued in the Colony of Victoria in the name of the company and for other purposes.
 Ordered to lie on the Table.
3. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—
  - Telegraph Cables.—Copy of Correspondence respecting Evidence given by Mr. Audley Coote (on behalf of Messrs. Siemens Brothers), at the Conference in Sydney *re* Telegraph Cables.
  - Telegraph Cable *viâ* United States.—Copy of Correspondence respecting Telegraph Cable *viâ* the United States.
 Severally ordered to lie on the Table.
4. TRAINING SCHOOLS—COST.—Mr. Macgregor moved, pursuant to *amended* notice, That there be laid before this House a return showing—
  - (1.) The total cost in connection with the Central Training School for the years 1873, 1874, 1875, 1876, and 1877 respectively, under the following heads :—
    1. Salaries to the training staff.
    2. Allowances to the trainees.
    3. Other expenses.
  - (2.) The total amount paid to the Associated Schools for training purposes in each year.
  - (3.) The number of students in training in the Central Training School, and in the Associated Schools, also the number that passed at each yearly examination.
 Question—put and resolved in the affirmative.
5. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.
 

Mr. Speaker resumed the Chair ; and Mr. James reported that the Committee had come to certain resolutions.

 Ordered—That the Report be received on Tuesday, 9th October instant.

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

 Resolved—That this House will, on Tuesday, 9th October instant, again resolve into the said Committee.
6. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
 

Mr. Speaker resumed the Chair ; and Mr. James reported that the Committee had come to certain resolutions.

 Ordered—That the Report be received on Tuesday, 9th October instant.

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

 Resolved—That this House will, on Tuesday, 9th October instant, again resolve into the said Committee.
7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 9th October instant :—
  - “*Explosive Substances Bill—Second reading,*”
  - “*Extradition Bill—Second reading,*”
  - “*Supreme Court Bill—Second reading,*”
  - “*Friendly Societies Laws Amendment Bill—Second reading.*”

Assembly adjourned at five minutes to eleven o'clock, until Tuesday next, at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 41.

TUESDAY, 9TH OCTOBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Grant, and the same was read and is as follows:—

G. F. BOWEN,

*Governor.*

*Message*

In pursuance of section 36 of the *Constitution Act*, the Governor transmits to the Legislative Assembly the following amendment, which he recommends to be made in the Land Tax Bill, which has been presented to him for Her Majesty's assent:—

Clause 28, line 4, the word "Sixth" to be struck out and the word "Fifth" to be substituted in lieu thereof.

Government Offices,  
Mebourne, 9th October 1877.

On the motion of Mr. Grant, the Assembly agreed to the above proposed amendment, and ordered the above Message to be transmitted to the Legislative Council, acquainting them that the Legislative Assembly had agreed to the said amendment, and requesting their concurrence therein.

3. PETITIONS.—The following Petitions, praying the House would deal justly with the matter referred to in the Petitions were presented as under:—

By Mr. Zox, from certain Cabowners, Draymen, Market Gardeners, Wood Carters, and others, whose living depends on the work of their horses.

By Mr. Story, from certain Cabowners of Hotham, and others, whose living depends on the work of their horses.

Severally ordered to lie on the Table.

Mr. L. L. Smith presented a Petition from certain Roman Catholics, residents at Richmond, Hawthorn, Kew, and Nunawading, praying the House to take the statements set forth in the Petition into consideration, and to devise such measures of relief as this House might deem meet.

Petition read and ordered to lie on the Table.

A similar Petition was presented by Mr. Sharpe, from certain Roman Catholics, residents at Wangaratta.

Ordered to lie on the Table.

Mr. Carter presented a Petition from J. W. Bowen, styling himself Mayor of the Town of Prahran, and Chairman of a Public Meeting of the Burgesses of Prahran, praying the House would find a way early to give effect to certain resolutions set forth in the Petition.

Petition read and ordered to lie on the Table.

4. PAPER.—Mr. Berry presented, by command of His Excellency the Governor—  
Protection of the Aborigines.—Thirteenth Report of the Board for the Protection of the Aborigines in the Colony of Victoria.

Ordered to lie on the Table.

5. CROWN SOLICITOR'S DEPARTMENT.—Mr. Dwyer moved, pursuant to notice, That there be laid before this House a return containing the names of all officers in the Crown Solicitor's Department who are paid salaries in addition to the salaries set opposite their respective offices in the Estimates of Expenditure; together with a statement of the respective amounts, and the Parliamentary authorities under which such additional salaries are paid.

Question—put and resolved in the affirmative.

6. PAPER.—Mr. Grant presented—

Crown Solicitor's Department.—Return to above Order.

Ordered to lie on the Table.

7. MINING ON PRIVATE PROPERTY BILL.—On the motion of Major W. C. Smith, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. McIntyre moved, That the following proviso be added to clause 16:—

"Provided that where any agreement now exists and mining operations are being carried on under such agreement upon any such exempted lands no such consent will be required and it will be competent for a lease to issue under this Act."

Debate ensued.

Question—put and negatived.



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 Major W. C. Smith, read a third time.

Major W. C. Smith moved that the Bill do pass.  
Debate ensued.

Question—put and resolved in the affirmative.

Major W. C. Smith moved, That the following be the title of the Bill :—

*“ An Act to provide for Mining for Gold and Silver on Private Property.”*

Question—put and resolved in the affirmative.

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

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 amendment recommended by His Excellency the Governor, and agreed to by the Legislative Assembly in the Bill intituled *“ An Act to impose a Land Tax.”*

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 9th October 1877.

9. RAILWAY CONSTRUCTION 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. Berry, the said amendments were read, and are as follow :—

- (1.) Clause 3, line 19, leave out Subsection 1, viz :—

“ A railway commencing at a point on the east side of Swanston street near its junction with Flinders street in the city of Melbourne, and terminating in the parish of Mulgrave at the commencement of the railway from Oakleigh to Sale, in the line and upon the lands described in the First Schedule hereto; and such railway and the railway from Oakleigh to Sale may be called the Gippsland Railway,” and insert

“ With a view to the exercise of running powers by the Victorian Railways over the railway lines of the Melbourne and Hobson’s Bay United Railway Company—A railway commencing at Oakleigh at the point of commencement of the authorized line of railway from Oakleigh to Sale, passing through or near Camberwell and terminating at the north side of the terminus of the Hawthorn branch of the said company—And a railway commencing on the west side of the Flinders street station of the said company at the coal reserve, and terminating at the south-east side of the Spencer street railway station, in the lines and upon the lands described in the First Schedule hereto; and such railways shall be called the Oakleigh connection of the Gippsland Railway.”

- (2.) Clause 3, line 5 (p. 2), leave out Subsection II., viz :—

“ A railway commencing at a point on the North-Eastern Railway at Avenel and terminating at Shepparton in the line and upon the lands described in the Second Schedule to this Act, to be called the Goulburn Valley Railway ” and insert

“ A railway commencing at the Gravel Pits sixty-seven miles fifty-six chains ten links on the North-Eastern Railway south-west from Avenel crossing the Goulburn River south-west of Murchison passing through Tatura and terminating at Shepparton in the line and upon the lands described in the Second Schedule to this Act, to be called the Goulburn Valley Railway.”

- (3.) Clause 5, line 12, before “ in ” insert “ the first portion of railway mentioned.”

- (4.) “ line 13, leave out “ the ” and insert “ such.”

- (5.) “ leave out “ mentioned in such schedule.”

- (6.) “ line 14, leave out “ Twenty-five thousand ” and insert “ Eleven thousand five hundred,” and after “ mile ” insert “ the second portion of railway mentioned in Schedule One to a sum not exceeding Five thousand pounds.”

- (7.) First Schedule—Leave out this Schedule, and insert a new First Schedule, viz :—

#### OAKLEIGH CONNECTION WITH THE GIPPSLAND RAILWAY.

##### *First portion of Railway—Oakleigh to Hawthorn.*

Commencing at Oakleigh in allotment 2, parish of Mulgrave, at the commencing point of the authorized line of railway from Oakleigh to Sale; thence for 24 chains 64 links in a straight line bearing north  $11^{\circ} 12' 30''$  west, passing out of allotment 2, crossing one-chain road, through suburban allotments 41 and 40, into suburban allotment 39, parish of Mulgrave; thence for 11 chains 80 links by a curve of 50 chains radius, the chord of which bears north  $17^{\circ} 58' 10''$  west, passing out of suburban allotment 39, crossing Logie street and Drummond street, through allotment 5, section 8, crossing Dandenong road into allotment 6 of section 5, township of Oakleigh; thence for 50 chains 86 links in a straight line, bearing north  $24^{\circ} 43' 50''$  west, passing out of allotment 6, through allotments 7 and 4 of section 5, crossing Dalgety street, through allotments 8, 3, and 2 of section 4, crossing Henderson street, through allotments 7, 8, and 1 of section 1, township of Oakleigh, crossing Allan street and Warrigal road, passing out of parish of Mulgrave into the parish of Prahran, through allotment 182 into allotment 183, parish of Prahran; thence for 8 chains 36 links by a curve of 80 chains radius, the chord of which bears north  $27^{\circ} 43' 35''$  west, in allotment 183, parish of Prahran; thence for 60 chains 12 links in a straight line, bearing north  $30^{\circ} 43' 20''$  west, passing out of allotment 183, through allotment 184, crossing Ma-vern or Break-neck road, through allotment 192, in the parish of Prahran, crossing Koo-Yongekoot Creek into allotment 137, parish of Boroondara;

thence for 22 chains 06 links by a curve of 40 chains radius, the chord of which bears north  $14^{\circ} 55' 35''$  west, passing out of allotment 137 into allotment A, section 2, parish of Boroondara; thence for 23 chains 79 links in a straight line bearing north  $0^{\circ} 52' 10''$  east in allotment A, section 2, parish of Boroondara; thence for 24 chains 40 links by a curve of 40 chains radius, the chord of which bears north  $16^{\circ} 37' 50''$  west, passing out of allotment A of section 2, crossing Glen Iris road or High street road into allotment 141, parish of Boroondara; thence for 1 mile 44 chains 15 links in a line bearing north  $34^{\circ} 07' 50''$  west, passing out of allotment 141 through allotments 142 and 145, crossing Summer Hill road through allotments 134 and 133, crossing One-chain road into allotment 132A, in the parish of Boroondara; thence for 16 chains 46 links by a curve of 60 chains radius, the chord of which bears north  $41^{\circ} 58' 50''$  east, passing out of allotment 132A, crossing Camberwell road into allotment 126, parish of Boroondara; thence for 6 chains 75 links in a straight line bearing north  $49^{\circ} 49' 50''$  west, in allotment 126, parish of Boroondara; thence for 17 chains 36 links by a curve of 60 chains radius, the chord of which bears north  $41^{\circ} 32' 35''$  west, passing out of allotment 126 into allotment 121, parish of Boroondara; thence for 9 chains in a straight line bearing north  $33^{\circ} 15' 20''$  west; thence for 4 chains or thereabouts by a curve of 20 chains radius, the chord of which bears north-westerly; thence 98 chains by a straight line distant 3 chains north-east from the north-east side of Camberwell road, and bearing north-westerly through lot 120, and crossing street unnamed into lot unnumbered, crossing the Riversdale road into lot 115; thence across Burke road into lots 102, 101, 98, 97, and 96, crossing Burwood road into lot 95; thence 15 chains by a curve of 20 chains radius, the chord of which bears north-westerly; thence 81 chains westerly by a straight line distant north 7 chains from north side of Burwood road, Hawthorn, crossing Auburn road into lot 66, crossing three streets named Henry, William, and John streets, and Glenferrie road, into lot 41; thence 18 chains by a curve of 20 chains radius, the chord of which bears south-westerly, crossing Power street into lot 51, and crossing Elgin and Lennox streets; thence 2 chains or thereabouts in a straight line bearing south-westerly, crossing Burwood road, and terminating at the Melbourne and Hobson's Bay United Railway Company's line, Hawthorn, at the south side of the Burwood road.

The bearings are from the true meridian.

Limit of deviation, 20 chains, except at the point of termination.

*Second portion of Railway.*

- (8.) Commencing at a point on the south-west boundary of the Melbourne and Hobson's Bay United Railway Company's land at their Melbourne station, distant 1 chain 51 links south of the south side of Flinders street; thence 2 chains 75 links along vacant land, and across Falls Bridge road by a curve of 12 chains radius, the chord of which bears south-westerly; thence about 2 chains 75 links along vacant land, by a curve of 12 chains radius, the chord of which bears south-westerly to 25 links south of the south side of Flinders street; thence for 21 chains 75 links in a straight line bearing south-westerly 25 links south from the south side of Flinders street and parallel therewith; thence for 16 chains 60 links by a curve of 50 chains radius, the chord of which bears south  $52^{\circ} 30'$  west, passing out of land south of Flinders street, crossing the intersection of Spencer and Flinders streets into land lying between the Railway Reserve and the Australian Wharf; thence for 19 chains 10 links by a curve of 10 chains radius, the chord of which bears north  $82^{\circ} 45'$  west, passing out of land lying between the Railway Reserve and the Australian Wharf, joining the low level timber siding in the Spencer street railway reserve.

The bearings are from the true meridian.

Limit of deviation, 5 chains, except at the point of commencement.

- (9.) Second Schedule—Leave out this Schedule and insert a new Second Schedule, viz:—

**GOULBURN VALLEY RAILWAY.**

*Mangalore Gravel Pits to Murchison, Tatura, and Shepparton.*

Commencing at a point on the North-Eastern Railway, 67 miles 56 chains 10 links from Melbourne, in allotment 23, parish of Mangalore, county of Dalhousie; thence for 46 chains 51 links by a curve of  $104\frac{1}{2}$  chains radius, the chord of which bears north  $4^{\circ} 49'$  west, passing out of allotment 23 into allotment 21, parish of Mangalore; thence for 4 miles 61 chains 50 links in a straight line bearing north  $17^{\circ} 34'$  west passing out of allotment 21 through allotments 10 and 8, parish of Mangalore, through allotments 3 and 4 of section E, allotments 9, 1, and 8 of section D, through allotment 2 into allotment 1 of section F, parish of Avenel; thence for 10 chains 47 links by a curve of 60 chains radius, the chord of which bears north  $12^{\circ} 34'$  west, passing out of allotment 1 of section F, parish of Avenel, into allotment 72, parish of Tabilk; thence for 5 miles 21 chains 70 links in a straight line bearing north  $7^{\circ} 34'$  west, passing out of allotment 72, through allotments 8, 7, 6, 39, 38, 19, 18, and 16 into allotment 14, parish of Tabilk; thence for 26 chains 53 links by a curve of 50 chains radius, the chord of which bears north  $7^{\circ} 38' 30''$  east, in allotment 14, parish of Tabilk; thence for 4 miles 1 chain 48 links in a straight line bearing north  $22^{\circ} 51'$  east, passing out of allotment 14, in parish of Tabilk, through allotments 69, 68, 67, 45, 31, and 30 into allotment 19, in the parish of Wahrung; thence for 31 chains 49 links by a curve of 60 chains radius, the chord of which bears north  $7^{\circ} 49'$  east in allotment 19 in the parish of Wahrung; thence for 4 miles 61 chains 22 links in a straight line bearing north  $7^{\circ} 13'$  west, passing out of allotment 19, through allotments 12, 11, and 3, crossing three-chain road from Avenel to Murchison, through allotment 3A, parish of Wahrung, through allotments 9 and 7, parish of Dargalong, crossing River Goulburn, and passing out of the parish of Dargalong, county of

Moira, into the parish of Murchison, county of Rodney, through allotments 5, 6, 7, and 8, crossing Drunnemgum Creek, through allotment 9 into allotment 27, in the parish of Murchison; thence for 1 mile 12 chains 51 links by a curve of 600 chains radius, the chord of which bears north  $2^{\circ} 48'$  west, passing out of allotment 27, through allotments 29 and 30, into allotment 47 in the parish of Murchison; thence for 6 miles 52 chains 26 links in a straight line bearing north  $1^{\circ} 37'$  east, passing out of allotment 47, through allotments 52, 53, and 54, crossing road from Murchison to Whroo and Waranga, through allotments 95, 96, 99, and 100, in the parish of Murchison, through allotments 27, 24, 25, 51, 50, 53, and 66, into allotment 67, parish of North Murchison; thence for 32 chains by a curve of 200 chains radius, the chord of which bears north  $2^{\circ} 57' 30''$  west, passing out of allotment 67, into allotment 88, in the parish of North Murchison; thence for 4 miles 63 chains 55 links in a straight line bearing north  $7^{\circ} 32'$  west, passing out of allotment 88, through allotments 89, 98, 99, 120, and 121, parish of North Murchison, through allotment 8, through the selection of Alexander McInnes into allotment 15, parish of Toolamba West; thence for 27 chains 16 links by a curve of 80 chains radius, the chord of which bears north  $2^{\circ} 11' 30''$  east, passing out of allotment 15 into the selection of Arthur Maskell, parish of Toolamba West; thence for 2 miles 1 chain 66 links in a straight line bearing north  $11^{\circ} 55'$  east, passing out of Arthur Maskell's selection, through unsurveyed land in the Tatura township reserve into the selection of Thomas Hogan, in the parish of Toolamba West; thence for 68 chains 44 links by a curve of 80 chains radius, the chord of which bears north  $36^{\circ} 25' 30''$  east, passing out of the selection of Thomas Hogan through Crown land in the parish of Toolamba West, crossing two-chain road into the selection of P. Colkon, in the parish of Toolamba; thence for 5 miles 29 chains 81 links in a straight line bearing north  $60^{\circ} 56'$  east, passing out of the selection of P. Colkon, through the selections of Donald McKay, James Gormly, James Myers, Robert Craven, James Moncrieff, John Moncrieff, Michael Healy, John Langdon, and Martin Cussen, through Crown land into allotment 26 parish of Toolamba; thence for 28 chains 86 links by a curve of 80 chains radius, the chord of which bears north  $71^{\circ} 16'$  east in allotment 26, parish of Toolamba; thence for 2 miles 70 chains 22 links in a straight line bearing north  $81^{\circ} 36'$  east, passing out of allotment 26 through allotment 25, through allotment 9, through Crown land, crossing the Goulburn River and passing out of the parish of Toolamba, county of Rodney, into the parish of Kialla, county of Moira, through Crown land, through allotment 82, through Crown land, crossing the Broken River, passing out of parish of Kialla, through allotments 10 and 9, into allotment 8, in the parish of Shepparton; thence for 49 chains 40 links by a curve of 50 chains radius, the chord of which bears north  $53^{\circ} 17' 30''$  east, passing out of allotment 8, through allotment 12, into allotment 7, parish of Shepparton; thence for 72 chains 61 links in a straight line bearing north  $24^{\circ} 59'$  east, passing out of allotment 7, through allotments 2 and 3, through suburban allotments 14 and 15, crossing Vaughan street at its intersection with Skene street, into suburban section 28, terminating at the south side of High street in the township of Shepparton.

The bearings are from the true meridian.

Limit of deviation, from commencement up to the north boundary of allotment 6, parish of Tabilk, 1 mile; from thence to the termination on the south side of High street, in the township of Shepparton, 20 chains.

And the said several amendments were read a second time.

Mr. Berry moved, That the Legislative Assembly disagree with amendment 1, because it is an infraction of the Privileges of this Chamber.

Question—put and resolved in the affirmative.

Mr. Berry moved, That the Legislative Assembly disagree with amendment 2, because it is an infraction of the Privileges of the Legislative Assembly, inasmuch as it will, in its consequences, lay a charge upon the people.

Debate ensued.

Question—put and resolved in the affirmative.

On the motion of Mr. Berry, the Assembly disagreed to all the other amendments of the Legislative Council.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have disagreed to the said several amendments; and further, that they have disagreed to the amendments in Clause 3, for the following reason:—"Because they are infractions of the privileges of the Legislative Assembly, inasmuch as they would in their consequences lay a charge upon the people."

10. 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,"

"Supply—Resolutions to be reported,"

"Ways and Means—Resolutions to be reported,"

"Ways and Means—To be further considered in Committee,"

"Explosive Substances Bill—Second reading,"

"Extradition Bill—Second reading,"

"Supreme Court Bill—Second reading,"

"Friendly Societies Laws Amendment Bill—Second reading."

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

C. GAVAN DUFFY,

Speaker.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 42.

WEDNESDAY, 10TH OCTOBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Cook presented a Petition from certain Cabowners, Draymen, Market Gardeners, Woodcarters and others, whose living depends on the work of their horses, praying that the House would deal justly in the matter referred to in the Petition.  
Ordered to lie on the Table.
3. PAPERS.—Mr. Longmore presented, by command of His Excellency the Governor—  
Land Act 1869—Regulation.—Order in Council.  
Ordered to lie on the Table.  
Mr. Berry presented—  
The Liverpool and London and Globe Insurance Company's Bill.—Report of the Board appointed to examine private Bills, notice of which has been given to the Treasurer, on a Bill to enable the Liverpool and London and Globe Insurance Company to sue and be sued in the Colony of Victoria.  
Ordered to lie on the Table.  
Mr. Woods presented—  
Thomas Doran—Railway Contract of—on Sandhurst and Inglewood Railway.—Return to an Order of the Legislative Assembly, dated 2nd August last, for—  
(1.) Copies of all papers and correspondence in connection with the railway contract of Thomas Doran, on the Sandhurst and Inglewood railway.  
(2.) Also, all correspondence in relation to Noonan's contract on the second section of Gippsland line.  
Ordered to lie on the Table.
4. THE LONDON AND LIVERPOOL AND GLOBE INSURANCE COMPANY'S BILL.—Mr. Langridge moved, pursuant to notice, That so much of Standing Orders, numbered respectively 10 and 26 which prescribe the months in which the notices for a Private Bill are to be given and published, and the month in which the petition for a Private Bill is to be deposited, be suspended or dispensed with, with a view of introducing a Bill intituled "*A Bill to enable the Liverpool and London and Globe Insurance Company to sue and be sued in the Colony of Victoria in the name of the Company, and for other purposes,*" and that leave be given to introduce such Bill.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Langridge and Mr. Fincham do prepare and bring in the Bill.  
Mr. Langridge then brought up a Bill intituled "*A Bill to enable the Liverpool and London and Globe Insurance Company to sue and be sued in the Colony of Victoria in the name 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.
5. SUPREME AND COUNTY COURTS PROCEDURE BILL.—Mr. Dwyer moved, pursuant to notice, That he have leave to bring in a Bill to assimilate the procedure and practice of the Supreme Court and the County Courts and for other purposes.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Dwyer and Mr. F. L. Smyth do prepare and bring in the Bill.  
Mr. Dwyer then brought up a Bill intituled "*A Bill to assimilate the procedure and practice of the Supreme Court and the County Courts 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 Wednesday, 17th October instant.
6. 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 of the Day.
7. INEBRIATES ACT AMENDMENT BILL.—Mr. Casey moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
Mr. Casey 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. Casey, 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. James reported that the Committee had gone through the Bill and agreed to the same without amendment.

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. Casey, read a third time and *passed*.

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

*“An Act to amend an Act intituled ‘An Act to provide for the Treatment and Cure of Inebriates.’”*

Question—put and resolved in the affirmative.

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

8. BRIGHTON LAND VESTING BILL.—On the motion of Mr. Bent, 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. Bent, read a third time.

Mr. Bent moved, That the word “Gracious” be omitted from the preamble, and the word “Excellent” 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 pass—put and resolved in the affirmative.

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

*“An Act to vest Land in the Mayor, Councillors, and Burgesses of the Borough of Brighton, for purposes of public recreation.”*

Question—put and resolved in the affirmative.

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

9. CRIMINAL CASES APPEAL BILL.—Mr. L. L. Smith moved, That this Bill be now read a second time.

Debate ensued.

The debate not being concluded by half-past six o'clock, stood adjourned until Wednesday next.

10. CIVIL SERVANTS.—Mr. Dwyer moved, pursuant to notice, That there be laid before this House a return of all Classified Officers in the Civil Service promoted between 1st January 1874 and 1st October 1877, before having attained the head of the class from which promoted, giving the time by which each officer fell short of the time necessary to attain the head of his class.

Question—put and resolved in the affirmative.

11. DRAFTING BILLS.—Mr. Dwyer moved, pursuant to *amended* notice, That there be laid before this House a return of all Bills drafted for the Government, including those drafted by its officers, between 1st January 1872 and 1st October 1877, giving the titles of the Bills, the names of the draftsmen, and the fees (if any) paid in respect to each Bill.

Question—put and resolved in the affirmative.

12. EDUCATION ACT PETITIONS.—Sir John O'Shanassy moved, by leave of the Assembly, That all petitions from Roman Catholic residents in Victoria, presented to this House during the present session, complaining of the operation of the present Education Act, be referred to the Committee of Supply.

Question—put and resolved in the affirmative.

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

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

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

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

*“Contagious Diseases Prevention Bill—Second Reading—Resumption of Debate,”*

*“Dower Abolition Bill—Second reading,”*

*“University Act Amendment Bill—Second reading,”*

*“Fencing of Public Roads—Motion respecting—Resumption of debate,”*

*“Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,”*  
until Wednesday, 17th October instant;

*“Supply—Resolutions to be reported,”*

*“Ways and Means—Resolutions to be reported,”*

*“Ways and Means—To be further considered in Committee,”*

*“Explosive Substances Bill—Second reading,”*

*“Extradition Bill—Second reading,”*

*“Supreme Court Bill—Second reading,”*

*“Friendly Societies Laws Amendment Bill—Second reading,”* until to-morrow.

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

C. GAVAN DUFFY,

*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 43.

THURSDAY, 11TH OCTOBER 1877.

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

Thomas Doran—Railway Contract of—on Sandhurst and Inglewood Railway.—Further return to Order of the Legislative Assembly, dated 2nd August last, for—

  - (1.) Copies of all papers and correspondence in connection with the railway contract of Thomas Doran, on the Sandhurst and Inglewood railway.
  - (2.) Also, all correspondence in relation to Noonan's contract on the second section of Gippsland line.

Ordered to lie on the Table.

Mr. Lalor presented—

The Fisheries Act 1873.—Copy of *Government Gazette* of 28th September last, containing notice of intention to alter the close season for the fish known as English perch.

Ordered to lie on the Table.
3. COURTS OF GENERAL SESSIONS, BENALLA AND WANGARATTA.—Mr. Grant moved, pursuant to notice, and in pursuance of the provisions of the Act of Parliament numbered 502, That an Address be presented to His Excellency the Governor praying that Courts of General Sessions may be held at Benalla and Wangaratta.

Question—put and resolved in the affirmative.

Ordered—That the above Resolution be transmitted to the Legislative Council, with a Message requesting their concurrence therein.
4. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had come to certain resolutions.

Ordered—That the Report be received Tuesday, 16th October instant.

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

Resolved—That this House will, on Tuesday, 16th October instant, again resolve 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 :—

“Supply—Resolutions to be reported,” until Tuesday, 16th October instant;

“Ways and Means—To be further considered in Committee,”

“Ways and Means—Resolutions to be reported,” until Wednesday, 17th October instant;

“Explosive Substances Bill—Second reading,”

“Extradition Bill—Second reading,”

“Supreme Court Bill—Second reading,”

“Friendly Societies Laws Amendment Bill—Second reading,” until Tuesday, 16th October instant.

6. 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 Chamber.

Accordingly, Mr. Speaker and the House went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the following Public Bills, viz.:—

*“An Act to amend an Act intituled ‘An Act to amend the Law relating to Justices of the Peace and for other purposes.’”*

*“An Act to enable certain Lands to be granted to the Corporation of the City of Melbourne for the establishment of a General Market in the said city and for other purposes.”*

*“An Act to further amend ‘The Local Government Act 1874.’”*

*“An Act to validate certain payments heretofore made out of moneys raised under ‘The Public Works Loan Act of 1868,’ ‘The Public Works Loan Act 1872,’ and ‘The Railway Loan Act 1876.’”*

*“An Act to impose a Land Tax.”*

Assembly adjourned at twenty-eight minutes past six o'clock, until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 44.

TUESDAY, 16TH OCTOBER 1877.

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

2. EDUCATION DEPARTMENT—AVERAGE ATTENDANCE IN SCHOOLS HAVING LESS THAN THIRTY-ONE.—  
Mr. Mirams moved, by leave of the Assembly, That there be laid before this House a return showing the number of Schools in the Colony having less than thirty-one children in average attendance, together with the full particulars of their cost.  
Question—put and resolved in the affirmative.

3. PAPERS.—Major W. C. Smith presented—

State Schools.—Children enrolled in.—Return to an Order of the Legislative Assembly, dated 14th August last, for a return showing—

- (1.) The number of children enrolled in the State schools for the year 1876-7.
- (2.) How many of such children did not attend school in accordance with the Education Act.
- (3.) The number of daily attendances of each child for the year 1876-7.
- (4.) The number of children who attended as follows :—
  1. For sixty days.
  2. For ninety days.
  3. For a hundred and twenty days.
  4. For two hundred days and upwards.

Education Department—Average Attendance in Schools having less than Thirty-one.—Return to an Order of the Legislative Assembly, dated this day, for a return showing the number of Schools in the Colony having less than thirty-one children in average attendance, together with the full particulars of their cost.

Training Schools—Cost.—Return to an Order of the Legislative Assembly, dated 4th October instant, for a return showing—

- (1.) The total cost in connection with the Central Training School for the years 1873, 1874, 1875, 1876, and 1877 respectively, under the following heads :—
  1. Salaries to the training staff.
  2. Allowances to the trainees.
  3. Other expenses.
- (2.) The total amount paid to the Associated Schools for training purposes in each year.
- (3.) The number of students in training in the Central Training School, and in the Associated Schools, also the number that passed at each yearly examination.

Severally ordered to lie on the Table.

Mr. Longmore presented—

Pastoral Tenants of the Crown.—Return to an Order of the Legislative Assembly, dated 8th August last, for a Return showing—

- (1.) The number of acres occupied by the pastoral tenants of the Crown in this country ; the total amount received by the State as rent for the same ; the average rate of rent per acre ; the assessed grazing capacity of the runs ; the number of horses, cattle, and sheep paid for by these tenants ; the number of horses, cattle, and sheep depastured on these runs, and the value of the produce obtained from the same for each year, from 1867 to 1876 inclusive ; showing also, the number of persons employed by these tenants in each year during the same period.
- (2.) The total amount received by the State in rent or fees for the entry upon or use of Crown lands in this country, for each and every purpose, together with the area occupied excepting the sums received from and the area occupied by pastoral tenants, and also excepting the sums received from selectors towards the purchase money of their selections and the area occupied by the same for each year from 1867 to 1876 inclusive ; showing, also, the number of persons engaged or employed upon these holdings in each year during the same period.

Experimental Farm at Dookie.—Return to an Order of the Legislative Assembly, dated 11th September last, for a return showing the total amount of money spent in connection with the Experimental Farm at Dookie, with the various items of expenditure ; also, the total expenditure of the Department of Agriculture for the last five years, showing how the money has been distributed.

Severally ordered to lie on the Table.



4. **PETITION.**—Mr. Sharpe presented a Petition from the Mayor and Councillors of the Borough of Wangaratta, under the corporate seal of the said Borough, praying that an alteration be made in section No. 520 of *The Local Government Act 1874*, wherein it is clearly expressed that municipal councils and shires should at their own expense and at all times furnish statistical returns when called upon, and as in many instances such returns involve a considerable amount of time and expense, that this House would cause such alteration in the said Act (to be made) as would coincide with the above.

Ordered to lie on the Table.

5. **DIFFERENTIAL RATING BILL.**—Mr. Patterson moved, pursuant to notice, That he have leave to bring in a Bill to authorize the Councils of Municipal Districts to impose extra rates in particular subdivisions.

Question—put and resolved in the affirmative.

Ordered—That Mr. Patterson and Major W. C. Smith do prepare and bring in the Bill.

Mr. Patterson then brought up a Bill intituled "*A Bill to authorize the Councils of Municipal Districts to impose extra rates in particular subdivisions,*" 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.

6. **SUPPLY.**—The House, according to Order, resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had made progress, and that he was directed to move that he have leave to sit again.

Resolved—That this House will, to-morrow, again resolve 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 acquaint the Legislative Assembly that they have concurred with the Legislative Assembly in the Address to His Excellency the Governor, praying that Courts of General Sessions may be held at Benalla and Wangaratta, as requested by the Legislative Assembly.

(Signed)

W. H. F. MITCHELL,

President.

Legislative Council Chamber,  
Melbourne, 16th October 1877.

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 :—

"*Supply—Resolutions to be reported,*"

"*Explosive Substances Bill—Second reading,*"

"*Extradition Bill—Second reading,*"

"*Supreme Court Bill—Second reading,*"

"*Friendly Societies Laws Amendment Bill—Second reading.*"

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

C. GAVAN DUFFY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 45.

WEDNESDAY, 17TH OCTOBER 1877.

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

2. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Lalor, Chairman, brought up a Report from this Committee on the Rodney Election Petition.

Question—That the Report do lie on the Table and be printed—proposed.

Mr. Kerferd moved, as an amendment, That the following words be added to the above question, viz. :—  
“And, inasmuch as the Committee of Elections and Qualifications have reported in the matter of the Petition against the return of the Honorable D. Gillies for Rodney—that the Petitioner had failed to prove that Mr. Gillies was guilty of bribery or undue influence, either by himself or his agents, during the late election for Rodney, but, nevertheless, on a ground wholly irrelevant, declared the election to be wholly void—this House resolves that such Report be referred back to the Committee for reconsideration.”

Debate ensued.

Mr. G. P. Smith moved, That this debate be now adjourned.

Debate continued.

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

Debate on original question and amendment continued.

Mr. MacPherson moved, That the said amendment be amended by omitting therefrom the words “this House resolves that such Report be referred back to the Committee for reconsideration.”

Debate further continued.

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

Question—That the words proposed to be added to the said question be so added—put and negatived.

Question—That the Report do lie on the Table and be printed—put and resolved in the affirmative.

Mr. Gaunson moved—That, in the opinion of this House, Mr. Shackell ought to have been declared by the Elections and Qualifications Committee a Member of this House for the Electoral District of Rodney, on the ground that such Committee should have disallowed all votes given at Graytown and at Kyabram East for Mr. Gillies and for Mr. Shackell, inasmuch as the ballot papers there used were not initialled or numbered, as required by the 109th section of *The Electoral Act 1865*, and that after disallowing such votes Mr. Shackell had the majority of votes given at such election for Rodney; and on the further ground that, as the election of Mr. Gillies was the result of undue influence exercised in his favor, and as such Committee has declared his election null and void, Mr. Shackell, as the next highest candidate on the poll, is entitled to the seat, and this House accordingly adjudges it to him.

Question—put and negatived.

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 acquaint the Legislative Assembly that they have agreed to the Bill intituled “*An Act for awarding costs in certain cases of Private Bills, and for the Taxation of Costs awarded by Committees of the Legislative Council and Legislative Assembly respectively*,” without amendment.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 17th October 1877.

4. ADJOURNMENT.—Mr. Berry moved, by leave of the Assembly, That the House, at its rising, adjourn until Tuesday, 23rd October instant.

Question—put and resolved in the affirmative.

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

- “ *Supreme and County Courts Procedure Bill—Second reading,*”
- “ *Criminal Cases Appeal Bill—Second reading—Resumption of debate,*”
- “ *Contagious Diseases Prevention Bill—Second Reading—Resumption of Debate,*”
- “ *Dower Abolition Bill—Second reading,*”
- “ *University Act Amendment Bill—Second reading,*”
- “ *Fencing of Public Roads—Motion respecting—Resumption of debate,*”
- “ *Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,*”  
until Wednesday, 24th October instant ;
- “ *Supply—To be further considered in Committee,*”
- “ *Supply—Resolutions to be reported,*”
- “ *Ways and Means—To be further considered in Committee,*”
- “ *Ways and Means—Resolutions to be reported,*”
- “ *Differential Rating Bill—Second reading,*”
- “ *Explosive Substances Bill—Second reading,*”
- “ *Extradition Bill—Second reading,*”
- “ *Supreme Court Bill—Second reading,*”
- “ *Friendly Societies Laws Amendment Bill—Second reading—until Tuesday, 23rd October instant.*”

Assembly adjourned at six minutes to eleven o'clock, until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 46.

TUESDAY, 23RD OCTOBER 1877.

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 return to the Legislative Assembly the Bill intituled "*An Act to amend the Waterworks Act 1865 and for other purposes,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed) W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 23rd October 1877.

On the motion of Major W. C. Smith, the Assembly ordered the said amendments to be printed and taken into consideration to-morrow.
3. PETITION.—Mr. Billson presented a Petition from certain Roman Catholics, residents at Ovens district, praying the House to take the statements set forth in the Petition into consideration, and to devise such measures of relief as this House might deem meet.  
Ordered to lie on the Table.
4. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—  
International Exhibition at Philadelphia, 1876.—Final Report of the Commissioners for Victoria.  
Ordered to lie on the Table.  
Major W. C. Smith presented—  
State Schools—Attendance.—Return to an Order of the Legislative Assembly, dated 3rd July last, for a return of the average number of children under six years of age who attended common schools in each year, during the years 1868, 1869, 1870, 1871, and 1872 ; also the average number under six years who have attended State schools in each year, during the years 1873, 1874, 1875, 1876, and 1877.  
Ordered to lie on the Table.  
Mr. Patterson presented—  
Yan Yean Water Supply—Cash Statement and Balance Sheet, 30th June 1877.  
Ordered to lie on the Table.
5. LOCAL LAND BOARD, KERANG.—Mr. D. M. Davies moved, pursuant to notice, That there be laid before this House copies of all papers in relation to the decisions of the Local Land Board, held at Kerang, on 28th September 1877, in connection with section 2, allotments 3, 4, 5 and 6, parish of Meering.  
Question—put and resolved in the affirmative.
6. MINES DRAINAGE LAW AMENDMENT BILL.—Major W. C. Smith moved, pursuant to notice, That he have leave to bring in a Bill to amend the Law relating to the Drainage of Mines.  
Question—put and resolved in the affirmative.  
Ordered—That Major W. C. Smith and Mr. Longmore do prepare and bring in the Bill.  
Major W. C. Smith then brought up a Bill intituled "*A Bill to amend the Law relating to the Drainage of Mines,*" 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, 30th October instant.
7. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.  
Mr. Speaker resumed the Chair ; and Mr. James reported that the Committee had made progress, and that he was directed to move that he have leave to sit again.  
Resolved—That this House will, to-morrow, again resolve 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 to-morrow :—

- “ Supply—Resolutions to be reported,”*
- “ Ways and Means—To be further considered in Committee,”*
- “ Ways and Means—Resolutions to be reported,”*
- “ Differential Rating Bill—Second reading,”*
- “ Explosive Substances Bill—Second reading,”*
- “ Extradition Bill—Second reading,”*
- “ Supreme Court Bill—Second reading,”*
- “ Friendly Societies Laws Amendment Bill—Second reading.”*

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

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 47.

WEDNESDAY, 24TH OCTOBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—The following Petitions, praying the House to take the statements set forth in the Petitions into consideration, and to devise such measures of relief as the House might deem meet, were presented by Mr. J. T. Smith as under :—
  - From certain Roman Catholics resident at Epping and Woodstock.
  - From certain Roman Catholics residents at Brunswick and Coburg.Severally ordered to lie on the Table.  
Mr. D. M. Davies presented a Petition from certain ratepayers residing in the East Riding of the Shire of Ripon, praying that Shire Councils should henceforth be deprived of all power over that class of roads referred to in the Petition, which the Local Government Act of 1873 unfortunately invested in them.  
Ordered to lie on the Table.
3. THE METROPOLITAN GAS COMPANY'S BILL.—Mr. Munro, Chairman of the Select Committee to which this Bill was referred, brought up the Report from the Committee.  
Ordered to lie on the Table.
4. PAPERS.—Mr. Lalor presented—
  - Fisheries Act 1873.—Copy of the *Government Gazette*, of 19th October instant, containing notice of intention to move His Excellency in Council to repeal the existing proclamation defining the mouth of the Yarra, and to approve of an altered definition.
  - Products Exported—Value of.—Return to an Order of the Legislative Assembly, dated 3rd July 1877, for a Return showing the value of products of Victoria exported in the years 1870, 1871, 1872, 1873, 1874, 1875, and 1876, under leading heads—such as gold, stock, wool, tallow, preserved meats, hides, manufactures, and minor articles, and specifying the colonies or countries whence exported.Severally ordered to lie on the Table.  
Major W. C. Smith presented—
  - School Accommodation—Benalla and East Riding of Echuca.—Further Return to an Order of the Legislative Assembly, dated 3rd July last, for a Return of the number of children of school ages, resident within the shire of Benalla and the east riding of the shire of Echuca, who are prevented from attending any public school for the want of school accommodation in their respective neighbourhoods.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 returns to the Legislative Assembly the Bill intituled "*An Act to authorize the construction of certain Lines of Railway by the State*," and acquaints the Legislative Assembly that the Legislative Council has taken into consideration the Message from the Legislative Assembly returning the Bill and disagreeing with the amendments made therein by the Legislative Council, because they are infractions of the privileges of the Legislative Assembly, inasmuch as they would in their consequences lay a charge upon the people :

That the Legislative Council is always desirous of joining the Legislative Assembly in passing measures for advancing the best interests of the colony, including the opening up of the country by railways :

That the Legislative Council is prepared at all times to treat with the respect due to the other branch of the Legislature any objections which may be urged by the latter to amendments made in Bills by the Legislative Council, and it would have been an assistance in considering this question if the grounds had been more specifically set forth for alleging that amending any part of a Railway Construction Bill was an infraction of the privileges conferred by the Constitution Act upon the Legislative Assembly.

The Legislative Council returns to the Legislative Assembly the Bill to authorize the construction of certain Lines of Railway by the State, and insists upon its amendments therein for the following reasons :—

1. The Legislative Council and Legislative Assembly are the creation of an Imperial Statute and have no powers either respectively or jointly which are not conferred upon them by that Act.
2. The first section of the Constitution Act establishes two Houses of Legislature and authorizes Her Majesty, with the advice and consent of those two Houses, to make laws in and for Victoria in all cases whatsoever.
3. The powers thus conferred equally and alike upon both Houses are qualified by the 56th section which provides that Bills for appropriating any part of the Revenue of Victoria, and for imposing any duty, rate, tax, rent, return, or impost, must originate in the Assembly and may be rejected, but not altered by the Council.
4. Excepting the 56th section, no other section of the Constitution Act restricts the powers conferred by the 1st section.
5. This Bill does not come within the meaning of the 56th section, inasmuch as it neither appropriates any portion of the revenue, nor imposes any duty, rate, tax, rent, return, or impost.

W. H. F. MITCHELL,  
President.

Ordered to be printed and taken into consideration Tuesday, 30th October instant.

6. THE LIVERPOOL AND LONDON AND GLOBE INSURANCE COMPANY'S BILL.—Mr. Langridge 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. Langridge moved, That this Bill be committed to a Committee of the Assembly.  
Question—put and resolved in the affirmative.
7. BEECHWORTH WATERWORKS ACT AMENDMENT 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 to which the same was referred—Bill, on the motion of Mr. Billson, read a third time and *passed*.  
Mr. Billson moved, That the following be the title of the Bill :—  
“ *An Act to amend the Beechworth Waterworks Act 1860.* ”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
8. CRIMINAL CASES APPEAL BILL.—The Order of the Day for the resumption of the debate on the question—That this Bill be now read a second time—having been read,  
Debate resumed.  
Question—That this Bill be now read a second time—put and negatived.
9. CONTAGIOUS DISEASES PREVENTION BILL.—The Order of the Day for the resumption of the debate on the question—That this Bill be now read a second time—having been read,  
Debate resumed.  
The debate not being concluded by half-past six o'clock, stood adjourned until Wednesday, 31st October instant.
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 transmit to the Legislative Assembly a Bill intituled “ *An Act to amend the Police Offences Statute 1865,* ” with which they desire the concurrence of the Legislative Assembly.  
(Signed) W. H. F. MITCHELL,  
President.  
Legislative Council Chamber,  
Melbourne, 24th October 1877.
- Mr. Grant moved, That the above 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, 30th October instant.
11. MR. CASHEL HOEY.—Mr. Gavan Duffy moved, pursuant to notice, That there be laid before this House copies of all the correspondence and minutes relating to the removal of Mr. Cashel Hoey from his position in the office of the Agent General.  
Question—put and resolved in the affirmative.
12. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.  
Mr. Speaker resumed the Chair ; and Mr. James reported that the Committee had come to a certain resolution.  
Ordered—That the Report be received to-morrow.  
Mr. James also acquainted the House that he was directed to move that he have leave to sit again.  
Resolved—That this House will, to-morrow, again resolve 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 :—

- “ *Supreme and County Courts Procedure Bill—Second reading,*”
- “ *Dower Abolition Bill—Second reading,*”
- “ *University Act Amendment Bill—Second reading,*”
- “ *Fencing of Public Roads—Motion respecting—Resumption of debate,*”
- “ *Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,*”  
until Wednesday, 31st October instant ;
- “ *Supply—Resolutions to be reported,*”
- “ *Waterworks Act 1865 Amendment Bill—Amendments of Legislative Council to be taken into consideration,*”
- “ *Ways and Means—To be further considered in Committee,*”
- “ *Ways and Means—Resolutions to be reported,*”
- “ *Differential Rating Bill—Second reading,*”
- “ *Explosive Substances Bill—Second reading,*”
- “ *Extradition Bill—Second reading,*”
- “ *Supreme Court Bill—Second reading,*”
- “ *Friendly Societies Laws Amendment Bill—Second reading,*” until to-morrow.

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

C. GAVAN DUFFY,  
*Speaker.*



VICTORIA.

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 48.

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THURSDAY, 25<sup>TH</sup> OCTOBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair—and a quorum of Members not being present, Mr. Speaker, at twenty-six minutes to five o'clock, adjourned the House, without question being first put, until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 49.

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TUESDAY, 30TH OCTOBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Messages from His Excellency the Governor were presented by Mr. Berry, and the same were read and are as follow :—

*Message No. 4.*

G. F. BOWEN,  
*Governor.*

In accordance with the requirements of the 57th section of the Constitution Act, the Governor recommends to the Legislative Assembly that an Appropriation be made out of the Consolidated Revenue for the purposes of a Bill to provide for the holding of Victorian Exhibitions.

Government Offices,  
Melbourne, 29th October 1877.

*Message No. 5.*

G. F. BOWEN,  
*Governor.*

In accordance with the requirements of the 57th section of the Constitution Act, the Governor recommends to the Legislative Assembly that an Appropriation be made out of the Consolidated Revenue for the purposes of a Bill for defraying the expenses of constructing and providing forts and armaments.

Government Offices,  
Melbourne, 29th October 1877.

Severally ordered to lie on the Table and to be printed, and taken into consideration in Committee of whole Assembly to-morrow.
3. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS—SOUTH BOURKE ELECTION.—Mr. Lalor, Chairman, brought up a 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.
4. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—  
Savings Banks.—Statements and Returns for the year ending 30th June 1877.  
Ordered to lie on the Table.  
Mr. Longmore presented, by command of His Excellency the Governor—  
Land Act 1869—Regulation.—Order in Council.  
Land Act 1869—Regulation.—Order in Council.  
Severally ordered to lie on the Table.

5. SUPPLY—ESTIMATES FOR 1877-8.—Mr. James reported from the Committee of Supply several resolutions, which were read, and are as follow :—

Resolved—That the following sums be granted to Her Majesty to defray the charges for the Year 1877-8 for the several services hereunder specified, being :—

1. In addition to the several sums already voted in this present Session of Parliament for such services, viz. :—

### I.—CHIEF SECRETARY.

(29th August 1877.)

Number.	Class.	Schedule.	Salary of Office			£	£
			Minimum.	Annual Increment.	Maximum.		
			£	£ s. d.	£		
DIVISION No. 1.							
LEGISLATIVE COUNCIL.							
1	...	...	The President	...	...	1,000	
1	...	...	The Chairman of Committees...	...	...	400	
2			Total Division No. 1	...	...	1,400	
			The sum of	...	...	...	920
DIVISION No. 2.							
LEGISLATIVE ASSEMBLY.							
Subdivision No. 1.							
1	...	...	The Speaker	...	...	1,000	
1	...	...	The Chairman of Committees	...	...	800	
1	1	1	The Clerk of the Assembly	...	...	1,000	
1	1	1	The Clerk Assistant	...	...	800	
1	...	2	Serjeant-at-Arms	...	...	450	
1	2	...	Clerk and Accountant	...	500 16 13 4	600	592
1	3	...	Clerk	...	375 18 6 8	485	485
1	4	...	Clerk	...	200 25 0 0	350	350
1	4	...	Reader	...	"	"	350
1	...	3	Assistant Reader	...	...	...	200
1	...	3	Housekeeper*	...	...	...	250
8	...	3	Doorkeepers, at per week	...	...	72/	1,502
4	...	...	Doorkeepers, during Session, at per week	...	...	60/	312
1	...	...	Engineer	...	...	...	200
1	...	...	Engineer's Assistant, at per week	...	...	10/	27
25			SALARIES	...	...	...	8,318
Subdivision No. 2.—CONTINGENCIES							
			Allowances to Witnesses attending Select Committees	...	...	...	200
			Fuel, Light, and Water	...	...	...	500
			Travelling Expenses of Select Committees	...	...	...	100
			Stores, Stationery, &c., and Incidental Expenses	...	...	...	300
			* With quarters, fuel, light, and water.				1,100
			Total Division No. 2	...	...	...	9,418
			The sum of	...	...	...	6,018

Number.	Class.	Schedule.	DIVISION No. 3.			Salary of Office.			£	£
						Minimum.	Annual Increment.	Maximum.		
			<b>THE LIBRARY.</b>							
			Subdivision No. 1.							
1	2	...	The Librarian	...	...	500	16 13 4	600	600	
1	3	...	Clerk	...	...	375	18 6 8	485	485	
1	5	...	Clerk	...	...	80	16 13 4	180	105	
3	...	3	Messengers	...	...	30/	...	72/	454	
6									1,644	
			Subdivision No. 2—CONTINGENCIES.							
			Books and Bookbinding	...	...	...	...	...	500	
			Fuel, Light, Water, Stores, Stationery, Incidental Expenses, Postage	...	...	...	...	...	400	
			Stamps, and allowance to Charwoman	...	...	...	...	...	900	
			Total Division No. 3			...	...	...	2,544	
			The sum of			...	...	...	...	1,644
			DIVISION No. 4.							
			REFRESHMENT ROOMS.							
			Allowance to Contractor	...	...	...	...	...	500	
			Fuel, Light, and Incidental Expenses	...	...	...	...	...	300	
			Total Division No. 4.			...	...	...	800	
			The sum of			...	...	...	...	500
			DIVISION No. 5.							
			CHIEF SECRETARY'S OFFICE.							
			Subdivision No. 1.							
1	1	1	Under Secretary	...	...	...	...	...	1,000	
2	2	...	Clerks	...	...	500	16 13 4	600	1,192	
4	3	...	Clerks	...	...	375	18 6 8	485	1,876	
4	4	...	Clerks	...	...	200	25 0 0	350	1,113	
3	5	...	Clerks	...	...	80	16 13 4	180	407	
1	...	...	Clerk	...	...	...	...	...	180	
1	...	3	Despatch Clerk and Keeper of Govern- ment Offices*	...	...	...	...	...	250	
2	...	3	Messengers	...	...	...	...	...	192	
1	...	3	Housekeeper*	...	...	...	...	...	50	
19			SALARIES			...	...	...	6,260	
			Subdivision No. 2—CONTINGENCIES.							
			Clerical Assistance, including Index to <i>Government Gazette</i> ...	...	...	...	...	...	400	
			Orderly's Allowance	...	...	...	...	...	36	
			Stores and Stationery	...	...	...	...	...	350	
			Telegrams	...	...	...	...	...	500	
			Fuel, Light, † Water, and Incidentals	...	...	...	...	...	525	
			Total Division No. 5			...	...	...	1,811	
			The sum of			...	...	...	8,071	
			The sum of			...	...	...	...	5,071

\* With quarters, fuel, light, and water.—† To provide for all the gas consumed in Treasury and lamps on terrace.

Number.	Class.	Schedule.	Salary of Office.			£	£
			Minimum.	Annual Increment.	Maximum.		
DIVISION No. 6.			£	£ s. d.	£		
<b>GOVERNMENT STATIST.</b>							
Subdivision No. 1.							
1	1	...	...	...	...	610	
1	3	...	...	...	...	485	
2	5	...	...	...	...	244	
1	...	...	...	...	...	225	
1	...	...	...	...	...	100	
6						1,664	
<b>SALARIES</b>							
Subdivision No. 2.—CONTINGENCIES.							
						650	
						100	
						150	
						900	
						2,564	
							1,664
The sum of							
DIVISION No. 7.							
<b>POLICE.</b>							
Subdivision No. 1.							
<b>CHIEF COMMISSIONER'S OFFICE.</b>							
1	...	...	...	...	...	900	
1	2	...	...	...	...	600	
1	3	...	...	...	...	458	
1	3	...	...	...	...	485	
3	4	...	...	...	...	875	
3	5	...	...	...	...	332	
10						3,650	
Subdivision No. 2.							
<b>GENERAL POLICE.</b>							
1	...	...	...	...	...	500	
13	...	...	...	...	...	375	
		...	...	...	...	350	
8	...	...	...	...	...	300	
		...	...	...	...	275	
6	...	...	...	...	...	255	
80	...	...	...	...	...	9/6	} 13,859† §
		...	...	...	...	8/6	
985	...	...	...	...	...	8/	} 138,386‡ §
		...	...	...	...	7/6	
1	...	...	...	...	...	11/6	210
...	...	...	...	...	...	40	700
							162,210

\* With quarters, fuel, light, and water.—† Includes £25 to Sergeant acting as Storekeeper.—‡ Includes additional pay at 1s. each per diem to two Constables employed as Horsebreakers, one as Office-keeper, one as Carpenter, and one as Assistant Farrier.—§ Includes 6d. per diem additional pay after 10 years' service.—|| Applies to men of less than two years' service, say 132.

The pay of one sergeant and twelve constables on duty at other departments and at private establishments will be repaid to the Treasury.

Number.	Class.	Schedule.	Salary of Office.				£	£
			Minimum.	Annual Increment.	Maximum.			
POLICE—continued.			£	£	s. d.	£		
Subdivision No. 3.								
DETECTIVE POLICE.								
			Allowance to Officer in charge of Detectives	...	...	...	100	
31*	...	...	Detectives, at per diem—				} 7,018†§	
			Six	...	...	15/		
			Six	...	...	13/		
			Twelve	...	...	12/		
			Seven	...	...	9/		
SALARIES							7,118	
							172,978	
Subdivision No. 4.—CONTINGENCIES.								
GENERAL POLICE.								
			Allowance to Superintendents in charge of the Melbourne and Bourke, Districts, two at £100 each	...	...	...	200	
			Allowance to Officers in lieu of Grooms, at £40 per annum	...	...	...	560	
			Allowance to Secretary of the Police Superannuation Board	...	...	...	50	
			Forage	...	...	...	13,800	
			Travelling Expenses, including those of Police Crown Witnesses	...	...	...	3,500	
			Stores, including requisites for all Police Stations	...	...	...	4,500	
			Fuel, Light, and Water	...	...	...	4,600	
			Shoeing and Farriery	...	...	...	1,180	
			Purchase of Horses	...	...	...	1,400	
			Transport of Prisoners	...	...	...	3,200	
			Burial of Destitute Persons	...	...	...	1,700	
			Maintenance of Prisoners confined in Lockups proclaimed as Gaols, and Provisions for Prisoners	...	...	...	1,000	
			Medical Expenses of Police, and to reimburse Members of the Force for Clothing destroyed in the execution of their duty	...	...	...	300	
			Allowance to Junior Officer temporarily in charge of a District	...	...	...	50	
			Incidental Expenses, Repairs of Saddlery, &c.	...	...	...	1,950	
							37,990	
Total Division No. 7							210,968	
The sum of							...	128,868
DIVISION NO. 8.								
PENAL ESTABLISHMENTS AND GAOLS.								
Subdivision No. 1.								
1	1	...	Inspector-General of Penal Establishments, also Inspector of Gaols and Industrial and Reformatory Schools, with quarters	...	...	...	900	
1	2	...	Clerk	...	500	16 13 4	600	
1	3	...	Clerk	...	375	18 6 8	485	
1	4	...	Clerk	...	200	25 0 0	350	
2	5	...	Clerks	...	80	16 13 4	180	
1	...	...	Clerk	...	...	...	150	
							2,758	

Number.	Class.	Schedule.	Salary of Office.			£	£
			Minimum.	Annual Increment.	Maximum.		
			£	£ s. d.	£		
<b>PENAL—continued.</b>							
Subdivision No. 2.							
<b>PENAL AND GAOLS—POLICE.</b>							
1*	3	...	375	18 6 8	485	485	
1*	3	...	"	"	"	485	
5*	4	...	200	25 0 0	350	1,750	
3*	3	...	"	"	250	750	
1*	4	...	200	25 0 0	350	350	
1*	4	...	"	"	"	350	
3	4	...	"	"	"	825	
1	...	...	"	"	"	250	
1	...	...	"	"	"	300	
9	3	...	"	"	"	1,800	
1	3	...	"	"	"	180	
1*	3	...	"	"	"	200	
1	3	...	"	"	"	180	
10*	3	...	"	"	200	2,000	
16	3	Senior Warders, at per diem—					
		Fifteen ... ..			9/6	} 2,756§	
		One ... ..			8/6*		
133	3	Warders, at per diem—					
		One hundred and thirteen ... ..			8/6	} 20,176§	
		Twenty ... ..			7/6†		
1*	3	Matron ... ..			"	140	
1	3	Sub-Matron ... ..			"	129	
1	3	Female Overseer of Labor ... ..			"	110	
15	3	Female Warders ... ..	5/†	"	5/6	1,351§	
2	3	Female Warders, Assistants ... ..	3/6	"	4/	137	
208						34,704	
<b>Total SALARIES ... ..</b>						<b>37,462</b>	
Subdivision No. 3.—CONTINGENCIES.							
Allowance to Acting Inspector-General from 26th January to 25th October 1877 at the rate of £200 per annum during nine months' leave of absence granted to the Inspector-General ... ..						150	
Allowance to Police Magistrate doing duty as Visiting Justice at Pentridge from 26th January 1877, and during leave of absence granted to the Inspector-General ... ..						75	
Chaplains—Allowance to ... ..						1,100	
Allowances to Working Prisoners ... ..						650	
Provisions ... ..						9,800	
Stores, including Clothing and Bedding, and Raw Materials for Manufacture ... ..						6,250	
Fuel, Light, and Water ... ..						4,200	
Travelling Expenses and Transport ... ..						300	
Books for Library and School ... ..						150	
Forage, Burials, Relief of Destitute Prisoners on discharge ... ..						350	
Incidental Expenses ... ..						500	
						23,525	
<b>Total Division No. 8 ... ..</b>						<b>60,987</b>	
<b>The sum of ... ..</b>						<b>...</b>	<b>40,287</b>

NOTE.—All officers of the Penal and Gaols Department marked \* are, where practicable, provided with quarters, fuel, light, and water.

† One receives a gratuity of £25 for extra clerical duties.—‡ The reduced rates apply to persons during first two years of service.—§ The full amount required to pay these warders is not here asked for, as those in quarters receive 1s. per diem less 1d on the rates stated.

(6th September 1877.)

Number.	Class.	Schedule.	Salary of Office.			£	£
			Minimum	Annual Increment.	Maximum		
			£	£ s. d.	£		
<b>DIVISION No. 9.</b>							
<b>MEDICAL.</b>							
<b>Subdivision No. 1.</b>							
<b>CHIEF MEDICAL OFFICER.</b>							
1*	1	...	...	...	...	900	
1	3	...	375	18 6 8	485	476	
1	5	...	80	16 13 4	180	172	
1	2	...	500	16 13 4	600	592	
1	3	...	375	18 6 8	485	485	
1	...	3	...	...	...	120	
1*	...	...	...	...	...	500	
1*	3	...	...	...	...	485	
1*	2	...	500	16 13 4	600	600	
6	...	3	7/6	...	9/6	858	
15						5,188	
<b>Subdivision No. 2.</b>							
<b>SANATORY STATION.</b>							
1	4	...	200	25 0 0	350	350	
2	...	3	50	...	80	130	
3						480	
<b>SALARIES</b> ... ..						5,668	
<b>Subdivision No. 3.—CONTINGENCIES.</b>							
Expenses of the Central Board of Health, including Travelling Expenses of Inspector						390	
Clerical Assistance						210	
Medical Attendance, Medicines, and Medical Comforts for Prisoners, and others						2,135	
Stores, Stationery, Provisions, Fuel, Light, and Water for Sanatory Station and Office						235	
Fees to Acting Health Officer, and Incidental Expenses						150	
						3,120	
<b>Subdivision No. 4.</b>							
Allowances for Vaccination						5,000	
						8,120	
<b>Total Division No. 9</b> ... ..						13,788	
<b>The sum</b> ... ..						...	8,988

\* Professional.—† With quarters, fuel, light, water, and prisoner servant.—‡ With quarters.—  
§ With quarters, rations, fuel, light, and water.



Number.	Class.	Schedule.	DIVISION No. 10. HOSPITALS FOR THE INSANE. Subdivision No. 1. YARRA BEND.	Salary of Office.			£	£
				Minimum.	Annual Increment.	Maximum.		
*1	1	...	Superintendent ... ..	...	...	...	900	
*2	...	...	Resident Medical Officer ... ..	375	...	400	775	
1	4	...	Steward ... ..	200	25 0 0	350	350	
†1	4	...	Clerk ... ..	...	...	...	350	
†2	5	...	Clerks ... ..	}	80 16 13 4	180	490	
1	5	...	Clerk ... ..					
1	...	...	Dispenser ... ..	...	...	...	180	
1	...	...	Matron ... ..	...	...	...	120	
1	...	...	Storeman ... ..	...	...	...	120	
1	...	...	Senior Head Warder ... ..	...	...	...	200	
1	...	...	Assistant Head Warder ... ..	...	...	...	150	
1	...	...	Male Hospital Warder ... ..	...	...	...	130	
1	...	...	Female Hospital Warder ... ..	...	...	...	60	
a45	...	...	Male Warders ... ..	85	...	120	}	5,770
a11	...	...	Ditto Probationers, at per week ... ..	20/	...	24/		
b32	...	...	Female Warders ... ..	26	...	50	1,425	
1	...	...	Engineer ... ..	...	...	...	182	
1	...	...	Farm Bailiff (with two rations daily) ... ..	...	...	...	150	
1	...	...	Gardener ... ..	...	...	...	100	
4	...	...	Cooks ... ..	60	...	80	280	
4	...	...	Laundresses ... ..	36	...	50	158	
1	...	...	Gatekeeper ... ..	...	...	...	80	
2	...	...	Messengers ... ..	36	...	50	86	
1	...	...	Brewer ... ..	...	...	...	200	
1	...	...	Brewer's Assistant ... ..	...	...	...	65	
							12,321	

Note.—All persons in the Department of Hospitals for the Insane, except those indicated by †, are allowed quarters, where practicable, rations, fuel, light, and water.

\* Professional.—a Male Warders: 21 first class, 18 second class, 17 third class and probationers.—b Female Warders: 15 first class, 15 second class, and 2 third class.

Subdivision No. 2. KEW ASYLUM.				Salary of Office.			£	£
Number.	Class.	Schedule.		Minimum.	Annual Increment.	Maximum.		
*1	...	...	Medical Superintendent ... ..	...	...	...	600	
*2	...	...	Resident Medical Officers ... ..	250	...	400	650	
1	4	...	Steward, also Clerk, under Lunacy Statute ... ..	200	25 0 0	350	350	
†2	...	...	Clerks ... ..	105	...	150	255	
1	...	...	Clerk ... ..	...	...	...	172	
1	...	...	Dispenser ... ..	...	...	...	150	
1	...	...	Matron ... ..	...	...	...	120	
1	...	...	Storeman ... ..	...	...	...	120	
1	...	...	Senior Head Warder ... ..	...	...	...	200	
1	...	...	Assistant Head Warder ... ..	...	...	...	150	
1	...	...	Male Hospital Warder ... ..	...	...	...	130	
1	...	...	Female Hospital Warder ... ..	...	...	...	60	
a42	...	...	Male Warders ... ..	85	...	120	}	4,900
a13	...	...	Ditto Probationers, at per week ... ..	20/	...	24/		
b42	...	...	Female Warders ... ..	26	...	50	1,600	
1	...	...	Engineer ... ..	...	...	...	182	
1	...	...	Farm Bailiff (with two rations daily) ... ..	...	...	...	120	
1	...	...	Gardener ... ..	...	...	...	100	
4	...	...	Cooks ... ..	60	...	80	280	
4	...	...	Laundresses ... ..	36	...	50	158	
1	...	...	Hall Porter ... ..	...	...	...	80	
1	...	...	Messenger ... ..	...	...	...	50	
1	...	...	Fireman ... ..	...	...	...	60	
							10,487	

\* Professional.—a Male Warders: 13 first class, 10 second class, 32 third class and probationers.—b Female Warders: 8 first class, 8 second class, 26 third class.

Number.	Class.	Schedule.	Salary of Office.			£	£
			Minimum.	Annual Increment.	Maximum.		
			£	£ s. d.	£		
<b>HOSPITAL FOR THE INSANE—</b>							
<i>continued.</i>							
Subdivision No. 3.							
ARARAT.							
1*	...	...	Medical Superintendent	...	...	500	
1*	...	...	Resident Medical Officer	...	...	300	
1	...	...	Steward, also Clerk, under Lunacy Statute	...	...	250	
1	...	...	Clerk	...	...	80	
1	...	...	Matron	...	...	90	
1	...	...	Head Warder	...	...	150	
1	...	...	Male Hospital Warder	...	...	125	
1	...	...	Female Hospital Warder	...	...	55	
21a	...	...	Male Warders	...	85	120	} 2,310
3a	...	...	Ditto Probationers, at per week	...	20/	24/	
17b	...	...	Female Warders	...	30	50	665
1	...	...	Engineer	...	...	...	182
1	...	...	Farm Bailiff (with two rations daily)	...	...	...	80
1	...	...	Storeman	...	...	...	60
1	...	...	Gardener	...	...	...	80
2	...	...	Cooks	...	...	...	140
2	...	...	Laundresses	...	36	45	81
1	...	...	Hall Porter	...	...	...	80
1	...	...	Messenger	...	...	...	36
59							5,264
Subdivision No. 4.							
BEECHWORTH.							
1*	...	...	Medical Superintendent	...	...	500	
1*	...	...	Resident Medical Officer	...	...	250	
1	4	...	Steward	...	200	25 0 0	350
1	...	...	Clerk	...	...	...	180
1	...	...	Matron	...	...	...	90
1	...	...	Head Warder	...	...	...	150
19c	...	...	Male Warders	...	85	120	} 2,630
10c	...	...	Ditto Probationers, at per week	...	20/	24/	
19d	...	...	Female Warders	...	30	50	750
1	...	...	Hospital Warder	...	...	...	125
1	...	...	Female Hospital Warder	...	...	...	55
1	...	...	Engineer	...	...	...	182
2	...	...	Cooks	...	60	80	140
1	...	...	Gardener	...	...	...	80
2	...	...	Laundresses	...	36	45	81
1	...	...	Hall Porter	...	...	...	80
1	...	...	Messenger	...	...	...	36
1	...	...	Farm Bailiff (with two rations daily)	...	...	...	80
1	...	...	Storeman	...	...	...	60
66							5,819

\* Professional.—a Male Warders: 8 first class, 6 second class, 10 third class and probationers.—b Female Warders: 6 first class, 6 second class, 5 third class.—c Male Warders: 8 first class, 7 second class, 14 third class and probationers.—d Female Warders: 7 first class, 7 second class, 5 third class.

Number.	Class.	Schedule.	Salary of Office.			£	£
			Minimum.	Annual Increment.	Maximum.		
			£	£ s. d.	£		
<b>HOSPITAL FOR THE INSANE—</b>							
<i>continued.</i>							
Subdivision No. 5.							
BALLARAT.							
1	...	...	Senior Head Warden (in charge)	...	...	200	
1	...	...	Clerk and Storekeeper	...	...	180	
1	...	...	Matron	...	...	90	
3†	...	...	Warders, Male	...	90	120	} 494
3†	...	...	Ditto, Probationers, at per week	...	20/	24/	
4§	...	...	Warders, Female	...	30	50	130
1	...	...	Female Cook	...	...	...	50
2	...	...	Laundresses	...	36	40	76
16							1,220
Total SALARIES						...	35,111
Subdivision No. 6.—CONTINGENCIES.							
Medical Attendance and Medicines, Ballarat Asylum						...	200
Fees to Official Visitors throughout the Colony						...	975
Allowance to Stewards for acting as Clerks of Asylums						...	135
Allowance to Chaplains						...	310
Provisions and Extra Articles						...	34,200
Clothing and Bedding, and Materials for Manufacture						...	15,820
Stores (including Repairs), Purchase of Stock, Books, &c.						...	3,240
Fuel, Light, and Water						...	7,965
Medicines and Medical Comforts						...	2,650
Forage						...	390
Incidental Expenses, &c.						...	1,440
Maintenance of Lunatics in Hospital Wards						...	200
							67,525
Total Division No. 10						...	102,636
The sum of						...	67,486
† Male Warders—2 first class, 2 second class, 2 third class and probationers.—‡ Female Warders—1 first class, 1 second class, 2 third class.							
DIVISION NO. 11.							
INDUSTRIAL AND REFORMATORY SCHOOLS.							
Subdivision No. 1.							
1	...	...	Inspector— <i>Vide</i> Penal Department.	...	...	...	
3	...	...	Clerks—				
			One	...	...	450	
			Two	...	250	300	550
2	...	...	Superintendents	...	240	375	615
2	...	...	Matrons	...	120	150	270
3	...	...	Teachers	...	218	250	686
3	...	...	Storekeepers	...	...	218	654
1	...	...	Summoning Officer	...	...	200	200
12	...	...	Assistant Clerks—				
			Three	...	...	198	} 1,848
			Nine	...	96	180	
5	...	...	Assistant Teachers—				
			One	...	...	160	} 690
			Four	...	120	140	
32			Carried forward	...	...	5,963	

Number.	Class.	Schedule.	Salary of Office.			£	£	
			Minimum.	Annual Increment.	Maximum.			
			£	£ s. d.	£			
<b>INDUSTRIAL AND REFORMATORY SCHOOLS—continued.</b>								
Subdivision No. 2.								
1	...	...	Gas Engineer	...	...	10/	183	
6	...	...	Trade Instructors, at per diem	...	7/6	9/6	913	
10	...	...	Agriculture Instructors, at per diem	...	6/	8/	1,296	
1	...	...	Carter, at per diem	...	...	7/	128	
2	...	...	Sewing Mistresses, at per diem	...	...	4/6	165	
2	...	...	Cooks, at per diem	...	...	3/	110	
2	...	...	Hospital Nurses, at per diem	...	...	3/	110	
3	...	...	Farm Laborers, at per diem	...	5/	6/	311	
1	...	...	Messenger, at per diem	...	...	6/	110	
...	...	...	Attendants, at per diem	...	1/6	2/3	1,790	
...	...	...	Temporary Assistants, &c.	...	...	...	300	
28							5,416	
<b>SALARIES</b>						...	...	11,379
Subdivision No. 3.								
CONTINGENCIES.								
Allowance to Chief Clerk for acting for the Inspector during a period of nine months, at £150 per annum, from 26th January 1877							113	
Allowance to Singing Master							26	
Provisions							6,500	
Clothing and Bedding							3,200	
Fuel, Light, and Water							1,500	
Stores, Stock, &c.							1,400	
Medical Comforts							300	
Incidentals and Transport							1,500	
Maintenance of Deserted Children in the Sandhurst Industrial Schools, at 6s. 6d. per week and 10s. per annum; and to aid Industrial and Reformatory Schools supported by private contributions, at a rate not exceeding 5s. per week for each child, and to provide for expense of Outfits of Children sent to service and boarded out from these institutions							5,000	
Expenses of Boarding Children							19,500	
						39,039		
Total Division No. 11						...	50,418	
The sum of						...	30,418	

Number.	Class.	Schedule.	Salary of Office.			£	£
			Minimum.	Annual Increment.	Maximum.		
			£	£ s. d.	£		
DIVISION NO. 12.							
THE OBSERVATORY.							
Subdivision No. 1.							
1	1	...	Government Astronomer *	...	...	700	
1	2	...	Assistant Astronomer *	...	500	509	
2	3	...	Assistant Astronomer *	...	375	925	
1	4	...	Assistant Astronomer *	...	200	288	
1	...	3	Messenger *	...	...	112	
6			SALARIES	...	...	2,534	
Subdivision No. 2.—CONTINGENCIES.							
			Bonus to five Meteorological Observers at Weather Telegram Stations	...	...	50	
			Clerical Assistance and Computing Assistance on account of Weather Telegrams	...	...	250	
			Wages of Mechanic, 10s. per diem; of Workman at Great Telescope, £130; and for Attendance at Time-ball and Tide-gauge, Williams-town, at 1s. 3d. per diem	...	...	307	
			Books, Instruments, and Repairs	...	...	240	
			Lithographing Drawings obtained with the Great Telescope, and preparation of Weather Diagrams	...	...	70	
			Fuel, Light, Water, Photographic Materials, and Incidental Expenses...	...	...	270	
						1,187	
			Total Division No. 12	...	...	3,721	
			The sum of	...	...	...	2,421
			* With quarters.				
(12th September 1877).							
DIVISION NO. 13.							
PUBLIC LIBRARY, MUSEUMS, AND NATIONAL GALLERY.							
Subdivision No. 1							
PUBLIC LIBRARY.							
1	...	...	Librarian	...	...	600	
1	...	...	Sub-Librarian	...	...	350	
3	...	3	Assistants—				
			One	...	...	200	200
			Two	...	175	185	355
4	...	3	Attendants—				
			Three	...	...	160	480
			One	...	...	...	120
1	...	3	Book-repairer	...	...	...	150
2	...	...	Boys as Messengers	...	...	...	100
12			Carried forward	...	...	2,355	

Number.	Class.	Schedule.	Salary of Office.			£	£
			Minimum.	Annual Increment.	Maximum.		
			£	£ s. d.	£		
PUBLIC LIBRARY, ETC.— <i>continued.</i>							
						2,355	
Brought forward ... ..							
Subdivision No. 1.							
NATIONAL MUSEUM.							
1	1	...	Director and Palæontologist, acting also as Zoologist	...	...	300	
2	...	...	Taxidermists	...	200	450	
2	...	...	Assistant Taxidermists	...	125	275	
1	...	...	Clerk	...	...	110	
2	...	...	Attendants	...	...	180	
1	...	...	Charwoman	...	...	50	
9						1,365	
NATIONAL GALLERY.							
1	...	...	Instructor in Painting and Master of School of Art (with fees)	...	...	350	
1	...	...	Instructor and Master in School of Design (with fees)	...	...	250	
3	...	...	Attendants	...	90	290	
5						890	
INDUSTRIAL AND TECHNOLOGICAL MUSEUM.							
1	...	...	Scientific Superintendent (with fees)*	...	...	350	
2	...	...	Pupil Assistants	...	...	100	
2	...	...	Assisting Attendants in Museum and Laboratories	...	90	190	
1	...	...	Model Maker and skilled Workman	...	...	200	
6						840	
GENERAL STAFF.							
1	...	...	Secretary to Trustees	...	...	350	
2	...	...	Attendants, acting also as Housekeepers	...	...	200	
1	...	3	Despatch Clerk	...	...	100	
4						650	
SALARIES						6,100	
Subdivision No. 2.—CONTINGENCIES						9,180	
Total Division No. 13						15,280	
The sum of						...	6,730

\* This officer receives also £200 per annum as Analyst to the Mining Department.



DIVISION No. 17.							£	£
AGENT-GENERAL.								
Expenses, including Fees to Members of Board of Advice (£300) ...							2,462	
Telegrams ... ..							200	
Total Division No. 17 ... ..							2,662	
The sum of ... ..							...	1,262
<hr/>								
DIVISION No. 18.								
AUDIT OFFICE.								
Subdivision No. 1.								
						Salary of Office.		
						Minimum.	Annual Increment.	Maximum
						£	£ s. d.	£
1	2	...	Clerk	...	...	500	16 13 4	600
5	3	...	Clerks	...	...	375	18 6 8	485
5	4	...	Clerks	...	...	200	25 0 0	350
10	5	...	Clerks	...	...	80	16 13 4	180
2	...	3	Messengers	...	...	60	...	140*
23								
SALARIES ... ..							5,480	
Subdivision No. 2.—CONTINGENCIES.								
Clerical Assistance ... ..							800	
Travelling Expenses ... ..							375	
Fuel, Light, Water, Stores, Stationery, and Incidental Expenses ...							110	
							1,285	
Total Division No. 18 ... ..							6,765	
The sum of ... ..							...	4,365
<hr/>								
DIVISION No. 19.								
SCAB PREVENTION AND DISEASES IN STOCK ... ..							8,510	
The sum of ... ..							...	5,510
<hr/>								
(2nd October, 1877.)								
DIVISION No. 20.								
ABORIGINES ... ..							7,500	
The sum of ... ..							...	2,500

\* With quarters.



	£	£
DIVISION No. 21.		
GRANTS.		
No. 1. Purchase of Books for Mechanics' Institutes or Public Libraries in country districts ... ..	3,000	
On condition—		
I. That grants be made in proportion to the sum, in the aggregate not less than £5, collected by private subscription or local rates during 1877.		
II. That no grant exceeding £200 be paid to any one library.		
III. That no grant be made to any institution in Melbourne, or more than one-sixth of the entire sum be divided amongst institutions within ten miles of it.		
No. 2. For the purpose of aiding the Building Funds of Free Libraries; no grant made to any Library to exceed £500; nor any to be made to any institution in Melbourne ... ..	5,000	
No. 3. Grant to the Zoological and Acclimatization Society ... ..	2,000	
No. 4. For the use of Schools of Design, and for other purposes in promoting the objects of the Commission for promoting Technological and Industrial Instruction ... ..	750	
No. 5. To the Royal Society ... ..	200	
No. 6. To Melbourne University, for sanitary arrangements, to be approved by the Central Board of Health ... ..	900	
Total Division No. 21 ... ..	11,850	
The sum of ... ..	...	9,750
—		
DIVISION No. 22.		
MISCELLANEOUS.		
No. 1. Expenses of Commissions and Boards of Inquiry ... ..	1,500	
No. 2. Rewards for the Apprehension of Offenders ... ..	300	
No. 3. Allowance for the support of Lepers ... ..	250	
No. 4. Allowance to Visitor at the City Courts and Lock-ups, &c. ... ..	125	
No. 5. Carriage of Volunteer Fire Brigades ... ..	800	
No. 6. Salary of Medical Superintendent of the Kew Lunatic Asylum during twelve months leave of absence ... ..	450	
No. 7. For services rendered by the Registrar of Friendly Societies ... ..	250	
No. 8. Expense of publishing Decades illustrative of the Natural History and Palæontology of Victoria ... ..	200	
No. 9. Allowance to Inspector-General of Penal Establishments for Travelling Expenses ... ..	250	
No. 10. Representation of Victoria at the Philadelphia Exhibition to close accounts ... ..	1,000	
No. 11. Law Costs incurred by Members of the Police Force ... ..	200	
FURTHER ESTIMATES, 1877-8.		
No. 12. Representation of Victoria at the Paris Exhibition ... ..	10,000	
Total Division No. 22 ... ..	15,325	
The sum of ... ..	...	2,325

## III.—ATTORNEY-GENERAL.

Number.	Class.	Schedule.	Salary of Office.			£	£
			Minimum.	Annual Increment.	Maximum.		
			£	£ s. d.	£		
DIVISION No. 24.							
THEIR HONORS THE JUDGES.							
Subdivision No. 1.							
5	...	2	Judges' Associates* ...	...	300	1,450	
5			SALARIES	...	...	1,450	
Subdivision No. 2.—CONTINGENCIES.							
			Travelling Expenses ...	...	...	770	
			Fuel, Light, and Water	} included under "Sheriffs."			
			Stores and Incidental Expenses				
			Total Division No. 24	...	...	2,220	
			The sum of	...	...	...	1,480
* One salary from 1st September only.							
DIVISION No. 25.							
LAW OFFICERS OF THE CROWN.							
Subdivision No. 1.							
1	1	1	Secretary to the Law Department	...	...	800	
1	2	...	Chief Clerk and Accountant	...	500 16 13 4	600	600
1	2	...	Clerk	...	" "	509	509
1	3	...	Clerk	...	375 18 6 8	485	476
2	4	...	Clerks	...	200 25 0 0	350	588
1	5	...	Clerk	...	80 16 13 4	180	139
1	...	...	Clerk	...	...	...	325
1	...	...	Clerk	...	...	180	180
1	...	3	Despatch Clerk and Office-keeper †	...	...	250	250
1	...	3	Messenger	...	...	130	130
11			SALARIES	...	...	3,997	
Subdivision No. 2.							
Prosecutors for the Queen—							
			At Melbourne	...	...	1000	1,000
1	...	...	Difference between £700 and £1,000	...	...	...	100
			from 1st March 1877 to 30th June 1877	...	...	...	100
2	...	...	At Courts of Assize	...	...	600	1,200
3†	...	...	At Courts of General Sessions	...	...	600	1,800
1	...	...	Government Analytical Chemist	...	...	400	400
7			SALARIES	...	...	4,500	

† With quarters, fuel, light, and water.—‡ With travelling allowances.

LAW OFFICERS OF THE CROWN—*continued.*

Subdivision No. 3.—CONTINGENCIES.

Clerical Assistance ... ..	150
Professional Assistance ... ..	1,000
Revising Bye-laws of Mining Boards ... ..	200
Costs and Expenses of Legal Proceedings, including Fees to Prosecuting Barristers ... ..	1,700
Travelling Expenses, including those of Prosecutors for the Queen ...	600
For Defence of persons without means charged with capital crimes and Aborigines charged with indictable offences ... ..	400
Books and Reports for Library ... ..	100
Victorian Law Reports ... ..	840
Stores, Fuel, Light, and Water, and Incidental Expenses, including allowance of £30 to Housekeeper for extra duties ... ..	280
	5,270
Total Division No. 25 ... ..	13,767
The sum of ... ..	...

8,467

Number.	Class.	Schedule.
1*	1	1
1*	2	...
1*	2	...
1	3	...
1*	3	...
2	4	...
4	5	...
2	...	...
2	...	...
1	...	3
16		

DIVISION No. 26.

CROWN SOLICITOR.

Subdivision No. 1.

Crown Solicitor ... ..	1,000
Chief Clerk for Criminal Business ... ..	600
Chief Clerk for Civil Business ... ..	600
Clerk ... ..	485
Clerk ... ..	421
Clerks ... ..	688
Clerks ... ..	404
Clerks ... ..	590
Clerks ... ..	420
Messenger ... ..	110

Salary of Office.		
Minimum.	Annual Increment.	Maximum.
£	£ s. d.	£
...	...	...
500	16 13 4	600
"	" "	"
375	18 6 8	485
"	" "	"
200	25 0 0	350
80	16 13 4	180
240	...	350
200	...	220
...	...	...

16 SALARIES ... .. 5,318

Subdivision No. 2.—CONTINGENCIES.

Clerical Assistance ... ..	300
Travelling Expenses ... ..	275
Stores ... ..	150
Fuel, Light, Water, and Incidental Expenses ... ..	30
	755
Total Division No. 26 ... ..	6,073
The sum of ... ..	...

3,973

\* Professional.

Number.	Class.	Schedule.	Salary of Office.						£	
			Minimum.	Annual Increment.			Maximum.			
			£	£	s.	d.	£			
<b>DIVISION No. 27.</b>										
<b>PROTHONOTARY.</b>										
Subdivision No. 1.										
1*	1	1	Prothonotary	...	...	...	...	800		
1*	2	...	Chief Clerk	...	...	...	500 16 13 4 600	600		
1	3	...	Clerk	...	...	...	375 18 6 8 485	421		
2	4	...	Clerks	...	...	...	200 25 0 0 350	700		
1	5	...	Clerk	...	...	...	80 16 13 4 180	122		
1	...	3	Messenger and Housekeeper†	...	...	...	...	150		
7			SALARIES	...	...	...	...	2,793		
Subdivision No. 2.—CONTINGENCIES.										
			Fuel, Light, and Water, Stores, and Incidental Expenses	...	...	...	...	100		
			Total Division No. 27	...	...	...	...	2,893		
			The sum of	...	...	...	...	...	1,893	
<hr/>										
<b>DIVISION No. 28.</b>										
<b>MASTER-IN-EQUITY.</b>										
Subdivision No. 1.										
1*	1	...	Chief Clerk	...	...	...	...	700		
2	4	...	Clerks	...	...	...	200 25 0 0 350	638		
1	5	...	Clerk	...	...	...	80 16 13 4 180	180		
1	...	3	Messenger and Housekeeper†	...	...	...	...	120		
5			SALARIES	...	...	...	...	1,638		
Subdivision No. 2.—CONTINGENCIES.										
			Clerical Assistance	...	...	...	...	350		
			Fuel, Light, Water, Stores, and Incidental Expenses, including £37 10s.	...	...	...	...			
			Guarantee Premium of the Master-in-Equity, under Sec. 7 of Act No. 435	...	...	...	...	125		
			Total Division No. 28...	...	...	...	...	475		
			Total Division No. 28...	...	...	...	...	2,113		
			The sum of	...	...	...	...	...	1,313	

† Professional.—† With quarters fuel and water.

Number.	Class.	Schedule.	Salary of Office.				£
			Minimum.	Annual Increment.		Maximum	
			£	£	s. d.	£	
DIVISION No. 29.							
PROBATE, ADMINISTRATION, AND LUNACY.							
Subdivision No. 1.							
1*	1	...	Registrar of Probates and Administrations, and Officer for Lunacy business	...	...	...	610
1	...	...	Clerk †	...	...	...	250
1	...	...	Clerk	...	...	...	250
3			SALARIES	...	...	...	1,110
Subdivision No. 2.—CONTINGENCIES.							
Travelling Expenses, Stores, and Incidental Expenses							60
Commission as stated in Subdivision 1 of Division 29							320
							380
Total Division No. 29							1,490
The sum of							...
* Professional.—† With commission at the rate of £5 per centum upon all moneys collected by him and received by the Master-in-Lunacy for the maintenance, &c., of Lunatics.							890
DIVISION No. 30.							
COURT OF INSOLVENCY.							
Subdivision No. 1.							
1	...	...	Judge of the Court of Insolvency	...	...	...	1,500
1	3	...	Chief Clerk	...	375	18 6 8	485
1	5	...	Clerk	...	80	16 13 4	180
1	...	3	Messenger and Housekeeper †	...	...	...	120
1	...	...	Bailiff of Insolvent Court, Geelong §	...	...	...	200
5			SALARIES	...	...	...	2,440
Subdivision No. 2.—CONTINGENCIES.							
Fuel, Light, Water, Stores, and Incidental Expenses							50
Total Division No. 30							2,490
The sum of							...
							1,590

† With quarters, fuel, and water.—§ Acting also as Courtkeeper, &c.

Number.	Class.	Schedule.	Salary of Office.			£	£
			Minimum.	Annual Increment.	Maximum.		
			£	£ s. d.	£		
<b>DIVISION No. 31.</b>							
<b>REGISTRAR-GENERAL AND REGISTRAR OF TITLES.</b>							
<b>Subdivision No. 1.</b>							
1	1	1	Registrar-General, Registrar of Supreme Court and Registrar of Titles ...	...	...	750	
1	2	...	One Deputy Registrar-General and Assistant-Registrar of Titles ...	500	16 13 4	600	542
1	2	...	Chief Draftsman and Surveyor ...	"	"	"	600
1§	2	...	Clerk * ...	"	"	"	542
5	3	...	Clerks ...	375	18 6 8	485	2,251
13	4	...	Clerks ...	200	25 0 0	350	3,900
12	5	...	Clerks ...	80	16 13 4	180	1,940†
6	...	...	Clerks ...	140	...	180	990
5	...	...	Clerks ...	240	...	350	1,330
1	...	3	Despatch Clerk and Keeper of Stores ...	...	...	...	180
1	...	3	Messenger and Housekeeper ‡	...	...	...	170
2	...	3	Messengers ...	...	...	100	200
49			SALARIES ...	...	...	...	13,395
<b>OFFICE OF TITLES.—PROFESSIONAL BRANCH.</b>							
<b>Subdivision No. 2.</b>							
1§	...	...	Commissioner of Titles ...	...	...	...	1,800
6§	...	...	Examiners of Titles ...	500	...	800	4,100
7			SALARIES ...	...	...	...	5,900
<b>Subdivision No. 3.—CONTINGENCIES.</b>							
Clerical Assistance ...						875	
Preparation of Diagrams or Plans, Engrossing, Indexing, and Contracts for Special Work ...						1,050	
Printing Transfer Drawing Plans of Patent Specifications ...						75	
Works of Reference for Patent and Statistical Library ...						50	
Fuel, Light, Water, and Stores ...						250	
Incidental and Travelling Expenses, including Expenses of Clerks attending Law Courts upon subpoena ...						225	
Fire-proof Boxes for Deputy Registrars' Records ...						85	
						2,610	
<b>Total Division No. 31</b>						21,905	
<b>The sum of</b>						...	14,565

\* Acting as Registrar of Copyrights and Clerk of Patents.—† Includes £4 14s. 6d. arrear of 1875-6.—‡ With quarters, fuel, light, and water.—§ Professional.

## DIVISION No. 32.

## DEPUTY-REGISTRARS.

Allowances to Deputy-Registrars	...	...	...	...	5,500	
The sum of	...	...	...	...	...	2,750

Number.	Class.	Schedule.	DIVISION No. 33.				Salary of Office.			£	£
			SHERIFFS.				Minimum.	Annual Increment.	Maximum.		
			Subdivision No. 1.								
1	1	1	Sheriff, Melbourne	...	...	...	...	...	1,000		
3	2	...	Sheriffs	...	...	...	500	16 13 4	600	1,800	
1	2	...	Chief Clerk *	...	...	...	500	16 13 4	600	600	
2	3	...	Clerks	...	...	...	375	18 6 8	485	961	
1	...	...	Clerk	...	...	...	...	...	...	180	
7	...	...	Clerks and Bailiffs †	...	...	...	...	...	200	1,400	
3	...	...	Bailiffs †	...	...	...	...	...	200	600	
7	...	3	Courtkeepers, Criers, and Messengers ‡	...	...	...	100	...	200	1,050	
1	...	3	Crier	...	...	...	...	...	150	150	
3	...	3	Messengers	...	...	...	120	...	150	390	
29			SALARIES	...	...	...	...	...	...	8,131	

## Subdivision No. 2.—CONTINGENCIES.

Allowances to Witnesses at the Central Criminal Court and Courts of Assize	...	...	...	...	...	...	4,000
Fees to Jurors	...	...	...	...	...	...	6,500
Travelling Expenses	...	...	...	...	...	...	400
Fuel, Light, and Water	...	...	...	...	...	...	150
Stores	...	...	...	...	...	...	200
Allowances to the Sheriffs of the Eastern and Western Bailiwicks, at £75 each	...	...	...	...	...	...	150
Incidental Expenses, including allowances to Bailiffs, as per Subdivision No. 1	...	...	...	...	...	...	1,200
							12,600
Total Division No. 33	...	...	...	...	...	...	20,731
The sum of	...	...	...	...	...	...	13,771

\* Acts also as Sheriff's Deputy.—† With allowances equal to the sums actually recovered and paid into the Treasury in respect of *mileage* fees, under Schedule 35 of the "Common Law Procedure Statute 1865."—‡ With quarters, fuel, light, and water.

## IV.—MINISTER OF JUSTICE.

Number.	Class.	Schedule.	DIVISION No. 34.	Salary of Office.			£	£		
				Minimum.	Annual Increment.	Maximum				
				£	£ s. d.	£				
			COUNTY COURTS, COURTS OF MINES, AND GENERAL SESSIONS.							
			Subdivision No. 1.							
7	...	...	Judges ... ..	...	...	1500	10,500			
2	...	3	Court-keepers, Criers, and Messengers*	...	...	150	300			
9			SALARIES ... ..	...	...	...	10,800			
			Subdivision No. 2.—CONTINGENCIES.							
			Assessors' and Jurors' Fees ... ..	...	...	...	600			
			Witnesses' Allowances—those at Courts of Petty Sessions, Inquests, and Magisterial Inquiries (other than Professional Witnesses, or Experts, Police Officers, and Interpreters), only when summoned from a distance beyond twenty miles ... ..	...	...	...	4,000			
			Allowances for Travelling Expenses to Clerks who act at more than one Court, and Remuneration to Acting Clerks of Courts, at various places ... ..	...	...	...	6,600			
			Office-keepers' Allowances ... ..	...	...	...	960			
			Bailiffs' Remuneration ... ..	...	...	...	500			
			Travelling and Incidental Expenses ... ..	...	...	...	1,500			
			Fuel, Light, and Water ... ..	...	...	...	430			
			Stores ... ..	...	...	...	700			
							15,290			
			Total Division No. 34 ... ..	...	...	...	26,090			
			The sum of ... ..	...	...	...	...	17,090		
			—							
			DIVISION No. 35.							
			POLICE MAGISTRATES AND WARDENS.							
			Subdivision No. 1.							
2	...	2	Police Magistrates (Melbourne) ... ..	800	...	850	1,650			
29	...	2	Police Magistrates ... ..	...	...	650	18,850			
31			SALARIES ... ..	...	...	...	20,500			
			Subdivision No. 2.—CONTINGENCIES.							
			Allowances for Forage and Travelling Expenses ... ..	...	...	...	5,000			
			Allowance to Acting Police Magistrate at Cowana ... ..	...	...	...	50			
							5,050			
			Total Division No. 35 ... ..	...	...	...	25,550			
			The sum of ... ..	...	...	...	...	16,950		

\* Messenger at Court of Petty Sessions allowed quarters, fuel, light, and water. Messenger at County Court allowed quarters, fuel, and water.



Number.	Class.	Schedule.	Salary of Office.			£	£		
			Minimum.	Annual Increment.	Maximum.				
			£	£ s. d.	£				
<b>DIVISION No. 36.</b>									
<b>CLERKS OF COURTS AND INTERPRETER.</b>									
1	1	...	Clerk of the Peace, Registrar of the County Court, and Clerk of Petty Sessions, Melbourne	...	...	...	610		
1	2	...	Clerk	...	500	16 13 4	600	509	
11	3	...	Clerks	...	375	18 6 8	485	5,042	
26	4	...	Clerks	...	200	25 0 0	350	8,850	
17	5	...	Clerks	...	80	16 13 4	180	2,027	
5	...	...	Clerks	...	180	...	300	1,080	
1	...	...	Chief Chinese Interpreter *	...	...	...	250	250	
62			Total Division No. 36...	...	...	...	...	18,368	
The sum of							...	...	12,168
* With an allowance of £40 a year for rent of office.									
<b>DIVISION No. 37.</b>									
<b>CORONERS.</b>									
Subdivision No. 1.—CONTINGENCIES.									
Coroners, Remuneration to, at £2 2s. each Inquest and adjournment; with Travelling Expenses, at 1s. 6d. per mile from usual place of abode to place of intended inquest or inquests, one way only, or at such commuted allowances as may be fixed by the Governor in Council							3,800		
Surgeons, Remuneration to, for each <i>post mortem</i> examination, £2 2s.; and £1 1s. each Inquest and adjournment, with Travelling Expenses at 1s. 6d. per mile from usual place of abode to place of intended inquest or inquests, one way only							3,800		
Jurors—Remuneration at the rate of 5s. a day to each Juror summoned to any inquest at the Lunatic Asylums							600		
Payments in respect to Inquests							500		
Stores and Incidental Expenses							130		
Total Division No. 37							8,830		
The sum of							...	5,830	

## V.—TREASURER.

Number.	Class.	Schedule.						Salary of Office.			£	£								
			Minimum.	Annual Increment.			Maximum.	£	£	s.			d.	£						
DIVISION No. 39.																				
TREASURER.																				
Subdivision No. 1.																				
SALARIES.																				
1	1	1	Under-Treasurer	...	...	...	...	...	...	...	...	1,000								
1	1	1	Accountant to the Treasury	...	...	...	...	...	...	...	...	800								
1	1	1	Receiver and Paymaster, Melbourne	...	...	...	...	...	...	...	...	650								
3	2	...	} Clerks and Receivers and Paymasters																	
25	3	...													500	16	13	4	600	1,759
18	4	...													375	18	6	8	485	11,750
24	5	...													200	25	0	0	350	5,713
			80	16	13	4	180	3,237												
1	...	...	At £237 10s.	...	...	...	...	...	...	...	...	238								
1	...	3	Despatch Clerk	...	...	...	...	...	...	...	...	180								
1	...	3	Messenger	...	...	...	...	...	...	...	...	90								
2	...	...	Messengers	...	...	...	...	...	...	...	...	112								
78												25,529								
Subdivision No. 2.																				
CONTINGENCIES.																				
			Clerical Assistance	...	...	...	...	...	...	...	...	2,000								
			Issuers of Miners' Rights and Collector of Imposts	...	...	...	...	...	...	...	...	340								
			Officekeepers	...	...	...	...	...	...	...	...	500								
			Travelling Expenses	...	...	...	...	...	...	...	...	1,000								
			Fuel, Light, and Water	...	...	...	...	...	...	...	...	170								
			Stores	...	...	...	...	...	...	...	...	850								
			Incidental Expenses	...	...	...	...	...	...	...	...	250								
												5,110								
			Total Division No. 39	...	...	...	...	...	...	...	...	30,639								
			The sum of	...	...	...	...	...	...	...	...	...	20,333							

Number.	Class.	Schedule.		Salary of Office.				£	£	
				Minimum.	Annual Increment.					Maximum.
				£	£	s.	d.	£		
DIVISION No. 40.										
STORES AND TRANSPORT.										
Subdivision No. 1.										
SALARIES.										
1	3	...	Secretary for Stores and Transport	...	375	18	6	8	485	485
1	3	...	Inspector of Stores	...	...	"	"	"	"	485
1	5	...	Clerk	...	80	16	13	4	180	180
3										1,150
Subdivision No. 2.										
CONTINGENCIES.										
Stores, Fuel, Light and Water, Purchase of Samples, and Incidental Expenses										
			...	...	...	...	...	...	...	70
			Total Division No. 40	...	...	...	...	...	...	1,220
			The sum of	...	...	...	...	...	...	800
DIVISION No. 41.										
GOVERNMENT PRINTER.										
Subdivision No. 1.										
SALARIES.										
1	1	1	Government Printer*	...	...	...	...	...	...	700
1	3	...	Accountant	...	375	18	6	8	485	485
3	4	...	Clerks	...	200	25	0	0	350	1,050
1	5	...	Clerk	...	80	16	13	4	180	180
1	3	...	Overseer	...	375	18	6	8	485	485
3	...	3	Sub-overseers—							
			One	...	...	...	...	...	...	350
			Two	...	...	...	...	...	...	600
5	...	3	Readers—							
			Four	...	...	...	...	...	275	1,100
			One	...	...	...	...	...	...	250
1	4	...	Overseer of Bookbinding branch	...	200	25	0	0	350	350
1	...	3	Sub-overseer	...	...	...	...	...	...	300
1	...	3	Store clerk	...	...	...	...	...	...	300
53	...	3	Compositors and others, per week	...	40/	...	...	105/	...	10,309
15	...	3	Bookbinders and others	...	32/6	...	...	85/	...	2,431
86			Total SALARIES AND WAGES	...	...	...	...	...	...	18,890
Subdivision No. 2.										
Printers — Apprentices and Occasional Hands, including Printing										
			Electoral Rolls	...	...	...	...	...	...	9,357
			Bookbinders—Apprentices and Occasional Hands	...	...	...	...	...	...	2,435
			Wood Engraver	...	...	...	...	...	...	400
										12,192

\* With quarters, fuel, light, and water.

GOVERNMENT PRINTER—*continued.*

Subdivision No. 3.						£	£
CONTINGENCIES.							
Paper and Parchment ...	...	...	...	...	...	8,500	
Type, &c. ...	...	...	...	...	...	500	
Bookbinders' Materials, Stores, and Printing Ink ...	...	...	...	...	...	1,650	
Machinery and Repairs ...	...	...	...	...	...	1,000	
Fuel, Light, Water, Coal for Engine ...	...	...	...	...	...	500	
Incidental Expenses ...	...	...	...	...	...	40	
						12,190	
Total Division No. 41						...	43,272
The sum of						...	22,472

Number.	Class.	Schedule.
1	4	...
1	5	...
2		

DIVISION No. 42.

ADVERTISING.

Subdivision No. 1.

SALARIES.

						Salary of Office.			
						Minimum.	Annual Increment.	Maximum	
						£	£ s. d.	£	
1	4	...	Clerk	...	...	200	25 0 0	350	350
1	5	...	Clerk	...	...	80	16 13 4	180	89
									439

Subdivision No. 2.

Advertising ...	...	...	...	...	...	...	...	...	5,000
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Total Division No. 42						...	...	...	5,439
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The sum of						...	...	...	2,939
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DIVISION No. 43.

CURATOR OF ESTATES OF DECEASED PERSONS.

Subdivision No. 1.

SALARIES.

1	...	...	Curator—Allowance to (in addition to commission) not to exceed ...	...	...	...	...	...	300
4	...	...	Clerks—	...	...	...	...	...	590
			Two	...	...	240	...	350	210
			Two	...	...	60	...	150	210
									1,100

Subdivision No. 2.

CONTINGENCIES.

Stores, Fuel, Light, and Incidental Expenses	...	...	...	...	...	...	...	...	75
--	-----	-----	-----	-----	-----	-----	-----	-----	----

Total Division No. 43						...	...	...	1,175
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The sum of						...	...	...	775
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Number.	Class.	Schedule.	Salary of Office.			£	£	
			Minimum.	Annual Increment.	Maximum.			
			£	£ s. d.	£			
<b>DEFENCES.</b>								
DIVISION No. 44.								
LAND FORCES.								
Subdivision No. 1.								
1	...	...	Commandant	...	...	750		
1	...	...	Adjutant	...	...	350		
1	...	...	Instructor of Gunnery and Ordnance Officer	...	...	450		
1	...	3	Brigade Quarter-master, Accountant, and Paymaster	...	...	350		
<hr/>								
4								
<hr/>								
1	...	...	Chief Clerk (Ordnance)	...	...	350		
1	...	...	Barrack and Commissariat Sergeant, £182 10s.	...	...	183		
1	...	...	Storeholder, £182 10s.	...	...	183		
1	...	...	Armorer	...	...	250		
1	...	...	Ordnance Fitter	...	...	250		
1	...	...	Wheeler and Pyrotechnist	...	...	219		
1	...	...	Painter, £164 5s.	...	...	165		
1	...	...	Blacksmith, at per working day	...	12/	188		
<hr/>								
8							3,688	
<hr/>								
Subdivision No. 2.								
Instructors and Overseers at the Batteries, at per diem ... .. 6/ ... 12/ 5,068								
Effective Allowance for Maintenance of Volunteer Corps ... .. 9,000								
Uniform for Non-Commissioned Officers employed with Volunteer Corps and Batteries ... .. 150								
Forage Allowance ... .. 400								
Horse Allowance for mounting Volunteer Officers ... .. 950								
Travelling and Horse Allowance for Cavalry Instructor, £166 5s. ... .. 167								
Repair of War Material								
Stores ... ..								
Transport ... ..								
Travelling Expenses ... ..								
Fuel, Light, and Water ... ..								
Forage for Cart Horses ... ..								
Incidentals ... ..								
<hr/>								
						17,335		

Number.	Class.	Schedule.	Salary of Office.			£	£
			Minimum.	Annual Increment.	Maximum		
			£	£ s. d.	£		
<b>DEFENCES—continued.</b>							
<b>ARTILLERY.</b>							
Subdivision No. 3.							
1	...	...	Captain	...	...	450	
1	...	...	Subaltern	...	...	300	
Non-commissioned Officers—							
1	...	...	Sergeant-Major, at per diem	...	9/	} 9,672	
			Sergeants, at per diem	...	7/		
			Corporals, at per diem	...	6/		
			Bombardiers, at per diem	...	5/6		
22	...	...	Gunners, Class A, not exceeding twenty-two, at per diem...	...	5/		
150	...	...	Gunners, Class B, one hundred and fifty, at per diem	...	2/		
			Boys and Lads training as Buglers, at per diem * ...	...	-/6 1/		
<b>SALARIES</b>						10,422	
Subdivision No. 4.—CONTINGENCIES.							
Rations and Messing for one hundred and fifty Class B Artillerymen and Boys ...						2,509	
Uniform for Artillery Corps ...						} 2,075	
Soldiers' Kits ...							
Fuel, Light, Water ...							
Travelling Expenses ...							
Lodging Allowance to Married Men of Class B ...							
Forage Allowance ...						} 2,500	
Incidentals ...							
Musters for Instruction ...						500	
Cost of and Fitting, &c., of Torpedoes, and Expenses for Engineering ...						18,000	
Warlike Stores, including Martini-Henry Rifles ...						2,500	
Railway Transport ...						880	
Ammunition (not to exceed proceeds of sales lodged to credit of Revenue)							
						28,964	
Subdivision No. 5.							
In aid of Victorian Rifle Association ...						1,000	
<b>Total Division No. 44—LAND FORCES</b>						61,409	
The sum of ...						...	22,909

\* Any saving by reduction of number to be available for working pay to Class B, employed as artificers and laborers, at rates fixed by the Governor in Council.

Number.	Class.	Schedule.	Salary of Office.			£	£
			Minimum.	Annual Increment.	Maximum.		
			£	£ s. d.	£		
DIVISION NO. 45.							
NAVAL.							
Subdivision No. 1.							
<i>The "Cerberus."</i>							
1	...	Captain and Senior Naval Officer*	...	...	...	500	
1	...	Lieutenant	...	...	...	400	
1	...	Chief Engineer	...	...	...	360	
1	...	Engineer	...	...	...	240	
1	...	Assistant-Engineer	...	...	...	200	
1	...	Assistant Paymaster, £182 10s.	...	...	...	183	
3	...	Gunners	...	...	180	540	
1	...	Shipkeeper " <i>Success</i> ," per diem	...	...	7/6	137	
49	...	Petty Officers, Seamen, Stokers, &c., at per diem	2/6	...	7/6	3,421	
16	...	Boys, at per diem	-/9	...	2/6	500	
Transferred from " <i>Nelson</i> ."							
1	...	Lieutenant	...	...	...	225	
1	...	Chief Boatswain	...	...	...	200	
1	...	Chief Carpenter	...	...	...	200	
32	...	Petty Officers	2/6	...	7/6	4,436	
110						11,542	
Subdivision No. 2.							
H.M.V.S. " <i>Nelson</i> ."							
1	...	Lieutenant	...	...	...	350	
1	...	Shipkeeper	...	...	...	180	
8	...	Seamen, at per diem	5/	...	6/	785	
10						1,315	
* Receives an allowance in lieu of quarters. NOTE.—All the above receive rations, fuel, light, and water.							
Subdivision No. 3.							
NAVAL RESERVE.							
1	...	Gunner, per diem	...	...	10/	183	
1	...	Gunnery Instructor, per diem	...	...	7/6	137	
216	...	Petty Officers and Seamen	12	...	16	2,440	
218						2,760	
Subdivision No. 4.—CONTINGENCIES.							
		Allowance to Officers, Naval Reserve	...	...	...	240	
		Provisions	...	...	...	} 5,706	
		Stores and Ammunition	...	...	...		
		Coal	...	...	...		
		Caulking	...	...	...		
		Docking	...	...	...		
		Machinery	...	...	...		
		Powder	...	...	...		
		Pay of Extra Officers and Men	...	...	...		
		Drill-rooms and Drilling	...	...	...		
		Clothing for Boys	...	...	...		
		Fuel and Water	...	...	...		
		Incidentals	...	...	...		
		Shifting Moorings	...	...	...	118	
		100 Solid Shot	...	...	...	250	
		Fitting Steering Apparatus	...	...	...	765	
		Engine for Steam Cutter to <i>Nelson</i>	...	...	...	160	
						7,239	
		Total Division No. 45 (NAVAL)	...	...	...	22,856	
		The sum of	...	...	...	...	15,156

				£	£
DIVISION No. 46.					
TRANSPORT AND MARINE INSURANCE	...	...	...	3,700	...
The sum	...	...	...	...	1,000
DIVISION No. 47.					
CHARITABLE INSTITUTIONS	...	...	...	120,000	
The sum	...	...	...	...	80,000
DIVISION No. 49.					
MISCELLANEOUS.					
No. 1. Expenses of paying Imperial Pensions	...	...	...	400	
2. Allowances to Officers late of the undermentioned Departments:—					
Of the Sewerage and Water Supply Department:—				£	s. d.
Andrew McHarg	...	...	...	135	5 0
Richard Matthews	...	...	...	90	0 0
Wm. Bell	...	...	...	100	0 0
Jas. W. Wemyss	...	...	...	67	5 10
				392	10 10
Of the Public Works Department:—					
D. McLean	...	...	...	62	12 0
J. Garrett	...	...	...	150	0 0
Wm. Hargrave	...	...	...	130	0 0
John Fallaize	...	...	...	52	0 0
J. T. Hislop	...	...	...	86	13 4
R. Jardon	...	...	...	46	12 3
				527	17 7
Of the Customs Department:—					
John Warden, per annum, in addition to Pension, to equal half salary	...	...	...	27	7 6
Of the Railways Department:—					
J. J. Hewitt	...	...	...	300	0 0
James Down	...	...	...	250	0 0
J. B. Blackbourne	...	...	...	218	15 0
John Jeremy	...	...	...	125	0 0
J. Calvert	...	...	...	125	0 0
				1,018	15 0
Of the Roads and Bridges Department:—					
J. W. Crawley	...	...	...	230	0 0
Francis Riley	...	...	...	242	10 0
				472	10 0
Of the Government Printing Department:—					
R. D. Rodda	...	...	...	97	10 0



MISCELLANEOUS— <i>continued.</i>					£	s.	d.	£	£
Of the Education Department :—									
R. H. Budd	...	...	...	...	500	0	0		
Robert Begg	...	...	...	...	54	16	10		
A. R. O'Gorman	...	...	...	...	30	9	4		
John Ferguson	...	...	...	...	50	2	4		
Andrew Ross	...	...	...	...	52	16	0		
Joshua Thomas	...	...	...	...	59	5	3		
James J. Irving	...	...	...	...	52	11	1		
Elizabeth Bailey	...	...	...	...	38	8	4		
Elizabeth Beckett*	...	...	...	...					
James Bishop	...	...	...	...	124	11	8		
Henry Hayden	...	...	...	...	39	12	7		
W. H. Barry	...	...	...	...	42	2	10		
John A. Boyd	...	...	...	...	33	17	3		
Marion J. Carpenter, for 1877-8				£31 18 2					
Difference between £30 9s. 2d. and £31 18s. 2d., for the period 22nd Nov. 1876 to 30th June 1877				0 17 9					
					32	15	11		
Charles Eastwood	...	...	...	...	46	11	4		
Hannah Goodwin	...	...	...	...	53	13	2		
John Marshall	...	...	...	...	110	8	11		
Allan Murray	...	...	...	...	41	14	2		
James Wallace	...	...	...	...	60	7	10		
Anne G. Clinton	...	...	...	...	51	6	3		
Sarah Jane Boys	...	...	...	...	47	16	10		
Harriet Johnston	...	...	...	...	10	14	11		
Thomas Carstairs	...	...	...	...	35	4	11		
Hugh Templeton	...	...	...	...	40	13	5		
Isaac Whitworth	...	...	...	...	33	9	8		
James Bamford	...	...	...	...	48	9	4		
Marianne Connell	...	...	...	...	8	14	0		
Mary Morrison	...	...	...	...	8	10	0		
Henry L. Van den Houten	...	...	...	...	128	6	8		
Margaret Templeton	...	...	...	...	72	6	8		
J. R. Miles	...	...	...	...	43	4	9		
Margaret Miles	...	...	...	...	10	14	4		
Mary Lewis	...	...	...	...	37	18	1		
W. Barrett Wilson	...	...	...	...	49	5	5		
Frederick Leete	...	...	...	...	51	14	7		
Cornelius J. McDonnell	...	...	...	...	51	3	5		
Agnes Byrne, from 1st November 1875, at £28 7s. 9d.	...	...	...	...	75	14	0		
James Doherty, from 1st October 1877, at £40 10s. 9d.	...	...	...	...	30	8	0		
To meet similar Claims to 30th June not yet preferable	...	...	...	...	625	0	0		
					2,885	0	1		
					...			5,422	0 0
3. Costs and Law Expenses as under—									
Expenses in connection with the Commission to take evidence in the Buckley Will case and the suit of the Attorney-General v. Huon and Another	...	...	...	...	84	17	4		
Costs in the case of the Registrar of Titles, Appellant, Robt. Brand Paterson, Respondent	...	...	...	...	596	1	0		
Costs in the matter of the Appeal to the Privy Council by the Coliban Mining Company in the suit of Woolley and Others v. The Ironstone Hill Lead Company and the Attorney-General	...	...	...	...	550	12	3		
Taxed Costs in the undermentioned cases—									
The Queen <i>ats.</i> W J. Winter	£690	7	0						
The Queen <i>ats.</i> James Winter	342	8	0						
Longden v. Weigall, Curator of Estates of Deceased Persons	472	16	6						
					1,505	11	6		
Exchange, say	...	...	...	...	12	17	11		
					2,750	0	0		

\* The date in Appropriation Act 1876-7 should be "from 1st January 1874" instead of "1st May 1874."

	£	£
MISCELLANEOUS— <i>continued.</i>		
4. To the Borough of Brighton towards the purchase of the Beach Reserve ... ..	150	
5. To refund to Messrs. A. and R. Caughey the amount of duty paid by them on Victorian wine shipped to London and re-imported into the Colony—£561 2s. 9d. ... ..	562	
6. Gratuity to the Widow of John Dunn, deceased, late Chief Clerk in the Audit Office ... ..	450	
7. Gratuity to Joseph Bowen, a Supernumerary Sorter in the Post Office, Geelong—equal to three months' pay—£21 10s. 6d. ...	22	
8. Gratuity to the Widow of Michael Ryan, late Fireman on board the steam-tug <i>George Rennie</i> , who was accidentally drowned while in the execution of his duty ... ..	50	
9. Gratuity to the Widow of R. A. Montgomery, late Clerk of Courts—equal to nine months' pay—£363 15s. ... ..	364	
10. Gratuity to the Widow of Joseph Henry, late Station Master at Geelong—equal to nine months' pay—£206 5s. ... ..	207	
11. Gratuity to G. W. Groves, late Supernumerary Computer in the Crown Lands Office—equal to nine months' pay—£117 7s. 6d. ...	118	
12. Gratuity to Widow of Patrick McElhater, Constable of Police, computed on the principle of the Police Regulation Statute 1873	250	
13. Gratuity to Widow of Mr. J. M. Allen, late Inspector of Sheep and Stock, equal to nine months' pay ... ..	394	
14. Gratuity to the Widow of Mr. Robert Kerr, late Inspector of Sheep and Stock, an allowance of one month's pay for each year of service ... ..	219	
15. Gratuity to the Widow of Henry Bates, late Overseer in the Penal Department, equal to five months' pay ... ..	84	
16. To Mr. James Ure, refund of a portion of £10, being the amount of a penalty of an estreated recognizance... ..	9	
17. Refund to Thomas Hamlet Taylor excess of duty paid by him as solicitor for Mr. Cullis Hill, executor under the will of the late James Greig, of Camperdown, the value of the estate having been over-estimated—£115 15s. 10d. ... ..	116	
18. Gratuity to Mr. Thomas Clark, who has been compelled to retire from his office of Master in the School of Design on account of a permanent malady ... ..	125	
Total Division No. 49 ... ..	11,692	
The sum of ... ..	...	4,392

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

**VI.—COMMISSIONER OF CROWN LANDS AND SURVEY AND  
MINISTER OF AGRICULTURE.**

Number.	Class.	Schedule.		Salary of Office.			£	£
				Minimum.	Annual Increment.	Maximum		
				£	£ s. d.	£		
DIVISION No. 51.								
SURVEY, SALE, AND MANAGE- MENT OF CROWN LANDS.								
Subdivision No. 1.								
1	1	1	Secretary for Lands ... ..	...	...	...	1,200	
1	*1	1	Surveyor-General ... ..	...	...	...	1,000	
1	*1	...	Assistant Surveyor-General ... ..	...	...	...	750	
1	...	...	Inspector of Department of Lands, Survey, and Agriculture ... ..	...	...	...	625	
1	*1	...	Inspector-General of Surveys and Plans	...	...	...	625	
1	2	...	Accountant ... ..	500	16 13 4	600	600	
1	2	...	Chief Clerk ... ..	"	" "	"	542	
5	3	...	Clerks ... ..	375	18 " 6 8	485	2,233	
7	4	...	Clerks ... ..	200	25 0 0	350	2,163	
1	5	...	Clerk ... ..	80	16 13 4	180	180	
1	3	...	Registrar of Occupation ... ..	375	18 6 8	485	440	
1	...	...	Assistant Registrar of Occupation	...	...	...	408	
1	*2	...	District Surveyor ... ..	500	16 13 4	600	600	
9	*3	...	District Surveyors ... ..	375	18 6 8	485	4,228	
3	*4	...	Assistant Surveyors ... ..	200	25 0 0	350	1,013	
1	2	...	Chief Draftsman ... ..	500	16 13 4	600	600	
5	3	...	Draftsmen ... ..	375	18 6 8	485	2,261	
8	4	...	Draftsmen ... ..	200	25 0 0	350	2,575	
5	5	...	Draftsmen ... ..	80	16 13 4	180	717	
1	3	...	Photographer ... ..	375	18 6 8	485	485	
1	5	...	Photographer ... ..	80	16 13 4	180	180	
1	3	...	Photo-lithographer ... ..	375	18 6 8	485	440	
1	4	...	Photo-lithographer ... ..	200	25 0 0	350	350	
1	...	3	Messenger † ... ..	...	...	...	175	
59	...	...					24,390	

\* Professional.—† With quarters, fuel, light, and water.

Number.	Class.	Schedule.	CROWN LANDS— <i>continued.</i>	Salary of Office.			£	£
				Minimum.	Annual Increment.	Maximum		
			Subdivision No. 2.					
100	...	...	Clerks—	£	£ s. d.	£		
			Eight ... ..	255	...	333	2,324	
			Fifteen ... ..	206	...	250	3,438	
			Fifty-four ... ..	104	...	200	7,807	
			Twenty-three ... ..	40	...	100	1,709	
73	...	...	Draftsmen—					
			Eleven ... ..	205	...	350	2,771	
			Twenty-seven ... ..	156	...	200	4,730	
			Twenty-one ... ..	110	...	150	2,815	
			Fourteen ... ..	60	...	100	1,121	
2	...	...	Engravers ... ..	100	...	325	425	
5	...	...	Lithographers—					
			One ... ..	...	...	...	325	
			Two, at £195 12s. 6d. ... ..	...	...	196	392	
			Two ... ..	50	...	70	120	
10	...	...	Lithographic Printers and Assistants—					
			One ... ..	...	...	...	275	
			One, at £226 18s. 6d. ... ..	...	...	...	227	
			One ... ..	...	...	...	220	
			Seven ... ..	70	...	196	946	
1	...	...	Laborer ... ..	...	...	...	135	
1	...	...	Night Watchman ... ..	...	...	...	120	
5	...	...	Messengers ... ..	120	...	128	613	
17	...	...	Messengers and Office-cleaners ... ..	20	...	120	652	
26	...	...	Crown Land Bailiffs—					
			Superintendent ... ..	...	...	...	400	
			Inspector ... ..	...	...	...	385	
			Twenty-one Bailiffs ... ..	...	...	*260	5,460	
			One, at £132 10s. ... ..	...	...	...	133	
			Two ... ..	12	...	25	37	
69	...	...	Staff at District Survey Offices—					
			Eight ... ..	253	...	383	2,480	
			Ten ... ..	215	...	250	2,317	
			Ten ... ..	184	...	200	1,921	
			Thirty ... ..	106	...	180	4,206	
			Eleven ... ..	50	...	100	833	
9	...	...	Pupil Draftsmen ... ..	52	...	65	800	
18	...	...	Assistant Surveyors ... ..	200	...	350	5,400	
			Subdivision No. 3.—CONTINGENCIES.				55,537	
			Engrossing and Diagram Drawing, by contract ... ..	...	...	...	2,150	
			Plan Mounting and Repairing ... ..	...	...	...	400	
			Equipment Allowances ... ..	...	...	...	3,000	
			Surveys by Contract ... ..	...	...	...	7,000	
			Temporary Draftsmen ... ..	...	...	...	1,000	
			Special Re-surveys ... ..	...	...	...	1,000	
			Wages of Laborers in Survey Parties ... ..	...	...	...	7,000	
			Labor for Repairing and Cleaning Trigonometrical Stations fast falling into decay ... ..	...	...	...	300	
			Additional Clerical, Professional, and other Assistance ... ..	...	...	...	3,480	
			Stores, Stationery, and Instruments ... ..	...	...	...	3,400	
			Photographic Stores, and Repairs to Apparatus ( <i>inalterable</i> ) ... ..	...	...	...	200	
			Fuel, Light, and Water ... ..	...	...	...	350	
			Travelling Expenses, including Allowances to District Surveyors, &c. ... ..	...	...	...	3,000	
			Commission on Sales and Leases of Land ... ..	...	...	...	100	
			Provision for Security from Fire ... ..	...	...	...	60	
			Expenses of Land Board Enquiries ... ..	...	...	...	300	
			To meet Claims under Land Acts ... ..	...	...	...	900	
			Police Rewards ... ..	...	...	...	400	
			Completion of Territorial Work ... ..	...	...	...	1,400	
			Unforeseen Expenses ... ..	...	...	...	200	
			Incidental Expenses, including Prizes for map drawing and computation in Technological Schools ... ..	...	...	...	600	
			Total Division No. 51 ... ..	...	...	...	116,167	
			The sum of ... ..	...	...	...	...	71,392

\* Includes £110 per annum for Forage and Travelling Expenses.

And the said resolution was read a second time.

On the motion of Mr. Berry, the Assembly ordered this vote to be reduced to the sum of £71,167.

## VIII.—COMMISSIONER OF TRADE AND CUSTOMS.

Numbers.	Class.	Schedule.	Salary of Office.			£	£	
			Minimum.	Annual Increment.	Maximum.			
			£	£ s. d.	£			
			DIVISION No. 61.					
			CUSTOMS.					
			Subdivision No. 1.					
1	1	1	Assistant Commissioner of Trade and Customs	...	...	1,000		
1	2	...	Chief Clerk	...	500 16 13 4	600	600	
1	2	...	Accountant and Inspector	...	500 16 13 4	600	509	
1	3	...	Clerk	...	375 18 6 8	485	375	
1	4	...	Clerk	...	200 25 0 0	350	350	
1	5	...	Clerk	...	80 16 13 4	180	172	
1	...	3	Office-keeper	...	...	...	75	
1	...	3	Messenger	...	...	...	46	
8							3,127	
			Subdivision No. 2.					
			MELBOURNE.					
			<i>Indoor.</i>					
1	1	1	Collector	...	...	...	800	
2	2	...	Chief Clerk, Clerk and Receiver	...	500 16 13 4	600	1,109	
1	3	...	Warehouse-keeper	...	375 18 6 8	485	498*	
3	3	...	Clerks	...	" "	" "	1,428	
10	4	...	Clerks	...	200 25 0 0	350	3,350	
10	5	...	Clerks	...	80 16 13 4	180	1,442	
			Increment short paid since 1st Jan. 1873				75	
1	...	3	Queen's Warehouse-keeper and Locker †	...	...	...	175	
5	...	3	Messengers, at per week	...	25/	45/	379	
			<i>Outdoor.</i>					
2	2	...	Landing Surveyor and Assistant Landing Surveyor	...	500 16 13 4	600	1,175	
10	3	...	Landing Waiters	...	375 18 6 8	...	4,768	
5	4	...	Landing Waiters	...	200 25 0 0	350	1,750	
26	...	3	Lockers—					
			Thirteen	...	235	275	3,235	
			Thirteen	...	150	225	2,675	
40	...	3	Weighers—					
			Twenty-nine	...	150	175	4,410	
			Eleven	...	110	140	1,395	
116							28,664	

\* Includes £12 1s. 10d. as allowance at the rate of £50 per annum for acting as Clerk and Receiver from 20th December 1876 to 17th March 1877.—† With quarters, fuel, and water.

Numbers.	Class.	Schedule.	Salary of Office.			£	£
			Minimum.	Annual Increment.	Maximum.		
			£	£ s. d.	£		
<b>CUSTOMS—continued.</b>							
Subdivision No. 3.							
WILLIAMSTOWN.							
1	3	...	Tide Inspector and Emigration Officer (with quarters) ... ..	...	375 18 6 8	485	458
4	4	...	Tide Surveyors ... ..	...	200 25 0 0	350	1,263
7	...	3	Tide Waiters—				
			Three ... ..	...	160	200	560
			Four ... ..	...	130	150	580
4	...	3	Coxswains, at per diem ... ..	...	...	9/6	694
16	...	3	Boatmen, at per diem ... ..	...	...	7/6	2,190
<b>32</b>							<b>5,745</b>
Subdivision No. 4.							
GEE LONG.							
<i>Indoor.</i>							
1	3	...	Collector of Customs ... ..	...	375 18 6 8	485	485
1	4	...	Warehouse-keeper and Locker ... ..	...	200 25 0 0	350	350
2	5	...	Clerks ... ..	...	80 16 13 4	180	227
<i>Outdoor.</i>							
1	4	...	Landing Waiter ... ..	...	200 25 0 0	350	350
2	...	3	Weighers ... ..	...	150	185	335
1	...	3	Tide Waiter ... ..	...	...	...	150
1	...	3	Messenger and Housekeeper* ... ..	...	...	...	140
<b>9</b>							<b>2,037</b>
Subdivision No. 5.							
OTHER STATIONS.							
3	3	...	Collectors of Customs ... ..	...	375 18 6 8	485	1,355
3	4	..	Collectors of Customs and Landing Waiters (one with allowance of £1 1s. per week) ... ..	...	200 16 13 4	350	1,005
1	4	...	Landing Waiter ... ..	...	" "	"	288
1	...	3	Coast Waiter ... ..	...	...	...	325
1	...	3	Coast Waiter, at per week, with allowance of £1 1s. per week ... ..	...	...	£3	212
4	...	3	Messengers, at per week ... ..	...	12/6	30/	235
<b>13</b>							<b>3,420</b>

\* With quarters, fuel, and water.

CUSTOMS—*continued.*

## Subdivision No. 6.—CONTINGENCIES.

	£	£
Allowances for special services to Customs Officers and others in the Protection of the Revenue ... ..	500	
Unclassified Officers—One at £326 per annum ... ..	326	
Others, at per week, from £1 to £7 ... ..	3,064	
Clerical Assistance ... ..	1,510	
For carrying out the provisions of the Weights and Measures Statute...	100	
Stores, including new Boats ... ..	525	
Fuel, Light, and Water, Travelling and Incidental Expenses ... ..	600	
	6,625	
Total Division No. 61... ..	49,618	
The sum of ... ..	...	32,018

Number.	Class.	Schedule.	DIVISION No. 62.	Salary of Office.				
				Minimum.	Annual Increment.	Maximum		
			PORTS AND HARBORS.	£	£ s. d.	£		
			Subdivision No. 1.					
			MELBOURNE (including Hobson's Bay, Sandridge, and Williamstown).					
*1	1	1	Chief Harbor Master† ... ..	...	...	...		700
1	3	...	Secretary for Harbors and Navigation ... ..	375	18 6 8	485		485
*1	2	...	Engineer Surveyor, and Inspector of Machinery for the Public Works Department ... ..	500	16 13 4	600		600
1	5	...	Clerk ... ..	80	16 13 4	180		155
1	...	3	Messenger, at per week ... ..	...	...	25/		66
1	...	3	Lighthouse Mechanic, at per working day ... ..	...	...	14/		220
3	...	3	Artisans and Mechanics, at per working day ... ..	...	...	10/		470
4	...	3	Boatmen, at per diem ... ..	7/6	...	9/		575
1	...	3	Laborer, at per working day ... ..	...	...	6/		94
2	...	...	Boys, at per diem ... ..	...	...	4/6		165
*1	2	...	Superintendent of Dockyard and Patent Slip ... ..	500	16 13 4	600		600
1	...	...	Engineer, at per week of six working days ... ..	...	...	120		313
2	...	...	Firemen, at per working day ... ..	...	...	8/		251
1	...	...	Gatekeeper and Dock Laborer, at per diem† ... ..	...	...	7/6		137
21								4,831

\* Professional.—† With quarters.

Number.	Class.	Schedule.	PORTS AND HARBORS— <i>continued.</i>	Salary of Office.			£	
				Minimum.	Annual Increment.	Maximum.		
				£	£ s. d.	£		
			Subdivision No. 2.					
			OTHER PORTS.					
2	...	3	Harbor Masters (also Pilots) ...	...	250	...	275	525
5	...	3	Senior Boatmen, at per diem ...	...	...	...	8/6	776
13	...	3	Boatmen, at per diem ...	...	...	...	7/6	1,780
1	...	3	Signalman, at per diem * ...	...	...	...	6/6	119
21								3,200
			Subdivision No. 3.					
			POINT LONSDALE.					
1	...	3	Signal Master and Lightkeeper † ...	...	...	...	...	200
1	...	3	Assistant, at per diem † ...	...	...	...	6/	110
2								310
			COAST AND HARBOR LIGHTS. ‡					
			Subdivision No. 4.					
			<i>Cape Otway and Cape Schanck.</i>					
2	...	3	Keepers ...	...	...	...	200	400
4	...	3	Assistants, at per diem ...	...	7/6	...	8/6	594
6								994
			Subdivision No. 5.					
			<i>Gabo Island and Wilson's Promontory.</i>					
2	...	3	Keepers—One at £200 and one at £180	} Included in Sub-division No. 12.				
3	...	3	Assistants, at per diem, 8s. 6d.					
1	...	...	Assistant, at per diem, 8s.					
6								
			Subdivision No. 6.					
			<i>Shortland's Bluff and Swan Spit.</i>					
			(Three Lights.)					
1	...	3	Keeper ...	...	...	...	...	200
6	...	3	Assistants, at per diem ...	...	...	...	7/	767
			<i>Warrnambool, Portland, Port Fairy, and Port Albert.</i>					
8	...	3	Keepers, at per diem ...	...	7/	...	8/6	1,132
			<i>South Channel.—(Two Lights.)</i>					
4	...	3	Keepers, at per diem ...	...	7/	...	8/6	539
19								2,638

\* With quarters and fuel.—† With quarters, light, and water.—‡ The officers and men employed in coast and harbor lights are allowed quarters, light, and water; and at Gabo Island, Wilson's Promontory, Swan Spit, South Channel, and the Lightships, fuel, in addition.



Number.	Class.	Schedule.	PORTS AND HARBORS— <i>continued.</i>			Salary of Office.			£	£
						Minimum.	Annual Increment.	Maximum.		
			Subdivision No. 7.							
			LIGHT VESSELS.			£	£ s. d.	£		
1	...	3	Master	...	...	...	...	...	160	
1	...	3	Mate	...	...	...	...	...	140	
9	...	3	Seamen, at per diem	...	...	6/6	...	8/6	1,251	
11	...	...							1,551	
			Subdivision No. 8.							
			BUOY AND LIGHTHOUSE TENDER.							
			<i>S.S. Pharos.</i>							
1	...	3	Master*	...	...	...	...	...	260	
1	...	3	Engineer,* at per diem	...	...	...	...	14/	256	
...	...	...	Wages of Crew*	...	...	...	...	...	1,013	
2	...	...							1,529	
			SALARIES						15,053	
			Subdivision No. 9.—CONTINGENCIES.							
			Providing and Repairing Buoys, Beacons, and Moorings; also Repairs to Lightships, Lighting Apparatus, and s.s. <i>Pharos</i>						1,800	
			Fees to Members of Steam Navigation Board						250	
			Allowance to Shipwright Surveyor						100	
			Remuneration to Crews of Life Boats, and for extraordinary Services, and to meet Expenses caused by Marine Casualties						300	
			Clerical Assistance, and extra Labor for Graving Dock, Repairs to Dredges, Steam Tugs, &c.						3,000	
			New Boats, Materials for Repairs to Boats, Boat Stores, &c.						300	
			Stores and Ship Chandlery, including Coals for Marine Yard Graving Dock and Patent Slip						2,000	
			Fuel, Light, and Water, Travelling and Incidental Expenses						450	
			Oil, Wicks, and Glasses						1,600	
									9,800	
			Subdivision No. 11.							
			Wharf and Jetty Lights						900	
			Subdivision No. 12.†							
			Maintenance of six Coast Lights, including expenditure upon buildings (under the superintendence of the Public Works Department), viz.:—Wilson's Promontory, Gabo Island, Kent's Group, Swan Island, Goose Island, and King's Island						4,000	
			Total Division No. 62						29,753	
			The sum of						...	18,253
			DIVISION NO. 63.							
			DISTILLERIES, IMMIGRATION, MERCANTILE MARINE, AND FISHERIES.							
			Subdivision No. 1.							
1	1	1	Chief Inspector of Distilleries, Immigration Agent, and Superintendent of Mercantile Marine Office, Melbourne, and Inspector of Fisheries			...	...	...	700	
1	3	...	Supervisor			375	18 6 8	485	485	
5	...	3	Inspectors of Distilleries			...	...	300	1,500	
2	...	3	Inspectors of Distilleries			...	...	250	500	
3	...	3	Inspectors of Distilleries			...	...	200	600	
1	4	...	Clerk			200	25 0 0	350	350	
2	5	...	Clerks			80	16 13 4	180	260	
1	...	3	Messenger, acting also as Clerk			...	...	...	100	
1	...	3	Messenger, at per week			...	...	17/6	46	
17			SALARIES						4,541	

\* All with rations.

† The expenditure for these Lights is borne by the Governments of New South Wales, Tasmania, and Victoria, and the above estimate is prepared upon the basis of amount of tonnage of vessels using the lights, but is only for the portion payable by Victoria.

DISTILLERIES, ETC.—*continued.*

Subdivision No. 2.—CONTINGENCIES

Additional Officers and extra Clerical Assistance, when required ...	650
Stores, Instruments and Repairs to Instruments ... ..	90
Rewards for Discovery of Illicit Distillation and Illegal Fishing, and for Legal and other Expenses connected therewith ... ..	200
Fuel, Light, Water, Travelling and Incidental Expenses ... ..	200
For carrying out the Licensing Act 1876 ... ..	5,000
	6,140

Subdivision No. 3.

PASSAGES OF IMMIGRANTS.

For Payment of Passages of Immigrants for whom Warrants are current, and for Expenses connected with Emigration business ... ..	640
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Total Division No. 63 ... .. 11,321

The sum of ... .. 7,121

Number.	Class.	Schedule.
1	...	3
1	...	3
2	...	

DIVISION No. 64.

POWDER MAGAZINES.

Subdivision No. 1.

FOOTSCRAY.

Keeper, with quarters, fuel, and light ... ..	200
Cooper ... ..	183
<b>SALARIES</b> ... ..	<b>383</b>

Salary of Office.		
Minimum.	Annual Increment.	Maximum.
£	£ s. d.	£
...	...	...
...	...	...
...	...	...

Subdivision No. 2.—CONTINGENCIES.

Allowance of £10 per annum, with quarters, to Officer in charge at Geelong, and cost of additional Labor at new Magazine ... ..	310
Stores, Fuel and Light, and Incidental Expenses ... ..	40
	350

Total Division No. 64 ... .. 733

The sum of ... .. 433

DIVISION No. 65.

MARINE SURVEY ... ..	2,000
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The sum of ... .. 1,300

(4th October 1877.)

## IX.—POSTMASTER-GENERAL.

Number.	Class.	Schedule.		Salary of Office.			£	£
				Minimum.	Annual Increment.	Maximum.		
				£	£ s. d.	£		
DIVISION No. 66.								
POST AND TELEGRAPH OFFICES.								
Subdivision No. 1.								
MELBOURNE.								
1	1	...	Deputy Postmaster-General and Secretary*	...	...	...	1,000	
2	1	...	Inspectors of Postal and Telegraph Service	700	...	800	1,500	
1	1	...	Controller (Money Order and Savings Banks)	...	...	...	700	
1	2	...	Chief Clerk	500	16 13 4	600	600	
1	2	...	Telegraph Manager	"	"	"	600	
1	2	...	Superintendent of Mail Branch	"	"	"	600	
1	2	...	Accountant†	"	"	"	525	
1	2	...	Inspector of Postal and Telegraph Service	"	"	"	509	
1	2	...	Examiner (Money Order and Savings Banks)	500	16 13 4	600	509	
1	3	...	Cashier	375	18 16 8	485	485	
1	3	...	Inspector of Dead Letters	"	"	"	485	
8	3	...	Clerks	"	"	"	3,615	
1	3	...	Printer, and in charge of Stores	"	"	"	485	
1	3	...	Assistant Telegraph Manager	"	"	"	476	
1	3	...	Assistant Examiner (Money Order and Savings Banks)	"	"	"	440	
52	4	...	Clerks	200	25 0 0	350	14,350	
12	5	...	Clerks	80	16 13 4	180	2,160	
7	5	...	Operators	"	"	"	1,252	
1	...	3	Inspecting Foreman of Works	...	...	...	300	
33	...	3	Assistant Operators	70	...	180	4,700	
25	...	3	Assistant Clerks	60	...	130	2,000	
1	...	3	Office-keeper and Despatch Clerk	...	...	...	200	
1	...	3	Gas Engineer	...	...	...	180	
1	...	3	Instrument Fitter, at per week	...	...	102/	266	
46	...	3	Sorters, one	...	...	...	180	
...	...	...	Forty-five	51/	...	65/	7,170	
2	...	3	Printer's Assistants, at per week	60/	...	85/	377	
1	...	3	Mail Master, at per week	...	...	87/6	229	
2	...	3	Overseers of Telegraph Lines, at per week	...	...	75/	390	
5	...	3	Line Repairers, at per week	51/	...	57/	685	
3	...	3	Assistant Instrument Fitters, at per week	75/	...	80/	598	
2	...	3	Stampers, at per week	45/	...	57/	300	
31	...	3	Letter-Carriers, at per week	45/	...	57/	4,100	
24	...	3	Telegraph Messengers, at per week	24/	...	30/	1,375	
1	...	3	Telegraph Despatch Clerk	...	...	...	165	
2	...	3	Office Messengers, at per week	...	...	45/	234	
275							53,740	

\* Also General Superintendent of Electric Telegraphs.—† Also Inspector of Stamps.

Number.	Class.	Schedule.		Salary of Office.			£	£
				Minimum.	Annual Increment.	Maximum		
				£	£ s. d.	£		
<b>POST AND TELEGRAPH OFFICES—continued.</b>				...	...	...		
Subdivision No. 2.								
ALL OTHER POST AND TELEGRAPH OFFICES.								
2	3	...	Postmasters and Telegraph Managers	375	18 6 8	485	925	
17	4	...	Postmasters and Telegraph Managers	200	25 0 0	350	5,887	
6	4	...	Clerks... ..	"	"	"	1,625	
13	4	...	Postmasters and Telegraph Managers, under section 20 of 37 Vict. No. 455 ( <i>Post Office Amendment Statute 1873</i> )	"	"	"	2,870	
6	5	...	Postmasters and Telegraph Managers	80	16 13 4	180/	1,080	
5	5	...	Clerks... ..	...	...	...	900	
60	...	3	Assistant Operators	70/	...	180/	7,800	
12	...	3	Sorters, at per week	51/	...	180/	1,750	
11	...	3	Line Repairers, at per week	51/	...	57/	1,725	
40	...	3	Letter Carriers, at per week	45/	...	57/	5,400	
3	...	3	Signalmen (Queenscliff, Cape Otway, and Wilson's Promontory) at per week	...	...	59/6	466	
70	...	3	Telegraph Messengers, at per week...	24/	...	30/	4,150	
							34,578	
520	SALARIES AND WAGES carried forward			...	...	...	88,318	
Subdivision No. 3.—CONTINGENCIES.								
Extra Clerks employed in Post Office Savings Bank, Money Order Office, and other branches				100	...	200	3,000	
Female Assistants for Postal and Telegraph business				20	...	100	2,400	
Wages to Supernumerary Instrument Fitters, Instrument Fitter's Assistant, Carpenters, Night Watchman, and Constables, at per week				30/	...	84/	1,668	
Assistant Sorters, at per week				18/	...	45/	5,400	
Assistant Line Repairers (Town and Country), at per week				45/	...	48/	890	
Assistant Stampers, at per week				36/	...	42/	200	
Assistant Letter-Carriers, at per week				36/	...	42/	9,000	
Assistants in Printing Office and Stores, at per week				36/	...	59/	850	
Mail Boatmen, at per week				52/6	...	59/6	566	
Assistant Telegraph Messengers, at per week				12/	...	20/	2,975	
							26,949	

NOTE.—Postmasters and Telegraph Managers in the country, Officers in charge of branch Stations, and Office-keepers are allowed quarters, fuel, and water.

NOTE.—The wages of Sorters, Line Repairers, Stampers, Letter-Carriers, and Telegraph Messengers have been provided for in accordance with Regulations approved by the Governor in Council on the 6th March 1874.

NOTE.—Sorters travelling with Mails receive an allowance.

NOTE.—The wages of Assistant Sorters, Assistant Line Repairers, Assistant Stampers, Assistant Letter-Carriers, and Assistant Telegraph Messengers have been provided for in accordance with Regulations approved by the Governor in Council on 6th March 1874.

	£	£
<b>POST AND TELEGRAPH OFFICES—continued.</b>		
Subdivision No. 4—CONTINGENCIES.		
Allowances to Country Postmasters ... ..	26,000	
Overtime to Officers and others engaged in despatching the European Mail inwards and outwards, and when otherwise unavoidably employed at night, and	8,500	
Allowances to Assistant Operators and others when in charge of stations Supernumerary Sorters, and others on the old Establishment to whom the Regulations for the new Establishment do not apply;		
Additional and Occasional Assistance to provide for the absence of Letter-Carriers and others on the Staff, through sickness, and when on leave; also	10,000	
To meet other exigencies and unforeseen requirements		
Bonus Allowances to Operators for special service, and for skill in operating; and	1,300	
Bonus Allowances to Assistant Sorters and others in lieu of pay if absent on gazetted holidays,* or for recreation, and on account of sickness		
Special Allowances to Manager Electric Telegraph Station, Melbourne, in lieu of quarters, at £100; to Postmasters at Wood's Point at £80, and Walhalla at £50 ... ..	230	
Allowance to Inspector of Railway Telegraph Lines, for collecting moneys on behalf of the Department ... ..	50	
Stores, Stationery, Ironmongery, Safes, Seals, and Stamps, &c., &c. ...	8,500	
Maintenance of Lines, including Purchase, Hire, and Forage of Horses	3,500	
Fuel, Light, and Water ... ..	4,200	
Telegraph Instruments, Battery Materials, Tools, &c. ... ..	3,500	
Travelling Expenses, including Allowances to Inspectors of Postal and Telegraph Service, one at £300 and two at not exceeding £250 per annum each, and	2,750	
Allowances of 10s. a day each to two Overseers of Telegraph lines while travelling		
Clothing for Letter-Carriers and Telegraph Messengers ... ..	2,620	
Mail Bags and Boxes ... ..	1,250	
Premiums on extra guarantees, and Commissions on transactions in Post Office Savings Banks and Money Order Offices ... ..	1,200	
Expenses of Landing and Shipping Mails ... ..	200	
Gratuities to Masters of Vessels for conveying Californian and Torres Straits Mails to Melbourne, at the rate of one penny per letter, not provided for in <i>Post Office Statute</i> 1866 ... ..	200	
Iron Receiving Pillars ... ..	300	
Contribution towards the Maintenance of the Telegraph Station at Albury, at £200 per annum, payable to the Government of New South Wales, and towards maintenance of the Telegraph Station, Mount Gambier, at £300 per annum, payable to the Government of South Australia, and towards the maintenance of the Telegraph Station at Flinders, at £150 per annum, payable to the Tasmanian and Victorian Submarine Telegraph Company ... ..	650	
Moiety of Salary due by the Government of Victoria for services rendered by the Telegraph Operator at Gabo Island ... ..	52	
Exchange upon Remittances to England on account of English Postage, Money Orders, &c. ... ..	500	
Incidentals, including Cleaning Offices, Cesspits, &c.; also Carriage of Stores ... ..	1,750	
	77,252	
* <i>Vide</i> Regulations approved by the Governor in Council, 6th March 1874.		
Total CONTINGENCIES ... ..	104,201	
SALARIES AND WAGES brought forward ... ..	88,318	
Total Division No. 66 ... ..	192,519	
The sum of ... ..	...	109,519
<b>DIVISION No. 67. TELEGRAPH LINES.</b>		
Extension, Repairs, and Alterations, Renewing Poles, Transferring Lines to routes of New Railways, including Iron Telegraph Poles, Wire, Insulators, Fittings, &c., for Telegraph Poles, and Telegraph Materials for stock ... ..	17,000	
The sum of ... ..	...	8,500
<b>DIVISION No. 68. MAIL SERVICE.</b>		
Conveyance of Inland Mails ... ..	111,000	
The sum of ... ..	...	66,000



## ESTIMATES, 1877-8.

## DIVISION No. 70.

## RAILWAYS CONSTRUCTION.

	£	£
Lamp-room at Castlemaine Station ... ..	100	
Ditto at Sandhurst Station ... ..	100	
Laying Water on to Kangaroo Flat Station ... ..	45	
Closing Platforms underneath in Goods Shed ... ..	150	
Additional Accommodation at Echuca Station, Refreshment-rooms, &c. ... ..	235	
Telegraph Instruction-room at Melbourne ... ..	160	
Removal and re-erection of Piermaster's House at Williamstown ... ..	108	
Lengthening Platforms at Footscray, Yarraville, Williamstown Junction, and North Williamstown Stations ... ..	191	

1,089

Engine Shed at Beechworth ... ..	150	
Additions, &c., to Lal Lal Platform ... ..	40	
Ditto to Avenel Platform ... ..	30	
Batman's Hill Station—Two additional Sidings and alterations to Points and Crossings to make another arrival line ... ..	923	
Lower-Level Station—Four additional Sidings ... ..	1,293	
North Melbourne—Two additional Sidings for Sheep Trucks ... ..	1,487	
Ballarat West Station—Two additional Sidings on North side of "Up" Line ... ..	756	
Clunes Station—Through Crossing ... ..	178	
Geelong and Melbourne Line—Three additional Gatekeeper's Cottages ... ..	315	
Ditto—Additional Room to Two-roomed Gate Lodge ... ..	30	
Geelong and Ballarat Line—Four additional Gatekeeper's Cottages ... ..	420	
Ditto—Additional Room to Two-roomed Gate Lodge ... ..	60	
Ararat Station—Additions and Alterations to Passenger Station ... ..	100	
Creswick Station—Ditto ... ..	109	
Beaufort Station—Ditto ... ..	110	
Stawell Station—Ditto ... ..	134	
Warrenheip Station—Ditto ... ..	15	
Blacksmith's Shop, Store, &c., at Sandhurst Station ... ..	760	
Additional Siding Accommodation at Sandhurst Station ... ..	2,500	
New Platforms at Sunbury Station (Up side) ... ..	260	
Additional Platforms at Macedon Station ... ..	150	
Erecting Twenty-five Wooden Cottages, &c., for Gatekeepers on Sandhurst and Echuca Line ... ..	2,525	
Additions, &c., Echuca ... ..	1,600	
Construction of Sidings to Gravel Pits, Tallarook ... ..	886	
Putting in New Sidings in Station Yard, Seymour ... ..	845	
Coursing and Volunteer Platform at Bolinda ... ..	300	

Total Division No. 70... 17,065

The sum of ... 9,065

## DIVISION No. 72.

## ROAD WORKS AND BRIDGES.

No. 1. For the construction and maintenance of Roads and Bridges outside the boundaries of Municipalities ... ..	4,140	
No. 2. For the construction and maintenance of Roads and Bridges ... ..	5,294	
No. 3. Towards constructing Bridge over Yarra at Johnston street ... ..	25	
No. 4. Moiety of cost of maintaining the Albury Bridge and Wodonga Flat Road ... ..	1,700	

Total Division No. 72... 11,159

The sum of ... 3,759

## XI.—MINISTER OF MINES.

Number.	Class.	Schedule.	DIVISION No. 73. MINING DEPARTMENT.	Salary of Office.			£	£
				Minimum.	Annual Increment.	Maximum.		
			Subdivision No. 1.					
1	1	...	Secretary for Mines and Chief Mining Surveyor *	£	£ s. d.	£		
			Secretary for Mines and Chief Mining Surveyor *	...	...	...	800	
1	2	...	Clerk ...	500	16 13 4	600	600	
2	3	...	Clerks ...	375	18 6 8	485	970	
1	3	...	Lithographer ...	375	18 6 8	485	485	
5	4	...	Clerks and Draftsman ...	200	25 0 0	350	1,750	
10							4,605	
			Subdivision No. 2.					
27	...	...	Clerks and Draftsmen					
			Thirteen ...	220	...	375	3,590	
			Fourteen ...	80	...	210	1,955	
3	...	...	Geological Surveyors, at per diem ...	35/	...	40/	1,722	
2	...	...	Draftsmen ...	220	...	300	520	
3	...	...	Lithographic Printers and Assistant, at per diem ...	5/	...	18/	548	
			Arrears of 1876-7 ...	...	...	...	225	
1	...	...	Officer Reporting on Leased Lands ...	...	...	...	209	
1	...	...	Crown Lands Bailiff ...	...	...	...	183	
52	...	...	Mining Registrars and Mining Surveyors, at annual allowances ...	10	...	130	2,960	
5	...	...	Wardens' Clerks, at salaries ...	100	...	300	1,025	
21	...	...	Wardens' Clerks, at annual allowances ...	10	...	72	632	
7	...	...	Clerks to Mining Boards ...	50	...	150	850	
6	...	...	Keepers of Mining Boards' Offices ...	10	...	20	104	
1	...	...	Inspector of Mines ...	...	...	...	300	
23	...	...	Inspectors of Mines, at annual allowances ...	25	...	200	930	
1	...	...	Powder Magazine Keeper ...	...	...	...	150	
21	...	...	Powder Magazine Keepers, at annual allowances ...	10	...	30	315	
2	...	...	Messengers—					
			One ...	...	...	...	110	
			One, at per week ...	...	...	35/	92	
2	...	...	Office-keepers ...	40	...	150	190	
178							16,610	
188								
			Subdivision No. 3.—CONTINGENCIES.					
			Allowance to Palæontologist ...	...	...	...	150	
			Allowance to Analyst ...	...	...	...	200	
			Allowance to A. W. Howitt, Esq., for Services which he renders in connection with the Geological Survey of the District in which he is stationed ...	...	...	...	100	
			Allowance for Dusting Specimen Cases ...	...	...	...	10	
			Allowance to Crown Lands Bailiff in lieu of Forage ...	...	...	...	80	
			To provide for Salaries and Allowances of Mining Registrars and other Officers whom it may be found necessary to appoint during the course of the year, and for Unforeseen and Incidental Expenses of every kind, and for Outstanding Claims ...	...	...	...	410	
			Expenses of Prosecutions, &c., under Act No. 480 ...	...	...	...	120	
			Special Allowances to be made to Mining Surveyors for Reporting on Lands, in proportion to services rendered ...	...	...	...	300	
			Expenses of Mining Board Elections, and Miscellaneous Expenses of Mining Boards ...	...	...	...	446	
			Stores, Books, Safes, &c. ...	...	...	...	500	
			Fuel, Light, and Water ...	...	...	...	120	
			Travelling Expenses of Officer reporting on Leased Lands ...	...	...	...	250	
			All other Travelling Expenses ...	...	...	...	250	
							2,936	
			Total Division No. 73 ...	...	...	...	24,151	
			The sum of ...	...	...	...		15,151

\* The salary provided for this officer is the original salary received by him as Chief Mining Surveyor.



Number.	Class.	Schedule.	Salary of Office.			£	£
			Minimum.	Annual Increment.	Maximum.		
			£	£ s. d.	£		
DIVISION No. 74.							
VICTORIAN WATER SUPPLY.							
Subdivision No. 1.							
1	1*	...	...	...	...	1,200	
ADMINISTRATIVE BRANCH.							
1	...	...	...	...	...	350	
1	...	...	...	...	...	200	
1	...	...	...	...	...	225	
4						1,975	
Subdivision No. 2.							
Allowance to Chief Engineer in lieu of Tentage, House Rent, and Travelling Expenses						240	
Clerical Assistance, Travelling Expenses, Wages, and Incidentals						325	
						565	
Total Division No. 74						2,540	
The sum of						...	1,640
* Professional.							
† Receives an allowance of £240 per annum in lieu of tentage, house rent, and travelling expenses.							
DIVISION No. 75.							
GOLDFIELDS RESERVOIRS.							
Construction, Maintenance, Repairs, and all other Expenses						2,000	
The sum of						...	1,240
DIVISION No. 76.							
MISCELLANEOUS.							
Subdivisions—(Inalterable).							
No. 1. Cutting Tracks and opening up Areas unexplored						1,200	
No. 2. In aid of Mining Schools, contingent upon the scheme of management being approved of by the Government. (To be divided in proportion to the amounts received by each school from subscriptions, donations, and fees from Students during the year 1877)						2,000	
No. 4. Underground Surveys of Mines						500	
No. 5. To pay Mr. John Lynch the amount of a Claim made for Reporting on Applications for the Sale of Land situated on the Goldfields in the Years 1870, 1871-2						43	
Total Division No. 76						3,743	
The sum of						...	2,443
FURTHER ESTIMATES, 1877-8.							
DIVISION No. 79.							
PROSPECTING FOR GOLD, SILVER, AND OTHER METALS AND ALSO FOR SEARCHING FOR COAL.							
For the purchase of a Diamond-drill Rock Boring Machine, and to defray the cost of working the same						5,000	
The sum of						...	1,000

(10th October.)

## VII.—COMMISSIONER OF PUBLIC WORKS.

Number.	Class.	Schedule.	Salary of Office.			£	£
			Minimum.	Annual Increment.	Maximum.		
			£	£ s. d.	£		
DIVISION No. 57.							
PUBLIC WORKS.							
Subdivision No. 1.							
PROFESSIONAL BRANCH.							
1*	1	1	Inspector-General of Public Works ...	...	...	1,200	
<i>Office Staff.</i>							
1*	2	...	Chief Assistant Architect and Engineer	500	16 13 4	600	600
4*	2	...	Assistant Architects and Engineers	"	"	"	2,234
1*	2	...	Engineering Surveyor, &c.	"	"	"	559
1*	2	...	Measuring and Quantities Surveyor	"	"	"	600
1*	3	...	Draftsman	375	18 6 8	485	485
1*	4	...	Draftsman	200	25 0 0	350	313
<i>Out-door Staff.</i>							
2*	2	...	Travelling Superintending Inspectors of Works ...	500	16 13 4	600	1,200
1*	3	...	Travelling Superintending Inspector of Works ...	375	18 6 8	485	421
10	...	3	Inspectors of Works †	...	...	300	3,000
1	...	...	Caretaker for Government House, per week ...	...	...	45/	118
						10,730	
ADMINISTRATIVE BRANCH.							
1	1	...	Secretary for Public Works	...	...	...	700
1	3	...	Accountant	375	18 6 8	485	485
4	3	...	Clerks	"	"	"	1,794
1	...	3	Messenger and Office-keeper ‡	...	...	...	180
1	...	...	Assistant Messenger	...	...	...	120
32						3,279	
SALARIES						14,009	
Subdivision No. 2.—CONTINGENCIES.							
Temporary Assistance by Clerks, Draftsmen, Assistants to Measuring and Quantities Surveyor, &c., ranging from £52 to £400 per annum						2,000	
Travelling Expenses ...						950	
Travelling Allowance to three Travelling Superintending Inspectors of Works, at £250 each per annum ...						750	
Lithographing, Printing Bills of Quantities, &c., and Mounting Plans						200	
Stores—Printed Books, &c.						300	
Fuel, Light, Water, and Incidental Expenses						200	
						4,400	
Subdivision No. 3.							
Gas, Fuel, and Water for Government House and grounds ...						1,000	
Total Division No. 57						19,409	
The sum of ...						...	12,629

\* Professional.—† The wages of other Inspectors of Works are included in the estimates for the work they superintend.—  
‡ With quarters, fuel, light, and water.

Number.	Class.	Schedule.	DIVISION No. 58. MELBOURNE WATER SUPPLY. Subdivision No. 1.	Salary of Office.			£	£	
				Minimum.	Annual Increment.	Maximum.			
			ADMINISTRATIVE BRANCH.	£	£ s. d.	£			
1	...	...	Secretary and Treasurer (also at Geelong)	...	...	...	650		
1	...	...	Accountant	...	...	...	450		
1	...	...	Audit Clerk	...	...	...	350		
1	...	...	Clerk	...	...	...	325		
1	...	...	Clerk	...	...	...	260		
1	...	...	Clerk	...	...	...	200		
5	...	...	Rate Collectors	...	...	260	1,300		
3	...	...	Rate Collectors	...	...	230	690		
1	...	...	Rate Collector	...	...	...	200		
1	...	...	Warrant Officer	...	...	...	180		
16							4,605		
			PROFESSIONAL BRANCH.						
1	...	...	Chief Engineer for Water Supply ( <i>see</i> Division No. 74).	...	...	...	650		
1	...	...	Superintending Engineer	...	...	...	325		
1	...	...	Inspector of Works, Melbourne	...	...	...	250		
1	...	...	Resident Inspector, Yan Yean *	...	...	...	250		
1	...	...	Resident Inspector, Preston *	...	...	...	200		
1	...	...	Inspector of Meters	...	...	...	200		
1	...	...	Assistant Town Inspector	...	...	...	220		
1	...	...	Store Clerk	...	...	...	12/	188	
1	...	...	Turncock, at per diem *	...	...	...	10/	157	
10							2,440		
26							7,045		
			SALARIES	...	...	...			
			Subdivision No. 2.—CONTINGENCIES.						
			Temporary Assistance by Draftsmen, Clerks, Collectors, Messengers, Turncocks, &c.	...	...	...	2,400		
			Stationery, Fuel, Copies of Assessments, Travelling and Incidental Expenses	...	...	...	900		
							3,300		
			Subdivision No. 3.						
			Maintenance of Yan Yean Works	...	...	...	4,000		
			Total Division No. 58	...	...	...	14,345		
			The sum of	...	...	...	...	8,745	
			* With quarters.						
			DIVISION No. 59. GEELONG WATER SUPPLY. Subdivision No. 1.						
				Minimum.	Annual Increment.	Maximum.			
				£	£ s. d.	£			
2	...	...	Clerks	90	...	275	365		
1	...	...	Rate Collector	...	...	...	200		
1	...	...	Housekeeper	...	...	...	26		
4			SALARIES	...	...	...	591		
			Subdivision No. 2.—CONTINGENCIES.						
			Stores, Stationery, Fuel, Light, and Water, and Incidentals	...	...	...	179		
			Total Division No. 59	...	...	...	770		
			The sum of	...	...	...	...	490	

FURTHER ESTIMATES FOR 1877-8.  
11th October 1877.

DIVISION No. 60.

WORKS AND BUILDINGS.

Subdivision No. 1—(Inalterable.)

WHARVES, JETTIES, HARBORS, RIVERS, ETC.

	£	£
No. 1. Dredging Operations, Borings, and other Harbor Improvements in the Colony, outside the jurisdiction of the Melbourne Harbor Trust, exclusive of repair of ordinary wear and tear of Steam Dredges and other Plant, but including other repairs and the landing and spreading of silt ... ..	7,000	
2. For a Goods Shed, and repairs at Jetty, Queenscliff ... ..	600	
3. Towards clearing the Rivers Murray and Goulburn ..	3,000	
4. For Harbor Works (exclusive of dredging and landing silt), Belfast ... ..	3,000	
5. Repairs and additions to Jetties, Approaches, &c., Geelong ...	3,600	
6. Repairs and additions to Wharves, Sheds, Jetties, and approaches throughout the colony ... ..	3,500	
7. Repairs and additions to Jetty and Shed, Sandridge...	2,500	
8. Repairs and additions to Jetty, Portland ... ..	5,000	
9. For extension and repairs of Jetty, Mordialloc ... ..	850	
10. For Harbor Improvements, Warrnambool ... ..	4,600	
11. For Shed and repairs to Jetty, Dromana ... ..	550	
12. For erection of a Jetty at Lorne ... ..	500	
13. For Jetty at Rhyll ... ..	250	
14. For cutting Slopes, Piling, and widening Approaches, &c., to Jetty, Sorrento ... ..	600	
15. Clearing the River below the Bridge, Bairnsdale ... ..	500	
16. For Boat-shed, Slip, and other works at Custom-house, Williamstown ... ..	500	
17. For extension, &c., of Jetty, Portarlington ... ..	900	
18. For extension, &c., of Jetty, St. Kilda ... ..	1,500	
	<b>38,950</b>	

Subdivision No. 2.

POLICE BUILDINGS.

No. 1. Police Buildings, and other works for Police, including transport, furniture, repairs, and additions ... ..	20,000	
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Subdivision No. 3.

GAOLS AND PENAL ESTABLISHMENTS.

No. 1. Buildings, repairs, and other works for Gaols, Penal Buildings, Hulks, &c., including fittings, furniture, and fencing ... ..	10,000	
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Subdivision No. 4.

LUNATIC ASYLUMS.

No. 1. Repairs and other works at Lunatic Asylums throughout the colony, including fittings, furniture, and fencing ... ..	12,000	
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Subdivision No. 5.—(Inalterable.)

REFORMATORIES AND INDUSTRIAL SCHOOLS.

No. 1. Repairs and additions to Buildings and other works for Department of Industrial and Reformatory Schools, including fittings, furniture, and fencing ... ..	3,000	
2. Buildings and other works for Industrial Schools, Royal Park, including fittings and furniture ... ..	3,000	
	<b>6,000</b>	

PUBLIC WORKS— <i>continued.</i>		£	£
Subdivision No. 6.			
COURT HOUSES.			
No. 1.	For the erection of Court Houses for the holding of Courts of Assize, General and Petty Sessions, County Courts and Courts of Mines, and for Sheriffs' and Keepers' Quarters, including repairs and additions, fittings, furniture, and fencing ...	24,500	
Subdivision No. 7.—( <i>Inalterable.</i> )			
LIGHTHOUSES AND LIGHTSHIPS.			
No. 1.	Repairs, additions, and other works for Light-houses, Keepers' Quarters, and Lightships, including fittings, furniture, and fencing (exclusive of Wilson's Promontory, Gabo Island, Kent's Group, Swan Island, and Goose Island) ...	1,370	
2.	Towards a new Lighthouse at King's Island, Quarters, &c. ...	4,000	
3.	New Lighthouse and apparatus at north end of West Channel to replace present Lightship ...	3,500	
		8,870	
Subdivision No. 8.—( <i>Inalterable.</i> )			
POWDER MAGAZINES, ETC.			
No. 1.	For the erection of and repairs and additions to Powder Magazines, Buildings for Storage of Explosive Compounds, and Keepers' Quarters throughout the colony, including fittings, furniture, and fencing ...	5,000	
2.	New Main Powder Magazine at Saltwater River ...	8,000	
		13,000	
Subdivision No. 9.			
LANDS AND AGRICULTURE.			
No. 1.	Buildings and repairs and additions to Buildings under the Department of Lands and Agriculture, including fittings, furniture, and fencing, and works in Botanical Gardens and Government House Domain ...	7,750	
Subdivision No. 10.			
TREASURY BUILDINGS.			
No. 1.	Buildings, repairs, additions, &c., at Receipt and Pay Offices throughout the colony, including fittings, furniture, and fencing	3,200	
Subdivision No. 11.—( <i>Inalterable.</i> )			
SUNDRY WORKS, MELBOURNE.			
No. 1.	Additions, repairs and other works at Parliament Buildings, including fittings, furniture, ventilating, lighting, and fencing	20,000	
2.	Repairs, Glass Cases, Fittings, and Furniture for Public Library, National Gallery, and Museums ...	1,000	
3.	Diversion of Drainage at Albert Park Lagoon and Works for draining or filling Swamps south of the St. Kilda Railway, between St. Kilda and Emerald Hill ...	3,000	
		24,000	
Subdivision No. 12.—( <i>Inalterable.</i> )			
POST OFFICES AND TELEGRAPH STATIONS.			
No. 1.	Erection of and repairs and additions to Post and Telegraph Offices throughout the colony, including fittings, furniture, and fencing ...	30,000	
2.	Additions and repairs, New General Post Office, including fittings and furniture ...	2,000	
		32,000	

PUBLIC WORKS— <i>continued.</i>		£	£
Subdivision No. 13.—( <i>Inalterable.</i> )			
FENCES AND REPAIRS TO FENCES, ETC.			
No. 1.	Fencing Public Buildings, Sites, and Reserves under control of Government, including repairs, &c. ... ..	1,000	
2.	Fencing Police Paddocks and Buildings, including repairs ...	1,500	
3.	Fencing Cemeteries ... ..	1,000	
		3,500	
Subdivision No. 14.—( <i>Inalterable.</i> )			
RENTS AND FURNITURE, ETC.			
No. 1.	Rents of Public Buildings and Offices for the use of the Government, and Allowances for rent in lieu of quarters ... ..	17,000	
2.	Furniture and Fittings for Public Offices and Buildings, including repairs and transport ... ..	5,000	
		22,000	
Subdivision No. 15.			
MILITARY BUILDINGS, ETC.			
No. 1.	For Military Buildings, Batteries, Barracks, Quarters, Offices, and other works, including additions, repairs, fittings and furniture, and repairs and additions to drill rooms ... ..	1,000	
Subdivision No. 16.—( <i>Inalterable.</i> )			
MISCELLANEOUS.			
No. 1.	Towards the erection of an Industrial Exhibition Building ...	7,000	
2.	Repairs and additions to Public Works and Buildings, including laying on gas and water ... ..	5,000	
3.	New Time Ball and Apparatus at Lighthouse, Williamstown ...	120	
4.	Repairs and additions to Harbor-master's Quarters, Williamstown	750	
5.	Diverting a Creek near Chewton Cemetery ... ..	200	
6.	Towards completing Government Works at Caledonia Channel, Ballarat East ... ..	1,000	
7.	Towards completing Government Works at Gnarr Creek, Ballarat ... ..	1,000	
8.	Towards completing Government Works at Reilly-street Drain	2,500	
9.	Towards completing Government Works at Back Creek Channel, Taradale ... ..	1,000	
10.	Towards completing Government Works at Stormwater Channel, Dunolly ... ..	1,250	
11.	Towards completing Government Works of Drainage at Daylesford ... ..	750	
12.	Towards completing Government Works at Main Drain, Richmond ... ..	1,500	
13.	Improvement of the Outlet at Lake Burrumbeet ... ..	720	
14.	Towards filling in a Gully from Royal Park to Flemington Road ... ..	2,000	
15.	For Stormwater Channel at Tarrawingee ... ..	1,500	
16.	Diversion of Drainage from Government Reservoir, Maldon ...	1,000	
17.	For draining and reclaiming West Melbourne Swamp ...	19,000	
18.	Fencing and filling Quarry Holes at Carlton ... ..	1,500	
19.	Towards improving Lake Wendouree, Ballarat ... ..	1,000	
20.	For opening-up Quarries and testing Freestone ... ..	500	
21.	Outlet of Kananook Creek, Dandenong ... ..	1,200	
22.	Other Public Works ... ..	3,500	
		53,990	
Total Division No. 60 ... ..		280,760	
The sum of ... ..		...	150,760
<b>2.—For—</b>			
DIVISION No. 60A.			
DEFENCE WORKS.			
Towards the erection of Forts in Port Phillip Bay, and providing armament in accordance with the recommendation of Sir Wm. Jervois ...		...	100,000

ESTIMATES FOR 1877-8.

24th October 1877.

## II.—MINISTER OF PUBLIC INSTRUCTION.

Number.	Class.	Schedule.	Salary of Office.			£	£
			Minimum.	Annual Increment.	Maximum		
			£	£ s. d.	£		
DIVISION No. 23.							
EDUCATION.							
Subdivision No. 1.							
OFFICE STAFF.							
1	...	...	Secretary	...	...	900	
1	...	...	Accountant	...	...	550	
1	...	...	Chief Clerk	...	...	550	
27	...	...	Clerks—				
			Six	...	300	400	2,025
			Eleven	...	200	285	2,450
			Ten	...	85	180	1,190
2	...	...	Messengers	...	100	130	230
1	...	...	Housekeeper	...	...	...	50
						7,945	
Subdivision No. 2.							
INSPECTION.							
1	...	...	Inspector-General	...	...	700	
17	...	...	Inspectors—				
			Seven	...	500	550	3,660
			Ten	...	300	460	3,510
51						7,870	
Subdivision No. 3.							
INSTRUCTION.							
General—							
...	...	...	Teachers	...	16	360	295,550
...	...	...	Teachers, payments on Results	...	...	...	90,084
Singing—							
...	...	...	Teachers	...	60	400	} 7,291
...	...	...	Teachers, per lesson	...	5/	7/6	
...	...	...	New Teachers	...	Rates to be determined.		
Drawing—							
...	...	...	Teachers	...	150	400	} 3,844
...	...	...	Teachers, per lesson	...	5/	7/6	
...	...	...	New Teachers	...	Rates to be determined.		
Drill and Gymnastics							
...	...	...	...	...	...	...	2,500
Training Institute—							
...	...	...	Superintendent*	...	...	...	800
...	...	...	Staff, Central Institute	...	30	350	982
...	...	...	Associates	...	...	50	900
						401,951	

\* Receives an allowance of £130 per annum for house rent.

	Salary of Office.			£	£
	Minimum.	Annual Increment.	Maximum		
Subdivision No. 4.—CONTINGENCIES.					
Temporary Clerical Assistance ... ..	£ 80	£ s. d. ...	£ 200	3,800	
Allowance to Superintendent of Training Institute for house rent, per annum ... ..	...	...	...	130	
Allowance to Teachers for Maintenance Expenses of Schools ... ..	8	...	120	27,387	
Allowance for Board of Students ... ..	35	...	50	5,085	
Bonuses for Trainees promoted, at each ... ..	...	...	10	750	
Bonuses for Pupil-Teachers ... ..	...	...	...	3,600	
Exhibitions granted by the Minister under Regulation IX. ... ..	...	...	...	1,488	
Exhibitions, or Payments of Fees for Extra Subjects, to be recommended by Boards of Advice under section XV. of <i>The Education Act 1872</i> ... ..	...	...	...	100	
Elections of Boards of Advice ... ..	...	...	...	300	
Books and School Requisites ... ..	...	...	...	6,000	
Compulsory Clause, including Allowances to Truant Officers, Collectors of Census, and Cost of Advertisements ... ..	...	...	...	4,880	
Stores, &c., &c. ... ..	...	...	...	2,000	
Travelling Expenses for Inspectors ... ..	...	...	...	3,050	
				58,570	
Subdivision No. 5.					
Rent of Buildings ... ..	...	...	...	8,263	
Total Division No. 23 ... ..	...	...	...	484,599	
The sum of ... ..	...	...	...	...	234,599

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

Mr. James also reported from the Committee of Supply the details of several resolutions, the full amounts of the several items of which have been already reported to the House, and which were read and are as follow :—

#### IV.—MINISTER OF JUSTICE.

17th July.

Number.	Class.	Schedule.	Salary of Office.			£	£
			Minimum.	Annual Increment.	Maximum		
DIVISION No. 38.							
ADMINISTRATION OF THE ACT No. 566.							
Subdivision No. 1.							
INSPECTORS OF LICENSED PREMISES AND LIQUOR.							
2	...	...	...	...	500	162	
8	...	...	...	...	400	422	
10	...	...	...	...	...	...	
						584	
Subdivision No. 2.—CONTINGENCIES.							
						106	
						690	
Total Division No. 38 ... ..							



## V.—TREASURER.

17th July.

DIVISION No. 50.	£	£
<b>ADVANCE TO TREASURER.</b>		
To enable the Treasurer to make advances to Public Officers and others, to facilitate expenditure under Votes of the Legislature, and on account of other Governments ... ..	100,000	

## XI.—MINISTER OF MINES.

17th July.

DIVISION No. 77.	£	£
<b>LOCAL WATERWORKS.</b>		
(Contingent on the scheme of management being approved of by the Government.)		
<i>To be recouped under Item 7 of the Second Schedule of the Loan Act, 39 Vict. No. 531, notwithstanding the word "heretofore" is used in such item.</i>		
Loan to the Council of the Borough of Clunes (being the unexpended portion of vote of £10,500 under Division No. 70A of 1874-5), £304 19s. 11d., say ... ..	305	
Loan to the Council of the Borough of Rutherglen, to enable the Council to complete Works for the Supply of Water to Rutherglen, £341 16s. 5d. (being the unexpended portion of vote of £565 3s. 8d. under Division No. 70A of 1876-7) ... ..	342	
Total Division No. 77 ... ..	647	

## V.—TREASURER.

28th August.

DIVISION No. 48.	£	£
<b>UNFORESEEN AND ACCIDENTAL EXPENDITURE.</b>		
For the Service generally, and to meet Claims against Votes for previous years, and to provide for Refund of Moneys conditionally received for Lands ... ..	6,000	

## X.—COMMISSIONER OF RAILWAYS AND ROADS.

28th August.

DIVISION No. 71.	£	£
<b>ROADS AND BRIDGES.</b>		
(3 months only).		
<b>SALARIES.</b>		
Subdivision No. 1.		
Road Engineer ... ..	150	
Clerk ... ..	125	
Surveyor ... ..	75	
Draftsman ... ..	55	
Total SALARIES ... ..	405	
<b>CONTINGENCIES.</b>		
Subdivision No. 2.		
Road Overseers, &c. ... ..	200	
Travelling and Incidental Expenses ... ..	125	
Forage Allowance ... ..	25	
Advertising ... ..	25	
Stores, &c. ... ..	37	
Total CONTINGENCIES ... ..	412	
Total Division No. 71... ..	817	

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

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 Bill intituled "*An Act to vest Land in the Mayor, Councillors, and Burgesses of the Borough of Brighton for purposes of recreation,*" without amendment.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 24th October 1877.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to give additional powers to the National Insurance Company of Australasia Limited,*" without amendment.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 30th October 1877.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to provide for the Regulation and Inspection of Mines,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 30th October 1877.

On the motion of Major W. C. Smith, the Assembly ordered the said amendments to be printed and taken into consideration to-morrow.

MR. SPEAKER,

The Legislative Council request the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings taken before a Committee of the Legislative Assembly during the present Session, on the Bill intituled "*An Act to amend the Beechworth Waterworks Act 1860.*"

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 30th October 1877.

On the motion of Mr. Billson, the Assembly ordered that copies of the above Report and Proceedings be transmitted to the Legislative Council as requested by the above Message.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to amend an Act intituled 'An Act to provide for the treatment and cure of Inebriates,'*" and acquaint the Legislative Assembly that they have agreed to the same with amendments with which they desire the concurrence of the Legislative Assembly.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 24th October 1877.

On the motion of Mr. Berry, the said several amendments were read and are as follow :—

Clause 2, line 8, leave out "forms," and insert "form."

" line 12, after "prior to," insert "or in the matter of."

Schedule (p. 3), line 5, leave out "being."

" " line 12, leave out "appeared," and insert "appears."

At end of Schedule, insert—

A.B.C. (L.S.)

Judge of the County Court  
of the Bailiwick.

And the said several amendments were read a second time and agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said several amendments.

7. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the 2nd Order of the Day be postponed until after the consideration of the 3rd Order for to-day.

8. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.

Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had come to a certain resolution.

On the motion of Mr. Berry, the Assembly ordered that the Standing Orders be suspended, and that the Report be received this day.

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

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

Mr. James reported from the Committee of Ways and Means a certain resolution, which was read, and is as follows :—

(30th October 1877.)

Resolved—That towards making good the supply granted to Her Majesty for the service of the year ending 30th June 1878, the sum of £800,000 be granted out of the Consolidated Revenue of Victoria.

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

Ordered—That Mr. Berry and Major W. C. Smith do prepare and bring in a Bill to carry out the above resolution.

9. CONSOLIDATED REVENUE BILL (3).—Mr. Berry then brought up a Bill intituled "*A Bill to apply out of the Consolidated Revenue the sum of Eight hundred thousand pounds to the service of the Year One thousand eight hundred and seventy-seven and eight,*" 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 this day.

Mr. Berry moved, That this Bill be now read a second time.

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

Mr. Berry 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. Berry, 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. James reported that the Committee had gone through the Bill, and agreed to the same without amendment.

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. Berry, read a third time and *passed*.

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

*"An Act to apply out of the Consolidated Revenue the sum of Eight hundred thousand pounds to the service of the year One thousand eight hundred and seventy-seven and eight."*

Question—put and resolved in the affirmative.

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

10. RAILWAYS CONSTRUCTION BILL.—The Order of the Day for the consideration of the Message from the Legislative Council returning this Bill and insisting on their amendments having been read, on the motion of Mr. Berry, the Message was read by the Clerk.

Mr. Berry then moved, That this Bill be laid aside.

Debate ensued.

Question—put and resolved in the affirmative.—Bill laid aside.

Mr. Berry then moved, That a Committee be appointed to draw up specifically the grounds upon which the amendments made by the Legislative Council in the Railway Construction Bill were disagreed with by the Assembly; such Committee to consist of the Honorable the Speaker, Mr. Lalor, Mr. Grant, Mr. Casey, Mr. Munro, Mr. Gaunson, and the Mover; and that they do retire immediately.

Question—put and resolved in the affirmative.

Mr. Berry, Chairman, brought up the Report from this Committee, which he read to the House, and is as follows—

The Legislative Assembly, out of courtesy to the Legislative Council, desire to supply an omission, of which the Council complain, by "setting forth specifically" the grounds upon which they consider the privileges of the Assembly have been invaded by the amendments made by the Council in "a Bill authorizing the construction of certain railways by the State" at the public expense. They omitted to do so in the first instance only because they assumed that these grounds were sufficiently known from former controversy between the Houses on the same question.

Their contention is this :—That the Legislative Assembly was created to possess, and from the beginning claimed and exercised, the same exclusive power over public expenditure claimed and exercised by the House of Commons. And that the Legislative Council was designed to possess with respect to aid and supply only the legal right of rejection (which is in effect merely a suspensive vote) enjoyed by the House of Lords. The Select Committee who framed the Constitution in a report to the old Legislative Council, describe their intention with respect to the functions of the two Chambers in words that cannot be misunderstood. To the Council they said, "we propose to entrust the legislative functions of the House of Lords." And "on the House of Assembly we propose to confer all the rights and powers of the House of Commons."

The right of the Assembly to originate and control the public expenditure in all its branches does not rest exclusively (as the Council assume) on the 56th section of the Constitution. The 34th section of that Statute further defines and enlarges the same power. By this section it is directed that till Standing Orders are framed the two Chambers shall be guided "by the rules, forms, and usages" [not of the House of Commons, but] "of the Imperial Parliament, which shall be followed so far as the same may be applicable to the proceedings of the Council and Assembly *respectively*"—a direction plainly implying a fundamental distinction between the Chambers, such as exists between the Chambers of the Imperial Parliament.

The same section authorizes both Houses, in the first session, and from time to time afterwards, to prepare and adopt Standing Rules and Orders for a variety of purposes, and generally for the conduct of all business and proceedings in the Council and Assembly, severally and collectively, which when sanctioned by the Governor should have the force of law. In pursuance of this power, both Houses, in the first session of the first Parliament of Victoria, while the founders of the Constitution were still members, framed Standing Orders which received the sanction of the Governor, and have been in force for more than twenty years. In these Standing Orders the powers of the two Chambers on questions of aid and supply are treated as identical with the powers of the Lords and Commons respectively. For example, the 273rd Standing Order of the Assembly declares that, with respect to Bills brought from the Council with amendments whereby any pecuniary penalty, forfeiture, or fine should be authorized, the Assembly, in certain cases, would not insist on its privileges. It is scarcely necessary to point out that the Assembly could only waive privileges which they possessed and enjoyed. And again by the 285th Standing Order it is expressly directed "that in all cases not therein provided for, resort shall be had to the rules, forms, usages, and practices of the *Commons House of Parliament* of Great Britain and Ireland, which shall be followed so far as the same may be applicable."

In the Standing Orders of the Council, on the other hand, so far from claiming any control over public expenditure, it is specifically directed that "no petition the prayer of which is for a

distinct grant of money shall be *received* by the Council." Thus, while the Assembly may receive and deal with such petitions, upon the recommendation of the Crown, the Council is disabled from receiving them in any manner whatsoever. And finally, the Council, in all cases not provided for, is directed to have recourse to the "rules, forms, usages, and practices," not of the House of Commons, which would be clearly inapplicable to their functions, but "of the Imperial Parliament."

In adopting a new form of Government and a novel procedure in the colony, oversights and mistakes were naturally committed. The Council, for example, ventured to make an amendment in the Appropriation Bill itself in the first Parliament, and other irregularities were from time to time attempted; but the true relation of the Houses on all questions of aid and supply was constantly insisted on in debate in the Assembly, and gradually became known and acknowledged on all hands. It is not necessary to trace the controversy in detail, as at length it found a formal and authoritative solution. So long as ten years ago, the Council, after careful deliberation, recognized by a unanimous vote the principle so long contended for; and it is not without grave surprise that the Assembly finds itself called upon to re-state the grounds of a claim which they had reason to believe was thus removed for ever from the domain of controversy.

The history of this agreement may be briefly recapitulated. In 1867 some difficulty arose over a Customs Bill, and a conference was suggested. On the 9th of April, in that year, Mr. Anderson, in the absence of, and on behalf of, Mr. Sladen, moved and carried the following resolution:—

"That seven members of this Council be appointed to meet and confer with a like number of members of the Legislative Assembly in relation to the course of proceeding generally with Bills, the primary but not the only object of which is the imposition of any duty, rate, tax, rent, return, or impost, and particularly with the Bill intitled '*An Act for granting to Her Majesty certain Duties of Customs.*'"

The Assembly appointed a Committee to meet the Committee of the Council, and on the 15th May a report was brought up to each House. The report submitted to the Council by Mr. Sladen was read by the Clerk at the table, as follows:—

"The Committee appointed by your Honorable House to confer with a like number of the Legislative Assembly in relation to the course of proceeding generally with Bills, &c., have the honor to report:—

"Your Committee conferred on several occasions with the Committee of the Legislative Assembly on the said subject, and it was mutually agreed by the two Committees that a progress report should be presented to each House, as follows:—

"That the two Houses be respectively advised that, inasmuch as doubts have arisen respecting the form or contents of and practice relating to Bills required by the 56th section of the Constitution Act to originate in the Legislative Assembly, it is expedient that the practice of the Lords and Commons respectively be observed as to such Bills *and as to all subjects of aid and supply*, and that each House should be guided in all matters and forms relating thereto by the precedents established by the House of Lords and by the House of Commons respectively."

This report, after lying on the table for a week, was unanimously adopted by the Council on the 21st of May, on the motion of Mr. Sladen. A similar report was adopted in the Assembly, and thus the principle always insisted on by the Assembly was recognized by both branches of the Legislature, that the Council may make alterations in any part of a Bill incidentally involving expenditure, except the money clauses; but with respect to these clauses are restricted in the same manner as the House of Lords from making any amendment whatever.

To this principle so clearly and formally, and as it was supposed finally, recognized in 1867, the Assembly have since adhered in letter and spirit. When clauses of appropriation, or clauses imposing a duty, tax, rate, rent, return, or impost, were inserted in Bills of a general character, the right of the Council to amend or reject any portion of the general measure has not been questioned since the date of the agreement. The *rationale* of this agreement is obvious:—a clause appropriating a part of the public revenue, if sent up in a separate Bill, could not be amended by the Council: if it were sent up in a general measure, it was not intended that the powers of the Council over other parts of that general measure should be in any way abridged by that fact; but, on the other hand, it cannot be supposed that the Council could thereby attain any power of amendment over the clause making the appropriation any more than if it were contained in a separate Bill.

With respect to the Bill at present under consideration, it is not contended (as the Council by their message seem to suppose) that they can make no amendment in it; but it is contended and insisted upon that they can make no amendment which either directly or in its consequences imposes a burthen on the people; amendments of that character being undeniably forbidden to the House of Lords by the practice of the Imperial Parliament.

A return laid before the Council of money Bills and Bills incidentally involving taxation or appropriation in which the Council have made amendments since October 1867 has been cited as a proof that their claim to make the amendments at present in controversy is well founded. But what that return proves is, that the Assembly have carried out faithfully the agreement already recited (entered into in the early part of that year), by not objecting to amendments in such Bills when they left the money clauses untouched.

It is necessary further to state that if no agreement had ever been come to between the Houses, some of the amendments made by the Council in the Railway Construction Bill must be rejected as a violation of the 56th section of the Constitution Act, which forbids the Council to make any alteration in an appropriation of public money. The third clause of the Railway Construction Bill appropriates the funds raised on the security of, and to be repaid out of, the public revenue of Victoria, for the construction of certain specified lines; and this clause the Council have amended by inserting a wholly new line (from Flinders street to Spencer street); and by another amendment in the fifth clause they direct that "a sum not exceeding five thousand pounds" shall be expended on this new line; an expenditure for which no sanction had ever been asked or obtained from the Chamber alone authorized by the Constitution to originate appropriations of public money.

By an amendment in the third clause they further provide that running powers may be taken by the Victorian Railways over the lines of the Hobson's Bay Company; an arrangement involving an annual expenditure, which under our Constitution the Assembly are only authorized to make after having received a message from the Governor recommending it; and which the Council are not authorized to make under any circumstances whatever.

The amendments in the Schedules are liable to a similar objection; by varying or increasing the proposed expenditure, originated by the Assembly, they plainly violate the 56th section of the

Constitution Act; for no substantial or intelligible distinction exists between the appropriation of the revenue and the appropriation of a loan to be repaid out of the revenue.

In vindication of the Council, the strange suggestion has been thrown out that their amendments cannot have interfered with any appropriation, because in point of fact the appropriation for railways is not made in the Construction Act, but by an annual estimate submitted to Parliament in pursuance of one of its clauses. The intention of this clause has been entirely misunderstood. It does not give the Assembly the right, after certain lines have been authorized in an Act of Parliament to determine which of them shall be made and which abandoned;—such a right indeed might sanction a grave breach of public faith;—it simply gives them the power of keeping a salutary check over the Railway Department, by a yearly audit, so that among the lines authorized by the Construction Act none shall be unduly favored or unduly postponed. The clause is in these terms:—

“Before any expenditure shall be made or contract entered into for the construction of the *aforesaid railways* or the purchase of land, an estimate of the expenditure which the Board propose to incur for the said purposes during the *ensuing twelve months*, and also a statement showing the works or purposes for or in respect of which the moneys during the *preceding year may have been applied*, shall be laid before both Houses of Parliament, and the *aforesaid estimate* shall be submitted for the sanction of the Legislative Assembly in the same manner as the annual Estimates of Expenditure for the public service.”

The Assembly have endeavored, at the risk of tediousness, to traverse the entire field of this controversy, so that their claims, and the precise grounds of them, may be distinctly understood by the Council, and to answer in good faith and courtesy, as far as they are acquainted with them, all the arguments relied upon in resisting them. They earnestly invite the Council to take their reasons into favorable consideration, and to be mindful of the duty under which the Assembly lies not to abandon the special functions it was created to exercise.

The Assembly contend that these “special functions” have been invaded. They submit that it has been shown:

- (1.) That the Bill “authorizing the construction of certain railways by the State” appropriates a part of the revenue of Victoria, or, what amounts to the same thing, the proceeds of debentures which the revenue will have to redeem.
- (2.) That the amendments made by the Council involve the expenditure of public money, authority for the payment of which did not originate in the Assembly.
- (3.) That such amendments have been made in defiance of the 56th section of the Constitution Act, and also in violation of the 34th section, and of the express agreement made and adopted by the Council on the 21st May 1867, which fix the power and procedure of the Council in relation to all Bills of Aid and Supply as identical with the corresponding power and procedure of the House of Lords.

No proposition is more certain than that a public work involving expenditure, direct or consequential, can originate in no other place in England than in the House of Commons, and can originate in no other place in the colony of Victoria than in the Assembly. The privilege of authorizing, limiting, and controlling the public expenditure, in all cases whatever, was bestowed on the Assembly for important public ends, in which the interests of their constituents and the country generally are involved; and it is their clear duty and fixed determination to preserve this privilege intact.

Mr. Berry then moved, That the above Report be agreed to by the Assembly.

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

Question—That the debate be now adjourned until to-morrow—put and resolved in the affirmative.

11. RAILWAYS CONSTRUCTION BILL (2).—Mr. Berry moved, by leave of the Assembly, That he have leave to bring in a Bill to authorize the construction of certain Lines of Railway by the State.

Question—put and resolved in the affirmative.

Ordered—That Mr. Berry and Mr. Woods do prepare and bring in the Bill.

Mr. Berry then brought up a Bill intituled “*A Bill to authorize the construction of certain Lines of Railway by the State,*” and 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. Berry moved, That the Bill be now read a second time; objection having been taken thereto—question, That this Bill be read a second time to-morrow—proposed.

Debate ensued.

Question—put and resolved in the affirmative.

12. WATERWORKS ACT 1865 AMENDMENT BILL.—The Order of the Day for the consideration of the amendments of the Legislative Council in this Bill having been read—

Mr. Gaunson moved, That this House do now adjourn.

Debate ensued.

Question—put and negatived.

13. 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,*”

“*Waterworks Act 1865 Amendment Bill—Amendments of Legislative Council to be taken into consideration,*”

“*Ways and Means—Resolutions to be reported,*”

“*Mines Drainage Law Amendment Bill—Second reading,*”

“*Police Offences Statute 1865 Amendment Bill—Second reading,*”

“*Differential Rating Bill—Second reading,*”

“*Explosive Substances Bill—Second reading,*”

“*Extradition Bill—Second reading,*”

“*Supreme Court Bill—Second reading,*”

“*Friendly Societies Laws Amendment Bill—Second reading.*”

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

C. GAVAN DUFFY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 50.

WEDNESDAY, 31ST OCTOBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Richardson presented a Petition from certain Miners, Engine-drivers, and others, of Clunes, praying the House to consider the facts set forth in the Petition, affecting, as they do, not only the health, but also the lives of the Petitioners and the whole of the mining community, and grant such relief to the Petitioners as this House might deem expedient.  
Ordered to lie on the Table.
3. SUSPENSION OF SESSIONAL ORDER.—Mr. Berry moved, That the Sessional Order be suspended, and that the consideration of the several Notices of Motion and Orders of the Day, prior to the 1st Order of the Day, Government Business, be postponed until after the consideration of the last-named Order of the Day.  
Question—put and resolved in the affirmative.
4. PAPERS.—Mr. Berry presented—  
Steam Postal Service.—Copy of Letter from the Chief Secretary of Victoria to the Agent-General, London, conveying instructions to call for tenders for an Ocean Mail Service, to alternate fortnightly with the service *viâ* Suez.  
Ordered to lie on the Table.  
Defences.—Memorandum on defence of Harbors of Warrnambool, Belfast, and Portland, by His Excellency Colonel Sir W. F. Drummond Jervis, R.E., K.C.M.G., C.B.  
Ordered to lie on the Table.
5. RAILWAY CONSTRUCTION BILL (2).—Mr. Berry moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
Mr. Berry 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. Berry, 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. James reported that the Committee had gone through the Bill and agreed to the same without amendment.  
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. Berry, read a third time and *passed*.  
Mr. Berry moved, That the following be the title of the Bill :—  
“*An Act to authorize the construction of certain Lines of Railway by the State.*”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
6. METROPOLITAN GAS COMPANY'S BILL.—Mr. Munro moved, pursuant to notice, That the Report of the Select Committee on a Bill intituled “*A Bill to amalgamate the City of Melbourne Gas and Coke Company, the Collingwood, Fitzroy and District Gas and Coke Company, and the South Melbourne Gas Company, and to incorporate a Company to be called the Metropolitan Gas Company, and for other purposes,*” be now taken into consideration.  
Question—put and resolved in the affirmative.  
The several amendments to and inclusive of those in clause 29 were read, and agreed to by the Assembly.  
Amendment to insert new clause 29A—read.  
Mr. Carter moved, That the following words be omitted from line 3 of such clause, viz.:—“in such quantities and upon such conditions as the company may determine.”  
Debate ensued.  
Question—That the words proposed to be omitted stand part of the clause—put and resolved in the affirmative.  
And the said amendment was agreed to by the Assembly.  
Amendment to insert words in clause 30—read.  
Mr. Carter moved, That the following words be inserted after the last word “offered,” viz.:—“on the same terms and conditions as they were previously offered to the public.”  
Debate ensued.  
Amendment by leave withdrawn.

And the said amendment was agreed to by the Assembly.

And the several amendments to and inclusive of those in clause 57 were read and agreed to by the Assembly.

Amendment in clause 61—read.

Question—That the Assembly agree with the Committee in the above amendment—proposed.

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

Debate ensued.

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

Question—That the Assembly agree with the Committee in the above amendment—put and resolved in the affirmative.

Amendments to and inclusive of those in clause 209—read and agreed to by the Assembly.

Amendment to insert new clause 210A read,

Mr. Carter moved, That the word “two” be omitted from line 2, and the word “five” be inserted instead thereof.

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

And the said amendment was agreed to by the Assembly.

And the several other amendments were read and agreed to by the Assembly.

7. LIVERPOOL AND LONDON AND GLOBE INSURANCE COMPANY.—Mr. Langridge moved, pursuant to notice, That a Bill intituled “*A Bill to enable the Liverpool and London and Globe Insurance Company to sue and be sued in the Colony of Victoria in the name of the Company, and for other purposes,*” be referred to a Select Committee consisting of Mr. Carter, Mr. Gaunson, Mr. Tucker, Mr. Zox, and the Mover; four to form a quorum, and that leave be given to print the evidence taken before such Committee.

Question—put and resolved in the affirmative.

8. 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 authorize the construction of certain Lines of Railway by the State,*” without amendment.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 31st October 1877.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled “*An Act to apply out of the Consolidated Revenue the sum of Eight hundred thousand pounds to the service of the year One thousand eight hundred and seventy-seven and eight,*” without amendment.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 31st October 1877.

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

Debate ensued.

Question—put and negatived.

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, Government Business, 2 to 5, be postponed until after the 6th Order for to-day.

11. FRIENDLY SOCIETIES LAWS AMENDMENT BILL.—Mr. Berry 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. Langridge 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. Langridge, 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. James reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee have leave to sit again.

Resolved—That this House will, this day, again resolve itself into the said Committee.

12. ASSENT TO BILLS.—A Message from His Excellency the Governor by the Clerk Assistant of the Legislative Council :—

MR. SPEAKER,

His Excellency the Governor desires the immediate attendance of this Honorable House in the Legislative Council Chamber.

Accordingly, Mr. Speaker and the House went to the Legislative Council, when His Excellency was pleased to give the Royal assent to the following public Bills:—

“*An Act for awarding Costs in certain cases of Private Bills, and for the Taxation of Costs awarded by Committees of the Legislative Council and Legislative Assembly respectively.*”

“*An Act to vest Land in the Mayor, Councillors, and Burgesses of the Borough of Brighton for purposes of public recreation.*”

“*An Act to amend an Act intituled ‘An Act to provide for the treatment and cure of ‘Inebriates.’*”

“*An Act to apply out of the Consolidated Revenue the sum of Eight hundred thousand pounds to the service of the Year One thousand eight hundred and seventy-seven and eight.*”

“*An Act to authorize the construction of certain Lines of Railway by the State.*”

13. FRIENDLY SOCIETIES LAWS 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. James 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.

14. WATERWORKS ACT 1865 AMENDMENT 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 Major W. C. Smith, the said amendments were read, and are as follow :—

Clause 1.—Line 8, after “Act” insert “and in the construction of this Act or the provisions adopted and incorporated herewith, the several words and expressions included herein and interpreted by “*The Public Works Statute 1865*” shall have the meanings assigned to them in that Statute.”

Clause 2.—Line 1 (p. 2), after “inclusive” insert “two hundred and forty-seven.”

Clause 8.—Leave out this clause.

And the said amendment in Clause 1 having been read a second time,

On the motion of Major W. C. Smith, the Assembly ordered the said amendment to be amended by omitting therefrom all the words after the word “and” and inserting instead thereof the words “the following words and expressions, that is to say ‘the Board’ ‘sewer’ ‘street’ and ‘irrigation’ wherever used in this or in the Principal Act or in the sections hereby adopted and incorporated, shall have and bear the like meanings respectively as are assigned to them in and by the fourth section of ‘*The Public Works Statute 1865*’ unless there be something in the subject or context repugnant to such construction.”

On the motion of Major W. C. Smith, the Assembly disagreed with the 2nd and 3rd of the above amendments, because they were infringements of the privileges of the Legislative Assembly, inasmuch as they altered the proposed mode of collecting the rate.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly had disagreed with some of their amendments, because they were infringements of the privileges of the Legislative Assembly, inasmuch as they altered the proposed mode of collecting the rate, and that they had agreed to one of the said amendments with an amendment with which they desire the concurrence of the Legislative Council.

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

“*Supreme and County Courts Procedure Bill—Second reading*”—until Wednesday, 7th November next;

“*Contagious Diseases Prevention Bill—Second Reading—Resumption of Debate*”—until to-morrow;

“*Dower Abolition Bill—Second reading,*”

“*University Act Amendment Bill—Second reading,*”

“*Fencing of Public Roads—Motion respecting—Resumption of debate,*”

“*Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,*” until Wednesday, 7th November next;

“*Railway Construction Bill—Consideration of Report of Select Committee—Resumption of debate,*

“*Ways and Means—To be further considered in Committee,*”

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

“*Victorian Exhibitions—Message of His Excellency the Governor, No. 4—To be considered in Committee,*”

“*Forts and Armaments—Message of His Excellency the Governor, No. 5—To be considered in Committee,*”

“*Regulation and Inspection of Mines Bill—Amendments of Legislative Council—To be taken into consideration,*”

“*Ways and Means—Resolutions to be reported,*”

“*Mines Drainage Law Amendment Bill—Second reading,*”

“*Police Offences Statute 1865 Amendment Bill—Second reading,*”

“*Differential Rating Bill—Second reading,*”

“*Explosive Substances Bill—Second reading,*”

“*Extradition Bill—Second reading,*”

“*Supreme Court Bill—Second reading*”—until to-morrow.

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

C. GAVAN DUFFY,  
Speaker.



VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 51.

THURSDAY, 1ST NOVEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. GIPPSLAND RAILWAY COMPLETION BILL.—Mr. Berry moved, by leave of the Assembly, That he have leave to bring in a Bill to authorize the completion of the Gippsland Railway to Melbourne.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Berry and Mr. Woods do prepare and bring in the Bill.  
Mr. Berry then brought up a Bill intituled "*A Bill to authorize the completion of the Gippsland Railway to Melbourne,*" 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, 6th November instant.
3. GOULBURN VALLEY RAILWAY BILL.—Mr. Berry moved, by leave of the Assembly, That he have leave to bring in a Bill for the construction of the Goulburn Valley Railway to Shepparton.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Berry and Mr. Woods do prepare and bring in the Bill.  
Mr. Berry then brought up a Bill intituled "*A Bill for the construction of the Goulburn Valley Railway to Shepparton,*" 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, 6th November instant.
4. ADJOURNMENT.—Mr. Dixon moved, by leave of the Assembly, That the House, at its rising, adjourn until Wednesday, 7th November instant.  
Debate ensued.  
Question—put and resolved in the affirmative.
5. PETITION.—Mr. R. Clark presented a Petition from certain Miners and Engine-drivers residing at Sandhurst, praying the House to retain Clause 5 and Rule 20, relating to the Eight Hours' Movement, in the Regulation and Inspection of Mines Statute.  
Ordered to lie on the Table.  
Mr. Barr presented a Petition from Thomas Andrews Eaton, of Melbourne, late Metropolitan Traveling Inspector of Works and Government Official Referee, praying that such reparation might be made by this House as would compensate the Petitioner in some measure for the wrong done to him by the Permanent Head of the Public Works Department.  
Petition read, and ordered to lie on the Table.
6. PAPERS.—The Clerk of the Assembly laid upon the Table of the Assembly a statement forwarded to him by the Commissioners of Audit as under—  
Finance, 1876-7—The Treasurer's Statement of the Receipts and Expenditure of the Consolidated Revenue and other moneys, year ending 30th June 1877, accompanied by the Report of the Commissioners of Audit, and by the documents specified in the forty-eighth section of the Audit Act.  
Ordered to lie on the Table, and to be printed.
7. CROWN SOLICITOR'S DEPARTMENT.—Mr. Dwyer moved, pursuant to notice, That there be laid before this House a return of the amount of fees deducted in respect of item one, of division No. 27, of the Act 295, under section 3, and other parts of the said Act.  
Question—put and resolved in the affirmative.
8. RAILWAY CONSTRUCTION FUND.—Mr. Dwyer moved, pursuant to notice, That there be laid before this House copies of all papers connected with the extra payments out of the Railway Construction Fund to officers of the Crown Solicitor's Department, who are further paid the maximum amounts authorized by the Civil Service Act.  
Objection being taken to this motion—it was directed to be placed amongst the ordinary motions.
9. MESSRS. MALLESON, ENGLAND, AND STEWART—PROFESSIONAL CHARGES.—Mr. Dwyer moved, pursuant to notice, That there be laid before this House a return showing the gross amount of money paid to the firm of Malleison, England, and Stewart for professional services rendered to the Government in respect to the cases of *Bruce v. The Queen*, and *Evans and Merry v. The Queen*.  
Objection being taken to this motion—it was directed to be placed amongst the ordinary motions.

10. RAILWAY CONSTRUCTION BILL.—The Order of the Day for the resumption of the debate on the question—"That the Report from the Committee appointed to draw up specifically the grounds upon which the amendments made by the Legislative Council in the Railway Construction Bill were disagreed with by the Assembly, be adopted by this House"—having been read,

Debate resumed.

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

Question—That the debate be now adjourned until Wednesday next—put and resolved in the affirmative.

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

"Ways and Means—To be further considered in Committee,"

"Supply—To be further considered in Committee,"

"Friendly Societies Laws Amendment Bill—To be further considered in Committee,"

"Victorian Exhibitions—Message of His Excellency the Governor, No. 4—To be considered in Committee,"

"Forts and Armaments—Message of His Excellency the Governor, No. 5—To be considered in Committee,"

"Regulation and Inspection of Mines Bill—Amendments of Legislative Council—To be taken into consideration,"

"Ways and Means—Resolutions to be reported,"

"Mines Drainage Law Amendment Bill—Second reading,"

"Police Offences Statute 1865 Amendment Bill—Second reading,"

"Differential Rating Bill—Second reading,"

"Explosive Substances Bill—Second reading,"

"Extradition Bill—Second reading,"

"Supreme Court Bill—Second reading"—until Wednesday, 7th November instant;

"Contagious Diseases Prevention Bill—Second reading—Resumption of Debate"—until Wednesday, 14th November instant.

12. MR. R. C. BAKER.—Mr. Bell moved, pursuant to notice, That there be laid before this House copies of all papers, reports, and correspondence relating to the claims of R. C. Baker, of Ballarat East, for the tenements Nos. 762 and 1050, sold by the Government.

Question—put and resolved in the affirmative.

13. INGLEWOOD AND GIPPSLAND RAILWAYS CONTRACTS.—Mr. Bent moved, pursuant to amended notice, That all papers and correspondence relating to the contract of Mr. Doran for the Inglewood Railway, and Messrs. Noonan, for sections of the Gippsland Railway, be referred to a Select Committee, consisting of Mr. Kerferd, Mr. Lyell, Mr. Bosisto, Mr. Hunt, Mr. Richardson, Mr. Bell, Mr. Cook, Mr. Williams, and the Mover; to inquire into and report upon the practice that obtains in the Railway Department as to infliction of fines for nonfulfilment of contracts or delay in the completion thereof; such Committee to have power to call for persons and papers, three to form a quorum, and to sit on days on which the House does not meet.

Question—put and resolved in the affirmative.

Assembly adjourned at nine minutes to eleven o'clock until Wednesday next at four o'clock.

C. GAVAN DUFFY,  
Speaker.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 52.

WEDNESDAY, 7TH NOVEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. LIVERPOOL AND LONDON AND GLOBE INSURANCE COMPANY'S BILL.—Mr. Langridge, Chairman, brought up a Report from the Select Committee, to which this Bill was referred.  
Ordered to lie on the Table, together with the Proceedings of the Committee and Minutes of Evidence.
3. SWEARING IN OF MEMBER.—Mr. Speaker having reported to the House that he had this day received a telegram from the Returning Officer for Rodney, acquainting him that the Honorable Duncan Gillies was duly elected on the 2nd instant to serve in the Legislative Assembly for the electoral district of Rodney, Mr. Kerferd moved, That Mr. Gillies be allowed to take the oath and his seat as a Member of the Assembly.  
Question—put and resolved in the affirmative.
4. MEMBER SWORN.—Mr. Gillies was then introduced, and took the oath and his seat as a Member of the Legislative Assembly.
5. PAPERS.—Mr. Woods presented—  
Victorian Railways.—Estimate of the Expenditure which the Board of Land and Works proposes to incur during the year ending 30th June 1878, under the Railway Loan Act, 39 Victoria, 531, Schedule 2, Item 1, and 41 Victoria, 580.  
Ordered to lie on the Table, and to be printed, and taken into consideration in Committee of the whole to-morrow.  
Railway Construction Fund.—Return to an Order of the Legislative Assembly, dated 1st November instant, for copies of all papers connected with the extra payments out of the Railway Construction Fund to officers of the Crown Solicitor's Department, who are further paid the maximum amounts authorized by the Civil Service Act.  
Ordered to lie on the Table.  
Mr. Berry presented, by command of His Excellency the Governor—  
Sale and Use of Poisons Act 1876—Regulations.  
Ordered to lie on the Table.  
Mr. Patterson presented—  
Contracts in Metropolitan District.—Return to an Order of the Legislative Assembly, dated 4th September last, for a return showing all contracts in the Metropolitan District entered into by the Public Works Department during the past two years, such works not having been thrown open to public competition by being placed in the ordinary way in the Contractors' Room, and being also over the sum of Twenty pounds for each work; also furnishing the names of the contractors who executed the work, the amount of the contract, and the names of the persons to whom each work was submitted for competition by the department.  
Ordered to lie on the Table.
6. METROPOLITAN GAS 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—Mr. Munro moved, That this Bill be now read a third time.  
Debate ensued.  
Question—put and resolved in the affirmative.—Bill read a third time.  
On the motion of Mr. Dixon, the Assembly ordered that the following words be added to clause 3, viz., "exclusive of the present Municipal Districts of Brighton, Footscray, and Williamstown."  
On the motion of Mr. Carter, the Assembly ordered that the following words be inserted in clause 30, line 15, viz., "on the same terms and conditions as at auction."  
Mr. Carter moved, That the word "three" be omitted from clause 132, line 23, with a view to insert instead thereof the word "one."  
Debate ensued.  
Question—That the word proposed to be omitted stand part of the clause—put and resolved in the affirmative.

Mr. Story moved, That the following words be added to clause 190, viz., "may and if so required by any or all of the local authorities of the districts within the limits of this Act shall contract with such local authority for lighting the street lamps within the district of such local authority's jurisdiction: Provided that in any such contract the charge to be made by the Company in regard to any such lamp which shall not be farther distant than fifty yards from one of the mains of the Company, for lighting, extinguishing, cleaning, glazing, repairing, painting, and maintaining the same, and for supplying thereto not less than five cubic feet of gas per hour, from sunset to sunrise, for not less than three hundred and twenty-six nights, shall not exceed seven pounds per annum."

Debate ensued.

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

Mr. Carter moved, That the following words be omitted from clause 193A, line 31, viz., "upon the premises of private consumers."

Debate ensued.

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

On the motion of Mr. Carter, the Assembly ordered that the word "may" be omitted from lines 24 and 27, clause 205, and the word "shall" be inserted instead thereof respectively.

Mr. Carter moved, That the word "gasholder" be inserted after the word "manufactory" in clause 233A, line 4.

The debate not being concluded by half-past six o'clock, stood adjourned until Wednesday, 14th November instant.

7. **TEACHERS' SALARIES.**—Mr. Mackay moved, pursuant to notice, That there be laid before this House a return showing:—

(1.) The actual amount paid to each of the fifty teachers who receive the highest rate of pay, including the sums paid for salary, results, bonuses, and extra subjects, for or on account of the year ended 30th June last.

(2.) The income of each of these teachers during the year 1872.

(3.) The number of years that each of these teachers has been in the service of the Education department and of the late Boards of Education.

(4.) His classification.

(5.) The number of hours per diem, as shown by the time-sheets in the schools, that each teacher has been employed during the period of his engagement.

Objection being taken to this motion, it was directed to be placed amongst the ordinary motions.

8. **MR. SUTHERLAND.**—Mr. Kerferd moved, pursuant to notice, That there be laid before this House a return showing the work performed by Mr. Sutherland, on account of the Railway and Education Departments, and for which an allowance has been made to him.

Objection being taken to this motion, it was directed to be placed amongst the ordinary motions.

9. **RAILWAY CONSTRUCTION BILL.**—The Order of the Day for the resumption of the debate on the question "That the Report from the Committee appointed to draw up specifically the grounds upon which the amendments made by the Legislative Council in the Railway Construction Bill were disagreed with by the Assembly, be adopted by this House."

Debate resumed.

Question—put and resolved in the affirmative.

Mr. Grant moved, That the above grounds upon which the amendments made by the Legislative Council in the Railway Construction Bill were disagreed with by the Legislative Assembly be transmitted by Message to the Legislative Council.

Question—put and resolved in the affirmative.

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

"*Supreme and County Courts Procedure Bill—Second reading,*"

"*Dower Abolition Bill—Second reading,*"

"*University Act Amendment Bill—Second reading,*"

"*Fencing of Public Roads—Motion respecting—Resumption of debate,*"

"*Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,*" until Wednesday, 14th November instant;

"*Gippsland Railway Completion Bill—Second reading,*"

"*Goulburn Valley Railway Bill—Second reading,*"

"*Ways and Means—To be further considered in Committee,*"

"*Supply—To be further considered in Committee,*"

"*Friendly Societies Laws Amendment Bill—To be further considered in Committee,*"

"*Victorian Exhibitions—Message of His Excellency the Governor, No. 4—To be considered in Committee,*"

"*Forts and Armaments—Message of His Excellency the Governor, No. 5—To be considered in Committee,*"

"*Regulation and Inspection of Mines Bill—Amendments of Legislative Council—To be taken into consideration,*"

"*Ways and Means—Resolutions to be reported,*"

"*Mines Drainage Law Amendment Bill—Second reading,*"

"*Police Offences Statute 1865 Amendment Bill—Second reading,*"

"*Differential Rating Bill—Second reading,*"

"*Explosive Substances Bill—Second reading,*"

"*Extradition Bill—Second reading,*"

"*Supreme Court Bill—Second reading*"—until to-morrow.

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

C. GAVAN DUFFY,  
Speaker.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 53.

THURSDAY, 8TH NOVEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Berry presented—
  - Civil Servants.—Return to an Order of the Legislative Assembly, dated 10th October last, for a return of all classified officers in the Civil Service promoted between 1st January 1874 and 1st October 1877, before having attained the head of the class from which promoted, giving the time by which each officer fell short of the time necessary to attain the head of his class.
  - Bank Liabilities and Assets.—Summary of sworn Returns for the quarter ended 30th September 1877.Severally ordered to lie on the Table.
3. EDUCATION ACT—POLICE SUMMONING OFFICERS.—Mr. Bell moved, pursuant to notice, That there be laid before this House a return of the names of all members of the Police Force who have been appointed summoning officers under the Education Act, and of their several grades in the force. Question—put and resolved in the affirmative.
4. PAPER.—Major W. C. Smith presented—
  - Education Act—Police Summoning Officers.—Return to above Order.Ordered to lie on the Table.
5. VICTORIAN RAILWAYS—ESTIMATE OF EXPENDITURE.—The Order of the Day for the consideration, in Committee of the whole Assembly, of the Estimate of Expenditure which the Board of Land and Works proposes to incur during the year ending 30th June 1878, under the Railway Loan Act 39 Victoria, 531, Schedule 2, Item 1, and 41 Victoria, 580, having been read—On the motion of Mr. Berry, 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. James reported that the Committee had come to a certain resolution.  
Ordered—That the Report be received Tuesday, 13th November instant.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
  - “*Gippsland Railway Completion Bill—Second reading,*”
  - “*Goulburn Valley Railway Bill—Second reading,*” until Tuesday, 13th November instant;
  - “*Ways and Means—To be further considered in Committee,*”
  - “*Supply—To be further considered in Committee,*”
  - “*Friendly Societies Laws Amendment Bill—To be further considered in Committee,*” until after the consideration of the 8th Order for to-day.
7. VICTORIAN EXHIBITIONS.—The Order of the Day for the consideration in Committee of the whole Assembly of His Excellency the Governor’s Message, No. 4, having been read—On the motion of Mr. Berry, 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. James reported that the Committee had come to a certain resolution.  
Ordered—That the Report be received Tuesday, 13th November instant.
8. FORTS AND ARMAMENTS.—The Order of the Day for the consideration in Committee of the whole Assembly of His Excellency the Governor’s Message, No. 5, having been read—On the motion of Mr. Berry, 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. James reported that the Committee had come to a certain resolution.  
Ordered—That the Report be received Tuesday, 13th November instant.

9. **WAYS AND MEANS.**—The House, according to Order, resolved itself into the Committee of Ways and Means.

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

Resolved—That this House will, this day, again resolve into the said Committee.

10. **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 3rd Notice of Motion, General Business, on the Paper for to-day :—

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

“ *Friendly Societies Laws Amendment Bill—To be further considered in Committee,*”

“ *Regulation and Inspection of Mines Bill—Amendments of Legislative Council—To be taken into consideration,*”

“ *Ways and Means—Resolutions to be reported,*”

“ *Mines Drainage Law Amendment Bill—Second reading,*”

“ *Police Offences Statute 1865 Amendment Bill—Second reading,*”

“ *Differential Rating Bill—Second reading,*”

“ *Explosive Substances Bill—Second reading,*”

“ *Extradition Bill—Second reading,*”

“ *Supreme Court Bill—Second reading.*”

11. **WHITE HORSE ROAD.**—Mr. E. H. Cameron 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 he will be pleased to cause to be placed on an Additional Estimate for 1877 the sum of £2,647 18s. 9d., to satisfy the claim of the contractor for the construction of the White Horse road.

Debate ensued.

Motion by leave withdrawn.

12. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 13th November instant :—

“ *Ways and Means—To be further considered in Committee,*”

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

“ *Friendly Societies Laws Amendment Bill—To be further considered in Committee,*”

“ *Regulation and Inspection of Mines Bill—Amendments of Legislative Council—To be taken into consideration,*”

“ *Ways and Means—Resolutions to be reported,*”

“ *Mines Drainage Law Amendment Bill—Second reading,*”

“ *Police Offences Statute 1865 Amendment Bill—Second reading,*”

“ *Differential Rating Bill—Second reading,*”

“ *Explosive Substances Bill—Second reading,*”

“ *Extradition Bill—Second reading,*”

“ *Supreme Court Bill—Second reading.*”

Assembly adjourned at ten minutes past eleven o'clock until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 54.

TUESDAY, 13TH NOVEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Cook presented a Petition from Alfred Cornwell, styling himself Mayor and Chairman of a Public Meeting of the Burgesses of the Borough of Brunswick, praying this House to adopt the Outer Circle Line for connecting Oakleigh with Melbourne, and thus bestow on the petitioner the benefits of railway accommodation.  
Petition read and ordered to lie on the Table.
3. RETURN TO WRIT.—Mr. Speaker announced 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 Rodney, from which it appeared that the Honorable Duncan Gillies had been duly elected in pursuance thereof.
4. RESCISSION OF SESSIONAL ORDER.—On the motion of Mr. Berry, the Sessional Order appointing the days of meeting of the Assembly was read, and so much of it as prohibited Government business being called on after 11 o'clock p.m. was rescinded.
5. PAPERS.—Mr. Berry presented—  
Mr. Cashel Hoey.—Return to an Order of the Legislative Assembly, dated 24th October last, for copies of all the correspondence and minutes relating to the removal of Mr. Cashel Hoey from his position in the office of the Agent-General.  
Ordered to lie on the Table.  
Mr. Longmore presented—  
Local Land Board, Kerang.—Return to an Order of the Legislative Assembly, dated 23rd October last, for copies of all papers in relation to the decisions of the Local Land Board, held at Kerang, on the 28th September 1877, in connection with section 2, allotments 3, 4, 5, and 6, parish of Meering.  
Ordered to lie on the Table.
6. VICTORIAN RAILWAYS—ESTIMATE OF EXPENDITURE FOR 1877–8.—Mr. James reported from a Committee of the whole a certain resolution, which was read and is as follows :—  
(8th November 1877.)  
Resolved—That the following estimate of expenditure which the Board of Land and Works proposes to incur during the year ending 30th June 1878, under the Railway Loan Acts, No. 531, Schedule 2, Item 1, and No. 580, be agreed to by this Committee, viz. :—  
For Works of Construction, &c., in connection with the Lines authorized by  
Act 41 Victoria 580 ... .. £160,000 0 0  
And the said resolution was read a second time and agreed to by the Assembly.
7. GIPPSLAND RAILWAY CONSTRUCTION BILL.—Mr. Berry 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. Berry 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. Berry, 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. James reported that the Committee had gone through the Bill, and agreed to the same without amendment.  
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. Woods, read a third time and *passed*.  
Mr. Woods moved, That the following be the title of the Bill :—  
“An Act to authorize the construction by the State of a Line of Railway from Melbourne to Oakleigh.”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
8. GOULBURN VALLEY RAILWAY BILL.—Mr. Berry moved, That this Bill be now read a second time.  
Debate ensued.

9. VISITOR.—Mr. Longmore moved, by leave of the Assembly, That a chair be provided for the Honorable Mr. Way, Chief Justice of South Australia.  
Question—put and resolved in the affirmative.
10. GOULBURN VALLEY RAILWAY BILL.—Debate on the question—That this Bill be now read a second time—continued.  
Question—put and resolved in the affirmative.—Bill read a second time.  
Mr. Berry 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. Berry, 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. James reported that the Committee had gone through the Bill and agreed to the same without amendment.  
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. Berry, read a third time and *passed*.  
Mr. Berry moved, That the following be the title of the Bill :—  
“*An Act to authorize the construction by the State of a Line of Railway to be called the Goulburn Valley Railway.*”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
11. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.  
Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had made progress, and that he was directed to move that he have leave to sit again.  
Resolved—That this House will, to-morrow, again resolve 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 :—  
“*Supply—To be further considered in Committee,*” until Thursday, 15th November instant ;  
“*Friendly Societies Laws Amendment Bill—To be further considered in Committee,*” until after the consideration of the 9th Order for to-day.
13. INTERNATIONAL EXHIBITIONS.—Mr. James reported from a Committee of the whole a certain resolution, which was read and is as follows :—  
(8th November 1877.)  
Resolved—That an appropriation be made from the Consolidated Revenue for the purposes of a Bill to provide for the holding of Victorian Exhibitions.  
And the said resolution was read a second time, and agreed to by the Assembly.  
Ordered—That Mr. Berry and Major W. C. Smith do prepare and bring in a Bill to carry out the above resolution.
14. INTERNATIONAL EXHIBITIONS BILL.—Mr. Berry then brought up a Bill intituled “*A Bill to provide for the holding of Victorian Exhibitions,*” 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.
15. FORTS AND ARMAMENTS.—Mr. James reported from a Committee of the whole a certain resolution, which was read and is as follows :—  
(8th November 1877.)  
Resolved—That an appropriation be made from the Consolidated Revenue for the purposes of a Bill for defraying the expenses of constructing and providing Forts and Armaments.  
And the said resolution was read a second time and agreed to by the Assembly.  
Ordered—That Mr. Berry and Major W. C. Smith do prepare and bring in a Bill to carry out the above resolution.
16. FORTS AND ARMAMENTS BILL.—Mr. Berry then brought up a Bill intituled “*A Bill for defraying the expenses of constructing and providing Forts and Armaments,*” 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, 15th November instant.
17. REGULATION AND INSPECTION OF MINES 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 Major W. C. Smith the said amendments were read and are as follow :—
- (1.) Clause 3, line 2, page 2, leave out “but shall not include the registered manager of such company unless he be also the mining manager.”
  - (2.) Clause 5, line 25, leave out all words after “mine” to end of clause.
  - (3.) Clause 6 (b), line 9, before “it” insert “and if stored in the mine.”
  - (4.) “ (c), line 14, before “case” insert “securely covered.”
  - (5.) “ (e), line 19, leave out “unless such mine be exempted from the operation of this section by the Minister.”
  - (6.) “ (f), line 23, leave out “sixty” and insert “thirty.”
  - (7.) “ (vi.), line 7, page 4, after “in” insert “by the lessee or registered owner thereof.”
  - (8.) “ (x.), line 20, after “shaft” insert “in which a cage is used.”
  - (9.) “ line 25, leave out “surface” and insert “top.”
  - (10.) “ line 26, leave out “to the surface.”
  - (11.) “ line 27, leave out “surface” and insert “top.”



- (12.) Clause 6, line 29, leave out "surface" and insert "top," and  
 (13.) " leave out "the Minister may if he think fit exempt in writing any mine from the operation of so much of this sub-section as relates to the providing of guides in shafts."  
 (14.) " (xvii.), line 17, page 5, before "stayed" insert "securely."  
 (15.) " (xx.), line 35, leave out "or any other mechanical power."  
 (16.) " line 37, before "machinery" insert "steam."  
 (17.) " line 41, after "mine" leave out all words to the end of clause, viz. :—"No person in charge of steam machinery shall be employed more than eight hours in any one day or in any one continuous period, and there shall be an interval of at least eight hours between any two consecutive periods of such employment."  
 (18.) " (xxi.), line 2, page 6, after "fenced" insert "except tramways worked by ropes."  
 (19.) After sub-section xxv. insert new sub-section xxvi. :—"When a fence shall have been temporarily removed from any entrance to a shaft to admit of the carrying on of ordinary mining operations a strong horizontal bar shall be securely fixed across such entrance not less than four nor more than five feet from the floor of the brace chamber or drive as the case may be."  
 (20.) Clause 7, line 6, after "shall" insert "when required by the Minister."  
 (21.) " line 12, after "shall" insert "when so required."  
 (22.) Clause 9, line 43, leave out "and shall further in the case of a company registered as a no liability company under *The Mining Companies Act 1871*, constitute a first charge on the machinery."  
 (23.) " line 7, page 8, after "therein" insert "may be."  
 (24.) Clause 13, line 9, after "jury" insert "unless with a view of saving life or preventing further injury."

On the motion of Major W. C. Smith, amendments 1, 3 to 9 both inclusive, 11 to 16 both inclusive, and 19 to 24 both inclusive, were read a second time, and agreed to by the Assembly.  
 Amendment 2, read a second time.

On the motion of Major W. C. Smith, the Assembly disagreed to the omission of the words "and no person shall be so employed for more than forty-eight hours in any week nor more than eight hours in any day," and agreed to the omission of the other words with the following amendment viz.—Insert, "Provided that no person shall be deemed to be guilty of an offence against this Act for a contravention of that part of this section relating to the time for which persons shall not be employed below ground, if he prove before any two justices that there were special circumstances to render such contravention necessary for the proper working of the mine, and that such contravention was not injurious to the workmen employed in the mine."

Amendment 10 read a second time.

On the motion of Major W. C. Smith, the Assembly agreed to the said amendment, with the following amendment :—Omit "surface" and insert "top."

And the Assembly disagreed to amendments 17 and 18.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly have agreed to some of the said amendments, have disagreed to others, and have agreed to other of the said amendments with amendments, with which they desire the concurrence of the Legislative Council.

18. FRIENDLY SOCIETIES 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.

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

WEDNESDAY, 14TH NOVEMBER 1877.

Mr. Speaker resumed the Chair; and Mr. James 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, 15th November instant.—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 until this day:—

"*Ways and Means—Resolutions to be reported,*"  
 "*Mines Drainage Law Amendment Bill—Second reading,*"  
 "*Police Offences Statute 1865 Amendment Bill—Second reading,*"  
 "*Differential Rating Bill—Second reading,*"  
 "*Explosive Substances Bill—Second reading,*"  
 "*Extradition Bill—Second reading,*"  
 "*Supreme Court Bill—Second reading.*"

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

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 55.

WEDNESDAY, 14TH NOVEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. METROPOLITAN GAS COMPANY'S BILL.—Mr. Carter moved, pursuant to notice, That in clause 234, line 16, after the word "for" the following words be inserted, viz., "any incorporated public body having the right to purchase the company's undertaking or for."  
Question—put and resolved in the affirmative.  
Mr. Carter moved, pursuant to notice, That in clause 234, line 29, the word "nett" be inserted after the word "annual."  
Question—put and resolved in the affirmative.  
Mr. Laurens moved, pursuant to notice, That the Standing Orders relating to Private Bills be suspended, with a view of amending clause 233A.  
Question—put and resolved in the affirmative, with the consent of two-thirds of the Members present. On the motion of Mr. Laurens, on notice, the Assembly agreed to the following amendments in clause 233A :—  
Line 2, omit "of ninety per centum in number" and insert "in writing."  
" 3, omit "two" and insert "three."  
" 5, omit "a fresh site" and insert "any land."  
" 5, omit "of the local authority of the district within which it is proposed to erect such" and insert "in writing of the owners and lessees of every dwelling-house within 150 yards of the site of the proposed."  
Question—That this Bill do now pass—put and resolved in the affirmative.  
Mr. Munro moved, That the following be the title of the Bill :—  
*"An Act to amalgamate the City of Melbourne Gas and Coke Company, the Collingwood, Fitzroy and District Gas and Coke Company, and the South Melbourne Gas Company, and to incorporate a Company to be called 'The Metropolitan 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.
3. LIVERPOOL AND LONDON AND GLOBE INSURANCE 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. Langridge, read a third time and passed.  
Mr. Langridge moved, That the following be the title of the Bill :—  
*"An Act to enable the Liverpool and London and Globe Insurance Company to sue and be sued in the Colony of Victoria in the name 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.
4. DOWER ABOLITION BILL.—Mr. Gaunson 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. Gaunson 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. Gaunson, 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. James 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.
5. DISCHARGE OF ORDERS OF THE DAY.—The Assembly ordered that the following Orders of the Day be read and discharged :—  
*"Contagious Diseases Prevention Bill—Second reading—Resumption of Debate,"*  
*"Supreme and County Courts Procedure Bill—Second reading,"*  
*"University Act Amendment Bill—Second reading."*  
Ordered—That the said Bills be withdrawn.

6. FENCING OF PUBLIC ROADS.—The Order of the Day for the resumption of the debate on the question—  
 “That in the opinion of this House, the fencing in of any public road is unlawful, “and” an infringement upon the rights of the people of this colony, and that steps should at once be taken to compel the opening through of every public road in Victoria;” and upon the amendment, to omit all the words after the word “and” in line 2 to the end of the question, in order to insert instead thereof the words “that this House is further of opinion that the Government should as soon as possible introduce a Bill declaring that such classes of public roads as this House shall consider necessary shall be opened and continue permanently opened for public use in future” having been read—  
 Debate resumed.  
 Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative.  
 Question—That in the opinion of this House, the fencing in of any public road is unlawful, and an infringement upon the rights of the people of this colony, and that steps should at once be taken to compel the opening through of every public road in Victoria—put and resolved in the affirmative.
7. MR. T. A. EATON.—Mr. Barr moved, pursuant to *amended* notice, That in accordance with the recommendation of the Select Committee appointed to inquire into the case of Mr. Thos. Eaton, late Inspector of Works under the Public Works Department, this House will, to-morrow, resolve itself into a Committee of the whole House to consider the propriety of presenting an Address to His Excellency the Governor requesting that a sum be placed upon an Additional Estimate for 1877 for the purpose of reimbursing Mr. Eaton for losses incurred through his dismissal from the public service.  
 The debate not being concluded by half-past six o'clock.
8. POSTPONEMENT OF ORDERS OF THE DAY.—Mr. Berry moved, That the consideration of the several Orders of the Day, Government Business, be postponed until ten o'clock this evening.  
 Question—put and resolved in the affirmative.
9. MR. T. A. EATON.—Debate on the above question continued.  
 Motion, by leave, withdrawn.
10. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.

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

THURSDAY, 15TH NOVEMBER 1877.

- Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had made progress, and that he was directed to move that he have leave to sit again.  
 Resolved—That this House will, this day, again resolve into the said Committee.
11. INTERNATIONAL EXHIBITIONS BILL.—Mr. Berry moved, That this Bill be now read a second time.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 Mr. Berry 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. Berry, 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. James 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.
12. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—  
 “Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,” until this day;  
 “Mines Drainage Law Amendment Bill—Second reading,” until Tuesday, 20th November instant;  
 “Ways and Means—Resolutions to be reported,”  
 “Police Offences Statute 1865 Amendment Bill—Second reading,”  
 “Explosive Substances Bill—Second reading,”  
 “Extradition Bill—Second reading,” until this day.
13. DISCHARGE OF ORDERS OF THE DAY.—The following Orders of the Day were read and discharged:—  
 “Differential Rating Bill—Second reading,”  
 “Supreme Court Bill—Second reading.”  
 Ordered—That the said Bills be withdrawn.
- Assembly adjourned at ten minutes to two o'clock until this day at four o'clock p.m.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 56.

THURSDAY, 15TH NOVEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Berry, and the same was read and is as follows :—  
G. F. BOWEN, *Message No. 6.*  
*Governor.*

In accordance with the 57th section of the *Constitution Act*, the Governor recommends to the Legislative Assembly an Appropriation from the Consolidated Revenue for the purposes of a Bill to sanction the issue and temporary application of certain sums from the 'Railway Loan Account 1876.'

Ordered to lie on the Table, and to be printed, and taken into consideration in Committee of the whole Assembly on Tuesday, 20th November instant.

3. REFRESHMENT ROOMS COMMITTEE.—Mr. Dixon, on behalf of Mr. L. L. Smith, Chairman, brought up a Report from this Committee.

Ordered to lie on the Table, and to be printed, and taken into consideration in Committee of the whole Assembly, Tuesday, 20th November instant.

4. SOUTH GIPPSLAND ELECTION PETITION.—Mr. Bent moved, That the Petition from Francis Conway Mason, presented to the Honorable the Speaker, and by him laid on the Table of this House on the 2nd October last, against the return of George David Macartney, Esq., LL.D., as Member for the electoral district of South Gippsland, be referred to "The Committee of Elections and Qualifications."

Debate ensued.

Mr. Mirams moved—The previous question.

Debate continued.

Question—That this question be now put—put.

Assembly divided.

Ayes, 25.

Mr. Bayles,	Sir J. McCulloch,
Mr. Bent,	Mr. Orr,
Mr. Bird,	Sir J. O'Shanassy,
Mr. Brophy,	Mr. Ramsay,
Mr. Carter,	Mr. Sharpe,
Mr. R. Clark (Sandhurst)	Mr. A. K. Smith,
Mr. Gaunson,	Mr. G. Paton Smith,
Mr. Gillies,	Mr. J. T. Smith,
Mr. Graves,	Mr. Zox.
Mr. Hunt,	
Mr. Kerferd,	
Mr. Lyell,	<i>Tellers.</i>
Mr. Mackay,	Mr. MacBain,
Sir C. MacMahon,	Mr. L. L. Smith.

Noes, 28.

Mr. Andrew,	Mr. Munro,
Mr. Bell,	Mr. Nimmo,
Mr. Berry,	Mr. O'Hea,
Mr. Billson,	Mr. Patterson,
Mr. Cook,	Mr. Rees,
Mr. Cope,	Major W. C. Smith,
Mr. D. M. Davies,	Mr. Story,
Mr. Farrell,	Mr. Tytherleigh,
Mr. Fergusson,	Mr. Williams,
Mr. Grant,	Mr. Woods,
Mr. Johnstone,	Mr. Wright.
Mr. Kernot,	
Mr. Laurens,	<i>Tellers.</i>
Mr. Longmore,	Mr. Tucker,
Mr. Macgregor,	Mr. Mirams.

And so it passed in the negative.

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 acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to amend the Beechworth Waterworks Act 1860*" without amendment.

(Signed) W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 13th November 1877.

MR. SPEAKER,

The Legislative Council requests that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings of a Select Committee the Legislative Assembly during the present Session on the Bill intituled "*An Act to amalgamate the City of Melbourne Gas and Coke Company, the Collingwood, Fitzroy, and District Gas and Coke Company, and the South Melbourne Gas Company, and to incorporate a Company to be called 'The Metropolitan Gas Company,' and for other purposes.*"

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 15th November 1877.

On the motion of Mr. Munro, the Assembly ordered that copies of the above Report and Proceedings be transmitted to the Legislative Council as requested by the above Message.

MR. SPEAKER,

The Legislative Council requests that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings of a Select Committee of the Legislative Assembly during the present Session on the Bill intituled "*An Act to enable the Liverpool and London and Globe Insurance Company to sue and be sued in the Colony of Victoria in the name of the company and for other purposes.*"

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 15th November 1877.

On the motion of Mr. Munro, the Assembly ordered that copies of the above Report and Proceedings be transmitted to the Legislative Council as requested by the above Message.

6. PAPER.—Mr. Longmore presented—

Land Act 1869—Section 44.—Estimate of Lands to be sold during the Year 1877-8.

Ordered to lie on the Table.

7. FRIENDLY SOCIETIES RESERVES, EMERALD HILL.—Mr. Tucker moved, pursuant to notice, That there be laid before this House copies of all correspondence between the Government and the Friendly Societies relative to the reserves at Emerald Hill.

Question—put and resolved in the affirmative.

8. EXPIRING LAW (DISEASES IN STOCK ACT) CONTINUATION BILL.—Mr. Berry moved, pursuant to notice, That he have leave to bring in a Bill to continue an Expiring Law.

Question—put and resolved in the affirmative.

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

Mr. Berry then brought up a Bill intituled "*A Bill to continue an Expiring Law,*" 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, 20th November instant.

9. EXPIRING LAW (FENCING ACT) CONTINUATION BILL.—Mr. Berry moved, pursuant to notice, That he have leave to bring in a Bill for the continuation of an Expiring Law.

Question—put and resolved in the affirmative.

Ordered—That Mr. Berry and Mr. Longmore do prepare and bring in the Bill.

Mr. Berry then brought up a Bill intituled "*A Bill for the continuation of an Expiring Law,*" 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, 20th November instant.

10. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the 1st Order of the Day be postponed until after the consideration of the 5th Order for to-day.

11. INTERNATIONAL EXHIBITIONS 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. James 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, 20th November instant—Bill as amended to be printed.

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

Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had come to certain resolutions.

Ordered—That the Report be received Tuesday, 20th November instant.

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

Resolved—That this House will, on Tuesday, 20th November instant, again resolve into the said Committee.

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

"*Friendly Societies Laws Amendment Bill—Consideration of Report.*"

14. FRIENDLY SOCIETIES LAWS AMENDMENT BILL.—Mr. Langridge moved, That this Bill be recommitted to a Committee of the whole Assembly for reconsideration.

Question—put and resolved in the affirmative.

And, on the further motion of Mr. Langridge, 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. James having reported that the Committee had agreed to the Bill with further amendments, the Assembly ordered the same to be taken into consideration, Tuesday, 20th November instant—Bill as further amended to be printed.

15. **EXTRADITION 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 Assembly.  
 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 of this Bill.  
 Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had gone through the Bill and agreed to the same without amendment.  
 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 :—  
*“ An Act to provide for the more convenient administration of ‘ The Extradition Acts 1870 and 1873.’ ”*  
 Question—put and resolved in the affirmative.  
 Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
16. **EXPLOSIVE SUBSTANCES BILL.**—Major W. C. Smith moved, That this Bill be now read a second time.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 Major W. C. Smith 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 Major W. C. Smith, 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. James having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Assembly ordered the same to be read a third time Tuesday, 20th November instant.
17. **TEACHERS REMUNERATIONS.**—Mr. Bird moved, pursuant to *amended* notice given by Mr. Mackay, That there be laid before this House a Return showing—  
 (1.) The actual amount paid to each of the fifty teachers who receive the highest rate of pay, including the sums paid for salary, results, bonuses, and extra subjects, for or on account of the year ended 31st December last.  
 (2.) The income of each of these teachers during the year 1872.  
 (3.) The number of years that each of these teachers has been in the service of the Education department and of the late Boards of Education.  
 (4.) His classification.  
 (5.) The number of hours per diem, as shown by the time-sheets in the schools, that each teacher has been employed during the period of his engagement.  
 Question—put and resolved in the affirmative.
18. **POSTAGE.**—Mr. L. L. Smith moved, pursuant to notice—  
 (1.) That in the opinion of this House the postage upon all letters delivered within the Colony of Victoria shall be at the uniform rate of one penny.  
 (2.) That all newspapers printed and published in this colony should be post free, and that they should leave the colony by rail or steamer free.  
 Mr. Grant moved that the debate be now adjourned.  
 Question—That the debate be now adjourned until Tuesday, 20th November instant—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 until Tuesday, 20th November instant :—  
*“ Forts and Armaments Bill—Second reading,”*  
*“ Ways and Means—To be further considered in Committee,”*  
*“ Ways and Means—Resolutions to be reported,”*  
*“ Police Offences Statute 1865 Amendment Bill—Second reading,”*  
*“ Dover Abolition Bill—Consideration of Report,”*  
*“ Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee.”*

Assembly adjourned at thirteen minutes past eleven o'clock until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 57.

TUESDAY, 20TH NOVEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. DIFFERENTIAL RATING BILL.—Mr. Patterson moved, by leave of the Assembly, That he have leave to bring in a Bill to authorize the Councils of Municipal Districts to impose extra rates in particular subdivisions.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Patterson and Mr. Longmore do prepare and bring in the Bill.  
Mr. Patterson then brought up a Bill intituled "*A Bill to authorize the Councils of Municipal Districts to impose extra rates in particular subdivisions,*" 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 this day.  
Mr. Patterson moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
Mr. Patterson 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. Patterson, 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. James 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.
3. PAPERS.—Mr. Grant presented—  
Duties on the Estates of Deceased Persons Statute 1870—Rules made under.  
Ordered to lie on the Table.  
Mr. Berry presented—  
Local Government Act 1874—Auditors under.—Return to an Order of the Legislative Assembly, dated 23rd August last, for a return showing—  
  - (1.) The names of the auditors appointed under *The Local Government Act 1874*, distinguishing between the Government and the local auditor.
  - (2.) The number of days occupied at each audit.
  - (3.) The fees, travelling expenses, and allowances paid each auditor at each audit.
Local Government Act 1874—Returns.—Return to an Order of the Legislative Assembly, dated 11th September last, for a summary, in the usual form, of the several returns furnished to the Treasury during the present year under *The Local Government Act 1874*.  
Severally ordered to lie on the Table.
4. McMAHON'S SELECTION.—Mr. Young moved, pursuant to notice, That there be laid before this House copies of the papers connected with the selection of John McMahon, in the parish of Milewa.  
Question—put and resolved in the affirmative.
5. INDUSTRIAL SCHOOLS AND REFORMATORIES.—Mr. Langridge moved, pursuant to *amended* notice, That there be laid before this House a return showing the cost of the erection of the Industrial Schools and Reformatories in the colony, as follows :—  
  - (1.) Total cost of buildings at Sunbury, and separately the cost of forming and planting orchard and vineyard; also fencing, and superintendent's quarters.
  - (2.) The number of children that can be accommodated.
  - (3.) The cost of Royal Park buildings, of gasworks and connections, hospital building, permanent fittings, fencing, farm buildings; with separate cost of forming and planting orchard, vineyard and fencing; the number of children that can be accommodated.
  - (4.) Total cost of buildings at Ballarat, garden, fencing; the number of children that can be accommodated.
  - (5.) The same return for Geelong.
  - (6.) The same return for Sandhurst.
  - (7.) Expenditure on buildings at Prince's Bridge.
  - (8.) Total cost of buildings at Reformatory, Coburg.
Question—put and resolved in the affirmative.
6. INSOLVENCY STATUTE AMENDMENT BILL.—Mr. Grant moved, pursuant to notice, That he have leave to bring in a Bill to amend "*The Insolvency Statute 1871.*"  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Grant and Mr. Longmore do prepare and bring in the Bill.  
Mr. Grant then brought up a Bill intituled "*A Bill to amend 'The Insolvency Statute 1871,'*" 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.
7. EXPLOSIVE SUBSTANCES 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—Major W. C. Smith moved, That this Bill be now read a third time.

Debate ensued.

Question—put and resolved in the affirmative.

Major W. C. Smith moved, That this Bill do now pass.

Question—put and resolved in the affirmative.

Major W. C. Smith moved, That the following be the title of the Bill :—

*“An Act to amend the Law with respect to manufacturing, keeping, selling, carrying, and importing Gunpowder and other explosive substances.”*

Question—put and resolved in the affirmative.

Ordered—That the 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 2nd and 3rd Orders of the Day be postponed until after the consideration of the 4th Order for to-day.

9. **FRIENDLY SOCIETIES LAWS AMENDMENT BILL.**—On the motion of Mr. Langridge, 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. Langridge, read a third time and *passed*.

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

*“An Act to amend and consolidate the Laws relating to Friendly Societies.”*

Question—put and resolved in the affirmative.

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

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 return to the Legislative Assembly the Bill intituled *“An Act to amend ‘The Waterworks Act 1865,’ and for other purposes,”* and acquaint the Legislative Assembly that they have agreed to the amendment made by the Legislative Assembly on the amendment made by the Legislative Council in clause 1 of the Bill; and that they insist on their amendments in clauses 2 and 8, for the following reasons :—

(1.) The Bill does not, directly or indirectly, appropriate any part of the revenue of Victoria, or impose any duty, rate, tax, rent, return, or impost.

(2.) The clauses, the alteration of which is deemed by the Assembly to be an infringement of its privileges, have reference to sections in existing Acts which do not, directly or indirectly, appropriate any part of the revenue of Victoria, or impose any duty, rate, tax, rent, return, or impost, nor do the said clauses, or the alterations proposed by the Council therein, have any such effect.

(3.) The amendment to strike out the eighth clause of the Bill, in effect, merely maintains the existing law (section 8 *Waterworks Act 1865*), which defines the manner in which charges and rates already levied are to be summarily recovered before a court.

(4.) Analogously, the amendment made by the Council in the second clause only declines to substitute for the eighth clause of *“The Waterworks Act 1865”* the two hundred and forty-seventh clause of *“The Public Works Statute 1865,”* which latter clause deals only with the manner in which rates, charges, or sums already due are to be recovered by judicial process or by distress.

(5.) The Council therefore cannot understand how it can be contended that amendments relative to procedure before a court, or to distress and sale of goods for sums due by any person, can be alleged to involve any privilege of the Legislative Assembly.

Legislative Council Chamber,  
Melbourne, 20th November 1877.

(Signed) W. H. F. MITCHELL,  
President.

On the motion of Major W. C. Smith, the Assembly ordered the above Message to be taken into consideration to-morrow.

11. **SUPPLY—ESTIMATES FOR 1877-8.**—Mr. James reported from the Committee of Supply several resolutions, which were read, and are as follow :—

(15th November 1877.)

Resolved—That the following sums be granted to Her Majesty to defray the charges for the Year 1877-8 for the several services hereunder specified, being :—

1. In addition to the several sums already voted in this present Session of Parliament for such services, viz. :—

## VI.—COMMISSIONER OF CROWN LANDS AND SURVEY AND MINISTER OF AGRICULTURE.

Number.	Class.	Schedule.	DIVISION No. 52.			Salary of Office.			£	£
			PUBLIC PARKS, GARDENS, AND RESERVES.			Minimum.	Annual Increment.	Maximum		
						£	s.	d.	£	
			Subdivision No. 1.							
			Overseer of Works and Inspector of							
			Bailliffs* ... ..			...	...	...	400	200
6	...	3	Parkkeepers†—							
			Two ... ..			...	...	...	125	250
			Four ... ..			...	...	...	100	400
			Wages of Gardeners and Laborers in Parliament House Garden, Treasury Garden, Albert Park, and Studley Park, and Allowance to Orphan Boys ... ..							1,050
										1,900

\* With quarters; including allowance for providing and maintaining a horse, £80 per annum (half the sum to be paid from vote of £6,000 for maintaining Parks, &c.)—† With cottage accommodation.



Subdivision No. 2.	£	£
No. 1. Maintenance and Improvement of the Parliament House Garden, Treasury Garden, Albert Park, and Studley Park (Road Metal, Gravel, Black Soil, Timber, Pipes, Supply of Lamps and Gas, Gas Lime and Tar to Treasury Garden [£32], Dray-labor for Cartage of Water, Purchase and Repair of Tools, and Forage for Cart-horses in connection) ... ..	872	
No. 2. Maintaining and Improving the following Gardens and Parks, jointly vested in the Board of Land and Works and the City Council of Melbourne, on the understanding that an equal sum be contributed by such Council for the year commencing on 1st July 1877, viz.:— Fitzroy Gardens, Flagstaff Garden, Carlton Garden, Yarra Park, Fawknor Park, Prince's Park, Flinders Park, Lincoln Square, Argyle Square, Curtain Square, and Recreation Reserve near the Sydney Road (one-half of this amount will be repaid to Revenue by City Council)	6,000	
	6,872	
<b>Total Division No. 52</b> ... ..	<b>8,772</b>	
<b>The sum of</b> ... ..	<b>...</b>	<b>5,772</b>

Number.	Class.	Schedule.	Salary of Office.				
			Minimum.	Annual Increment.	Maximum		
			£	£ s. d.	£		
<b>DIVISION No. 53.</b>							
<b>BOTANICAL AND DOMAIN GARDENS.</b>							
Subdivision No. 1.							
1	2	...	Curator of Botanical and Domain Gardens <sup>2</sup>	500	†16 13 4	600	509
1	...	...	Clerk ... ..	...	...	200	200
Wages of Gardeners, Laborers, Engine-driver, Sundry Watchmen, and Reward to Orphan Boys ... ..						3,200	
						3,909	
Subdivision No. 2.—CONTINGENCIES.							
Cartage of Stone, Gravel, Earth, and Manure ... ..						600	
Purchase of Seeds and Plants ... ..						150	
Sundry Works for improvement of Gardens, and Purchase of Stores, Timber, Pipes, Bricks, Tools, and Coal for Engine and Hothouses ...						500	
Forage for Cart-horses, and Shoeing ... ..						40	
Purchase of Books ... ..						30	
						1,320	
Subdivision No. 3.							
GOVERNMENT HOUSE GROUNDS AND DOMAIN.							
Wages of Gardeners, Laborers, &c., to carry out important Works, Planting, &c. ... ..						1,700	
Ploughing and Cartage of Earth, Manure, &c., also Work preparing new Ground ... ..						700	
Purchase of Plants and Seeds, including Ornamental and Useful Trees ... ..						150	
Sundry Works, Stores, Timber, Gutter, Bricks, &c. ... ..						500	
Forage ... ..						40	
						3,090	
<b>Total Division No. 53</b> ... ..						<b>8,319</b>	
<b>The sum of</b> ... ..						<b>...</b>	<b>5,519</b>

<sup>2</sup> With quarters.—† To date from 1st Jan. 1878.

Number.	Class.	Schedule.	Salary of Office.				
			Minimum.	Annual Increment.	Maximum		
			£	£ s. d.	£		
<b>DIVISION No. 54.</b>							
<b>AGRICULTURE, FORESTS, AND INDUSTRIES.</b>							
Subdivision No. 1.							
1	2	...	Secretary for Agriculture ... ..	500	16 13 4	600	592
1	4	...	Chemical Superintendent and Director of the Agricultural College and Experimental Farm reserves <sup>2</sup> ... ..	200	25 0 0	350	338
1	...	...	Inspector of State Forests and Overseer of State Nursery <sup>2</sup> ... ..	...	...	...	275
2	...	...	Clerks ... ..	100	...	20 0	300
13	...	...	Caretakers ... ..	50	...	150	1,675
1	...	...	Superintendent of State Forest Plantations ... ..	...	...	...	300
1	...	...	Draftsman ... ..	...	...	...	150
1	...	...	Messenger <sup>2</sup> ... ..	...	...	...	120
21							3,750

<sup>2</sup> With quarters.

Subdivision No. 2.—CONTINGENCIES.		£	£
For expenses in connection with the Conservation of Forests in the Gold-field Districts of Ballarat, Maryborough, Castlemaine, and Sandhurst, viz. :—			
Forest Laborers, Fencing, Tools and Incidentals ... ..		2,000	
Stores, Stationery, purchase of two boats for the Caretakers in the Murray District, and Incidentals ... ..		390	
Travelling Expenses ... ..		400	
Forage Allowances for Caretakers ... ..		1,000	
Labor, Purchase of Tools and Stores, Carriage and Planting of Trees in State Nurseries and on Mount Macedon, Forage for Cart-horses, and Incidentals ... ..		1,000	
		4,790	
Subdivision No. 3.			
Labor, Fencing, Purchase of Stock, Implements, Stores, Seeds, Forage, and Contingencies in Agricultural College and Experimental Farm reserve, including Re-vote, £700 ... ..		2,700	
Caretakers' Cottages ... ..		100	
Fencing, Clearing, Ploughing, and Sowing in State Forests, and on other Crown lands ... ..		1,000	
Purchase of Seeds ... ..		100	
		3,900	
Total Division No. 54 ... ..		12,440	
The sum of ... ..		...	8,240
DIVISION No. 55.			
GRANTS IN AID.			
No. 1.—To Agricultural Societies, to be expended under regulations to be approved by the Governor in Council ... ..		7,000	
No. 2.—For Fencing and Improving Public Parks and Gardens under the control of Borough Councils, Trustees, Committees of Management, &c., to be expended under regulations to be approved by the Governor in Council ... ..		6,000	
No. 3.—In aid of the Funds of the Horticultural Society of Victoria ...		250	
No. 4.—To the Geelong Town Council, one half the expenses of Maintaining and Improving the Botanical Gardens, Geelong, for the year 1877, but not exceeding £1,000 ... ..		1,000	
No. 5.—To satisfy a lapsed Claim of the Horsham and Wimmera District Agricultural Society ... ..		150	
Total Division No. 55... ..		14,400	
The sum of ... ..		...	9,400
DIVISION No. 56.			
MISCELLANEOUS.			
PUBLIC WORKS.			
No. 1.—Expenses in connection with Pumping Water to Botanic Gardens, Domain, and Albert Park ... ..		550	
No. 2.—Towards Improvement of the Banks of Albert Park Lake and Drainage in same of Natural Watershed ... ..		350	
No. 3.—Amount paid by Licensees under section 42 <i>Land Act</i> 1865, as rent under section 31, and not accounted ... ..		23	
No. 4.—For Payment to J. F. McMullen, being amount of 1st, 2nd, and 3rd instalments of Purchase Money paid by W. M. Miller for allotments 24 and 25, parish of Rochester, £102 15s., together with interest at the rate of 8 per cent. per annum on 4th, 5th, 6th, 7th, and 8th instalments, and interest at same rate on penalty; £198 9s. 9d. ... ..		199	
Total Division No. 56 ... ..		1,122	
The sum of ... ..		...	422

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

12. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of Mr. Patterson, the following Order of the Day was read and discharged :—  
*“International Exhibitions Bill—Consideration of Report.”*
13. **INTERNATIONAL EXHIBITIONS BILL.**—Mr. Patterson moved, That this Bill be recommitted to a Committee of the whole Assembly for reconsideration of clauses 2, 3, 6, and 9.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of Mr. Patterson, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of clauses 2, 3, 6, and 9 of this Bill.  
 Mr. Speaker resumed the Chair; and Mr. James 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 further amended to be printed.
14. **RAILWAY LOAN ACCOUNT APPLICATION.**—The Order of the Day for the consideration in Committee of the whole Assembly, of His Excellency the Governor's Message, No. 6, having been read—On the motion of Mr. Woods, 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. James reported that the Committee had come to a certain resolution.  
 Ordered—That the Report be received to-morrow.
15. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the 6th Order of the Day be postponed until after the consideration of the 8th Order for to-day.
16. **EXPIRING LAW (DISEASES IN STOCK ACT) CONTINUATION BILL.**—Mr. Berry 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. Berry 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. Berry, 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. James reported that the Committee had gone through the Bill and agreed to the same without amendment.  
 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. Berry, read a third time and *passed*.  
 Mr. Berry moved, That the following be the title of the Bill :—  
*“An Act to continue an Expiring Law.”*  
 Question—put and resolved in the affirmative.  
 Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
17. **EXPIRING LAW (FENCING ACT) CONTINUATION BILL.**—Mr. Berry moved, That this Bill be now read a second time.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 Mr. Berry moved, That this Bill be now committed to a Committee of the whole Assembly.  
 Question—put and resolved in the affirmative.  
 And, on further motion of Mr. Berry, 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. James reported that the Committee had gone through the Bill, and agreed to the same without amendment.  
 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. Berry, read a third time and *passed*.  
 Mr. Berry moved, That the following be the title of the Bill :—  
*“An Act for the continuation of an Expiring Law.”*  
 Question—put and resolved in the affirmative.  
 Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
18. **MINES DRAINAGE LAW AMENDMENT 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 Assembly.  
 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 of this Bill.  
 Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had gone through the Bill and agreed to the same without amendment.  
 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 :—

“ *An Act to amend the Law relating to the Drainage of Mines.*”

Question—put and resolved in the affirmative.

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

19. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the 9th Order of the Day be postponed until after the consideration of the 13th Order for to-day.

20. **FORTS AND ARMAMENTS BILL.**—Mr. Berry moved, That this Bill be now read a second time.

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

Mr. Berry 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. Berry, 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. James reported that the Committee had gone through the Bill and agreed to the same without amendment.

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. Berry, read a third time and *passed*.

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

“ *An Act for defraying the expenses of constructing and providing Forts and Armaments.*”

Question—put and resolved in the affirmative.

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

21. **SUPPLY.**—The Order of the Day for going into Committee of Supply having been read, Mr. Berry moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into the Committee of Supply.

Mr. Gaunson 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 the applications of Peter McArthur in connection with land at Ecklin and Elingamite were, as appears by the papers printed and distributed to Honorable Members, dealt with in such a manner by the Honorable Duncan Gillies, as to deserve the censure of this House.”

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. James reported that the Committee had made progress, and that he was directed to move that he have leave to sit again.

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

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

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled “ *An Act to provide for the Regulation and Inspection of Mines,*” and acquaint the Legislative Assembly that they do not insist upon one of their amendments disagreed with by the Legislative Assembly ; that they do insist on others of their amendments ; and that they agree to the amendments made by the Legislative Assembly on other amendments of the Legislative Council in Clauses 5 and 6.

(Signed)

W. H. F. MITCHELL,

Legislative Council Chamber,

President.

Melbourne, 20th November 1877.

On the motion of Major W. C. Smith, the Assembly agreed not to insist in disagreeing with the amendments insisted on by the Legislative Council.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly do not insist in disagreeing with the amendments insisted on by the Legislative Council.

23. **DISCHARGE OF ORDER OF THE DAY.**—The Assembly ordered that the following Order of the Day be read and discharged :—

“ *Police Offences Statute 1865 Amendment Bill—Second reading.*”

Ordered—That the said Bill be withdrawn.

24. **DIFFERENTIAL RATING 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.

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

“ *Ways and Means—Resolutions to be reported,*”

“ *Ways and Means—To be further considered in Committee,*”

“ *Refreshment Rooms—Report from Select Committee—To be considered in Committee,*”

“ *Postage—Motion respecting—Resumption of Debate,*”

“ *Dower Abolition Bill—Consideration of Report,*”

“ *Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee.*”

Assembly adjourned at one minute past eleven o'clock until to-morrow at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 58.

WEDNESDAY, 21ST NOVEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Berry, and the same was read and is as follows :—

G. F. BOWEN,  
*Governor.* *Message No. 7.*

The Governor transmits to the Legislative Assembly Second Further Estimates of Expenditure for the year ending 30th June 1878, and recommends an Appropriation of the Consolidated Revenue accordingly.  
Government Offices,  
Melbourne, 21st November 1877.

On the motion of Mr. Berry, the above Message was ordered to lie on the Table, and, together with the accompanying Estimates, to be printed and referred to the Committee of Supply.
3. ALMA CONSOLS COMPANY COMMITTEE.—Mr. Brophy, Chairman, brought up a 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.
4. SOUTH GIPPSLAND ELECTION PETITION.—Mr. Bent moved, That the Petition from Francis Conway Mason, presented to the Honorable the Speaker, and by him laid upon the Table of the House on the 2nd October last, against the return of George David Macartney, Esq., LL.D., as Member for the electoral district of South Gippsland, omitting therefrom paragraphs 5, 6, and 7, be referred to “The Committee of Elections and Qualifications.”  
Debate ensued.  
Question—put and resolved in the affirmative.
5. OFFICIALS IN PARLIAMENT ACT AMENDMENT BILL.—Mr. Bent moved, pursuant to notice, That he have leave to bring in a Bill to amend an Act intituled “*An Act to limit the number of persons holding offices under the Crown who may sit and vote in the Legislative Council and Legislative Assembly of Victoria.*”  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Bent and Mr. B. G. Davies do prepare and bring in the Bill.  
Mr. Bent then brought up a Bill intituled “*A Bill to amend an Act intituled ‘An Act to limit the number of persons holding offices under the Crown who may sit and vote in the Legislative Council and Legislative Assembly of Victoria,’*” and moved, That it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time.  
Mr. Bent moved, That the Bill be printed, and read a second time to-morrow.  
Debate ensued.  
Question—put and resolved in the affirmative.
6. REFRESHMENT ROOMS COMMITTEE.—The Order of the Day for the consideration in Committee of the whole Assembly of the Report from the Select (Joint) Refreshment Rooms Committee having been read—On the motion of Mr. L. L. Smith, 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. James reported that the Committee had come to certain resolutions.  
Ordered—That the Report be received to-morrow.
7. POSTAGE.—The Order of the Day for the resumption of the debate on the question—
  - (1.) That in the opinion of this House the postage upon all letters posted and delivered within the Colony of Victoria shall be at the uniform rate of one penny.
  - (2.) That all newspapers printed and published in this Colony should be post free, and that they should leave the Colony by rail or steamer free—having been read.

Debate resumed.  
The debate not having concluded by half-past six o'clock, stood adjourned until after the consideration of the Government business on the paper for to-day.

8. **ADJOURNMENT.**—Mr. Berry moved, by leave of the Assembly, That the House at its rising adjourn until Tuesday next.  
Debate ensued.

Question—put and resolved in the affirmative.

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 acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to continue an Expiring Law*," also "*An Act for the continuation of an Expiring Law*," severally without amendment.

(Signed)

W. H. F. MITCHELL,

President.

Legislative Council Chamber,  
Melbourne, 21st November 1877.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to authorize the construction by the State of a Line of Railway from Melbourne to Oakleigh*," and acquaint the Legislative Assembly that they have agreed to the same with amendments, and with an amended title, with which they desire the concurrence of the Legislative Assembly.

(Signed)

W. H. F. MITCHELL,

President.

Legislative Council Chamber,  
Melbourne, 21st November 1877.

On the motion of Mr. Berry, the Assembly ordered the said amendments to be printed, and taken into consideration on Tuesday, 27th November instant.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to authorize the construction by the State of a Line of Railway to be called the Goulburn Valley Railway*," and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

W. H. F. MITCHELL,

President.

Legislative Council Chamber,  
Melbourne, 21st November 1877.

On the motion of Mr. Berry, the Assembly ordered the said amendments to be printed, and taken into consideration, Tuesday, 27th November instant.

10. **TOLLS BILL.**—Mr. Patterson moved, pursuant to notice, That he have leave to bring in a Bill to extend the time for the collection of certain Tolls.

Question—put and resolved in the affirmative.

Ordered—That Mr. Patterson and Mr. Berry do prepare and bring in the Bill.

Mr. Patterson then brought up a Bill intituled "*A Bill to extend the time for the collection of certain Tolls*," 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, 27th November instant.

11. **PETITION.**—Mr. Laurens presented a Petition from the council of the town of Hotham, under the corporate seal of the said town, praying that in the proposed Tolls Bill provision be made for the continuance of the tolls on the Flemington and Macauley Roads.  
Ordered to lie on the Table.

12. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of Major W. C. Smith, the following Order of the Day was read and discharged :—

"*Waterworks Act 1865 Amendment Bill—Message of the Legislative Council—To be taken into consideration.*"

And, on the further motion of Major W. C. Smith, the Assembly ordered the said Bill to be laid aside.

13. **WATERWORKS BILL (2).**—Major W. C. Smith moved, by leave of the Assembly, That he have leave to bring in a Bill to extend the operation of "*The Waterworks Act 1865*," and for other purposes.

Question—put and resolved in the affirmative.

Ordered—That Major W. C. Smith and Mr. Patterson do prepare and bring in the Bill.

Major W. C. Smith then brought up a Bill intituled "*A Bill to extend the operation of the Waterworks Act 1865, 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 this day.

Major W. C. Smith moved, That this Bill be now read a second time.

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

Major W. C. Smith 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 Major W. C. Smith, 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. James reported that the Committee had gone through the Bill and agreed to the same without amendment.

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 Major W. C. Smith, read a third time and *passed*.

Major W. C. Smith moved, That the following be the title of the Bill :—

"*An Act to extend the operation of 'The Waterworks Act 1865,' 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. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of Mr. Grant, the following Order of the Day was read and discharged :—  
*“Insolvency Statute 1871 Amendment Bill”*—Second reading.  
 Ordered—That the Bill be withdrawn.
15. **INTERNATIONAL EXHIBITIONS 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.  
 On the motion of Mr. Grant, the Assembly ordered that there be inserted in clause 6, line 7, after the word “year” the words “but if the said mayor for the time being shall fail or refuse to act as a trustee the Governor in Council may from time to time appoint any other person to be trustee instead of such mayor, and if the said council shall at any time fail to elect any member thereof to be a trustee, or if any member elected shall fail or refuse to act as a trustee or shall die resign or be removed, the Governor in Council may at any time after one month from the passing of this Act or from such death, resignation, or removal, appoint any person to be a trustee.”  
 On the motion of Mr. Grant, the Assembly ordered the following clause to be read a first time, a second time, and to be added to the Bill, viz. :—  
 No power authority act or proceeding of any trustees or commissioners appointed under the provisions of this Act shall be invalidated or be illegal in consequence only of the whole number of trustees not being filled up or of there being any vacancy in the number of such trustees or commissioners as the case may be at the time of the exercise doing or execution of any such power authority act or proceeding. Vacancies not to invalidate proceedings &c.  
 Mr. Grant moved, That the following be the title of the Bill :—  
*“An Act to provide for the holding of Victorian Exhibitions.”*  
 Question—put and resolved in the affirmative.  
 Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
16. **RAILWAY LOAN ACCOUNT APPLICATION.**—Mr. James reported from a Committee of the whole a certain resolution, which was read and is as follows :—  
*(20th November 1877.)*  
 Resolved—That an Appropriation be made from the Consolidated Revenue for the purposes of a Bill to sanction the issue and temporary application of certain sums from the ‘Railway Loan Account 1876.’  
 And the said resolution was read a second time and agreed to by the Assembly.  
 Ordered—That Mr. Berry and Mr. Patterson do prepare and bring in a Bill to carry out the above resolution.
17. **RAILWAY LOAN ACCOUNT APPLICATION.**—Mr. Berry then brought up a Bill intituled “*A Bill to sanction the issue and temporary application of certain sums of money from ‘The Railway Loan Account 1876,’ and to provide for the repayment of such sums to such account,*” 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 this day.  
 Mr. Berry moved, This Bill be now read a second time.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 Mr. Berry 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. Berry, 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. James 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, Tuesday, 27th November instant.
18. **DOWER ABOLITION BILL.**—On the motion of Mr. Gaunson, 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 Mr. Gaunson, read a third time and *passed*.  
 Mr. Gaunson moved, That the following be the title of the Bill :—  
*“An Act to abolish Dower.”*  
 Question—put and resolved in the affirmative.  
 Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
19. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 27th November instant.  
*“Supply—To be further considered in Committee,”*  
*“Ways and Means—Resolutions to be reported,”*  
*“Ways and Means—To be further considered in Committee,”*  
*“Postage—Motion respecting—Resumption of debate,”*  
*“Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee.”*
20. **MR. SAMUEL FIELDHOUSE.**—Mr. Tytherleigh moved, pursuant to notice, That a Select Committee be appointed to inquire into and report upon the case of Mr. Samuel Fieldhouse; such Committee to consist of Mr. King, Mr. A. K. Smith, Mr. Story, Mr. Dixon, Mr. Cope, Mr. Graves, Mr. Cook, Mr. Gaunson, Mr. Nimmo, and the Mover; four to form a quorum, with power to call for persons and papers, and to sit on days on which the House does not meet.  
 Debate ensued.  
 Motion by leave withdrawn.



21. **POST OFFICE, MOYSTON.**—Mr. Bowman moved, pursuant to notice, That there be laid before this House—
- (1.) Copies of all papers and documents connected with the transfer of the Post Office at Moyston from the charge of Mr. Moore to Mr. Sullivan, the head teacher at that place.
  - (2.) A Return giving the names of the offices transferred from business sites to the residence of State school teachers or State schools, from 21st May till 30th June, together with the number of money order and Savings Bank transactions, and the amount of correspondence passed through each office so transferred for the six months ended 30th June.
- Question—put and resolved in the affirmative.
22. **ADMISSION OF VICTORIAN SHEEP INTO NEW SOUTH WALES CORRESPONDENCE.**—Mr. A. K. Smith moved, pursuant to notice given by Mr. Lyell, That there be laid before this House copies of all correspondence with the New South Wales Government in reference to the removal of the existing restrictions to the admission of sheep from Victoria into New South Wales.
- Question—put and resolved in the affirmative.
23. **MR. WILSON GRAY.**—Mr. Gavan Duffy 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 following resolutions :—
- (1.) That the disinterested and distinguished services of the late Mr. Wilson Gray, formerly a member of the Legislative Assembly of Victoria, in his endeavors to promote the distribution of land among the people are entitled to the grateful recognition of this House.
  - (2.) That an Address be presented to His Excellency, praying that he will be pleased to cause to be placed on an Additional Estimate the sum of £300 for the purchase of a portrait of Mr. Gray, which shall be kept in the Parliament House.
- Debate ensued.
- Mr. F. L. Smyth moved, as an amendment, that the following words, viz.—“ purchase of a portrait of Mr. Gray, which shall be kept in the Parliament House,” be omitted from the above question, for the purpose of inserting in lieu thereof the words “ purpose of founding a scholarship in the University of Melbourne.
- Debate continued.
- Amendment by leave withdrawn.
- Question—That the disinterested and distinguished services of the late Mr. Wilson Gray, formerly a member of the Legislative Assembly of Victoria, in his endeavours to promote the distribution of land among the people are entitled to the grateful recognition of this House—put and resolved in the affirmative.
24. **PAPER.**—Mr. Grant presented—
- Railway Construction.—Estimate of Expenditure during the year ending 30th June 1878, out of the “ Railway Loan Liquidation and Construction Account,” established under Act 360, sec. 42.
- Ordered to lie on the Table, and to be printed, and taken into consideration in Committee of the whole, on Tuesday, 27th November instant.
25. **CHEVALIER BRUNO.**—Mr. Sharpe moved, pursuant to notice, That a Select Committee be appointed to enquire into and report upon the allegations contained in the Petition of Chevalier Bruno, presented to this House on 4th September last; such Committee to consist of Mr. Service, Mr. Graves, Mr. Orr, Mr. Dwyer, Mr. D. Cameron, Mr. Bent, and the Mover, three to form a quorum; with power to send for persons and papers, and to sit on days on which the House does not meet.
- Debate ensued.
- Motion by leave withdrawn.
26. **MUNICIPAL VALUATIONS.**—Mr. Cope moved, pursuant to notice, That there be laid before this House a return showing :—
- (1.) The net amount of the valuation of the rateable property in the several shires, cities, towns, and boroughs in the colony, made during the year before, and in every year since, the passing of *The Local Government Act 1874*.
  - (2.) The amount of rates in the pound levied on such valuations in every such year.
  - (3.) The amounts of the sworn declarations upon which the annual endowment has been distributed, showing :—
    1. The amount of the rate collected of the rate made during the year immediately preceding the making of such declarations.
    2. The amount of arrears of rates collected during the same period.
- Question—put and resolved in the affirmative.
27. **UNCLAIMED GOLD.**—Mr. Bowman moved, pursuant to notice, That there be laid before this House a return showing the amount of gold deposited in the Treasury up to 1st January 1871, and which remains at this time unclaimed.
- Question—put and resolved in the affirmative.

Assembly adjourned at twelve minutes to eleven o'clock, until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 59.

TUESDAY, 27TH NOVEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Berry, and the same was read and is as follows :—  

G. F. BOWEN,  
Governor. *Message No. 8.*

The Governor transmits to the Legislative Assembly Third Further Estimates of Expenditure for the year ending 30th June 1878, and recommends an Appropriation of the Consolidated Revenue accordingly.  
Government Offices,  
Melbourne, November 1877.

Ordered to lie on the Table, and, together with the accompanying Estimates, to be printed and referred to the Committee of Supply.
3. PETITION.—Mr. Dixon presented a Petition from certain Ratepayers of the Town of Prahran, praying the House would not sanction the continuance of the collection of tolls at the St. Kilda toll-gate, which has been a grievance and a hindrance to their prosperity for so many years. Petition read, and ordered to lie on the Table.
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 transmit to the Legislative Assembly certain reasons showing why the Legislative Council cannot agree with the grounds set forth by the Legislative Assembly for disagreeing with the amendments made by the Legislative Council in the Bill intituled "*An Act to authorize the Construction of certain Lines of Railway by the State.*"

Legislative Council Chamber, (Signed) W. H. F. MITCHELL,  
Melbourne, 22nd November 1877. President.

Ordered to lie on the Table, and to be taken into consideration to-morrow.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to amend and consolidate the Laws relating to Friendly Societies,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

Legislative Council Chamber, (Signed) W. H. F. MITCHELL,  
Melbourne, 22nd November 1877. President.

Amendments ordered to be printed, and taken into consideration to-morrow.
5. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—  

Aborigines—Report of the Commissioners appointed to inquire into the present condition of the Aborigines of this colony, and to advise as to the best means of caring for and dealing with them in the future; together with Minutes of Evidence and Appendices.

Ordered to lie on the Table.

Mr. Berry presented—  

Unclaimed Gold.—Return to an Order of the Legislative Assembly, dated 21st November instant, for a return showing the amount of gold deposited in the Treasury up to 1st January 1871, and which remains at this time unclaimed.

Crown Solicitor's Department.—Return to an Order of the Legislative Assembly, dated 1st November instant, for a return of the amount of fees deducted in respect of item one, of division No. 27, of the Act 295, under section 3, and other parts of the said Act.

Severally ordered to lie on the Table.

Mr. Longmore presented—

Friendly Societies' Reserves, Emerald Hill.—Return to an Order of the Legislative Assembly, dated 15th November inst., for copies of all correspondence between the Government and the Friendly Societies, relative to the reserves at Emerald Hill.

Ordered to lie on the Table.

Major W. C. Smith presented—

Mr. R. C. Baker.—Return to an Order of the Legislative Assembly, dated 1st November instant, for copies of all papers, reports, and correspondence relating to the claims of R. C. Baker, of Ballarat East, for the tenements Nos. 762 and 1050, sold by the Government.

Ordered to lie on the Table.

6. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the first five Orders of the Day be postponed until after the consideration of the 6th Order for to-day.
7. **SUPPLY.**—The House, according to Order, resolved itself into the Committee of Supply.  
And the House having continued to sit till after twelve of the clock,

WEDNESDAY, 28<sup>TH</sup> NOVEMBER 1877.

Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had come to certain resolutions.

Ordered—That the Report be received this day.

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

Resolved—That this House will, this day, again resolve itself into the said Committee.

8. **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 be intituled 'An Act to amalgamate the City of Melbourne Gas and Coke Company, The Collingwood Fitzroy, and District Gas and Coke Company, and The South Melbourne Gas Company, and to incorporate a Company to be called 'The Metropolitan Gas Company,' and for other purposes,'*" without amendment.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 27th November 1877.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to enable the Liverpool and London and Globe Insurance Company to sue and be sued in the Colony of Victoria in the name of the company and for other purposes,'*" without amendment.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 27th November 1877.

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

"*Railway Loan Account Application Bill—Third reading,*"

"*Railway Construction—Estimate of Expenditure for 1877-8 under Act No. 360—To be considered in Committee,*"

"*Tolls Bill—Second reading,*"

"*Gippsland Railway Construction Bill—Amendments of Legislative Council to be taken into consideration,*"

"*Goulburn Valley Railway Bill—Amendments of Legislative Council to be taken into consideration,*"

"*Ways and Means—Resolutions to be reported,*"

"*Ways and Means—To be further considered in Committee,*"

"*Officials in Parliament Act Amendment Bill—Second reading,*"

"*Refreshment Rooms—Resolutions to be reported,*"

"*Postage—Motion respecting—Resumption of Debate,*"

"*Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee.*"

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

C. GAVAN DUFFY,  
Speaker.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 60.

WEDNESDAY, 28TH NOVEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. INGLEWOOD AND GIPPSLAND RAILWAY CONTRACTS COMMITTEE.—Mr. Bent, Chairman, brought a Report from this Committee.  
Report read and 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 to-morrow.
3. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS—BARWON ELECTION.—Mr. Lalor, Chairman, brought up a Report from this Committee.  
Mr. Lalor moved, That the Report be referred back to the Committee for reconsideration.  
Mr. Service moved, as an amendment, That the following words be added to the above question, viz.,  
“with respect to costs only.”  
Debate ensued.  
Mr. Bent moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and negatived.  
Debate continued.  
Question—That the words proposed to be added be so added—put and negatived.  
Question—That the Report be referred back to the Committee for reconsideration—put.  
Assembly divided.

Ayes, 43.

Mr. Andrew,	Mr. King,
Mr. Barr,	Mr. Laurens,
Mr. Bell,	Mr. Longmore,
Mr. Berry,	Mr. Macartney,
Mr. Billson,	Mr. Macgregor,
Mr. Bowman,	Mr. Munro,
Mr. D. Cameron,	Mr. O’Hea,
Mr. A. T. Clark,	Mr. Patterson,
Mr. R. Clark (Sandhurst)	Mr. Rees,
Mr. Cook,	Mr. Sainsbury,
Mr. Cooper,	Mr. Sharpe,
Mr. D. M. Davies,	Mr. J. T. Smith,
Mr. Dixon,	Mr. L. L. Smith,
Mr. Dow,	Major W. C. Smith,
Mr. Farrell,	Mr. Story,
Mr. Fergusson,	Mr. Tytherleigh,
Mr. Fincham,	Mr. Woods,
Mr. Gaunson,	Mr. Wright.
Mr. Grant,	
Mr. Graves,	
Mr. Hunt,	
Mr. Johnstone,	Mr. Tucker,
Mr. Kernot,	Mr. Mirams.

Tellers.

Noes, 21.

Mr. Bent,	Sir J. McCulloch,
Mr. Bird,	Mr. Moore.
Mr. E. H. Cameron,	Sir J. O’Shanassy,
Mr. Carter,	Mr. Purves,
Mr. B. G. Davies,	Mr. Ramsay,
Mr. Fraser,	A. K. Smith,
Mr. Gillies,	Mr. Zox.
Mr. Kerferd,	
Mr. MacBain,	
Mr. Mackay,	
Sir C. MacMahon,	
Dr. Madden,	

Tellers.

Mr. Bayles,  
Mr. McIntyre.

And so it was resolved in the affirmative.

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 (2) intituled “*An Act to extend the operation of ‘The Waterworks Act 1865,’ and for other purposes,*” without amendment.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 28th November 1877.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled “*An Act to provide for the more convenient Administration of the Extradition Acts ‘1870 and 1873’*” without amendment.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 28th November 1877.

5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

- “ *Officials in Parliament Act Amendment Bill—Second reading,*”
- “ *Refreshment Rooms—Resolutions to be reported,*”
- “ *Postage—Motion respecting—Resumption of Debate,*”
- “ *Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee.*”
- “ *Supply—Resolutions to be reported,*”
- “ *Railway Loan Account Application Bill—Third reading,*”
- “ *Railway Construction—Estimate of Expenditure for 1877–8 under Act No. 360—To be considered in Committee,*”
- “ *Railway Construction Bill—Message from Legislative Council to be taken into consideration,*”
- “ *Friendly Societies Laws Amendment Bill—Amendments of Legislative Council to be taken into consideration,*”
- “ *Tolls Bill—Second reading,*”
- “ *Gippsland Railway Construction Bill—Amendments of Legislative Council to be taken into consideration,*”
- “ *Goulburn Valley Railway Bill—Amendments of Legislative Council to be taken into consideration,*”
- “ *Supply—To be further considered in Committee,*”
- “ *Ways and Means—Resolutions to be reported,*”
- “ *Ways and Means—To be further considered in Committee,*”

Assembly adjourned at one minute past eleven o'clock until to-morrow at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

# VOTES AND PROCEEDINGS

## OF THE

# LEGISLATIVE ASSEMBLY.

No. 61.

THURSDAY, 29TH NOVEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. REPORTING PROCEEDINGS OF PARLIAMENT COMMITTEE.—Mr. Richardson, by leave of the Assembly, brought up a Progress Report from this Committee.  
Report read, and ordered to lie on the Table, and, together with the Proceedings of the Committee and Minutes of Evidence, to be printed.
3. PRINTING COMMITTEE.—Mr. Farrell, on behalf of Mr. Speaker, Chairman, brought up the Second Report from this Committee.  
Ordered to lie on the Table, and to be printed.
4. PAPERS.—Mr. Berry presented—  
Public Accounts—Regulations respecting.  
Admission of Victorian Sheep into New South Wales.—Return to an Order of the Legislative Assembly, dated 21st November instant, for copies of all correspondence with the New South Wales Government in reference to the removal of the existing restrictions to the admission of sheep from Victoria into New South Wales.  
Severally ordered to lie on the Table.
5. SUPPLY—SECOND FURTHER ESTIMATES 1877-8.—Mr. James reported from the Committee of Supply several resolutions, which were read and are as follow :—  
(27th November 1877.)  
Resolved—That the following sums be granted to Her Majesty to defray the further additional charges for the Year 1877-8 for the several services hereunder specified being :—

### I.—CHIEF SECRETARY.

Number.	Class.	Schedule.	DIVISION No. 2. LEGISLATIVE ASSEMBLY. Subdivision No. 1.	Salary of Office.			£	£
				Minimum.	Annual Increment.	Maximum		
				£	£ s. d.	£		
1	3	...	Clerk from 9th October ...	375	18 6 8	485	310	310
1	2	...	Clerk ...	500	16 13 4	600	509	
			In lieu of one 3rd Class Clerk provided in Estimates submitted		...		485	24

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

DIVISION No. 2A.

### EXPENSES OF MEMBERS OF PARLIAMENT.

For reimbursing Members of the Legislative Council and of the Legislative Assembly their expenses in relation to their attendance in Parliament, at the rate of £300 per annum each, from and after the expiration of the present Session of Parliament. Provided that no Member whilst in the receipt out of the Consolidated Revenue of an official salary or any annual payment shall (to the extent of such salary or payment) be entitled to receive such reimbursement ... ..

18,025

And the said resolution was read a second time.

Question—That the Assembly agree with the Committee in the said resolution—proposed.  
Debate ensued.

Question put and resolved in the affirmative.

		£
CHIEF SECRETARY— <i>continued.</i>		
DIVISION No. 4.		
REFRESHMENT ROOMS.		
Allowance to Contractor ...	... ..	125
Division No. 5.		
Subdivision No. 2.		
CHIEF SECRETARY'S OFFICE.		
Telegrams ...	... ..	250
DIVISION No. 8.		
PENAL ESTABLISHMENTS AND GAOLS.		
Subdivision No. 3.		
CONTINGENCIES.		
Allowance to Chief Warder Henry Williams, for acting as Governor of the Castlemaine Gaol during the absence on leave of Mr. Hyland ...	... ..	50
DIVISION No. 10.		
HOSPITALS FOR THE INSANE.		
Subdivision No. 2.		
KEW ASYLUM.		
	£	£
One Chief Cook and Baker ...	120	
In lieu of one Cook, provided in Estimates submitted ...	80	
	65	40
One Cook ...	60	
In lieu of one Cook, provided in Estimates submitted ...	5	
		45
Arrears of Salary from 17th September 1872 to 30th June 1877 to a Cook at Kew Asylum, difference between amount paid and £65 per annum, as agreed to be paid on engagement, £23 18s. 10d. ...	... ..	24
		69
DIVISION No. 14.		
GOVERNMENT BOTANIST.		
Subdivision No. 2.		
Paper for an Atlas of the Eucalypts ...	... ..	75
DIVISION No. 18A.		
TO MEET THE EXPENSES OF CARRYING OUT THE LAND TAX ACT ...		
		10,000
DIVISION No. 21.		
GRANTS.		
No. 7. In aid of the funds of Horticultural Societies out of Melbourne ...	... ..	250
No. 8. In aid of the funds of a Juvenile Industrial Exhibition at Ballarat ...	... ..	300
		550

CHIEF SECRETARY— <i>continued.</i>	£	£
DIVISION No. 22.		
MISCELLANEOUS.		
No. 1. Expenses of Commissions and Boards of Inquiry	1,500	
No. 4. Allowance to Visitor at the City Courts and Lock-ups, &c. ... ..	75	
No. 13. For compilation of Index and Chronological Table of Victorian Statutes passed in 1874-5-6 ...	20	
No. 14. Allowance to Government Statist for preparation of the Victorian Year Book ... ..	50	
No. 15. For Actuarial labor on scheme of Civil Service Life Assurance and Endowment ... ..	150	
		<b>1,795</b>
 <b>II.—MINISTER OF PUBLIC INSTRUCTION.</b>  		
DIVISION No. 23.		
EDUCATION.		
Subdivision No. 1.		
OFFICE STAFF.		
	£	
Fifteen Clerks, at £80 to £180 per annum ...	1,535	
In lieu of ten Clerks at £85 to £180 per annum, provided on Estimates submitted ...	1,190	
		345
One Clerk at £325, from 1st to 16th June 1877, £14 8s. 10d.		15
		360
Subdivision No. 3.		
INSTRUCTION.		
Singing ... ..		937
Subdivision No. 4.		
CONTINGENCIES.		
Temporary Clerical Assistance ... ..		2,000
Compulsory Clause, including Allowances to Truant Officers, Collectors of Census, and cost of Advertise- ments ... ..		793
Compensation awarded to James Doherty by the Board appointed to enquire into his case ... ..		60
		2,853
		<b>4,150</b>
 <b>III.—ATTORNEY-GENERAL.</b>  		
DIVISION No. 25.		
LAW OFFICERS OF THE CROWN.		
Subdivision No. 3.		
Books and Reports for Library ... ..		60
DIVISION No. 26.		
CROWN SOLICITOR.		
Subdivision No. 2.		
CONTINGENCIES.		
Clerical Assistance ... ..		140



Number.	Class.	Schedule.	V.—TREASURER.				Salary of Office.			£	£	
							Minimum.	Annual Increment.				Maximum.
DIVISION No. 39.						£	£	s.	d.	£		
TREASURER.												
Subdivision No. 1.												
SALARIES.												
1	2	...	Clerk, from 1st December	...	500	16	13	4	600	300		
1	3	...	Clerk, from 1st December	...	375	18	6	8	485	228		
DIVISION No. 41.												
GOVERNMENT PRINTER.												
Subdivision No. 1.												
SALARIES.												
14	...	3	Compositors and others, per week...	...	40/	...	...	...	105/	2,509		
2	...	3	Bookbinders, per week ...	...	32/6	...	...	...	85/	364		
1	...	3	Engraver and Electrotyper	...	...	...	...	...	...	400		
										3,273		
Amounts provided on Estimates submitted under Division No. 41,												
Subdivision No. 2, to be reduced as follows :—										£		
Printers, &c., by ... ..										2,236		
Bookbinders, &c., by ... ..										351		
Wood engraver, by the whole ... ..										400		
										2,987		
												286
DEFENCES.												
DIVISION No 44.												
LAND FORCES.												
Subdivision No. 1.												
										£		
Barrack and Commissariat Sergeant, at 11s. per diem										202		
Less provided on Estimates submitted										183		
										19		
Storeholder ... ..										250		
Less provided on Estimates submitted...										183		
										67		
Subdivision No. 6.											86	
Expenses in connection with Sir William Jervois' visit to the colony for the purpose of inspecting and reporting upon the Defences										2,000		
												2,086
DIVISION No. 45.												
NAVAL.												
Subdivision No. 1.												
"The Cerberus."												
Two Gunners—One from 26th June, and one from 11th July to 10th October, at 8s. 3d. per diem, and from 11th October at 8s. 9d.* per diem (£312 4s. 3d.) ... ..										313		
In lieu of Two Gunners at £180 per annum, provided on Estimates submitted ... ..										360		
Twelve Able Seamen, at 5s. per diem, from 1st November...										726		
One Armourer, at 8s. ditto, ditto, £96 16s....										97		
										823		
Subdivision No. 4.												
CONTINGENCIES.												
Allowances to two Naval Gunners—in England £32 11s., 263 days in Melbourne at 10s. 4d.† per day, £271 15s. 4d. ; Passage Money from England, £147 ; and Travelling Expenses, £6 16s. ...										459		
Provisions and Incidentals ... ..										206		
Fitting Gear to resist Torpedo Attacks...										697		
Fitting Steering Apparatus ... ..										105		
										1,467		
												2,290
DIVISION No. 47.												
CHARITABLE INSTITUTIONS ... ..												
												5,000

\* Includes 6d. per diem when in Charge of Stores.

† Includes 3s. 6d. per diem for Lodging Allowance in lieu of Quarters.

TREASURER— <i>continued.</i>		£	£
DIVISION No. 49.			
MISCELLANEOUS.			
No. 3. Taxed Costs in the case of Longden <i>v.</i> Weigall, Curator of Estates of Deceased Persons, £185 8s. 4d....		186	
No. 19. Compensation or Gratuities to Officers formerly of the Public Service, or Widows or Families of deceased Public Officers whose claims may not have been finally dealt with ... ..		1,000	
No. 20. Compensation to men who have lost their employment by reason of transfer to the Harbor Trust ...		2,000	
No. 21. To Mrs. Janet Bowman in recognition of her public spirit in accelerating the opening up of the country for settlement by cutting "Bowman's Track" towards the Jordan Goldfields. (Recommended by Select Committee. See Paper D. No. 10 of Session 1876.) ... ..		300	
No. 22. To Martin Walsh, late a letter-carrier at Geelong, compelled to retire through ill health, in addition to £55 8s. 4d. received under clause 46 of the Civil Service Act, £59 5s. 7d. ... ..		60	
No. 23. Compensation to F. H. B. Turner, late Lieutenant Naval Forces—equal to nine months' pay—£262 10s....		263	
No. 24. Compensation, in lieu of quarters, to William J. Morrison, formerly Farm Bailiff in the Industrial Schools Department ... ..		50	
No. 25. Allowance to Mr. J. Adams, late Doorkeeper of the Legislative Assembly, from 1st September 1877 to 30th June 1878, in addition to his Superannuation Allowance—equal to full pay, £121 18s. 1d. ... ..		122	
No. 26. Allowance to James Lyall, late Acting Chief Clerk of the Railway Department, at £242 10s. per annum, from 15th October, £172 15s. 3d. ... ..		173	
No. 27. Costs of Appeal to the Privy Council in the matter of the Estate of John Bell, deceased, including exchange		602	
No. 28. To Mr. Thomas Henry Budden, J.P., Costs awarded by the Supreme Court to the Plaintiff in an action brought by Mr. L. L. Smith against Mr. Budden in his capacity as a Justice of the Peace £33 5 0			
Mr. Budden's Costs... ..	62 12 6		
(subject to taxation)	95 17 6	96	
No. 29. To Mr. J. J. Normoyle, allowance as a Commissioner to England and Ireland in the case of the Attorney General <i>v.</i> Huon and another £755 0 2			
Less advanced in London from Votes for Expenses of Commissions in this case in Ireland and America. ( <i>See</i> Division No. 48 of 1875-6, and Division No. 47 of 1876-7.) ... ..	370 0 0	386	
No. 30. To refund to the Trustees of the Roman Catholic Church site at Donald, overcharge on purchase-money of 2 roods of land ... ..		8	
No. 31. To make good the deficiencies of F. A. Prater, as a Bailiff of the County Court, Melbourne ...		10	
No. 32. Gratuity to Mr. John Gray, late Governor of the Ararat Gaol, on his services being dispensed with—one month's pay for each year of service, and additional time less than a year, £482 7s. ... ..		483	
No. 33. Gratuity to Widow of Michael Brophy, late Doorkeeper at Legislative Assembly—equal to nine months' pay—£140 15s. 8d. ... ..		141	
No. 34. Compensation to William Ah Kew, for the loss of office on short notice as a Chinese Interpreter, on the 30th June 1876 ... ..		50	
No. 35. Gratuity to the Widow of the late John Richardson, Esquire, Member of the Legislative Assembly ...		1,000	
			6,930

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

6. RAILWAY CONSTRUCTION—ESTIMATE OF EXPENDITURE FOR 1877-8 UNDER ACT No. 360.—The Order of the Day for the consideration in Committee of the whole Assembly of the Estimate of Expenditure during the year ending 30th June 1878, out of "The Railway Loan Liquidation and Construction Account," established under Act 360, section 42, having been read—On the motion of Mr. Woods, 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. James reported that the Committee had come to a certain resolution.

Ordered—That the Report be received this day.

7. RAILWAY LOAN ACT No. 360—ESTIMATE OF EXPENDITURE FOR 1877-8.—Mr. James reported from a Committee of the whole a certain resolution, which was read, and is as follows:—

(29th November 1877.)

Resolved—That the following Estimate of Expenditure which the Board of Land and Works proposes to incur during the year ending 30th June 1878, out of "The Railway Loan Liquidation and Construction Account," established under Act 360, section 42, be agreed to by the Committee viz. :—

To pay Liabilities for Surveys of proposed new Lines of Railway and to meet necessary Expenditure for further surveys of Lines of Railway ... £10,000 0 0  
And the said resolution was read a second time and agreed to by the Assembly.

Ordered—That Mr. Woods and Mr. Grant do prepare and bring in a Bill to carry out the above resolution.

8. RAILWAY LOAN APPLICATION BILL (3).—Mr. Woods then brought up a Bill intituled "*A Bill to sanction the issue and application of certain sums of money from 'The Railway Loan Liquidation and Construction Account,' established under the provision of section 42 of 33 Vict. No. 360,*" 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 this day.

Mr. Woods moved, That this Bill be now read a second time.

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

Mr. Woods 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. Woods—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. James reported that the Committee had gone through the Bill and agreed to the same without amendment.

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. Woods, read a third time and passed.

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

"*An Act to sanction the issue and application of certain sums of money from 'The Railway Loan Liquidation and Construction Account,' established under the provision of section 42 of 33 Vict. No. 360.*"

Question—put and resolved in the affirmative.

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

9. FRIENDLY SOCIETIES BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, the said amendments were read and are as follow:—

(1.) Clause 4, line 34, after "or" insert "to any person or persons appointed to manage any hall or building erected by such society or."

(2.) Clause 9, line 12, after "registrar" insert "and Government Statist respectively."

(3.) " leave out "on or before the thirty-first day of March."

(4.) " line 13, leave out "a report of his" and insert "reports of their."

(5.) " line 14, after "by" insert "them and in particular, the Government Statist shall make a report of the valuations returned to or caused to be made by."

(6.) " line 15, leave out "report" and insert "reports."

(7.) Clause 13, line 11, page 7, after "three" insert "nor more than five."

(8.) " line 3, page 8, leave out "annual."

(9.) " line 16, leave out "numbers" and insert "members."

(10.) " line 1, page 9, after "kept" leave out all words to end of subsection (f).

(11.) " line 44, after "the" insert "Registrar."

(12.) Clause 14, line 19, page 11, "leave out "fifty pounds."

(13.) " line 20, after "hereunder" insert "fifty pounds."

(14.) " line 29, after "exceeding" insert "after payment thereof of any funeral expenses payable hereunder."

(15.) Clause 15, page 15, after subsection VIII. insert new subsection IX.—

(ix.) If any trustee of a society or branch lends any money the property thereof to any of his co-trustees or borrows any such money himself or otherwise applies any such money in breach of trust in addition to any other remedy in respect thereof any member of the society may apply to the County Court (which may proceed in a summary way) and such court may order any trustee so lending or borrowing such money or privy to such breach of trust or any two or more of such trustees jointly and severally forthwith to pay the same either to the trustees of such society or branch or into court; and in case any such money be paid into court may on the application of the society or branch as the case may be, or the committee of management thereof by any subsequent order, order the same to be paid out of court to the trustees of such society or branch; and such court may order all or any such defaulting trustees to pay the costs of and attending every application under this subdivision of this section including the costs of the payment of any money into and out of court.

Power to County Court to order re-payment by trustees of money applied in breach of trust.

- (16.) Clause 15, subsection IX. becomes subsection X.  
 (17.) " line 5, page 16, leave out "The trustees of a society or branch shall not be allowed to borrow money from the society or branch which they represent."  
 (18.) Clause 29, line 7, after "registry of" insert "a society or."  
 (19.) " line 8, leave out "of a branch," and insert "thereof respectively."  
 (20.) Clause 35, line 24, leave out "until otherwise provided the forms contained in the Fifth Schedule to this Act shall be used."  
 (21.) Clause 37, line 33, leave out "sixth" and insert "fifth."

(22.) **FOURTH SCHEDULE.**—Insert the two forms in the Fifth Schedule at the beginning of this schedule (*i.e.*, under the words "Fourth Schedule").

(23.) **FIFTH SCHEDULE.**—Leave out this schedule.

(24.) **SIXTH SCHEDULE** becomes Fifth Schedule.

On the motion of Mr. Grant, the said several amendments were read a second time and agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said several amendments.

10. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of Orders of the Day 2, 4, 6, 7, and 8 be postponed until after the consideration of the 9th Order for to-day.

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

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

FRIDAY, 30TH NOVEMBER 1877.

Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had come to certain resolutions.

Ordered—That the Report be received Tuesday, 4th December next.

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

Resolved—That this House will, on Tuesday, 4th December next, again resolve 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 until Tuesday, 4th December next:—

"*Railway Loan Account Application Bill—Third reading,*"

"*Railway Construction Bill—Message from Legislative Council to be taken into consideration,*"

"*Tolls Bill—Second reading,*"

"*Gippsland Railway Construction Bill—Amendments of Legislative Council to be taken into consideration,*"

"*Goulburn Valley Railway Bill—Amendments of Legislative Council to be taken into consideration,*"

"*Ways and Means—Resolutions to be reported,*"

"*Ways and Means—To be further considered in Committee,*"

"*Inglewood and Gippsland Railway Contracts—Report from Select Committee—To be considered in Committee,*"

"*Officials in Parliament Act Amendment Bill—Second reading,*"

"*Refreshment Rooms—Resolutions to be reported,*"

"*Postage—Motion respecting—Resumption of Debate,*"

"*Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee.*"

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

C. GAVAN DUFFY,

*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 62.

TUESDAY, 4TH DECEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS—BARWON ELECTION.—Mr. Lalor, Chairman of this Committee, brought up a Report upon reconsideration from this Committee.  
Question—That this Report do lie upon the Table—proposed.  
Debate ensued.  
Mr. Bent moved, That the debate be adjourned until Thursday next.  
Debate continued.  
Question—That this debate be adjourned until Thursday next—put and negatived.  
Question—That this Report do lie upon the Table—put.  
Assembly divided.

Ayes, 46.

Mr. Andrew,	Mr. Langridge,
Mr. Barr,	Mr. Laurens,
Mr. Bell,	Mr. Longmore,
Mr. Berry,	Mr. Macgregor,
Mr. Billson,	Mr. Mirams,
Mr. Bird,	Mr. Munro,
Mr. D. Cameron,	Mr. O'Hea,
Mr. R. Clark (Sandhurst)	Mr. Orr,
Mr. R. Clark (Wimmera)	Mr. Patterson,
Mr. Cook,	Mr. Richardson,
Mr. Cooper,	Mr. Rees,
Mr. Cope,	Mr. Sainsbury,
Mr. D. M. Davies,	Major W. C. Smith,
Mr. Dixon,	Mr. F. L. Smyth,
Mr. Dow,	Mr. Story,
Mr. Dwyer,	Mr. Tucker,
Mr. Farrell,	Mr. Tytherleigh,
Mr. Fergusson,	Mr. Williams,
Mr. Fincham,	Mr. Woods.
Mr. Grant,	
Mr. Graves,	<i>Tellers.</i>
Mr. Hunt,	
Mr. Johnstone,	Mr. A. T. Clark,
Mr. King,	Mr. Gaunson.
Mr. Lalor,	

Noes, 21.

Mr. Bent,	Dr. Madden,
Mr. Bosisto,	Mr. McIntyre,
Mr. E. H. Cameron,	Sir J. O'Shanassy,
Mr. Carter,	Mr. Purves,
Mr. B. G. Davies,	Mr. Ramsay,
Mr. J. Gavan Duffy,	Mr. A. K. Smith,
Mr. Gillies,	Mr. Zox.
Mr. Kerferd,	
Mr. Lyell,	<i>Tellers.</i>
Mr. MacBain,	
Mr. Mackay,	Mr. Bayles,
Sir C. MacMahon,	Mr. Fraser.

And so it was resolved in the affirmative.

Ordered—That the Reports, Proceedings, and Evidence in this case be printed.

3. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Messages from His Excellency the Governor were presented by Mr. Berry, and the same were read and are as follow :—

PAYMENT OF MEMBERS.

G. F. BOWEN,  
*Governor.*

*Message No. 9.*

In pursuance of the provisions of the Act 18 and 19 Vic. cap. 55, the Governor recommends an Appropriation out of the Consolidated Revenue for the purposes of a Bill for reimbursing Members of the Legislative Council and of the Legislative Assembly their expenses in relation to their attendance in Parliament.

Government Offices,

Melbourne, 3rd December 1877.

Ordered to lie on the Table, and to be printed, and taken into consideration in Committee of the whole this day.

## RETIRED JUDGES OF THE SUPREME COURT.

G. F. BOWEN,  
Governor.

Message No. 10.

The Governor transmits to the Legislative Assembly a copy of a Despatch received from The Right Honorable the Secretary of State, relative to the titular distinction of retired Judges of the Supreme Courts of the Australasian Colonies.

Government Offices,  
Melbourne, 3rd December 1877.

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

## DEFENCES OF VICTORIA.

G. F. BOWEN,  
Governor.

Message No. 11.

The Governor transmits to the Legislative Assembly a copy of a Despatch from the Secretary of State for the Colonies respecting the Defences of Victoria.

Government House,  
Melbourne, 4th December 1877.

Ordered to lie on the Table, and, together with its enclosure, to be printed.

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 the Bill intituled "*An Act to amend the Law with respect to manufacturing, keeping, selling, carrying, and importing Gunpowder and other explosive substances,*" 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) W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 4th December 1877.

On the motion of Major W. C. Smith, the Assembly ordered the said amendments to be printed, and taken into consideration to-morrow.

5. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—  
Statistical Register of Victoria for the year 1876—

Part VII.—Interchange.

Part VIII.—Law, crime, &c.

Part IX.—Religious, Moral, and Intellectual Progress.

Australasian Statistics for the year 1876, with Introductory Report by the Government Statist of Victoria.

Severally ordered to lie on the Table.

Mr. Longmore presented—

McMahon's Selection.—Return to an Order of the Legislative Assembly, dated 20th November last, for copies of the papers connected with the selection of John McMahon, in the parish of Milewa.

Ordered to lie on the Table.

6. PAYMENT OF MEMBERS.—The Order of the Day for the consideration in Committee of the whole Assembly of His Excellency the Governor's Message No. 9 having been read—  
On the motion of Mr. Berry, 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. James reported that the Committee had come to several resolutions.  
On the motion of Mr. Berry, the Assembly ordered that the Standing Orders of this House be suspended, in order to allow the Report to be received this day.
7. PETITION.—Mr. A. K. Smith presented a Petition from certain inhabitants of Melbourne and suburbs, praying the House to reject any measure for continuing payment of Members.  
Petition read, and ordered to lie on the Table.

8. PAYMENT OF MEMBERS.—Mr. James reported from a Committee of the whole several resolutions, which were read and are as follow :—

(4th December 1877.)

Resolved—

(1.) That, in the opinion of this Committee, it is expedient to reimburse Members of the Legislative Council and of the Legislative Assembly their expenses in relation to their attendance in Parliament.

(2.) That such reimbursement be at the rate of £300 per annum.

(3.) That a Bill be brought in to carry out the above resolutions.

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

Ordered—That Mr. Berry and Mr. Grant do prepare and bring in a Bill to carry out the above resolutions.

9. PAYMENT OF MEMBERS BILL.—Mr. Berry then brought up a Bill intituled "*A Bill for the continuation of an Expiring Law,*" 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.

10. SUPPLY—1877-8.—Mr. James reported from the Committee of Supply several resolutions, which were read and are as follow :—

(29th November 1877.)

Resolved that the following sums be granted to Her Majesty to defray the further additional charges for the Year 1877-8 for the several services hereunder specified being :—

SECOND FURTHER ESTIMATES.		£	£
<b>VI.—COMMISSIONER OF CROWN LANDS AND SURVEY AND MINISTER OF AGRICULTURE.</b>			
DIVISION No. 51.			
SURVEY, SALE, AND MANAGEMENT OF CROWN LANDS.			
Subdivision No. 3.			
Special Allowances for three months, from 1st July to 30th September 1877	...	120	
Police Rewards	...	200	
Expenses of removing to New Offices	...	200	
Photographic Stores, Apparatus, and Repairs (inalterable)	£350 0 0		
Less already provided under Estimates submitted	200 0 0		
		150	670
DIVISION No. 54.			
AGRICULTURE, FORESTS, AND INDUSTRIES.			
Subdivision No. 3.			
Caretakers' Cottages	...	...	50
DIVISION No. 55.			
GRANTS IN AID.			
No. 2. For Fencing and Improving Public Parks and Gardens under the control of Borough Councils, Trustees, Committees of Management, &c., to be expended under regulations to be approved by the Governor in Council	...	3,000	
No. 6. To satisfy a lapsed claim of the Geelong Agricultural Society	£175 19 0	176	
No. 7. To Horticultural Societies; to be available under Regulations to be approved by the Governor in Council	...	500	3,676
DIVISION No. 56.			
MISCELLANEOUS.			
No. 2. Towards Improvement of Albert Park Lake	...	327	
No. 5. Fencing Sandridge Bend	...	350	
No. 6. For payment to the Manager of the National Bank of Australasia, being refund of portion of Fines paid Pieracle, Englefield, Gringegalgoria, and Lake Wallace North Runs	...	68	745
			5,141

## VII.—COMMISSIONER OF PUBLIC WORKS.

		£	£
<b>DIVISION No. 57.</b>			
<b>PUBLIC WORKS.</b>			
<b>Subdivision No. 1.</b>			
<b>ADMINISTRATIVE BRANCH.</b>			
1	2	...	...
		Accountant	509
		In lieu of one of 3rd Class provided in Estimates sub- mitted	485
			24
<b>Subdivision No. 2.</b>			
<b>CONTINGENCIES.</b>			
Temporary Assistance by Clerks, Draftsmen Assistants to Measuring and Quantity Surveyor, &c.			1,500
			1,524
<b>DIVISION No. 60.</b>			
<b>WORKS AND BUILDINGS.</b>			
<b>Subdivision No. 1.—(Inalterable.)</b>			
<b>WHARVES, JETTIES, HARBORS, RIVERS, ETC.</b>			
3. Towards clearing the Rivers Murray and Goulburn			1,600
19. For Wharf on River Goulburn at Shepparton			200
			1,800
<b>Subdivision No. 5.—(Inalterable.)</b>			
<b>REFORMATORY AND INDUSTRIAL SCHOOLS.</b>			
2. Buildings and other Works for Industrial Schools, Royal Park, in- cluding fittings and furniture			2,000
<b>Subdivision No. 11.—(Inalterable.)</b>			
<b>SUNDRY WORKS, MELBOURNE.</b>			
1. Additions, repairs, and other works at Parliament Buildings, including fittings, furniture, ventilating, lighting, and fencing			15,000
5. Towards completion of the New Public Offices, &c. ( <i>to be recouped out of a future Loan</i> )			10,362
			25,362
<b>Subdivision No. 12.—(Inalterable.)</b>			
<b>POST OFFICES AND TELEGRAPH STATIONS.</b>			
2. Additions and Repairs New General Post Office, including fittings and furniture			2,500
<b>Subdivision No. 16.—(Inalterable.)</b>			
<b>MISCELLANEOUS.</b>			
23. Cutting Channel (including purchase of Land and Fencing) to turn a portion of the Broken River into the Broken Creek			500
24. Drainage of the Government Land between the Footscray and Macauley Roads, at the north end of the West Melbourne Swamp			2,300
25. To assist the Borough Council of Sandhurst for the improvement of the Bendigo Creek, on the condition that the like sum be expended by them from their own funds			2,500
26. Towards the erection of Fencing to protect the River Merri from the encroachment of sand			250
			5,550
			37,212



**VIII.—COMMISSIONER OF TRADE AND CUSTOMS.**

**DIVISION No. 61.**

**CUSTOMS.**

Subdivision No. 1.

One Clerk, third class ... ..	£384	3	4	
Less provided on Estimates submitted ... ..	375	0	0	
	£9	3	4	

£

10

Subdivision No. 2.

**MELBOURNE.**

*Outdoor.*

	Salary of Office.			
	Minimum.	Annual Increment.	Maximum	
	£	£ s. d.	£	
Thirty-three Weighers ... ..	150	...	200	5,285
In lieu of Twenty-nine Weighers, provided on Estimates submitted ... ..	150	...	175	4,410

875

Subdivision No. 4.

**GEE LONG.**

Salary of one 5th Class Clerk, from 22nd February to 30th June 1877, at £40 ... ..

15

Subdivision No. 6.

**CONTINGENCIES.**

Unclassified Officers—

Others at per week, &c. ... ..				200
Clerical Assistance ... ..				100
Overtime to Customs Officers ... ..				1,400

1,700

2,600

**DIVISION No. 62.**

**PORTS AND HARBORS.**

Subdivision No. 1.

**MELBOURNE (including HOBSON'S BAY, SANDRIDGE, AND WILLIAMSTOWN).**

Surveyor of Shipping under Part 5 of the Passengers, Harbors, and Navigation Statute 1865, at Melbourne and Sandridge, from 1st October, at £200 per annum* ... ..				150
Watchman at Dockyard, at 7s. per diem from 1st November, £84 14s.				85

150  
85

235

\* In addition to fees as Examiner in Navigation.

**DIVISION No. 63.**

**DISTILLERIES, IMMIGRATION, MERCANTILE MARINE, AND FISHERIES.**

Subdivision No. 2A.

**REWARDS FOR THE DESTRUCTION OF SHARKS.**

To recoup Treasury for advances on account of Sharks caught and paid for under the Regulations of 21st March 1877 ... ..				
--	--	--	--	--

...

6,548

9,383

**IX.—POSTMASTER-GENERAL.**

DIVISION No. 66.

POST AND TELEGRAPH OFFICES.

Subdivision No. 1.

MELBOURNE.

One 4th Class Sub-Inspector of Postal and Telegraph Service, at £350 from 3rd October ... ..	261
Annual increment (£16 13s. 4d.) to one 5th Class Operator, for six years, from 1864 inclusive ... ..	100
One Sorter (3rd Schedule), at 57s. per week from 12th December 1876 to 30th June 1877, £82 3s. 6d. ... ..	83
	<hr/> 444

Subdivision No. 2.

ALL OTHER POST AND TELEGRAPH OFFICES.

One 4th Class Postmaster and Telegraph Manager ... ..	350
Twelve Line Repairers, 3rd Schedule, per week, 51s. to 57s., in lieu of Eleven ditto ditto, provided on Estimates submitted ... ..	1,725

Subdivision No. 3.

CONTINGENCIES.

Female Assistants for Postal and Telegraph Business, at from £20 to £120, in lieu of at from £20 to £100, provided on Estimates submitted ... ..	2,400
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Subdivision No. 4.

CONTINGENCIES.

Allowances to Country Postmasters ... ..	500
Travelling Expenses, including Allowance to one Inspector of Post and Telegraph Service, at £300; and Allowances to two Inspectors and one Sub-Inspector of Postal and Telegraph Service, at not exceeding £250 per annum each ... ..	2,800
<i>In lieu of</i> —Travelling Expenses, including Allowances to Inspectors of Postal and Telegraph Service:—One at £300, and two at not exceeding £250 per annum each, provided on Estimates submitted ... ..	2,750
	<hr/> 50
	<hr/> 550

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**1,344**

<b>X.—COMMISSIONER OF RAILWAYS AND ROADS.</b>		£	£
<b>DIVISION No. 69.</b>			
<b>RAILWAYS.</b>			
Subdivision No. 1.			
<b>SALARIES.</b>			
Secretary ... ..	£900		
In lieu of Acting Secretary, provided on Estimates submitted ... ..	775		
		125	
Chief Clerk ... ..	£600		
Less provided on Estimates submitted ... ..	535		
		65	
Subdivision No. 2.			
Compensation Traffic ... ..	£5,700		
Less provided on Estimates submitted ... ..	3,700		
	£2,000		
The Item Stores, Plant, and Material to be reduced	£2,000		
<b>DIVISION No. 70.</b>			
<b>RAILWAYS CONSTRUCTION.</b>			
Lal Lal, Additions, &c. ... ..	100		
Creswick, ditto ... ..	500		
Footscray, Planting Trees, Railway Reserve ... ..	100		
Gatekeepers' Cottages on the Ballarat and Ararat and Ballarat and Maryborough Lines ... ..	2,867		
Elmore, Increased Station Accommodation ... ..	1,200		
Yendon, Extension of Platform, Shed, &c. ... ..	205		
Echuca, Additions, &c., for Cattle Traffic ... ..	200		
Gheringhap, Platforms, &c. ... ..	180		
Goornong, ditto ... ..	100		
Batman's Hill Goods Shed, Enclosure for Bond ... ..	225		
Ballarat East, Gate ... ..	50		
North Williamstown, Siding for Six Trucks ... ..	305		
Williamstown Line, Platform and Gate Lodge at Stony Creek ... ..	280		
Ditto, Lowering Culvert, &c. ... ..	150		
Rochester, Covering in Platform, &c. ... ..	400		
To complete the Telegraphic Communication on the North-Eastern Line ... ..	3,500		
Ballarat Siding, Sheep and Cattle Yards &c. ... ..	1,466		
Burrumbeet, Approach to Goods Shed, &c. ... ..	102		
Melbourne, Office at Lower Level Sidings ... ..	226		
			12,156
<b>DIVISION No. 71.</b>			
<b>ROADS AND BRIDGES.</b>			
No.	Subdivision No. 1.		
1	Engineer of Roads and Bridges, for nine months, at £675 ... ..	507	
1	Assistant Engineer, for nine months, at £393 6s. 8d. ... ..	295	
1	Surveyor, for nine months, at £300 ... ..	225	
1	Clerk, for nine months, at £250 ... ..	188	
1	Junior Clerk, for nine months, at £78 5s. ... ..	59	
1	Draftsman, for six months, at £150 ... ..	75	
1	Overseer, for nine months, at £200 ... ..	150	
		1,499	
Subdivision No. 2.—CONTINGENCIES.			
	Keep of Horse, Engineer ... ..	75	
	Travelling Expenses, Books, Fuel, Stores, Stationery, and Incidental Expenses ... ..	500	
	Towards the preparation of Plans and Estimates for a new Bridge over the Yarra at Swanston street ... ..	300	
		875	
			2,374

COMMISSIONER OF RAILWAYS AND ROADS—*continued.*

DIVISION No. 72.

ROAD WORKS AND BRIDGES.

Subdivision No. 1.—(*Inalterable.*)

MAINTENANCE OF WORKS EXECUTED OUTSIDE MUNICIPALITIES.

	£	£
No. 1. Melbourne to Wood's Point Road ... ..	1,800	
1A. Ditto ditto, branches to Alexandra, Jamieson, &c. ... ..	150	
2. Melbourne to Sale Coach and Cattle Roads, and to Walhalla ...	650	
3. Sale to Walhalla and Wood's Point Roads ... ..	100	
4. Melbourne to Point Nepean Road ... ..	120	
5. Melbourne to Upper Yarra and Hoddle's Creek Roads ...	140	
6. Towards the Ferry at crossing of Snowy River ... ..	40	
	3,000	

Subdivision No. 2.—(*Inalterable.*)

WORKS WITHIN MUNICIPALITIES.

No. 1. Road between Cape Otway, Colac, and Camperdown, Clearing, Bridges, and other Works ... ..	820	
2. To reinstate Bridges damaged by floods within Bacchus Marsh Shire ... ..	1,000	
3. To assist the Borough Councils of Footscray and Williamstown in the Cost of Construction of a Bridge across Stony Creek, on the road from Melbourne connecting the boroughs, on condition that the navigation of the Stony Creek be not impeded by such bridge ... ..	1,500	

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

4. Lilydale Shire.—To complete the construction of the Lilydale road between Ringwood and Birt's Hill ... £2,647 18s. 9d.	2,648	

And the said resolution was read a second time.

Debate ensued.

Question—That the Assembly agree with the Committee in the said resolution—put and resolved in the affirmative.

## XI.—MINISTER OF MINES.

### DIVISION No. 73.

#### MINING DEPARTMENT.

##### Subdivision No. 1.

Secretary for Mines and Chief Mining Surveyor ... ..	£900			
Less provided on Estimates submitted ... ..	800			
	100			

##### Subdivision No. 2.

<b>Twenty-eight Clerks and Draftsmen—</b>				
Fourteen ... ..	£3,860			
Fourteen ... ..	1,905			
<b>Twenty-one Wardens' Clerks ... ..</b>	<b>412</b>			
In lieu of—				
<b>Twenty-seven Clerks and Draftsmen—</b>				
Thirteen ... ..	3,590			
Fourteen ... ..	1,955			
<b>Twenty-one Wardens' Clerks .. ..</b>	<b>632</b>			
provided on Estimates submitted.	6,177			
<b>Two Draftsmen, at £240 to £300 ... ..</b>	<b>£540</b>			
In lieu of—				
<b>Two Draftsmen, at £220 to £300 ... ..</b>	<b>520</b>			
provided on Estimates submitted.	20			
<b>Three Lithographic Printers, and Assistants ... ..</b>	<b>564</b>			
Less provided on Estimates submitted	548			
	16			
<b>One Messenger at £120 ... ..</b>	<b>120</b>			
Less provided on Estimates submitted	110			
	10			

##### Subdivision No. 3.

To provide for the Expenses of the Board appointed to examine inventions for signalling in mines ... ..				98
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### DIVISION No. 74.

#### VICTORIAN WATER SUPPLY.

##### ADMINISTRATIVE BRANCH.

##### Subdivision No. 1.

One Clerk for six months, at £475 ... ..				238
One Clerk ... ..	£250			
Less provided on Estimates submitted	225			
	25			

Number.	DIVISION No. 74A. MAINTENANCE OF WATER WORKS.  (For 6 months.)  Subdivision No. 1.	Salary of Office.			
		Minimum.	Annual Increment.	Maximum.	
		£	£ s. d.	£	
	<b>HEAD OFFICE.</b>				
2	Engineering Clerks, at per week ... ..	60/	...	400	278
	<b>COLIBAN.</b>				
1	Assistant Engineer ... ..	...	...	500	250
2	Inspectors, at per week ... ..	...	...	105/	273
2	Clerks (Engineering) at per diem ... ..	5/	...	10/	117
11	Reservoir and Channel-keepers, at per week ... ..	40/	...	76/6	778
4	Turncocks and Assistants ... ..	50/	...	60/	286
	<b>GEE LONG.</b>				
1	Inspector, at per diem ... ..	...	...	17/6	136
1	Turncock, at per week ... ..	...	...	60/	78
2	Reservoir-keepers, at per week ... ..	...	...	50/	130
1	Clerk (Engineering) at per diem ... ..	...	...	6/6	51
					2,377

244

263

	£	£
<b>MAINTENANCE OF WATER WORKS—continued.</b>		
Subdivision No. 2.		
CONTINGENCIES.		
Forage and Travelling Allowances, Coliban ... ..	139	
Forage and Travelling Allowances, Geelong ... ..	30	
Stores, &c., and Travelling Expenses, and Labor and Material for or in connection with—		
Coliban Works ... ..	1,200	
Geelong Works ... ..	600	
	1,969	
		4,346
DIVISION No. 75.		
GOLDFIELDS RESERVOIRS.		
Construction, Maintenance, Repairs, and all other Expenses, and also for Subsidies to Local Bodies to aid them in constructing, enlarging, or repairing Reservoirs or other Water		
Supply Works ... ..	£2,500	
Less provided on Estimates submitted ... ..	2,000	
	...	500
DIVISION No. 76.		
MISCELLANEOUS.		
No. 6. Reward to Mr. James E. Cottew, as recommended by the Board appointed to examine inventions for signalling in mines ...	100	
No. 7. Reward to William Rhodes, as recommended by the Goldfields Reward Board for the discovery of the Bethanga Goldfield ...	150	
		250
DIVISION No. 77.		
LOCAL WATER WORKS.		
(To be hereafter recouped from a Loan)—		
Loan to the Shires of Stawell, Dunmunkle, and St. Arnaud, to enable them to construct Works for Water Supply purposes ... ..		2,000
DIVISION No. 78.		
PROSPECTING FOR GOLDFIELDS.		
No. 1. To assist in the Development of the Mining Industry by loan or otherwise, in accordance with regulations previously framed and published in the <i>Government Gazette</i> ... ..		20,000
No. 2. For the purchase of Three Diamond-drill Rock-boring Machines, with Engines, Rods, &c., complete, including also freight, insurance, passage and pay of man in charge ... ..	£5,000	
In lieu of amount provided under Division No. 79 of the Further Estimates submitted.		

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

(30th November 1877.)

## THIRD FURTHER ESTIMATES.

	£	£
<b>V.—TREASURER.</b>		
DIVISION No. 44.		
DEFENCES.		
Subdivision No. 6.		
Expenses in connection with Sir William Jervois' visit to the Colony for the purpose of inspecting and reporting upon the Defences ...	...	200
<b>X.—COMMISSIONER OF RAILWAYS AND ROADS.</b>		
DIVISION No. 71.		
ROADS AND BRIDGES.		
Subdivision No. 1.		
Engineer of Roads and Bridges, at ... ..	£675	
Less provided on original Estimates for three months ... ..	£150	
And on Second Further Estimates submitted, one Engineer of Roads and Bridges, for nine months ... ..	507	
	657	
	...	18
ROADS WORKS AND BRIDGES.		
DIVISION No. 72.		
Subdivision No. 2.		
WORKS WITHIN MUNICIPALITIES.		
No. 5. Road between Pakenham Station and Beenak, Clearing, Side-cuttings, and other Works ... ..	500	
6. Roads to Bunyip and Morwell Stations, Draining, Clearing, and other Works ... ..	500	
7. Road between Traralgon Station and South Gippsland, Clearing, Side-cuttings, and other Works ... ..	750	
8. Compensation to be paid to Oakleigh Shire Council for damage done to the public roads in that shire by the carriage of railway plant and material over such roads in unprecedented quantities ... ..	250	
	2,000	
Subdivision No. 3.		
NEW WORKS OUTSIDE MUNICIPALITIES.		
No. 1. Roads from the Gippsland Railway—	£	
Pakenham Station to Beenak, sundry Works, 12 $\frac{3}{4}$ miles	300	
Bunyip Station to Jendivick, &c., Bridge over the Tarwin and other Works, 6 $\frac{1}{2}$ miles ... ..	300	
Drouin Station, northward to the Main Road at the Robin Hood and Sutherland's, Clearing, &c., 5 $\frac{1}{2}$ miles	100	
Drouin Station to the Main Road at the Schoolhouse, Clearing and other Works, 3 $\frac{1}{4}$ miles ... ..	350	
Drouin Station, in continuation of last road northward, west Tarwin Road, Bridge over Tarwin River, and other Works, 8 miles ... ..	280	
Drouin Station to Buln Buln, Side-cutting, &c. ...	70	
Drouin Station, southward to Longwarry, Bridge over Mude Creek, Clearing, &c., 7 miles ... ..	160	
Drouin Station, from Longwarry Road to Lardner's Road, at A. G. Stewart's, Bridges, Clearing, &c., 3 $\frac{3}{4}$ miles ... ..	200	
Drouin Station, to Lardner's Road, at Rose's, Side-cutting, &c. ... ..	40	
Warrigul Station, northward to the Main Road, Draining, Forming, and other Works, 4 $\frac{1}{4}$ miles ... ..	500	

## DIVISION No. 72.

ROAD WORKS AND BRIDGES.—*continued.*Subdivision No. 3—*continued.*

	£	£
Warrigul Station, in continuation of last road northward, east Tarwin Road, Side-cuttings, Draining, and other Works, 4 miles ... ..	300	
Warrigul Station, branch off last road along Telegraph Road, Side-cutting, Draining, &c. ... ..	100	
Warrigul Station, along Railway line to and along Martin's Track to Telegraph Road, Clearing and other Works, 5 miles ... ..	300	
Warrigul Station, southward to the Cranbourne and Morwell Road and Bear Creek, Fencing, Clearing, Side-cuttings, &c., 10 miles ... ..	650	
Little Moe Station, southward to the Cranbourne and Morwell Road, Bridges and other Works, Clearing, &c., 5½ miles ... ..	200	
Little Moe Station, from the last road westward to Bear Creek, Clearing, Bridges, &c., 7 miles ... ..	200	
Sunny Creek Station Site, southward to the Cranbourne and Morwell Road, sundry Works, 8 miles ... ..	300	
Moe Station, northward to the Main Road, Draining, Forming, &c., 1½ miles ... ..	300	
Moe Station, from the Main Road towards Walhalla, Fencing, &c. ... ..	1,000	
Moe Station, southward to the Cranbourne and Morwell Road, Clearing, Side-cutting, &c., 1½ miles ... ..	150	
Moe Station, from the last road westward to join road from Sunny Creek Station Site, Clearing, Side-cuttings, &c., 9 miles ... ..	230	
	6,030	
<i>(Inalterable.)</i>		
No. 2. Sale to Walhalla Road, Works between Rosedale Shire Boundary and Pearsontown ... ..	250	
3. Sale to Grant Road, Bridge over Castleburn, Side-cuttings, &c., between Cobbanah Creek and Grant ... ..	400	
4. Grant to Talbotville and Bulltown, to complete Bridge at Talbotville, Side-cuttings, &c., 6 miles ... ..	440	
5. Dargo Flat to Omeo Road, improvements to Approach to Bridge and protection of River bank ... ..	80	
6. Dargo Valley Road, to Widen and Extend the Side-cuttings, &c., say 4 miles ... ..	100	
7. Melbourne to Wood's Point Road, Sundry Works on branch Road towards Alexandra ... ..	200	
8. Melbourne to Wood's Point Road, sundry Works on Branch Road to Jericho and Violettown ... ..	300	
9. Donnelly's Creek towards Mount Lookout, Side-cutting and other Works, 6 miles ... ..	200	
10. Melbourne to Sale Road, sundry Works between Bunyip and Moe ... ..	300	
11. Cranbourne to Morwell Road and Branch to Red Bluff, Clearing and other Works ... ..	500	
12. Melbourne to Upper Yarra Road, Woori Yaloak Bridge and Approaches, to complete ... ..	250	
13. Melbourne to Upper Yarra Road, Land and Fencing ... ..	110	
14. Melbourne to Upper Yarra Road, Completion of Bridges at Black Swamp and Four-mile Creek, and other Works ... ..	300	
15. Melbourne to Upper Yarra Road, Road to Woori Yaloak State School, sundry Works ... ..	50	
16. Beenak towards Hathaway, Clearing, Side-cutting, and other Works ... ..	200	
17. Towards Cost of Deviations, &c., of Roads ... ..	200	
18. Chainmen and Contingent Expenses on Surveys ... ..	380	
19. For emergent and unforeseen Works ... ..	500	
	10,790	
		12,790
		£ 12,808

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



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

WEDNESDAY, 5TH DECEMBER 1877.

11. RAILWAY CONSTRUCTION BILL.—The Order of the Day for the consideration of the Message from the Legislative Council, transmitting certain reasons showing why the Legislative Council could not agree with the grounds set forth by the Legislative Assembly for disagreeing with the amendments made by the Legislative Council in this Bill, having been read,  
Mr. Berry moved, That the following be agreed to by this House, viz. :—

The Legislative Assembly, having through courtesy to the Legislative Council fully stated the grounds upon which rest their claims to control the public expenditure in all cases, in as complete a manner as the House of Commons control it in the United Kingdom, see no advantage in prolonging the controversy on points upon which the two Chambers have come to a distinct issue. It may, however, be convenient to remove some misapprehensions into which the Council have apparently fallen as to the actual contention of this Chamber.

The Assembly do not wish, as implied by the Council, to look outside the Constitution Act for the origin of any powers which they claim. The Report of the Select Committee who framed the Constitution was not cited by the Assembly as having any legislative authority, but merely as throwing light on the intentions of the framers of the Act. The somewhat narrow and technical rules of our Courts have always admitted the intention of the Legislature as an important factor in construing legislative enactments, and the Assembly regret that the Council deliberately determine to ignore it in the discussion of a large constitutional question like the present not encumbered by any arbitrary rules of interpretation.

The Standing Orders were cited for a like purpose; not as binding on a Chamber which did not adopt them, but as clearly showing the purpose and intention of the framers of the Constitution who also took part in making these Standing Orders.

Again, it was not contended by the Assembly that the 34th section of the Constitution Act in express terms enlarged the legislative powers conferred by that Act; but what it undoubtedly did was this: in prescribing the forms and procedure by which the legislative power should be exercised it distinctly implied that the two Chambers here were designed to occupy a relation towards one another similar to that occupied by the two Chambers in the United Kingdom; a fact of great significance, and which materially aids in ascertaining the true meaning of the Statute.

The Council contend that the Railway Construction Bill cannot be a Bill for appropriating revenue, inasmuch as it was not introduced by a message from the Crown; but the practice in respect of Bills of this class does not support the assumption of the Council. On the contrary, the annual Appropriation Bill itself is not introduced by a message. A message accompanies the Estimates which precede it, precisely as a message accompanied the Loan Bill for railway purposes, but no message accompanies the Bill appropriating the Estimates, and no message needed to accompany the Railway Construction Bill appropriating the loan. Public money may be voted and appropriated by the same Bill with a message, or it may be voted by one Bill with a message, and appropriated by another without a message. Both practices are illustrated in the Railway Loan Act, where the money voted for education purposes was appropriated, but that voted for railway purposes was left to be appropriated by a future Bill—the one now in question.

The Council attribute to the Assembly an ignorance of the distinction between appropriation and expenditure, and proceed to explain that distinction by saying “the money is appropriated by the Loan Act and expended under the Railway Construction Act.” The Assembly have never confounded expenditure with appropriation. They are entirely distinct functions, exercised by entirely distinct bodies; only one of the functions belonging to the Legislature. Appropriation is the province of the Parliament, expenditure that of the Crown.

The Assembly concur with the Council in their desire for good-will between the Chambers, but they must remind them that the present controversy has sprung entirely from the action of the Council in volunteering to exercise powers with regard to public expenditure which have been withheld from them by the Constitution.

With respect to the supplementary narrative furnished by the Council, of incidents following the agreement of May 1867, the Assembly fail to see its purpose or pertinency in the present controversy. It does not relieve either party from the obligation incurred on that occasion. The Assembly are still willing to be bound by the agreement arrived at: if the Council be equally faithful to their engagement, the difficulties in the way of framing a joint Standing Order (which they cite in such detail) need be no impediment to carrying the agreement into effect. It can, at any rate, be accomplished by legislation, and the Assembly are ready and willing to prove their good faith in the transaction, by sanctioning an Act of Parliament for the purpose.

Debate ensued.

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

Question—That the debate be now adjourned until this day—put and resolved in the affirmative.

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

“*Railway Loan Account Application Bill—Third reading,*”

“*Tolls Bill—Second reading,*”

“*Gippsland Railway Construction Bill—Amendments of Legislative Council to be taken into consideration,*”

“*Goulburn Valley Railway Bill—Amendments of Legislative Council to be taken into consideration,*”

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

“*Ways and Means—Resolutions to be reported,*”

“*Ways and Means—To be further considered in Committee,*”

“*Inglewood and Gippsland Railway Contracts—Report from Select Committee—To be considered in Committee,*”

*" Officials in Parliament Act Amendment Bill—Second reading,"*

*" Refreshment Rooms—Resolutions to be reported,"*

*" Postage—Motion respecting—Resumption of Debate,"*

*" Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee."*

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

C. GAVAN DUFFY,

*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 63.

WEDNESDAY, 5TH DECEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. STANDING ORDERS COMMITTEE.—Mr. Lalor, on behalf of Mr. Speaker, Chairman, brought up a Report from this Committee, which was read and is as follows :—

Resolved—

The Taxing Officer appointed by the Honorable the Speaker of the Legislative Assembly, under the Act No. 576, may demand from the party or parties liable to pay fees for the Taxation of Costs by such Taxing Officer the amount hereunder set forth, viz. :—

For every £100 of the amount of such costs the sum of One pound, and so in proportion for any less amount than £100.

On the motion of Mr. Lalor, the Assembly adopted the said resolution as a Standing Order of the Legislative Assembly, and ordered that the same be presented to His Excellency the Governor for his approval.

Ordered—That the Report be printed.

3. POSTPONEMENT OF ORDERS OF THE DAY.—On the motion of Mr. Berry, the Assembly ordered that the consideration of the several Orders of the Day, General Business, be postponed until after the consideration of the 1st Order, Government Business, on the paper for to-day.
4. PAYMENT OF MEMBERS BILL.—Mr. Berry moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
Mr. Berry 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. Berry, 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. James reported that the Committee had gone through the Bill and agreed to the same without amendment.  
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. Berry, read a third time and *passed*.  
Mr. Berry moved, That the following be the title of the Bill :—  
“*An Act for the continuation of an Expiring Law.*”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
5. MEMBER SWORN.—John Ince, Esq., was introduced, and took the oath and his seat as Member of the Legislative Assembly.
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 Bill intituled “*An Act to sanction the issue and application of certain Sums of Money from ‘The Railway Loan Liquidation and Construction Account’ established under the provision of section 42 of 33 Vict. No. 360,*” without amendment.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, December 1877.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled “*An Act to amend the Law relating to the Drainage of Mines,*” and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 5th December 1877.

On the motion of Major W. C. Smith, the Assembly ordered the said amendments to be printed, and taken into consideration on Tuesday, 11th December instant.

7. **EXPLOSIVE SUBSTANCES 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 Major W. C. Smith the said amendments were read, and are as follow :—

- (1.) Clause 22, line 24, leave out “and if the actual offender be alive that he has taken all practicable means in his power to prosecute such offender to conviction.”
- (2.) „ line 31, leave out “upon taking all practicable means in his power to prosecute the actual offender to conviction.”
- (3.) At end of Bill insert new clause 28—  
 “Nothing in this Act shall extend to or be construed to apply to the Exemption of car-  
 making, keeping, or selling of cartridges and other ammunition used only for tridges for sporting.  
 sporting purposes.”

And, on the further motion of Major W. C. Smith, the said amendments were read a second time and agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said several amendments.

8. **RAILWAY LOAN ACCOUNT APPLICATION 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. Berry moved, That this Bill be now read a third time.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 47.

Mr. Andrew,	Mr. Kernot,
Mr. Barr,	Mr. King,
Mr. Bell,	Mr. Langridge,
Mr. Berry,	Mr. Laurens,
Mr. Billson,	Mr. Longmore,
Mr. Bird,	Mr. Macgregor,
Mr. Bowman,	Mr. Mirams,
Mr. Brophy,	Mr. O'Hea,
Mr. D. Cameron,	Sir J. O'Shanassy,
Mr. R. Clark (Sandhurst)	Mr. Patterson,
Mr. Cook,	Mr. Richardson,
Mr. Cooper,	Mr. Rees,
Mr. Cope,	Mr. Sainsbury,
Mr. D. M. Davies,	Mr. Sharpe,
Mr. Dixon,	Mr. L. L. Smith,
Mr. Dow,	Major W. C. Smith,
Mr. Dwyer,	Mr. F. L. Smyth,
Mr. Farrell,	Mr. Story,
Mr. Fergusson,	Mr. Tytherleigh,
Mr. Fincham,	Mr. Woods.
Mr. Gaunson,	
Mr. Grant,	
Mr. Hunt,	
Mr. Ince,	
Mr. Johnstone,	

Tellers.

Mr. Tucker,  
Mr. Orr.

Noes, 18.

Mr. E. H. Cameron,	Mr. McIntyre,
Mr. J. Gavan Duffy,	Mr. Ramsay,
Mr. Gillies,	Mr. Service,
Mr. Graves,	Mr. A. K. Smith,
Mr. Kerferd,	Mr. Young,
Mr. MacBain,	Mr. Zox.
Mr. Mackay,	
Mr. MacPherson,	
Dr. Madden,	
Sir J. McCulloch,	

Tellers.

Mr. Bayles,  
Mr. Lyell.

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

Question—That this Bill do now pass—put and resolved in the affirmative.

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

“An Act to sanction the issue and temporary application of certain sums of money from  
 “The Railway Loan Account 1876’ and to provide for the repayment of such sums to  
 “such account.”

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 ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the fourth and fifth Orders of the Day be postponed until after the consideration of the seventh Order for to-day.

10. **GIPPSLAND RAILWAY CONSTRUCTION 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. Berry, the said amendments were read and are as follow :—

In title, omit the words “Melbourne to.”

In title, after “Oakleigh” insert the words “to Hawthorn.”

Clause 1, line 8, leave out “The Melbourne and Oakleigh” and insert “Oakleigh to Hawthorn.”

Clause 3, line 19, leave out “A railway commencing at a point near Flinders street, in the city of Melbourne, at the eastern boundary of the land held by the Melbourne and Hobson’s Bay United Railway Company, and terminating in the parish of Mulgrave, at the commencement of the railway from Oakleigh to Sale, in the line and upon the lands described in the schedule hereto,” and insert “A railway commencing at Oakleigh, at the point of commencement of the authorized line of railway from Oakleigh to Sale, passing through or near Camberwell, and terminating at the north side of the terminus of the Hawthorn branch of the Melbourne and Hobson’s Bay United Railway Company at Hawthorn.”

Clause 5, line 11, leave out "Twenty-five thousand," and insert "Eleven thousand five hundred." Schedule, line 2, leave out "Melbourne to," and after "Oakleigh" insert "to Hawthorn." Leave out remainder of Schedule and insert—

Commencing at Oakleigh in allotment 2, parish of Mulgrave, at the commencing point of the authorized line of railway from Oakleigh to Sale; thence for 24 chains 64 links in a straight line bearing north  $11^{\circ} 12' 30''$  west, passing out of allotment 2, crossing one-chain road, through suburban allotments 41 and 40, into suburban allotment 39, parish of Mulgrave; thence for 11 chains 80 links by a curve of 50 chains radius, the chord of which bears north  $17^{\circ} 58' 10''$  west, passing out of suburban allotment 39, crossing Logie street and Drummond street, through allotment 5, section 8, crossing Dandenong road into allotment 6 of section 5, township of Oakleigh; thence for 50 chains 86 links in a straight line, bearing north  $24^{\circ} 43' 50''$  west, passing out of allotment 6, through allotments 7 and 4 of section 5, crossing Dalgety street, through allotments 8, 3, and 2 of section 4, crossing Henderson street, through allotments 7, 8, and 1 of section 1, township of Oakleigh, crossing Allan street and Warrigal road, passing out of parish of Mulgrave into the parish of Prahran, through allotment 182 into allotment 183, parish of Prahran; thence for 8 chains 36 links by a curve of 80 chains radius, the chord of which bears north  $27^{\circ} 43' 35''$  west, in allotment 183, parish of Prahran; thence for 60 chains 12 links in a straight line, bearing north  $30^{\circ} 43' 20''$  west, passing out of allotment 183, through allotment 184, crossing Malvern or Break-neck road, through allotment 192, in the parish of Prahran, crossing Koo-Yongekoot Creek into allotment 137, parish of Boroondara; thence for 22 chains 06 links by a curve of 40 chains radius, the chord of which bears north  $14^{\circ} 55' 35''$  west, passing out of allotment 137 into allotment A, section 2, parish of Boroondara; thence for 23 chains 79 links in a straight line bearing north  $0^{\circ} 52' 10''$  east in allotment A, section 2, parish of Boroondara; thence for 24 chains 40 links by a curve of 40 chains radius, the chord of which bears north  $16^{\circ} 37' 50''$  west, passing out of allotment A of section 2, crossing Glen Iris road or High street road into allotment 141, parish of Boroondara; thence for 1 mile 44 chains 15 links in a line bearing north  $34^{\circ} 07' 50''$  west, passing out of allotment 141 through allotments 142 and 145, crossing Summer Hill road through allotments 134 and 133, crossing One-chain road into allotment 132A, in the parish of Boroondara; thence for 16 chains 46 links by a curve of 60 chains radius, the chord of which bears north  $41^{\circ} 58' 50''$  east, passing out of allotment 132A, crossing Camberwell road into allotment 126, parish of Boroondara; thence for 6 chains 75 links in a straight line bearing north  $49^{\circ} 49' 50''$  west, in allotment 126, parish of Boroondara; thence for 17 chains 36 links by a curve of 60 chains radius, the chord of which bears north  $41^{\circ} 32' 35''$  west, passing out of allotment 126 into allotment 121, parish of Boroondara; thence for 9 chains in a straight line bearing north  $33^{\circ} 15' 20''$  west; thence for 4 chains or thereabouts by a curve of 20 chains radius, the chord of which bears north-westerly; thence 98 chains by a straight line distant 3 chains north-east from the north-east side of Camberwell road, and bearing north-westerly through lot 120, and crossing street unnamed into lot unnumbered, crossing the Riversdale road into lot 115; thence across Burke road into lots 102, 101, 98, 97, and 96, crossing Burwood road into lot 95; thence 15 chains by a curve of 20 chains radius, the chord of which bears north-westerly; thence 81 chains westerly by a straight line distant north 7 chains from north side of Burwood road, Hawthorn, crossing Auburn road into lot 66, crossing three streets named Henry, William, and John streets, and Glenferrie road, into lot 41; thence 18 chains by a curve of 20 chains radius, the chord of which bears south-westerly, crossing Power street into lot 51, and crossing Elgin and Lennox streets; thence 2 chains or thereabouts in a straight line bearing south-westerly, crossing Burwood road, and terminating at the Melbourne and Hobson's Bay United Railway Company's line, Hawthorn, at the south side of the Burwood road.

Limit of deviation, 20 chains, except at the point of termination.

Mr. Berry moved, That the Assembly disagree with the said several amendments.

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly have disagreed with the said several amendments.

11. GOULBURN VALLEY RAILWAY CONSTRUCTION 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. Berry, the said amendments were read, and are as follow:—

Clause 3, line 21, after "Avenel" insert "crossing the River Goulburn south-west of Murchison, passing through Tatura."

Schedule heading, after "Avenel to" insert "Murchison, Tatura, and"; after "Shepparton" (p. 4, line 3), leave out the rest of the schedule and insert

Commencing at a point in the Railway Reserve on the North-Eastern Railway 72 miles 13 chains 67 links from Melbourne, in the township of Avenel, parish of Avenel, in the county of Moira; thence for 49 chains 5 links by a curve of 35 chains radius, the chord of which bears north  $10^{\circ} 50' 30''$  west, passing out of Railway Reserve into unsurveyed land, in the parish of Avenel; thence for 5 miles 34 chains 12 links in a straight line bearing north  $50^{\circ} 59'$  west, passing out of unsurveyed land, in the township of Avenel, through allotments 16, 15, and 14 of section G, allotment 3 of section B, allotments 13, 6, and 5 of section G, parish of Avenel, through allotments 4, 3, 2, 20, and 22, in the parish of Wormangal, through allotment 5, and into allotment 39, parish of Tabilk; thence for 30 chains 30 links by a curve of 40 chains radius, the chord of which bears north  $29^{\circ} 16' 30''$  west, in allotment 39, in the parish of Tabilk; thence for 2 miles 46 chains 95 links in a straight line bearing north  $7^{\circ} 34'$

west, passing out of allotment 39, through allotments 38, 19, 18, 16, into allotment 14, in the parish of Tabilk; thence for 26 chains 53 links by a curve of 50 chains radius, the chord of which bears north  $7^{\circ} 38' 30''$  east, in allotment 14, parish of Tabilk; thence for 4 miles 1 chain 48 links in a straight line bearing north  $22^{\circ} 51'$  east, passing out of allotment 14, in the parish of Tabilk, through allotments 69, 68, 67, 45, 31, 30, and into allotment 19, in the parish of Wahring; thence for 31 chains 49 links by a curve of 60 chains radius, the chord of which bears north  $7^{\circ} 49'$  east, in allotment 19, in the parish of Wahring; thence for 4 miles 61 chains 22 links in a straight line bearing north  $7^{\circ} 13'$  west, passing out of allotment 19, through allotments 12, 11, and 3, crossing three-chain road from Avenel to Murchison, through allotment 3<sup>A</sup>, parish of Wahring, through allotments 9 and 7, parish of Dargalong, crossing River Goulburn, and passing out of the parish of Dargalong, county of Moira, into the parish of Murchison, county of Rodney, through allotments 5, 6, 7, and 8, crossing Drunnemgum Creek, through allotment 9, into allotment 27, in the parish of Murchison; thence for 1 mile 12 chains 51 links, by a curve of 600 chains radius, the chord of which bears north  $2^{\circ} 48'$  west, passing out of allotment 27, through allotments 29 and 30, into allotment 47, in the parish of Murchison; thence for 6 miles 52 chains 26 links in a straight line bearing north  $1^{\circ} 37'$  east, passing out of allotment 47, through allotments 52, 53 and 54, crossing road from Murchison to Whroo and Waranga, through allotments 95, 96, 99, and 100, in the parish of Murchison, through allotments 27, 24, 25, 51, 50, 53, and 66, into allotment 67, parish of North Murchison; thence for 32 chains, by a curve of 200 chains radius, the chord of which bears north  $2^{\circ} 57' 30''$  west, passing out of allotment 67 into allotment 88, in the parish of North Murchison; thence for 4 miles 63 chains 55 links in a straight line bearing north  $7^{\circ} 32'$  west, passing out of allotment 88, through allotments 89, 98, 99, 120, and 121, parish of North Murchison, through allotment 8, through the selection of Alexander McInnes into allotment 15, parish of Toolamba west; thence for 27 chains 16 links by a curve of 80 chains radius, the chord of which bears north  $2^{\circ} 11' 30''$  east, passing out of allotment 15, into the selection of Arthur Maskell, parish of Toolamba west; thence for 2 miles 1 chain 66 links in a straight line bearing north  $11^{\circ} 55'$  east, passing out of Arthur Maskell's selection, through unsurveyed land, in the Tatura township reserve, into the selection of Thomas Hogan, in the parish of Toolamba west; thence for 68 chains 44 links by a curve of 80 chains radius, the chord of which bears north  $36^{\circ} 25' 30''$  east, passing out of the selection of Thomas Hogan, through Crown land, in the parish of Toolamba west, crossing two-chain road, into the selection of P. Colkon, in the parish of Toolamba; thence for 5 miles 29 chains 81 links in a straight line bearing north  $60^{\circ} 56'$  east, passing out of the selection of P. Colkon, through the selections of Donald McKay, James Gormly, James Myers, Robert Craven, James Montrieff, John Montrieff, Michael Healy, John Langdon, and Martin Cussen, through Crown land, into allotment 26, parish of Toolamba; thence for 28 chains 86 links by a curve of 80 chains radius, the chord of which bears north  $71^{\circ} 16'$  east, in allotment 26, parish of Toolamba; thence for 2 miles 70 chains 22 links in a straight line bearing north  $81^{\circ} 36'$  east, passing out of allotment 26, through allotment 25, through allotment 9, through Crown land, crossing the Goulburn River, and passing out of the parish of Toolamba, county of Rodney, into the parish of Kialla, county of Moira, through Crown land, through allotment 82, through Crown land, crossing the Broken River, passing out of parish of Kialla, through allotments 10 and 9, into allotment 8, in the parish of Shepparton; thence for 49 chains 40 links by a curve of 50 chains radius, the chord of which bears north  $53^{\circ} 17' 30''$  east, passing out of allotment 8, through allotment 12, into allotment 7, parish of Shepparton; thence for 72 chains 61 links in a straight line bearing north  $24^{\circ} 59'$  east, passing out of allotment 7, through allotments 2 and 3, through suburban allotments 14 and 15, crossing Vaughan street at its intersection with Skene street, into suburban section 28, terminating at the south side of High street, in the township of Shepparton.

The bearings are from the true meridian.

Limit of deviation of the above line, from commencement up to the north boundary of allotment 6, parish of Tabilk, 4 miles 50 chains on the western side, and 20 chains on the eastern side; from thence to the termination on the south side of High street, in the township of Shepparton, 20 chains on each side.

Mr. Berry moved, That the Legislative Assembly disagree with the said several amendments.

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly have disagreed with the said several amendments.

12. TOLLS BILL.—Mr. Patterson moved, That this Bill be now read a second time.

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

Mr. Patterson 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. Patterson, 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. James 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. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

- “ Railway Construction Bill—Message from Legislative Council—Reasons in reply to—Resumption of debate,”*
- “ Supply—To be further considered in Committee,”*
- “ Ways and Means—Resolutions to be reported,”*
- “ Ways and Means—To be further considered in Committee,”*
- “ Inglewood and Gippsland Railway Contracts—Report from Select Committee—To be considered in Committee,”*
- “ Officials in Parliament Act Amendment Bill—Second reading,”*
- “ Refreshment Rooms—Resolutions to be reported,”*
- “ Postage—Motion respecting—Resumption of Debate,”*
- “ Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee.”*

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

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 64.

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THURSDAY, 6TH DECEMBER 1877.

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

2. ADJOURNMENT.—Mr. Berry moved, That this House do now adjourn.  
Question—put and resolved in the affirmative.

Assembly adjourned at twenty-five minutes to five o'clock until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*



VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 65.

TUESDAY, 11TH DECEMBER 1877.

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 return to the Legislative Assembly the Bill intituled "*An Act to provide for Mining for Gold and Silver on Private Property*," and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

W. H. F. MITCHELL,

President.

Legislative Council Chamber,  
Melbourne, 6th December 1877.

On the motion of Mr. Berry, the Assembly ordered the said amendments to be printed, and taken into consideration to-morrow.

3. PETITIONS.—Sir J. O'Shanassy presented a Petition from the President, Councillors, and Ratepayers of the Shire of Boroondara, under the corporate seal of the said Shire, praying the House to allow the White Horse Toll to be inserted in the Bill before this House for continuing Tolls.

Petition read, and ordered to lie on the Table.

Mr. Bayles presented a Memorial from certain residents and electors of Camperdown, praying this House to reject any measure for continuing payment of Members.

Petition read, and ordered to lie on the Table.

4. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Berry, and the same was read and is as follows:—

G. F. BOWEN,

Governor.

Message No. 12.

In accordance with the provisions of the 57th section of the Constitution Act, the Governor recommends to the Legislative Assembly that the necessary Appropriation be made out of the Consolidated Revenue for the purposes of a Bill for the continuation of an Expiring Law (*The Drawbacks Act 1872*).

Government Offices,  
Melbourne, December 1877.

Ordered to lie on the Table, and to be printed, and taken into consideration in Committee of the whole Assembly this day.

The following Messages from His Excellency the Governor were presented by Mr. Grant, and the same were read, and are as follow:—

G. F. BOWEN,

Governor.

Message No. 13.

In pursuance of Section 36 of the Constitution Act, the Governor transmits to the Legislative Assembly the following amendment, which he recommends to be made in the Bill to amend and consolidate the laws relating to Friendly Societies, which has been presented to him for Her Majesty's assent:—

First Schedule:—Subdivision (6), substitute the words "Government Statist" for the word "Registrar."

Government Offices,  
Melbourne, December 1877.

On the motion of Mr. Grant, the Assembly agreed to the said amendment, and ordered the above Message to be transmitted to the Legislative Council, with a Message acquainting them that the Legislative Assembly have agreed to the said amendment, and requesting their concurrence therein.

G. F. BOWEN,  
Governor.

In pursuance of Section 36 of the Constitution Act, the Governor transmits to the Legislative Assembly the following amendments which he recommends to be made in the Extradition Bill of Victoria 1877, which has been presented to him for Her Majesty's assent:—

Preamble.

Line 14, page 1, the word "by" to be inserted after the word "if."

Line 3, page 2, the word "as" occurring after the word "and" to be omitted.

Government Offices,

Melbourne, December 1877.

On the motion of Mr. Grant, the Assembly agreed to the said several amendments, and ordered the Message to be transmitted to the Legislative Council, with a Message acquainting them that the Assembly have agreed to the said amendments, and requesting their concurrence therein.

5. REMUNERATION TO MEMBERS OF PARLIAMENT.—Mr. Cope moved, pursuant to notice, That there be laid before this House a return of the names of all Members of Parliament who have left this Colony since the principle of payment of Members has been established; the time of their absence; the amount of remuneration received by them during such absence; and whether any legal opinion has been given upon the subject, and, if so by whom; and all correspondence which has passed relative thereto; also the names of all Members, if any, who have refused to accept such payment.  
Question—put and resolved in the affirmative.
6. HIS EXCELLENCY THE GOVERNOR'S MESSAGE NO. 12 (DRAWBACKS ACT).—The Order of the Day for the consideration in Committee, of His Excellency the Governor's Message No. 12, having been read—On the motion of Mr. Berry, 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. James reported that the Committee had come to a certain resolution.  
Ordered—That the Report be received this day.  
Mr. James reported from a Committee of the whole a certain resolution, which was read and is as follows:—  
Resolved—That an Appropriation be made from the Consolidated Revenue for the purposes of a Bill for the continuation of an expiring law (*Drawbacks Act 1872*).  
And the said resolution was read a second time and agreed to by the Assembly.  
Ordered—That Mr. Berry and Mr. Grant do prepare and bring in a Bill to carry out the above resolution.
7. EXPIRING LAW (DRAWBACKS ACT) CONTINUATION AND AMENDMENT BILL.—Mr. Berry then brought up a Bill intituled "*A Bill for the amendment and continuation of an Expiring Law,*" 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.
8. TOLLS 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. James 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.
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 acquaint the Legislative Assembly that they insist upon their amendments in "The Goulburn Valley Railway Bill" and "The Gippsland Railway Construction Bill," and, further, that in insisting on their amendments the Legislative Council inform the Legislative Assembly that they have not sent any reasons for so insisting as required under the Joint Standing Order No. 7, because the Assembly, in disagreeing with the Legislative Council's amendments, appear to have overlooked the provisions of the above Order, viz.:—"That when either House shall not agree to any amendment made by the other House in any Bill . . . with which its concurrence shall have been desired . . . and any communication shall be desired then, the communication shall be by Message, and the House transmitting such Message shall at the same time transmit written reasons for not agreeing to the amendments proposed by the other House," and therefore the Legislative Council are not possessed of the circumstances under which the Legislative Assembly disagree with those amendments.  
The Legislative Council, however, inform the Legislative Assembly that, if the latter will appoint a Committee to confer with a Committee of the Legislative Council as to the construction of the above Lines of Railway, the Legislative Council will appoint a Committee for that purpose.  
(Signed) W. H. F. MITCHELL,  
President.  
Legislative Council Chamber,  
Melbourne, 11th December 1877.
- Ordered to lie on the Table, and to be taken into consideration on Tuesday, 18th December instant.
10. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.  
Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had come to certain resolutions.  
On the motion of Mr. Berry, the Assembly ordered that the Standing Orders be suspended in order that the Report be received this day.  
Mr. James also acquainted the House that he was directed to move that he have leave to sit again.  
Resolved—That this House will, to-morrow, again resolve into the said Committee.

11. WAYS AND MEANS.—Mr. James reported from the Committee of Ways and Means a certain resolution, which was read and is as follows :—

(11th December 1877.)

Resolved—That towards making good the Supply granted to Her Majesty for the service of the Year ending the 30th June 1878, the sum of £1,127,176 be granted out of the Consolidated Revenue of Victoria.

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

Ordered—That Mr. Berry and Mr. Grant do prepare and bring in a Bill to carry out the above resolutions.

12. APPROPRIATION BILL.—Mr. Berry then brought up a Bill intituled “*A Bill to apply a sum out of the Consolidated Revenue to the service of the year ending on the last day of June One thousand eight hundred and seventy-eight, and to appropriate the Supplies granted in this Session 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 this day.

Mr. Berry moved, That this Bill be now read a second time.

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

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

“*Drainage of Mines Bill—Amendments of Legislative Council to be taken into consideration,*” until to-morrow ;

“*Railway Construction Bill—Message from Legislative Council—Reasons in reply to—Resumption of debate,*”

“*Supply—To be further considered in Committee,*” until Tuesday, 18th December instant ;

“*Ways and Means—Resolutions to be reported,*”

“*Inglewood and Gippsland Railway Contracts—Report from Select Committee—To be considered in Committee,*”

“*Officials in Parliament Act Amendment Bill—Second reading,*”

“*Refreshment Rooms—Resolutions to be reported,*”

“*Postage—Motion respecting—Resumption of debate,*”

“*Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,*” until to-morrow.

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

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 66.

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WEDNESDAY, 12<sup>TH</sup> DECEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPER.—Mr. Berry presented—  
Public Accounts—Regulation respecting.  
Ordered to lie on the Table.
3. PETITIONS.—Mr. Zox presented a Petition from certain inhabitants of Melbourne, praying the House to reject any measure for continuing payment of Members.  
Petition read, and ordered to lie on the Table.  
Mr. Carter presented a Petition from certain residents of the Electoral District of Stawell, praying the House to protect them against the threatened injury by refusing to assent to the export duty on bark.  
Petition read, and ordered to lie on the Table.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, General Business, on the paper for to-day, be postponed until after the consideration of the first Order, Government Business.
5. APPROPRIATION 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. James having reported that the Committee had gone through the Bill and agreed to the same with verbal amendments, the Assembly ordered the same to be taken into consideration to-morrow.
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 :—  
“*Expiring Law (Drawbacks Act 1872) continuation and amendment Bill—Second reading,*”  
“*Drainage of Mines Bill—Amendments of Legislative Council to be taken into consideration,*”  
“*Mining on Private Property Bill—Amendments of Legislative Council to be taken into consideration,*”  
“*Tolls Bill—To be further considered in Committee,*”  
“*Ways and Means—Resolutions to be reported,*”  
“*Ways and Means—to be further considered in Committee,*”  
“*Inglewood and Gippsland Railway Contracts—Report from Select Committee—To be considered in Committee,*”  
“*Officials in Parliament Act Amendment Bill—Second reading,*”  
“*Refreshment Rooms—Resolutions to be reported,*”  
“*Postage—Motion respecting—Resumption of debate,*”  
“*Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee.*”

Assembly adjourned at twenty-five minutes to seven o'clock until to-morrow at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 67.

THURSDAY, 13TH DECEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. STANDING ORDER.—Mr. Speaker announced that His Excellency the Governor had, this day, been pleased to approve of the Standing Order of the Legislative Assembly adopted on the 5th instant.
3. APPROPRIATION 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 :—  
*“ An Act to apply a sum out of the Consolidated Revenue to the service of the Year ending  
“ on the last day of June One thousand eight hundred and seventy-eight, and to  
“ appropriate the Supplies granted in this Session of Parliament.”*  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
4. VINE DISEASES ERADICATION BILL.—Mr. Berry moved, pursuant to notice, That he have leave to bring in a Bill for the Eradication of Diseases in Vines.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Berry and Mr. Grant do prepare and bring in the Bill.  
Mr. Berry then brought up a Bill intituled “*A Bill for the Eradication of Diseases in Vines,*” 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 18th December instant.
5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the Orders 2 to 5 be postponed until after the consideration of the 6th order, Government Business, on the paper for to-day.
6. WAYS AND MEANS.—Mr. James reported from the Committee of Ways and Means certain resolutions which are as follow :—  
Resolved—  
(1.) That in lieu of the charges now imposed on Live Stock, introduced either by sea or land, the following duties shall be charged on all such Stock imported by land or sea on and after 17th day of August 1877 :—

Cows, Oxen, Heifers, Bulls, Steers, Calves, over six months old (except working bullocks in teams)	... ..	each 5s.
Horses, Mares, Geldings, Colts, and Fillies, not in saddle or harness	... ..	each 5s.
Sheep, whether Rams, Ewes, Wethers, or Lambs	... ..	each 9d.
Pigs	... ..	each 2s.

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

(2) That in lieu of the Duties of Customs heretofore charged on the articles undermentioned there shall, on from and during the times mentioned at the head of the second, third, and fourth columns hereunder, be charged on such articles on importation into Victoria, by land or sea, the several Duties set opposite to such articles in the said several columns.

Articles imported by Land or Sea.	RATE OF DUTY.		
	On and from 17th August 1877.	On and from 17th Aug. to 8th Nov.	On and from 9th November.
Children's boots and shoes, Nos. 0 to 6, and slippers ... ..	6s. per dozen pairs.		
Doors (wooden) ... ..	5s. each.		
Drugs:			
Acid, carbolic ... ..	6d. per gal.		
" " pure ... ..	6d. per lb.		
" oxalic ... ..	...	½d. per lb.	2d. per lb.
" picric ... ..	3d. per lb.		
Aloes ... ..	12s. per cwt.		
Ammonia, carbonate of ... ..	...	½d. per lb.	2d. per lb.
" liquid ... ..	...	1d. per lb.	2d. per lb.
Cannabis indica ... ..	1d. per lb.		
Chlorodyne ... ..	...	10d. per lb.	1s. 4d. per lb.
Cocculus indicus ... ..	1s. 6d. per cwt.		
Faba amara ... ..	1s. 6d. per cwt.		
Gelatine ... ..	6d. per lb.		
Glycerine, pure ... ..	3d. per lb.		
" crude ... ..	1d. per lb.		
Grains of paradise or guinea grains... ..	2s. per cwt.		
Morphia ... ..	1s. 6d. per oz.		
Nitrate of silver ... ..	6d. per oz.		
Nux Vomica ... ..	1s. 6d. per cwt.		
Potassium, Iodide of ... ..	10d. per lb.		
" Bromide ... ..	3d. per lb.		
Quassia ... ..	...	15s. per ton	40s. per ton.
Strychnine ... ..	...	...	1s. per oz.
Earthenware ... ..	9d. per cub. ft.		
Chinaware and Porcelain ... ..	...		9d. per cub. ft.
Horseshoe Nails ... ..	12s. per cwt.		
Spirits, Perfumed ... ..	...	15s. per gal.	20s. per gal.
Corks, Cut ... ..	...	...	6d. per lb.
Clocks, Iron ... ..	...	...	10 per cent. <i>ad valorem</i> .
Jaconet Frillings and Ruffles... ..	...	20 per cent. <i>ad valorem</i>	
Frilling and Ruffling, Muslin and Net Plaitings ... ..	...	...	20 per cent. <i>ad valorem</i> .
Matches and Vestas:—			
Wooden Matches—			
For every gross of boxes containing in each box 100 matches or under ... ..	6d.		
For every gross of boxes containing in each box over 100 and not exceeding 200 matches ... ..	1s.		
And so on per gross of boxes for each additional 100 matches or part thereof ... ..	6d. additional.		

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

Wax Vestas—			
For every gross of boxes not otherwise specified containing in each box 100 vestas or under ... ..	1s. 3d.		
For every gross of boxes not otherwise specified containing in each box over 100 and not exceeding 200 vestas ... ..	2s. 6d.		
And so on per gross of boxes for each additional 100 vestas or part thereof ... ..	1s. 3d. additional.		

And the said resolution was read a second time.

On the motion of Mr. Lalor, the Assembly ordered that the word "metal" be inserted before the word "boxes" in the first, second, and third of the above paragraphs, and the said resolution as so amended was agreed to.

For every gross of paper, small round tin, or other boxes containing in each box 100 vestas or under ... ..	1s.		
For every gross of paper, small round tin, or other boxes containing in each box over 100 and not exceeding 200 vestas ... ..	2s.		
And so on per gross of boxes for each additional 100 vestas or part thereof ... ..	1s. additional.		

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

(3.) That on and after the times mentioned at the head of the second, third, and fourth columns hereunder there shall be charged on the articles mentioned in the first column hereunder on their importation into Victoria by land or sea the several duties set opposite to such articles in the said several columns.

Articles imported by land or sea.	From 17th August 1877.	From 9th November 1877.	From 14th November 1877.
<b>Bags and Sacks—</b>			
Corn and Flour Bags and Sacks ... ..	1s. per dozen		
All other Bags and Sacks (except Gunnies and Sugar Mats) ... ..	6d. per dozen		
Woolpacks ... ..	3d. each		
Jute Matting ... ..	...	10 per centum <i>ad valorem</i>	
<b>Felt Hoods, Pullover Hoods, and any article of Felt prepared for the manufacture of Hats</b> ... ..	5s. per dozen		
Grease, Antifriction ... ..	...	10 per centum <i>ad valorem</i>	
Varnish, Lithographic ... ..	...	2s. per gallon	
Ink, Printing, colored ... ..	6d. per lb.		
Gasaliers and Chandeliers ... ..	20 per centum <i>ad valorem</i>		
All kinds of finished work for gas fittings ... ..	...	20 per centum <i>ad valorem</i>	
Saddletrees, Riding ... ..	20s. per dozen		
"    Harness ... ..	10s. per dozen		
Jewellery, partly manufactured ... ..	20 per centum <i>ad valorem</i>		
Stearine ... ..	...		2d. per lb.
Branch pipes, brass ... ..	...		
Kettles and Preserving Pans, brass ... ..	...		
Iron Brackets ... ..	...		
Iron Kettle Ears ... ..	...		20 per centum <i>ad valorem</i> .

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

(4.) That in lieu of the duties of Customs heretofore charged upon the goods specified in the first column hereunder upon importation into Victoria by land or sea, there shall be charged upon the Articles specified in the second column the duties on from and during the times set opposite to such Articles in the third and fourth columns respectively.

Articles imported by land or sea.	Rate of Duty.	Times on from and during.
"Apparel, Slops, and all articles made up wholly or in part from silk, cotton, linen, or of wool, or of other or of mixed material"	The following Articles of Apparel, whether wholly or partly made up (except Hosiery), viz.:— Aprons, Breeches, Coats, Capes, Cloaks, Costumes, Collars, Cuffs, Sleeves and Sets, Crinolines, Camisoles, Dresses, Furs made up, Frocks, Fronts, Infants' Hoods and Hats, Infants' Swathes and Bibs, Jackets, Knickerbocker Suits or portions of Suits, Leggings, Mantles, Muslin and Net Scarfs, Nightdresses, Pants, Pelisses, Petticoats, Pinafores, Ruffles, Robes, Shirts of all kinds, Skirts, Stays, Shawls, Trousers, Tunics, Vests, Wristbands, Men's, Women's, and Children's Under-clothing	} 17 Aug. 1877
	20 per cent. <i>ad valorem</i> .	
"Ale, Porter, Spruce, or other Beer, Cider, and Perry"	Mats ... .. Ale, Porter, Spruce, and other Beer, Cider, and Perry, for six reputed quart bottles or for twelve reputed pint bottles Ale, Porter, Spruce, and other Beer, Cider, and Perry, in wood or in bottles containing an imperial quart or pint respectively	} 17 Aug. 1877
	9d. 9d. per gall.	
"Leather" ... ..	Leather; (except Patent Leather and Calf, Crust or rough-tanned Hogskins, Calf, and Goat)	} 17 Aug. 1877
	10 per cent. <i>ad valorem</i>	
"Silks, and all Manufactures containing Silk"	Silks and Satins in the piece; Silk Velvets, Crapes, and Poplins in the piece (except Hatters' Silk Plush, Umbrella Silk, Gossamer, and Silk for flour-dressing)— Under 20 inches wide ... .. 20 inches to 30 inches wide ... .. Over 30 inches wide ... .. Pongees, Sarsnets, and Silks in the piece, used for trimming or millinery purposes; and all manufactures in the piece of which Silk is the component material of chief value (except Elastic Boot Web)— Under 20 inches wide ... .. 20 inches to 30 inches wide ... .. Over 30 inches wide ... ..	} 17 Aug. to 13 Nov. 1877
	6d. per yard. 9d. per yard. 1s. per yard. 3d. per yard. 4d. per yard. 6d. per yard.	

Articles imported by land or sea.		Rate of Duty.	Times on from and during.	
"Silks, &c."— <i>continued</i> ...	Dress Silks in the piece (except Pongees) and Dress Satins in the piece, Silk and Union Velvets in the piece, Silk and Union Crapes in the piece	20 per cent. <i>ad valorem</i> .	14 Nov. 1877	
	All dress goods in the piece of which silk is the component material of chief value	20 per cent. <i>ad valorem</i> .		
	Silks in the piece known as pongees ...	10 per cent. <i>ad valorem</i> .		
"Woollen Piece Goods, or of other Material mixed with Wool"	Woollen Piece Goods, being Vestings, Trouserings, Coatings, and Shirtings, containing wool; Broadcloths, Wittenys, Naps, and Flannels	10 per cent. <i>ad valorem</i> .	17 Aug. 1877	
And the said several resolutions were read a second time and agreed to by the Assembly.				
"Glassware" ...	Glassware—Glass Bottles for aerated waters and medicines; Chimneys, Shades, and Globes of plain glass Glass Shades and "Globes," if cut or engraved, and all other cut Glassware All other Glassware, not being cut	6d. per cub. ft. 2s. 6d. per cub. ft. 9d. per cub. ft.	14 Nov. 1877	
And the said resolutions were read a second time.				
On the motion of Mr. Lalor, the Assembly ordered that all the words after the word "Globes" in the second item be omitted, and the words "and other Glassware cut, engraved, etched, and ground" be inserted instead thereof; and that the words "engraved, etched, nor ground" be inserted after the last word "cut" in the third item.				
And the said resolution, as amended, was agreed to by the Assembly.				
"Paints—Wet or Dry" ...	Paints, ground in oil ... " mixed ready for use ...	40s. per ton. 80s. per ton.	14 Nov. 1877	
"Zincware" ...	Zincware, including Perforated Zinc ...	20 per cent. <i>ad valorem</i> .		
"Umbrellas" ...	Umbrellas, over 18½ inches in length of ribs, including covers made up wholly or in part— Of silk or silk mixtures ... Of cotton, woollen, or other material	1s. 9d. each ... 9d. each. ...		
"Parasols and Sunshades" ...	Parasols and Sunshades, up to 18½ inches in length of ribs, including covers made up wholly or in part— Of silk or silk mixtures ... Of cotton, woollen, or other material	1s. 9d. each. 4d. each.		
"Bonnets (except Straw untrimmed)"	Bonnets, (except Straw untrimmed and unlined)	20 per centum <i>ad valorem</i> .		
"Hats (except Straw untrimmed)"	Hats, (except Straw untrimmed and unlined)	20 per centum <i>ad valorem</i> .		
"Provisions—Salted, dried, or preserved in brine, including Fish not otherwise enumerated"	Provisions, including Vegetables—salted, dried, or preserved in brine	5s. per cwt.		
And the said several resolutions were read a second time and agreed to by the Assembly.				
(5.) That the following duties shall be charged upon the undermentioned Articles on exportation thereof from Victoria, by land or sea, on and after the dates set opposite to such Articles, viz. :—				
Bark known as Wattle, Acacia, or Mimosa, £3 per ton—On and after the 1st July 1878.				
Timber known as Red Gum, 10s. per 100 superficial feet—On and after the 15th November 1877.				
Scrap Iron, £3 per ton—On and after the 15th November 1877.				
And the said resolution was read a second time.				
On the motion of Mr. Lalor, the Assembly ordered that the figures and word "15th November 1877" be omitted from the second item, and the word and figures "1st January 1878" be inserted instead thereof.				
And the said resolution, as so amended, was agreed to by the Assembly.				
Ordered—That Mr. Lalor and Mr. Berry do prepare and bring in a Bill to carry out the above resolutions.				
7. CUSTOMS DUTIES BILL.—Mr. Lalor then brought up a Bill intituled " <i>A Bill for granting to Her Majesty certain Duties of Customs, and for repealing and altering certain other duties,</i> " 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, 18th December instant.				
8. DRAINAGE OF MINES 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 Major W. C. Smith, the said amendments were read and are as follow :—				
(1.) Clause 2, line 15, after "appliances" insert "including tunnels."				
(2.) " line 16, leave out "or" at the end of the line.				
(3.) " line 17, after "lifting" insert "or draining."				
(4.) " line 21, after "apply" insert "only," leave out "and include," leave out "holding."				
(5.) Clause 3, line 4, after "mine" insert "the workings of which have reached the natural water level," leave out "wholly or partly."				
(6.) " line 20, after first "assessors" insert "who are to be chosen from the warden's roll as being practical working miners."				
(7.) " line 22, after "1865" insert "or any Act amending the same."				



(8.) Clause 3, line 26, leave out "Act; and any party aggrieved by any order of the warden or warden and assessors shall have the same right of appeal therefrom to the Court of Mines as is given under the said Act, and the Court of Mines shall have the like jurisdiction with respect to the order appealed from as is conferred on such court with respect to any other order appealed from under the said Act," and insert "Acts; and either party may apply to the warden to reserve any question of law in the form of a special case for the opinion of the chief judge of Courts of Mines, which opinion such chief judge is to give, and in such case proceedings may be stayed upon such terms as the warden shall think fit, until such opinion shall have been given, and all the provisions of the said Acts relating to the reserving by wardens of questions of law in the form of special cases for the opinion of the said chief judge, and to the proceedings therein or thereon, shall apply to all questions of law reserved, or which parties may apply to have reserved in the form of special cases under this section, and to all proceedings therein or thereon,"

(9.) " line 33, leave out "Act" and insert "Acts."

(10.) Clause 4, line 38, after "purposes" insert "only."

(11.) After Clause 4, insert new clause—

A. No drainage dues shall be demanded for draining any mine by machinery if all the water so raised is used for mining purposes by the owners of such machinery, and if only a portion of the water from each claim be used then an allowance in the amount of dues shall be made in proportion to the quantity so used from each claim, and that no drainage dues shall be demanded during suspension of draining operations.

On the motion of Major W. C. Smith, the said several amendments, 1 to 10 inclusive, were read and agreed to by the Assembly.

On the motion of Major W. C. Smith, the further consideration of amendment No. 11 was postponed until this day.

9. TOLLS 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. James 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, 18th December instant, again resolve itself into the said Committee.

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 18th December instant:—

"*Drainage of Mines Bill—Amendments of Legislative Council to be further considered,*"

"*Expiring Law (Drawbacks Act 1872) continuation and amendment Bill—Second reading,*"

"*Mining on Private Property Bill—Amendments of Legislative Council to be taken into consideration,*"

"*Ways and Means—to be further considered in Committee,*"

"*Inglewood and Gippsland Railway Contracts—Report from Select Committee—To be considered in Committee,*"

"*Officials in Parliament Act Amendment Bill—Second reading,*"

"*Refreshment Rooms—Resolutions to be reported,*"

"*Postage—Motion respecting—Resumption of debate,*"

"*Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee.*"

Assembly adjourned at twenty-four minutes to seven o'clock until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 68.

TUESDAY, 18TH DECEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PASSENGERS, HARBORS, AND NAVIGATION STATUTE 1865 AMENDMENT BILL.—Mr. Lalor moved, by leave of the Assembly, That he have leave to bring in a Bill to further amend "*The Passengers, Harbors, and Navigation Statute 1865.*"  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Lalor and Major W. C. Smith do prepare and bring in the Bill.  
Mr. Lalor then brought up a Bill intituled "*A Bill to further amend the Passengers, Harbors, and Navigation Statute 1865,*" 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.
3. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—  
Telegraphic Communication *via* Java—Correspondence.  
Ordered to lie on the Table.  
Mr. Berry presented—  
Post Office, Moyston.—Return to an Order of the Legislative Assembly, dated 21st November 1877, for—
  - (1.) Copies of all papers and documents connected with the transfer of the Post Office at Moyston, from the charge of Mr. Moore to Mr. Sullivan, the head teacher at that place.
  - (2.) The names of the offices transferred from business sites to the residence of State school teachers or State schools, from 21st May till 30th June, together with the number of money order and Savings Bank transactions, and the amount of correspondence passed through each office so transferred for the six months ended 30th June.Ordered to lie on the Table.  
Major W. C. Smith presented, by command of His Excellency the Governor—  
Mining Surveyors and Registrars—Reports of—for the Quarter ended 30th September 1877.  
Ordered to lie on the Table.
4. DISEASES IN VINES ERADICATION BILL.—Mr. Berry moved, That this Bill be now read a second time.  
Debate ensued.  
Mr. Sharpe moved, That the debate be now adjourned.  
Debate continued.  
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.  
Mr. Berry 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. Berry, 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. James having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the Bill to be taken into consideration to-morrow.—Bill as amended to be printed.
5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
  - "*Customs Duties Bill—Second reading,*"
  - "*Expiring Law (Drawbacks Act 1872) continuation and amendment Bill—Second reading,*"
  - "*Drainage of Mines Bill—Amendments of Legislative Council to be further considered,*" until to-morrow;
  - "*Tolls Bill—To be further considered in Committee,* until after the consideration of the 10th Order for to-day;"
  - "*Railway Construction Bill—Message from Legislative Council—Reasons in reply to—Resumption of debate,*"
  - "*Supply—To be further considered in Committee,*"
  - "*Mining on Private Property Bill—Amendments of Legislative Council to be taken into consideration,*" until to-morrow.

6. **WAYS AND MEANS.**—The House, according to Order, resolved itself into the Committee of Ways and Means.

Mr. Speaker resumed the Chair; and Mr. James reported that the Committee had come to certain resolutions.

Ordered—That the Report be received to-morrow.

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

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

7. **GIPPSLAND AND GOULBURN VALLEY RAILWAY BILLS.**—The Order of the Day for the consideration of the Message from the Legislative Council on these Bills having been read, Mr. Berry moved, That a Committee be appointed to confer with a Committee of the Legislative Council as to the above lines of railway; such Committee to consist of Mr. Grant, Mr. Woods, Mr. Orr, Mr. Dixon, Mr. Munro, Mr. Gaunson, Mr. Patterson, Mr. Fergusson, Mr. Sharpe, and Mr. Berry; five to form a quorum.

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Council acquainting them of the above Resolution.

8. **TOLLS 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. James reported that the Committee had gone through the Bill and agreed to the same with amendments.

Mr. Patterson moved, That this Bill be recommitted to a Committee of the whole Assembly for reconsideration.

Question—put and resolved in the affirmative.

And, on the further motion of Mr. Patterson, 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. James having reported that the Committee had agreed to the Bill with a further amendment, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as further amended to be printed.

9. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow:—

*“Inglewood and Gippsland Railway Contracts—Report from Select Committee—To be considered in Committee,”*

*“Officials in Parliament Act Amendment Bill—Second reading,”*

*“Refreshment Rooms—Resolutions to be reported,”*

*“Postage—Motion respecting—Resumption of Debate,”*

*“Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee.”*

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

C. GAVAN DUFFY,

*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 69.

WEDNESDAY, 19<sup>TH</sup> DECEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPER.—Mr. Berry presented—  
Public Accounts—Regulation respecting.  
Ordered to lie on the Table.
3. INGLEWOOD AND GIPPSLAND RAILWAY CONTRACTS.—The Order of the Day for the consideration in Committee of the whole Assembly of the Report from the Select Committee on these Contracts having been read—On the motion of Mr. Bent, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.  
At half-past six o'clock the Chairman not being directed to report progress, Mr. Speaker resumed the Chair.
4. SOUTH GIPPSLAND ELECTION PETITION.—Mr. Speaker announced that he had, this day, received a letter from Mr. F. C. Mason, which he read, and is as follows :—

SIR,

Melbourne, Dec. 19, 1877.

I beg respectfully to ask leave to withdraw my Petition (together with deposit) which I presented some time since against the return of Mr. George David Macartney for South Gippsland.

I am compelled to adopt this course owing to the determination of Messrs. Service, MacPherson, and Young not to attend any further meetings of the Committee, and the absence of Mr. Langridge from the colony.

I need hardly say that I regret being forced to do this after having incurred so much trouble and expense. The Committee agreed to hear my case, and I summoned witnesses from Gippsland in accordance with their order, some of whom gave evidence, and my case was nearly concluded when the gentlemen named declined to go further into the matter. This being so, I have no alternative but to respectfully ask leave to withdraw my Petition and deposit.

I am,

Your obedient servant,  
(Signed) F. C. MASON.

Hon. Sir C. Gavan Duffy, K.C.M.G.,  
Speaker of the Legislative Assembly of Victoria.

Mr. Dwyer moved, by leave of the Assembly, That the deposit made by Mr. Mason before presenting the above Petition be returned to Mr. Mason.

Debate ensued.

Question—put and resolved in the affirmative.

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 inform the Legislative Assembly that the Legislative Council have appointed a Committee of ten Members, five of whom shall form a quorum, to confer with the Committee of ten Members appointed by the Legislative Assembly as to the construction of the Gippsland and Goulburn Valley lines of railway, and that in accordance with Joint Standing Order No. 10, they have named the Library as the place of meeting, and the time three o'clock on to-morrow (Thursday) afternoon.

Legislative Council Chamber,  
Melbourne, 19th December 1877.

(Signed) W. H. F. MITCHELL,  
President.

6. CUSTOMS ACT 1857 AMENDMENT BILL.—Mr. Lalor moved, pursuant to notice, That he have leave to bring in a Bill to amend "*The Customs Act 1857.*"

Question—put and resolved in the affirmative.

Ordered—That Mr. Lalor and Major W. C. Smith do prepare and bring in the Bill.

Mr. Lalor then brought up a Bill intituled "*A Bill to amend the Customs Act 1857,*" 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 this day.

Mr. Lalor moved, That this Bill be now read a second time.

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

Mr. Lalor 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. Lalor, 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. James having reported that the Committee had gone through the Bill and agreed to the same with a verbal amendment, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.

7. DISEASES IN VINES ERADICATION BILL.—On the motion of Mr. Berry, 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. Berry, read a third time.

Mr. Graves moved, That the following words be added to clause 4, viz.: “and the inspector shall forthwith give notice in writing to the owner of the measures he proposes to take.”

Debate ensued.

Amendment by leave withdrawn.

Question—That this Bill do now pass—put and resolved in the affirmative.

Mr. Berry moved, That the following be the title of the Bill:—“*An Act for the Eradication of Diseases in Vines.*”

Question—put and resolved in the affirmative.

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

8. WAYS AND MEANS.—Mr. James reported from the Committee of Ways and Means several resolutions, which were read and are as follow:—

(18th December 1877.)

Resolved—That it is expedient the Duties of Customs should be consolidated in one Act. That provision be made in a Bill accordingly.

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

9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the third Order of the Day be postponed until after the consideration of the fourth Order for to-day.

10. PASSENGERS, HARBORS, AND NAVIGATION STATUTE 1865 AMENDMENT BILL.—Mr. Lalor moved, That this Bill be now read a second time.

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

Mr. Lalor 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. Lalor, 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. Lalor 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 to-morrow.

11. CUSTOMS DUTIES BILL.—Mr. Lalor 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. Lalor 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. Lalor, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

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

THURSDAY, 20TH DECEMBER 1877.

Mr. Speaker resumed the Chair; and Mr. James 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.

12. DRAINAGE OF MINES BILL.—The Order of the Day for the further consideration of the amendments made by the Legislative Council in this Bill having been read,—Amendment 11 read a second time. On the motion of Major W. C. Smith, the Assembly agreed to the said amendment with the following amendment, viz.:—

Omit all words after “for” in line 2, and insert “any period during suspension of draining operations, and in determining the cost of drainage effected by the owner of any machinery, if the whole or any part of the water raised by such machinery shall be used by the owner of such machinery for mining purposes the value of such water shall be ascertained and deducted from the general cost of such drainage.”

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to some of the amendments, and agreed to one of the said amendments with an amendment, with which they desire the concurrence of the Legislative Council.

13. TOLLS BILL.—On the motion of Mr. Patterson, 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. Patterson, read a third time.

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

Question—put.

Assembly divided.

Ayes, 18.

Mr. Bird,	Mr. Ramsay,
Mr. Bowman,	Mr. Richardson,
Mr. Brophy,	Mr. Sainsbury,
Mr. E. H. Cameron,	Major W. C. Smith,
Mr. Farrell,	Mr. Story,
Mr. Gillies,	Mr. Woods.
Mr. Hunt,	
Mr. Ince,	<i>Tellers.</i>
Mr. James,	Mr. Barr,
Mr. Lyell,	Mr. Patterson.

Noes, 16.

Mr. Bent,	Mr. Macgregor,
Mr. Billson,	Mr. Mirams,
Mr. D. Cameron,	Mr. Rees,
Mr. R. Clark (Sandhurst)	Mr. A. K. Smith,
Mr. Dwyer,	Mr. Tucker.
Mr. Fincham,	
Mr. Graves,	<i>Tellers.</i>
Mr. Johnstone,	Mr. Gaunson,
Mr. Kernot,	Mr. McIntyre.

And so it was resolved in the affirmative.

Question proposed, That the following be the title of the Bill ;—“ *An Act to extend the time for the Collection of certain Tolls.*”

Question—That the debate be now adjourned—put and resolved in the affirmative.

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

“ *Officials in Parliament Act Amendment Bill—Second reading,*”

“ *Refreshment Rooms—Resolutions to be reported,*”

“ *Postage—Motion respecting—Resumption of Debate,*”

“ *Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,*”

“ *Expiring Law (Drawbacks Act 1872) continuation and amendment Bill—Second reading,*”

“ *Ways and Means—To be further considered in Committee,*”

“ *Railway Construction Bill—Message from Legislative Council—Reasons in reply to—Resumption of debate,*”

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

“ *Mining on Private Property Bill—Amendments of Legislative Council to be taken into consideration.*”

Assembly adjourned at seventeen minutes to one o'clock until this day at four o'clock p.m.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 70.

THURSDAY, 20<sup>TH</sup> DECEMBER 1877.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Woods presented—  
 Railway Receipts.—Return to an Order of the Legislative Assembly, dated 4th September last, for a Return of the gross receipts from each of the Government railway stations, for the year ending 30th June 1877, showing the amounts received under the head of passengers, goods, stock, parcels, &c.; also the gross expenditure and the number of persons employed at each station.  
 Ordered to lie on the Table.
3. ADJOURNMENT.—Mr. McIntyre moved, That this House do now adjourn.  
 Debate ensued.  
 Motion by leave withdrawn.
4. CONFERENCE COMMITTEE.—Mr. Berry brought up a Report from this Committee.  
 Ordered to lie on the Table, and to be printed.
5. ADJOURNMENT.—Mr. Berry moved, by leave of the Assembly, that the House, at its rising, adjourn until Tuesday, 5th February 1878.  
 Question—put and resolved in the affirmative.
6. CUSTOMS ACT 1857 AMENDMENT 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 :—  
 “ *An Act to amend ‘ The Customs Act 1857.’* ”  
 Question—put and resolved in the affirmative.  
 Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
7. PASSENGERS, HARBORS, AND NAVIGATION STATUTE 1865 AMENDMENT 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 :—  
 “ *An Act to further amend ‘ The Passengers, Harbors, and Navigation Statute 1865.’* ”  
 Question—put and resolved in the affirmative.  
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
8. TOLLS BILL.—Mr. Patterson moved, That the following be the title of this Bill :—  
 “ *An Act to extend the time for the Collection of certain Tolls.* ”  
 Mr. Gaunson moved, That the debate be now adjourned.  
 Question—put.  
 Assembly divided.

Ayes, 19.

Mr. Andrew,	Mr. McIntyre,
Mr. Bent,	Mr. Mirams,
Mr. Billson,	Sir J. O’Shanassy,
Mr. D. Cameron,	Mr. Sharpe,
Mr. R. Clark (Sandhurst)	Mr. A. K. Smith,
Mr. Dwyer,	Mr. Williams.
Mr. Gaunson,	
Mr. Graves,	<i>Tellers.</i>
Mr. Kernot,	
Mr. Macgregor,	Mr. Tucker,
Mr. MacMahon,	Mr. Dixon.

Noes, 31.

Mr. Berry,	Mr. Nimmo,
Mr. Bird,	Mr. Patterson,
Mr. Brophy,	Mr. Ramsay,
Mr. A. T. Clark,	Mr. Rees,
Mr. Cooper,	Mr. Sainsbury,
Mr. Cope,	Mr. J. T. Smith,
Mr. Dow,	Mr. L. L. Smith,
Mr. Farrell,	Major W. C. Smith,
Mr. Fergusson,	Mr. F. L. Smyth,
Mr. Gillies,	Mr. Story,
Mr. Grant,	Mr. Tytherleigh,
Mr. Ince,	Mr. Woods.
Mr. Kerferd,	
Mr. King,	<i>Tellers.</i>
Mr. Lyell,	
Mr. MacPherson,	Mr. James,
Mr. Munro,	Mr. Orr.

And so it passed in the negative.

Mr. Bent moved, That the House do now adjourn.

Question—That this House do now adjourn—put and negatived.

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

Debate ensued.

Question—put.

Assembly divided.

Ayes, 20.		Noes, 27.	
Mr. Andrew,	Mr. McIntyre,	Mr. Berry,	Mr. MacBain,
Mr. Bent,	Mr. Mirams,	Mr. Bird,	Mr. Nimmo,
Mr. Billson,	Sir J. O'Shanassy,	Mr. Brophy,	Mr. Orr,
Mr. D. Cameron,	Mr. Rees,	Mr. A. T. Clark,	Mr. Ramsay,
Mr. Dwyer,	Mr. Sharpe,	Mr. Cooper,	Mr. Sainsbury,
Mr. Fincham,	Mr. A. K. Smith,	Mr. Cope,	Major W. C. Smith,
Mr. Gaunson,	Mr. J. T. Smith.	Mr. Farrell,	Mr. F. L. Smyth,
Mr. Graves,		Mr. Fraser,	Mr. Story,
Mr. Johnstone,	<i>Tellers.</i>	Mr. Gillies,	Mr. Tytherleigh,
Mr. Kernot,	Mr. Tucker,	Mr. Grant,	Mr. Woods.
Mr. Macgregor,	Mr. R. Clark (Sandhurst)	Mr. Ince,	
		Mr. James,	<i>Tellers.</i>
		Mr. King,	Mr. L. L. Smith,
		Mr. Lalor,	Mr. Patterson.
		Mr. Lyell,	

And so it passed in the negative.

Question—That the following be the title of this Bill :—“ *An Act to extend the time for the Collection of certain Tolls*”—put and resolved in the affirmative.

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

9. CUSTOMS DUTIES 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. James 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.

10. 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 Chamber.

Accordingly, Mr. Speaker and the House went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the following public and private Bills :—

“ *An Act to give additional powers to the National Insurance Company of Australasia Limited.*”

“ *An Act to amend the Beechworth Waterworks Act 1860.*”

“ *An Act to provide for the Regulation and Inspection of Mines.*”

“ *An Act for the continuation of an Expiring Law.*”

“ *An Act to continue an Expiring Law.*”

“ *An Act to amalgamate the City of Melbourne Gas and Coke Company, the Collingwood, Fitzroy, and District Gas and Coke Company, and the South Melbourne Gas Company, and to incorporate a company to be called ‘ The Metropolitan Gas Company,’ and for other purposes.*”

“ *An Act to enable the Liverpool and London and Globe Insurance Company to sue and be sued in the Colony of Victoria in the name of the Company, and for other purposes.*”

“ *An Act to provide for the more convenient administration of the Extradition Acts 1870 and 1873.*”

“ *An Act to extend the operation of the Waterworks Act 1865, and for other purposes.*”

“ *An Act to amend and consolidate the Laws relating to Friendly Societies.*”

“ *An Act to sanction the issue and application of certain sums of money from ‘ The Railway Loan Liquidation and Construction Account,’ established under the provision of section 42 of 33 Vict. No. 360.*”

“ *An Act to amend the Law with respect to manufacturing, keeping, selling, carrying, and importing Gunpowder and other explosive substances.*”

11. CUSTOMS DUTIES 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. James 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 this day.

On the motion of Mr. Lalor, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Gaunson moved, That the Third Schedule be amended by omitting therefrom “ Bark, known as Wattle, Acacia, or Mimosa (on or after 1st July 1878), £3 per ton.”

Debate ensued.



Question—That the words proposed to be omitted stand part of the Schedule—put.  
Assembly divided.

Ayes, 30.

Mr. Andrew,	Mr. O'Hea,
Mr. Berry,	Mr. Patterson,
Mr. Billson,	Mr. Richardson,
Mr. D. Cameron,	Mr. Rees,
Mr. Cook,	Mr. Sainsbury,
Mr. Dow,	Mr. Sharpe,
Mr. Farrell,	Mr. L. L. Smith,
Mr. Fergusson,	Major W. C. Smith,
Mr. Grant,	Mr. Story,
Mr. Ince,	Mr. Tucker,
Mr. Johnstone,	Mr. Williams,
Mr. Kernot,	Mr. Woods.
Mr. Lalor,	
Mr. Laurens,	<i>Tellers.</i>
Mr. Macgregor,	Mr. Mirams,
Mr. Nimmo,	Mr. Dixon.

Noes, 10.

Mr. Bent,	Sir J. O'Shanassy,
Mr. Carter,	Mr. A. K. Smith.
Mr. Cope,	
Mr. Gillies,	<i>Tellers.</i>
Mr. Lyell,	Mr. McIntyre,
Mr. Munro,	Mr. Gaunson.

And so it was resolved in the affirmative.

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. Lalor, read a third time and *passed*.

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

*"An Act for granting to Her Majesty certain Duties of Customs and for repealing and altering certain other Duties."*

Question—put and resolved in the affirmative.

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

12. EXPIRING LAW (DRAWBACKS ACT 1872) CONTINUATION AND AMENDMENT BILL.—Mr. Lalor moved, That this Bill be now read a second time.

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

Mr. Lalor 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. Lalor, 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. James reported that the Committee had gone through the Bill and agreed to the same without amendment.

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. Lalor, read a third time and *passed*.

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

*"An Act for the Amendment and Continuation of an Expiring Law."*

Question—put and resolved in the affirmative.

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

13. RAILWAY CONSTRUCTION BILL.—The Order of the Day for the further consideration of the Message from the Legislative Council, transmitting certain reasons showing why the Legislative Council could not agree with the grounds set forth by the Legislative Assembly for disagreeing with the amendments made by the Legislative Council in this Bill, having been read—On the motion of Mr. Berry, the Assembly agreed to the reasons set forth in the Votes and Proceedings of the Legislative Assembly, on the 5th December instant.

14. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 5th February 1878:—

*"Ways and Means—To be further considered in Committee,"*

*"Supply—To be further considered in Committee,"*

*"Mining on Private Property Bill—Amendments of Legislative Council to be taken into consideration,"*

*"Inglewood and Gippsland Railway Contracts—Report from Select Committee—To be further considered in Committee,"*

*"Officials in Parliament Act Amendment Bill—Second reading,"*

*"Refreshment Rooms—Resolutions to be reported,"*

*"Postage—Motion respecting—Resumption of Debate,"*

*"Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee."*

15. ADJOURNMENT.—Mr. Berry moved, That this House do now adjourn.  
Debate ensued.

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

FRIDAY, 21ST DECEMBER 1877.

Question—put and resolved in the affirmative.

Assembly adjourned at six minutes to one o'clock until Tuesday, 5th February 1878, at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 71.

TUESDAY, 5TH FEBRUARY 1878.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RESIGNATION OF SEAT.—Mr. Speaker announced that since the adjournment of the Assembly he had received the resignation, by the Honorable Sir Charles MacMahon, of his seat as Member of the Legislative Assembly for the Electoral District of West Melbourne.
3. ISSUE OF WRIT.—Mr. Speaker also announced that since the adjournment of the Assembly he had issued a writ for the election of a Member to serve for the Electoral District of West Melbourne in the place of the Honorable Sir Charles MacMahon.

4. RETURN TO WRITS.—Mr. Speaker also announced that he had received returns to the Writs hereunder mentioned, from which it appears that the following gentlemen had been returned Members for the respective districts set opposite their several names, viz. :—

Robert Murray Smith, Esquire, merchant, for the Electoral District of Boroondara.  
Sir Bryan O'Loghlen, Bart., for the Electoral District of West Melbourne.

5. MEMBERS SWORN.—R. Murray Smith, Esq., and Sir Bryan O'Loghlen, Bart., were then severally introduced, and took the oath and their seats as Members of the Legislative Assembly.
6. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Berry, and the same was read and is as follows :—

G. F. BOWEN,

*Governor.*

*Message No. 13.*

The Governor informs the Legislative Assembly that he has on this day, at the Government Offices, in accordance with the advice of the Honorable the Attorney-General (a copy of whose opinion is annexed), given the Royal Assent to the undermentioned Acts of the present Session, presented to him by the Clerk of the Parliaments, in pursuance of the Joint Standing Order XV., viz. :—

1. *An Act for granting to Her Majesty certain Duties of Customs and for repealing and altering certain other Duties.*
2. *An Act for the Amendment and Continuation of an Expiring Law.*
3. *An Act for the Eradication of Diseases in Vines.*
4. *An Act to amend the Law relating to the Drainage of Mines.*

Government Offices,  
18th January 1878.

Ordered to lie on the Table, and together with the accompanying opinion to be printed.

7. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—  
Deputy-Master of Melbourne Mint—Despatch notifying appointment of Mr. Verdon Delves Broughton as—  
Indian Famine Relief Fund—Despatch relating to the initiation of—at Melbourne.  
The New Hebrides—Despatch respecting the proposed occupation of.  
Payment of Members—Despatch respecting the inclusion in the Estimates of the item for.  
The Land Tax Act—Despatch relating to the passing of.  
Sir Chas. Gavan Duffy—Despatch stating that—has been appointed a K.C.M.G.  
Paris Exhibition—Despatch respecting the space applied for by Victoria at the.

Severally ordered to lie on the Table.

Major W. C. Smith presented, by command of His Excellency the Governor—

Mining Statute 1865.—Orders in Council—

Altering Divisions of Gippsland Mining District.

Appointing polling-places for the Stringer's Creek and Jericho divisions of the Gippsland Mining District.

Severally ordered to lie on the Table.

8. COSTS RELATIVE TO PRIVATE BILLS AND TO THE TRIAL OF ELECTION PETITIONS.—Mr. Speaker laid upon the Table a list of charges which attorneys, solicitors, parliamentary agents, and others may justly make under *The Parliamentary Costs Act*, 1877, prepared by him in pursuance of the said Act.

Ordered to lie on the Table and to be printed.

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 acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act for granting to Her Majesty certain Duties of Customs, and for repealing and altering certain other Duties,*" without amendment.

(Signed) W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 8th January 1878.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act for the amendment and continuation of an Expiring Law,*" without amendment.

(Signed) W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 8th January 1878.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act for the eradication of Diseases in Vines,*" without amendment.

(Signed) W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 8th January 1878.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendment made by the Legislative Assembly in the new clause A of the Bill intituled "*An Act to amend the law relating to the Drainage of Mines.*"

(Signed) W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 8th January 1878.

10. GOVERNMENT HOUSE CONTRACT—MARTIN AND PEACOCK'S CLAIM.—Mr. McIntyre moved, pursuant to notice, That there be laid before this House copies of all papers relating to the contractors' (Messrs. Martin and Peacock's) claim on the brickwork of the Government House contract.

Debate ensued.

Motion by leave withdrawn.

11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

"*Ways and Means—To be further considered in Committee,*"

"*Supply—To be further considered in Committee,*"

"*Mining on Private Property Bill—Amendments of Legislative Council to be taken into consideration,*"

"*Inglewood and Gippsland Railway Contracts—Report from Select Committee—To be further considered in Committee,*"

"*Officials in Parliament Act Amendment Bill—Second reading,*"

"*Refreshment Rooms—Resolutions to be reported,*"

"*Postage—Motion respecting—Resumption of Debate,*"

"*Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee.*"

Assembly adjourned at fourteen minutes to five o'clock until to-morrow at four o'clock.

C. GAVAN DUFFY,  
Speaker.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 72.

WEDNESDAY, 6TH FEBRUARY 1878.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. WEST MELBOURNE ELECTION—REPORT OF POLICE OFFICERS.—Mr. Dow moved, by leave of the Assembly, That there be laid before this House a copy of the report of the Police officers who were on duty in Melbourne during the day of the West Melbourne election.  
Question—put and resolved in the affirmative.
3. SUPREME COURT PROCEDURE AND PRACTICE SIMPLIFICATION BILL.—Mr. F. L. Smyth moved, pursuant to notice, That he have leave to bring in a Bill to simplify the procedure and practice of the Supreme Court and for the better administration of justice.  
Debate ensued.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. F. L. Smyth and Mr. Gaunson do prepare and bring in the Bill.  
Mr. F. L. Smyth then brought up a Bill intituled "*A Bill to simplify the Procedure and Practice of the Supreme Court and for the better Administration of Justice,*" 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, 13th February instant.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the Orders of the Day, General Business, be postponed until after the consideration of the Notices of Motion, Government Business, on the paper for to-day.
5. EFFECT OF VOTES OR GRANTS IN COMMITTEE OF SUPPLY.—Mr. Berry moved, pursuant to notice, That all Votes or Grants passed in Committee of Supply become legally available for expenditure immediately such resolutions are agreed to by the Legislative Assembly; and that henceforth, in view of the serious public inconvenience caused by repeated rejections of the annual Appropriation Bill by the Legislative Council, this House resolves to revert to the practice which prevailed prior to 1862.  
Debate ensued.  
Question—put.  
Assembly divided.

Ayes, 52.

Mr. Andrew,	Mr. Lalor,
Mr. Barr,	Mr. Langridge,
Mr. Bell,	Mr. Laurens,
Mr. Berry,	Mr. Longmore,
Mr. Billson,	Mr. Macartney,
Mr. Bowman,	Mr. Macgregor,
Mr. Brophy,	Mr. Mirams,
Mr. D. Cameron,	Mr. Nimmo,
Mr. R. Clark (Sandhurst)	Mr. O'Hea,
Mr. R. Clark (Wimmera)	Sir B. O'Loughlen, Bart.,
Mr. Cook,	Mr. Orr,
Mr. Cooper,	Mr. Patterson,
Mr. Cope,	Mr. Richardson,
Mr. D. M. Davies,	Mr. Rees,
Mr. Dow,	Mr. Sainsbury,
Mr. Dwyer,	Mr. J. T. Smith,
Mr. Farrell,	Major W. C. Smith,
Mr. Fergusson,	Mr. F. L. Smyth,
Mr. Fincham,	Mr. Story,
Mr. Gaunson,	Mr. Tucker,
Mr. Grant,	Mr. Tytherleigh,
Mr. Graves,	Mr. Williams,
Mr. Hunt,	Mr. Woods.
Mr. Ince,	
Mr. James,	<i>Tellers.</i>
Mr. Johnstone,	Mr. A. T. Clark,
Mr. Kernot,	Mr. Dixon.

Noes, 23.

Mr. Bayles,	Sir J. McCulloch,
Mr. Bent,	Mr. McIntyre,
Mr. Bird,	Mr. Moore,
Mr. Bosisto,	Sir J. O'Shanassy,
Mr. E. H. Cameron,	Mr. Purves,
Mr. Carter,	Mr. Ramsay,
Mr. J. Gavan Duffy,	Mr. R. M. Smith,
Mr. Gillies,	Mr. Zox.
Mr. Kerferd,	
Mr. MacBain,	<i>Tellers.</i>
Mr. Mackay,	
Mr. MacPherson,	Mr. Young,
Dr. Madden,	Mr. Lyell.

And so it was resolved in the affirmative.

6. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 12th February instant :—

*“ Inglewood and Gippsland Railway Contracts—Report from Select Committee—To be further considered in Committee,”*

*“ Officials in Parliament Act Amendment Bill—Second reading,”*

*“ Refreshment Rooms—Resolutions to be reported,”*

*“ Postage—Motion respecting—Resumption of Debate,”*

*“ Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,”*

*“ Ways and Means—To be further considered in Committee,”*

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

*“ Mining on Private Property Bill—Amendments of Legislative Council to be taken into consideration.”*

7. **ADJOURNMENT.**—Mr. Berry moved, by leave of the Assembly, That the House, at its rising, adjourn until Tuesday, 12th February instant.

Question—put and resolved in the affirmative.

Assembly adjourned at twenty-seven minutes to twelve o'clock until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 73.

TUESDAY, 12TH FEBRUARY 1878.

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 Customs Act 1857*," and the Bill intituled "*An Act to further amend the Passengers, Harbors, and Navigation Statute 1865*" severally without amendment.

(Signed) W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 5th February 1878.
3. PAPERS.—Mr. Longmore presented, by command of His Excellency the Governor—

Land Act 1869—Order in Council.—Regulation prescribing New Form of Crown Grant and Lease to be used for Railway Conditions.  
Land Act 1869—Order in Council.—Alteration of Regulation relating to the Duties of District Surveyors' Substitutes.  
Land Act 1869—Order in Council.—Regulation prescribing New Form of Crown Grant to be used for Cemetery Sites.

Severally ordered to lie on the Table.

Major W. C. Smith presented, by command of His Excellency the Governor—

Mining Statute 1865—Order in Council.—Regulations for Races, Dams, &c.  
Mining Statute 1865—Order in Council.—Regulations appointing Polling Places for the Sandhurst Division of the Sandhurst Mining District, in lieu of all Polling Places previously appointed for the said Division.

Severally ordered to lie on the Table.

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

Press Messages.—Order in Council approving Rates chargeable on—transmitted within Victoria.  
Ordered to lie on the Table.

Mr. Berry presented—

Public Accounts—Regulations respecting.  
Ordered to lie on the Table.

Mr. Lalor presented—

Breaches of Customs Laws.—Return to an Order of the Legislative Assembly, dated 21st August last, for a return showing the names of individuals or firms who have been charged with offending against the Customs laws or regulations during the period from 22nd June 1873 to 31st July 1877, the nature of the offence, and the decision of the Commissioner in each case.

Ordered to lie on the Table.

Mr. Berry presented—

West Melbourne Election—Report of Police Officers.—Return to an Order of the Legislative Assembly, dated 6th February instant, for a copy of the report of the Police officers who were on duty in Melbourne during the day of the West Melbourne election.  
Ordered to lie on the Table.
4. DEFENCE OF THE COLONY.—Mr. Dixon moved, pursuant to notice, That there be laid before this House copies of the report of Captain Mandeville on the defence of the colony.  
Debate ensued.  
Motion by leave withdrawn.
5. REJECTION BY THE LEGISLATIVE COUNCIL OF THE APPROPRIATION BILL.—Mr. Berry moved, pursuant to notice, That an Address be prepared for presentation to Her Majesty the Queen, setting forth the present position of affairs in Victoria, caused by the unconstitutional action of the Legislative Council in rejecting the annual Appropriation Bill.  
Debate ensued.

Mr. Service moved, as an amendment, That the words "caused by the unconstitutional" be omitted from the above motion, with a view to insert instead thereof the words "consequent upon the."

Debate continued.

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

Assembly divided.

Ayes, 53.

Mr. Andrew,	Mr. Langridge,
Mr. Barr,	Mr. Laurens,
Mr. Bell,	Mr. Longmore,
Mr. Berry,	Mr. Macartney,
Mr. Billson,	Mr. Macgregor,
Mr. Brophy,	Mr. Nimmo,
Mr. D. Cameron,	Mr. O'Hea,
Mr. R. Clark (Sandhurst)	Sir B. O'Loughlen, Bart.,
Mr. R. Clark (Wimmera)	Mr. Orr,
Mr. Cook,	Mr. Patterson,
Mr. Cooper,	Mr. Richardson,
Mr. Cope,	Mr. Rees,
Mr. D. M. Davies,	Mr. Sainsbury,
Mr. Dixon,	Mr. J. T. Smith,
Mr. Dow,	Mr. L. L. Smith,
Mr. Dwyer,	Major W. C. Smith,
Mr. Farrell,	Mr. F. L. Smyth,
Mr. Fergusson,	Mr. Story,
Mr. Fincham,	Mr. Tucker,
Mr. Gaunson,	Mr. Tytherleigh,
Mr. Grant,	Mr. Williams,
Mr. Graves,	Mr. Woods,
Mr. Hunt,	Mr. Wright.

*Tellers.*

Mr. Johnstone,	Mr. A. T. Clark,
Mr. Kernot,	Mr. Mirams.
Mr. Lalor,	

Noes, 23.

Mr. Bent,	Mr. McIntyre,
Mr. Bird,	Mr. Moore,
Mr. Bosisto,	Sir J. O'Shanassy,
Mr. E. H. Cameron,	Mr. Ramsay,
Mr. Carter,	Mr. Service,
Mr. J. Gavan Duffy,	Mr. R. M. Smith,
Mr. Fraser,	Mr. Young,
Mr. Gillies,	Mr. Zox.
Mr. Kerferd,	
Mr. MacBain,	
Mr. Mackay,	
Mr. MacPherson,	
Dr. Madden,	

*Tellers.*

Mr. Purves,
Mr. Bayles.

And so it was resolved in the affirmative.

Mr. Berry moved, That a Committee consisting of the following Members be appointed to draw up such Address, viz., Sir Bryan O'Loughlen, Mr. Richardson, Mr. Tucker, Mr. Johnstone, Mr. Cooper, Mr. Gaunson, Mr. A. T. Clark, Mr. Dixon, Mr. Nimmo, Mr. Graves, Mr. Mirams, and the Mover; three to form a quorum, and that the Committee do retire immediately.

Mr. Berry, Chairman, brought up a Report from the said Committee.

On the motion of Mr. Berry, the Assembly ordered that the said Report be referred back to the Committee for further consideration.

6. 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 the Bill intituled "*An Act to extend the time for the collection of certain Tolls,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed) W. H. F. MITCHELL,  
President.

Legislative Council Chamber,  
Melbourne, 12th February 1878.

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:—

"*Ways and Means—To be further considered in Committee,*"

"*Supply—To be further considered in Committee,*"

"*Mining on Private Property Bill—Amendments of Legislative Council to be taken into consideration,*"

"*Inglewood and Gippsland Railway Contracts—Report from Select Committee—To be further considered in Committee,*"

"*Officials in Parliament Act Amendment Bill—Second reading,*"

"*Refreshment Rooms—Resolutions to be reported,*"

"*Postage—Motion respecting—Resumption of Debate,*"

"*Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee.*"

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

C. GAVAN DUFFY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 74.

WEDNESDAY, 13TH FEBRUARY 1878.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Fergusson presented a Petition from certain Electors of the Electoral District of Boroondara, praying the House to have the boundary of the electorate restored to what it originally was.  
Ordered to lie on the Table.
3. REJECTION BY THE LEGISLATIVE COUNCIL OF THE APPROPRIATION BILL.—Mr. Berry brought from the Committee appointed yesterday to prepare an Address to Her Most Gracious Majesty the Queen an Address, which was read and is as follows :—

*To the Queen's Most Excellent Majesty :*

MOST GRACIOUS SOVEREIGN :

We, Your Majesty's dutiful and loyal subjects, the Legislative Assembly of Victoria, in Parliament assembled, approach Your Majesty with the expression of our continued loyalty and attachment to Your Majesty's Throne and Person.

Serious differences have occurred with the Legislative Council which are fraught with inconvenience and danger to the inhabitants of this portion of Your Majesty's dominions ; and as systematic efforts are being made in influential quarters to misrepresent the policy and actions which we have sanctioned by unprecedentedly large majorities, we respectfully desire to lay before Your Majesty a brief statement of the circumstances which have given rise to the serious complications and difficulties by which Your Majesty's Government in this portion of Your Majesty's dominions is at the present moment confronted.

This colony, on which Your Majesty was pleased as a testimony of your royal favor to confer Your Majesty's own name, is subject to a system of Government framed as closely as circumstances permitted on the Government of Your Majesty's United Kingdom. The framers of the Constitution stated in express terms their intention of creating a Legislature in which one Chamber should possess "the legislative functions of the House of Lords," and the other Chamber "all the rights and powers of the House of Commons." To the Constitution framed in pursuance of this design Your Majesty with the consent of the Lords and Commons gave your assent, and it has been in operation for more than twenty years.

But from the beginning its harmonious working has been constantly disturbed by the claims of the Legislative Council to exercise a control over the public expenditure which has not been possessed or claimed by the House of Lords within the memory of living man. In violation of all constitutional usage the Legislative Council did, on 8th November 1877—before any step had been taken with regard to Payment of Members—vote an Address to His Excellency the Governor, the object of which was to induce His Excellency to refuse the anticipated advice of his responsible Ministers by declining to forward at their request the formal Message to enable us to consider the question.

The recent general election took place by effluxion of time on the 11th of May last, when Sir James McCulloch was Chief Secretary, the result being so overwhelmingly adverse to his policy that the Government resigned without meeting Parliament, and Mr. Berry was sent for. The Ministry then formed has ever since enjoyed our uninterrupted confidence, and that in a larger measure than any previous Administration ever received from Parliament.

During the present session of Parliament this House cheerfully granted to Your Majesty all the supplies necessary for the efficient conduct of the public service of the colony ; but when the Appropriation Bill in which they were contained reached the Legislative Council, that Chamber



ventured on a measure which the House of Lords in the most stormy contests with the House of Commons in past generations never were tempted to employ : they laid aside the Appropriation Bill, and left the entire public service, the local force for the defence of the country, the police for the protection of public order, the judiciary, and the officers of the public departments without salaries ; and the contractors, to whom Your Majesty was indebted for the performance of necessary public services, without funds for the payment of their claims.

At the same time a Bill to provide Forts and Armaments in pursuance of the recommendation of Sir Wm. Jervois, the officer appointed by Your Majesty's Imperial Government to advise the colony in this respect, was adopted in this House, and sent to the Legislative Council for their concurrence. It was a measure of pressing and paramount urgency, as it was doubtful at that moment if Your Majesty might not find it necessary to take part in the war then waged in Europe. This measure also the Legislative Council laid aside, and the hands of Your Majesty's Colonial Government, in providing for the public defence of the colony against foreign aggression in an alarming emergency, have been consequently paralysed.

Other measures of supreme importance shared the same fate, and a session which should have been fruitful in legislative results has been rendered comparatively barren by obstruction from a Chamber whose ready co-operation and assistance the country had a right to expect after the decisive verdict at the ballot box on the 11th of May last.

The pretence upon which the Appropriation Bill was laid aside is that it contained an item of expenditure which ought to have been provided for by a separate Bill. The Constitution of this colony confers on the Legislative Assembly the exclusive right to initiate taxation and appropriation, and in express terms withholds from the Legislative Council the power to alter, in the slightest particular, Bills of either class. An Act of the Parliament of Victoria, assented to by the Legislative Council on two successive occasions, appropriates a portion of the public revenue to reimburse members of both Chambers their expenses in relation to their attendance in Parliament to the extent of £300 per annum. This Act, unless renewed, expires with the present session. A vote for £18,000 was accordingly included in the Annual Estimates of Expenditure, to continue this system till the end of the current financial year. Subsequently it was suggested in the Assembly that it would be more satisfactory to the Legislative Council to have the provision again made in a separate Bill, and such a Bill, continuing the system till the end of the present Parliament (which will expire by effluxion of time in May 1880), was sent to the Council. They had twice before passed Bills of a similar character ; but this Bill they negatived the second reading of ; and immediately afterwards the Appropriation Bill, containing not the same proposal, but a sum providing for the same service for a period of six months, was also laid aside to assert their unfounded claim of prohibiting a particular item of expenditure authorized by the Legislative Assembly.

We respectfully submit to Your Majesty that the rejection of the Appropriation Bill, a measure the Legislative Council has no power to amend or alter because one item among many hundreds was objected to, is a clear attempt to obtain indirectly and regardless of consequences a privilege which the Constitution Statute has in express terms withheld from that Chamber.

The ground upon which the Forts and Armaments Bill was laid aside is that it contained the preliminary paragraph known in Acts of Parliament granting aid to the Crown as "the free-gift preamble," implying a free gift made to the Crown by that House on which the Constitution confers the power of the purse. It will be enough to assure Your Majesty that the form of the Bill was expressly copied from Acts passed by the Imperial Parliament during the reign of Your Majesty to provide for the defence of the United Kingdom.

We humbly submit to Your Majesty's gracious consideration, therefore, that the question at issue is a very simple and intelligible one. It is, whether a Chamber elected by a small section of the people, in which sixteen persons constitute an absolute majority—a Chamber whose members are certainly not distinguished by any historic or eminent personal claims on the consideration of the community—shall be permitted to assert a control over the public expenditure which the Peers of England have long relinquished.

In the face of this reckless and unconstitutional action, by which the supplies granted by us to Your Majesty were arrested *in transitu*, Your Majesty's Colonial Government, who possess the full confidence of this House, had to consider what measures would most conduce to save at the same time the credit and character of the colony and the just and necessary authority of Parliament. The refusal of an Appropriation Bill amounted in effect to the discharge of every officer in the public service, and to the closing of all public establishments supported by the State, which in this country include railways, telegraphs, public libraries, and lunatic asylums, as well as schools, post offices and prisons. Under these circumstances the choice for Your Majesty's Victorian Government lay between anarchy, the sure forerunner of revolution, or a recurrence to the practice which obtained previous to the year 1862, of paying the public creditor on our votes in Committee of Supply reported to and adopted by the House. Loyalty, no less than sound policy, decided for the latter course, and We, the Legislative Assembly, have by a majority of 52 to 23 adopted the following resolution :—

"That all Votes or Grants passed in Committee of Supply become legally available for expenditure immediately such resolutions are agreed to by the Legislative Assembly ; and that henceforth, in view of the serious public inconvenience caused by repeated rejections of the annual Appropriation Bill by the Legislative Council, this House resolves to revert to the practice which prevailed prior to 1862."

In the meantime economy and retrenchment in the public service have been adopted by Your Majesty's Colonial Government with our full concurrence, and although personal inconvenience and loss are inseparable from a state of affairs such as now prevails in Victoria, we are happy to assure Your Majesty that inconvenience and loss have been reduced to a minimum, and that up to the present time due provision has been made for the preservation of law and order, the administration of justice, and the efficient carrying on of Your Majesty's Government.

The Legislative Council, in a recent address to Your Majesty, have suggested that Your Majesty's Colonial Government, instead of proceeding to economise the public funds at their disposal

by reducing expenditure wherever it was practicable, might have preserved the action of Responsible Government either by resigning their functions or by recommending a dissolution of Parliament.

We humbly submit to Your Majesty's consideration that, had they resigned their offices while they possessed the undiminished confidence of this House, they would not have preserved, but have sacrificed and betrayed the principle of Responsible Government, which recognises such confidence as one of its cardinal conditions. And though a dissolution of this House (the only Chamber liable to dissolution) while fresh from its constituents would be a harsh and unreasonable measure, they were restrained from having recourse to it still more powerfully by the consideration that, on a former occasion, when a Minister supported by a large majority in this House dissolved the Assembly in a contest with the Council, he had afterwards to report to Your Majesty's representative that the Council refused to be bound by the result of the appeal.

If a dissolution of this House would settle once for all the principles upon which the finances of this country shall be regulated for the future, we would welcome such an appeal, however costly or inconvenient to ourselves. But this is the fourth occasion on which the Legislative Council have thrown the affairs of the colony into confusion by rejecting an Appropriation Bill, and the time has arrived when, instead of a temporary expedient to settle a temporary controversy, some effectual barrier must be established against the recurrence of so grave a public calamity. Nor was their attempt to exercise an unwarranted control over the public expenditure the sole or even the gravest offence of the Council against the public interests of this colony. In that Chamber the owners of great estates, and the tenants of great territories leased from the Crown, have always predominated, and whenever a Government was in office that did not subserve their class interests they have expressed their displeasure by throwing out, sometimes without debate or explanation, public measures carefully matured in this House, and greatly desired by the people. Many times it has happened that nearly all the important Bills of a session were thus sacrificed; and this practice has more or less prevailed during the entire period of their existence. No community could have borne such a calamity with more temper and patience than Your Majesty's subjects in this colony, but the present aggression has brought forbearance to an end.

It is our confident belief that it is the gracious desire of Your Majesty that Your Majesty's subjects in this colony should enjoy to the same extent with Your Majesty's subjects in the United Kingdom the privileges of Constitutional and Parliamentary Government on the English model, and that is our sole aim and desire.

More than ten years ago, in one of the many controversies which the claims of the Council have provoked, an agreement was at length, as it seemed, arrived at to the effect that the practice of the Lords and Commons respectively should be observed by the two Chambers in this colony as to all subjects of aid and supply. To give effect to this agreement a Joint Standing Order of the two Houses was suggested, and the Council have recently pleaded as their justification for not having carried out the agreement that it was not found practicable to frame a Standing Order having the requisite authority. During the present session this House have assured the Council that they were ready to concur in an Act of Parliament on the subject, whose authority could not be doubted. To this proposal the Council have made no reply; and they still persist in claiming and attempting to exercise a power in financial questions far beyond that exercised by the House of Lords.

We have performed a public duty in making Your Majesty acquainted with the actual condition of this portion of Your Majesty's dominions. It would not be decorous to trouble Your Majesty with any forecast of the measures which we consider necessary to restore public tranquillity and prosperity, now so seriously disturbed. These measures will reach Your Majesty in the ordinary process of Parliamentary procedure through Your Majesty's representative. But we trust Your Majesty will confidently believe that loyalty to your Throne and Person, and attachment to the Empire, will unite in whatever we undertake, with a desire for that wise and broad-based liberty, which it will be the chief glory of Your Majesty's reign to have established throughout your dominions.

We cannot conclude without alluding to a paragraph in the address of the Legislative Council to Your Majesty reflecting upon some of the public measures of Your Majesty's Colonial Government as if they were personal acts of His Excellency the Governor. We need scarcely assure Your Majesty that Your Majesty's representative in this Colony has strictly followed the example of his Sovereign in performing no public act except with the advice of sworn councillors, upon whom alone the responsibility of such acts devolves. It is only by ignoring fundamental maxims of the British Constitution that any personal or individual responsibility can be placed on the Crown or its representative for such proceedings.

It is suggested that whatever may be considered as open to party objection in the recent measures of Your Majesty's Colonial Government might have been avoided if the Governor had only refused to give them his assent. But it will be well known to Your Majesty that if the advice of Ministers possessing an immense majority in the popular branch of the Legislature were refused by the Crown, and recourse had to advisers representing a minority, the result would not be peace, but more perplexing and disastrous trouble.

We trust the impartiality and neutrality of the Crown, which endears it to the people, will never be relinquished in any part of Your Majesty's dominions; and we do not hesitate to say that if any representative of Your Majesty were so unwise as to employ the influence and authority of the Crown to help a minority in impeding the wishes of the great body of the people, the certain result would be to diminish the just authority of his office and the legitimate influence of the Crown.

Mr. Berry then moved, That the Assembly do agree to the said Address.

Debate ensued.

Question—put.

Assembly divided.

## Ayes, 46.

Mr. Andrew,	Mr. Kernot,
Mr. Barr,	Mr. Langridge,
Mr. Bell,	Mr. Laurens,
Mr. Berry,	Mr. Longmore,
Mr. Billson,	Mr. Macartney,
Mr. Bowman,	Mr. Macgregor,
Mr. Brophy,	Mr. Mirams,
Mr. D. Cameron,	Mr. Nimmo,
Mr. A. T. Clark,	Mr. O'Hea,
Mr. R. Clark (Sandhurst)	Sir B. O'Loghlen, Bart.,
Mr. R. Clark (Wimmera)	Mr. Patterson,
Mr. Cook,	Mr. Richardson,
Mr. Cooper,	Mr. Rees,
Mr. Cope,	Mr. Sainsbury,
Mr. B. G. Davies,	Major W. C. Smith,
Mr. D. M. Davies,	Mr. Story,
Mr. Dwyer,	Mr. Tucker,
Mr. Farrell,	Mr. Tytherleigh,
Mr. Fincham,	Mr. Williams,
Mr. Grant,	Mr. Wright.
Mr. Graves,	
Mr. Hunt,	<i>Tellers.</i>
Mr. Ince,	Mr. Gaunson,
Mr. Johnstone,	Mr. James.

## Noes, 14.

Mr. Bayles,	Mr. Ramsay,
Mr. Bird,	Mr. R. M. Smith,
Mr. E. H. Cameron,	Mr. Young,
Mr. Gillies,	Mr. Zox.
Mr. MacBain,	
Sir J. McCulloch,	<i>Tellers.</i>
Sir J. O'Shanassy,	Mr. McIntyre,
Mr. Purves,	Mr. Fraser.

And so it was resolved in the affirmative.

On the motion of Mr. Berry, the Assembly ordered that an Address be presented to His Excellency the Governor requesting him to forward the above Address to the Right Honorable the Secretary of State for the Colonies for presentation to Her Most Gracious Majesty the Queen.

4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 5th March next:—

“*Supreme Court Procedure and Practice Simplification Bill—Second reading,*”  
 “*Inglewood and Gippsland Railway Contracts—Report from Select Committee—To be further considered in Committee,*”  
 “*Officials in Parliament Act Amendment Bill—Second reading,*”  
 “*Refreshment Rooms—Resolutions to be reported,*”  
 “*Postage—Motion respecting—Resumption of Debate,*”  
 “*Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,*”  
 “*Ways and Means—To be further considered in Committee,*”  
 “*Supply—To be further considered in Committee,*”  
 “*Mining on Private Property Bill—Amendments of Legislative Council to be taken into consideration.*”

5. ADJOURNMENT.—Mr. Berry moved, pursuant to notice, That the House, at its rising, adjourn until Tuesday, 5th March next.

Question—put and resolved in the affirmative.

Assembly adjourned at four minutes to twelve o'clock until Tuesday, 5th March next, at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 75.

TUESDAY, 5TH MARCH 1878.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—  
Indian Famine Relief Fund—Despatch respecting the—  
Philadelphia Exhibition—Despatch respecting the Report of the Commissioners for Victoria to the—  
Ballarat Juvenile Industrial Exhibition—Despatch respecting the—  
Appropriation Bill—Rejection of—Memorandum by the Honorable the Chief Secretary (transmitted to the Secretary of State for the Colonies on 31st December 1877).

Severally ordered to lie on the Table.

Mr. Berry presented—

Industrial Schools and Reformatories.—Return to an Order of the Legislative Assembly, dated 20th November 1877, for a return showing the cost of the erection of the Industrial Schools and Reformatories in the colony as follows :—

- (1.) Total cost of buildings at Sunbury, and separately the cost of forming and planting orchard and vineyard ; also fencing, and superintendent's quarters.
- (2.) The number of children that can be accommodated.
- (3.) The cost of Royal Park buildings, of gasworks and connections, hospital building, permanent fittings, fencing, farm buildings ; with separate cost of forming and planting orchard, vineyard, and fencing ; the number of children that can be accommodated.
- (4.) Total cost of buildings at Ballarat, garden, fencing ; the number of children that can be accommodated.
- (5.) The same return for Geelong.
- (6.) The same return for Sandhurst.
- (7.) Expenditure on buildings at Prince's Bridge.
- (8.) Total cost of buildings at Reformatory, Coburg.

Bank Liabilities and Assets—Summary of Sworn Returns for the Quarter ended 31st December 1877.

Severally ordered to lie on the Table.

3. PETITIONS.—Mr. Bosisto presented a Petition from certain residents and owners of property in the town of Richmond, praying the House to give them relief in the matter referred to in the Petition by repealing the level crossing at Swan street, in the Schedule to the Act No. 271.

Petition read, and ordered to lie on the Table.

Mr. Lyell presented a Petition from Frank Madden, of No. 22 Market Buildings, Collins street west, solicitor for Sali Cleve, setting forth that certain informations are now pending in the Court of General Sessions of the Peace of the Central Bailiwick at Melbourne against Derbin Willder, of Dalwood, Wellington street, Brighton, stock and sharebroker ; and that such informations would be tried at the Court of General Sessions to be held at the County Court House, Melbourne, on Thursday the 7th day of March instant ; and that the Petitioner is advised and believes that it would be necessary for the said Sali Cleve that the documents next hereinafter mentioned, that is to say—

1st. The original writ for the election of a Member of the Legislative Assembly to represent the Electoral District of West Melbourne, issued on the twenty-third day of January One thousand eight hundred and seventy-eight, under the hand of the Honorable the Speaker, and under the seal of your Honorable House.

( 775 copies ).

2nd. The respective nomination papers of James Goodall Francis and Bryan O'Loughlen, the candidates at the election of a member to represent the Electoral District of West Melbourne in the Legislative Assembly of Victoria, which was holden on the fourth day of February One thousand eight hundred and seventy-eight, lodged with Robert Knaggs the Returning Officer for such Electoral District, and by him delivered to the Clerk of the Legislative Assembly.

3rd. The appointment of the said Derbin Willder as Deputy Returning Officer for the Electoral District of West Melbourne for the St. James' Division of the said District at the said election, under the hand of the said Robert Knaggs as such Returning Officer as aforesaid.

4th. The declaration made by the said Derbin Willder, as such Deputy Returning Officer, before entering upon his duties as such officer as aforesaid, under the 94th section of "*The Electoral Act 1865.*"

5th. The appointment of Sali Cleve as scrutineer on behalf of the said James Goodall Francis for the St. James Division of the said district at the said election.

6th. The declaration made by the said Sali Cleve before the said Derbin Willder as such Deputy Returning Officer on the fourth day of February One thousand eight hundred and seventy-eight, under the 94th section of "*The Electoral Act 1865.*"

7th. The original general roll of persons entitled to vote for members of the Legislative Assembly for the St. James of the said Electoral District of West Melbourne, certified by the said Robert Knaggs.

8th. The receipt, under the hand of the Clerk of the Legislative Assembly given to the said Robert Knaggs under Section 123 of the said Electoral Act, for the several packets and documents and parcels delivered by the said Robert Knaggs to the said Clerk in pursuance of the last-mentioned section.

9th. All packets, parcels, and documents whatsoever and their contents, delivered under the provisions of the last-mentioned section by the said Robert Knaggs to the said Clerk of the Legislative Assembly, and used by the said Derbin Willder at such election as aforesaid,

should be produced in evidence on the trial of the said informations; and praying that the Clerk of the Assembly, or other proper officer of the Assembly might be at liberty to produce such documents, packets, parcels, and matters as aforesaid, and that this House would be pleased to make such further order in the premises as to this House might seem meet.

Petition read, and ordered to lie on the Table.

Mr. Lyell moved, That leave be given to the Clerk of the Assembly, or such other officer of the Assembly as he may direct, to attend at the General Sessions on Thursday next, and then and there produce the documents mentioned in the Petition just presented to the House.

Debate ensued.

Motion, by leave, withdrawn.

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 :—

"*Ways and Means—To be further considered in Committee,*"

"*Supply—To be further considered in Committee,*"

"*Mining on Private Property Bill—Amendments of Legislative Council to be taken into consideration,*"

"*Supreme Court Procedure and Practice Simplification Bill—Second reading,*"

"*Inglewood and Gippsland Railway Contracts—Report from Select Committee—To be further considered in Committee,*"

"*Officials in Parliament Act Amendment Bill—Second reading,*"

"*Refreshment Rooms—Resolutions to be reported,*"

"*Postage—Motion respecting—Resumption of Debate,*"

"*Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee.*"

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

C. GAVAN DUFFY,  
*Speaker.*

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 76.

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WEDNESDAY, 6TH MARCH 1878.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Lyell presented a Petition from Frank Madden, of No. 22 Market Buildings, Collins street west, Melbourne, solicitor for Sali Cleve, setting forth that certain informations are now pending in the Court of General Sessions of the Peace for the Central Bailiwick at Melbourne against Derbin Willder, of Dalwood, Wellington street, Brighton, stock and sharebroker; and that such informations would be tried at the General Sessions to be held at the County Court House, at Melbourne, on Thursday the 7th day of March instant; and that the Petitioner is advised and believes that it would be necessary for the said Sali Cleve, the Prosecutor, that the documents next hereinafter mentioned, that is to say—
  - 1st. The original writ for the election of a Member of the Legislative Assembly to represent the Electoral District of West Melbourne, issued on the twenty-third day of January in the year of our Lord One thousand eight hundred and seventy-eight, under the seal of your Honorable House and the hand of the Honorable the Speaker.
  - 2nd. The respective nomination papers of James Goodall Francis and Sir Bryan O'Loughlen, the candidates at the election of a member to represent the Electoral District of West Melbourne in the Legislative Assembly of Victoria, which was holden on the fourth day of February One thousand eight hundred and seventy-eight, lodged with Robert Knaggs the Returning Officer for such Electoral District, and by him delivered to the Clerk of the Legislative Assembly.
  - 3rd. The appointment of the said Derbin Willder as Deputy Returning Officer of the Electoral District of West Melbourne for the St. James' Division of the said District at the said election, under the hand of the said Robert Knaggs as such Returning Officer as aforesaid.
  - 4th. The declaration made by the said Derbin Willder, as such Deputy Returning Officer, before entering on his duties as such officer as aforesaid, under the 94th section of "*The Electoral Act 1865.*"
  - 5th. The appointment of Sali Cleve as scrutineer on behalf of the said James Goodall Francis (under the hand of the said James Goodall Francis) for the St. James Division of the said electoral district at the said election.
  - 6th. The declaration made by the said Sali Cleve before the said Derbin Willder as such Deputy Returning Officer on the fourth day of February One thousand eight hundred and seventy-eight, under the 94th section of "*The Electoral Act 1865.*"
  - 7th. The copy of the general roll of persons entitled to vote for members of the Legislative Assembly for the St. James Division of the said Electoral District of West Melbourne, certified under the hand of the said Robert Knaggs, as such Returning Officer as aforesaid, and used by the said Derbin Willder, as such Deputy Returning Officer, as aforesaid, at such election, as aforesaid—should be produced in evidence on the trial of the said informations; and praying that the Clerk of the Assembly, or other proper officer of the Assembly might be at liberty to produce such documents, and that this House would be pleased to make such further order in the premises as to this House might seem meet.

Petition read, and ordered to lie on the Table.

Mr. Lyell moved, That leave be given to the Clerk of the Assembly, or such other officer of the Assembly as he may direct, to attend at the General Sessions on Thursday next, and then and there produce the documents mentioned in the Petition just presented to the House.

Debate ensued.

Question put.

Assembly divided.

Ayes, 14.

Mr. Bent,	Sir J. O'Shanassy,
Mr. Bird,	Mr. Service,
Mr. Bosisto,	Mr. A. K. Smith,
Mr. E. H. Cameron,	Mr. Zox.
Mr. Fraser,	
Mr. Gillies,	<i>Tellers.</i>
Mr. Kerferd,	Mr. McIntyre,
Mr. Moore,	Mr. Lyell.

Noes, 49.

Mr. Andrew,	Mr. Longmore,
Mr. Barr,	Mr. Macartney,
Mr. Bell,	Mr. Macgregor,
Mr. Berry,	Mr. Mirams,
Mr. Billson,	Mr. Munro,
Mr. Bowman,	Mr. Nimmo,
Mr. Brophy,	Mr. O'Hea,
Mr. R. Clark (Sandhurst)	Mr. Orr,
Mr. R. Clark (Wimmera)	Mr. Richardson,
Mr. Cook,	Mr. Rees,
Mr. Cooper,	Mr. Sainsbury,
Mr. Cope,	Mr. Sharpe,
Mr. D. M. Davies,	Mr. J. T. Smith,
Mr. Dixon,	Mr. L. L. Smith,
Mr. Dow,	Major W. C. Smith,
Mr. Dwyer,	Mr. F. L. Smyth,
Mr. Fincham,	Mr. Story,
Mr. Gaunson,	Mr. Tucker,
Mr. Grant,	Mr. Williams,
Mr. Hunt,	Mr. Woods,
Mr. Ince,	Mr. Wright.
Mr. Johnstone,	
Mr. Kernot,	<i>Tellers.</i>
Mr. Lalor,	
Mr. Langridge,	Mr. A. T. Clark,
Mr. Laurens,	Mr. Farrell.

And so it passed in the negative.

3. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—  
Chief Medical Officer—Report of—on the Sanatory station; for the Year ending 31st December 1877.  
Ordered to lie on the Table.  
Major W. C. Smith presented, by command of His Excellency the Governor—  
Mining Surveyors and Registrars—Reports of the—for the Quarter ended 31st December 1877.  
Ordered to lie on the Table.
4. INGLEWOOD AND GIPPSLAND RAILWAY CONTRACTS.—The Order of the Day for the further consideration in Committee of the whole Assembly of the Report from the Select Committee on these contracts 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; Mr. James reported that the Committee had made progress, and that he was directed to move that he have leave to sit again.  
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
5. OFFICIALS IN PARLIAMENT ACT AMENDMENT BILL.—Mr. Bent moved, That this Bill be now read a second time.  
Mr. Grant moved, That this debate be now adjourned.  
Question—That this debate be now adjourned until to-morrow—put and resolved in the affirmative.
6. PARLIAMENTARY DEADLOCK, 1866-8.—Mr. A. T. Clark moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying His Excellency to present to Parliament any hitherto unpublished despatches of the late Governor of Victoria, Viscount Canterbury, written during the Parliamentary deadlock of 1866-8.  
Question—put and resolved in the affirmative.
7. LEGISLATION DURING PRESENT SESSION.—Mr. Bird moved, pursuant to notice, That there be laid before this House a return showing—  
(1.) The measures that have been passed by this House during this Session.  
(2.) The measures that have been passed by the Legislative Council during this Session.  
(3.) The measures that, during this Session, have become law.  
Question—put and resolved in the affirmative.
8. LEAVE OF ABSENCE.—Mr. Service moved, pursuant to notice, That leave of absence be given to the Honorable J. J. Casey, Member for Mandurang, for such period as may be necessary for the performance of his duties as Commissioner to the Paris Exhibition.  
Question—put and resolved in the affirmative.
9. GOVERNMENT ADVERTISEMENTS.—Mr. Mirams' moved, pursuant to notice, That there be laid before this House a return showing—  
(1.) The total amount expended by the Government upon newspaper advertisements during the twelve months ending 31st May 1877; also, the total amount expended in the same manner during the nine months ending 28th February 1878.  
(2.) The names or titles of all newspapers in which Government advertisements have been inserted during these two periods respectively.  
(3.) The amount paid to each of these newspapers during the same periods.  
(4.) The present approximate circulation of each of these newspapers.  
Question—put and resolved in the affirmative.

10. CONSTITUTION STATUTE—SECTION 45.—Mr. Berry moved, pursuant to notice, That in accordance with the 45th section of the Constitution Statute, the costs, charges, and expenses incident to the collection, management, and receipts of the Consolidated Revenue shall, during the present financial year, and no longer, be treated as a special appropriation.

(2.) That the Treasury shall ascertain the amount of the said costs, charges, and expenses from the 1st July 1877 to the 28th February 1878, and that the said amount so ascertained shall be transferred in aid of the Ways and Means Acts 1877–8.

Debate ensued.

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

Debate continued.

Question—That the debate be now adjourned until to-morrow—put and resolved in the affirmative.

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

“ *Supreme Court Procedure and Practice Simplification Bill—Second reading,*” until Wednesday, 13th March instant;

“ *Refreshment Rooms—Resolutions to be reported,*” until to-morrow;

“ *Postage—Motion respecting—Resumption of Debate,*” until Wednesday, 13th March instant;

“ *Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,*”

“ *Ways and Means—To be further considered in Committee,*”

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

“ *Mining on Private Property Bill—Amendments of Legislative Council to be taken into consideration,*” until to-morrow.

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

C. GAVAN DUFFY,  
*Speaker.*



VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 77.

THURSDAY, 7TH MARCH 1878.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Berry, and the same was read, and is as follows :—

G. F. BOWEN,  
Governor.

Message No. 14.

The Governor informs the Legislative Assembly that he has on this day, at the Government Offices, in accordance with the advice of the Honorable the Attorney-General, given the Royal Assent to the undermentioned Acts of the present Session, presented to him by the Clerk of the Parliaments, in pursuance of the Joint Standing Order XV., viz. :—

1. " *An Act to amend the Customs Act 1857.*"
2. " *An Act to further amend the Passengers, Harbors, and Navigation Statute 1865.*"

Government Offices, Melbourne.  
19th February 1878.

Ordered to lie on the Table and to be printed.

3. NATIONAL AGRICULTURAL SOCIETY.—Mr. Nimmo moved, pursuant to notice, That there be laid before this House a return showing the names of the Council and Office-bearers of the National Agricultural Society of Victoria, from 1871 to 1878.  
Question—put and resolved in the affirmative.
4. CROWN LANDS BAILIFF, SOUTH GIPPSLAND.—Dr. Macartney moved, pursuant to notice, That there be laid before this House a return showing the date of the appointment of the present Crown lands bailiff for South Gippsland, and the number of selections in that district inspected by him personally between the date of his appointment and 1st November 1877.  
Question—put and resolved in the affirmative.
5. POLICE MAGISTRATE AND WARDEN, SOUTH GIPPSLAND.—Dr. Macartney moved, pursuant to notice, That there be laid before this House a return showing the number and the nature of the cases tried before the late police magistrate and warden for South Gippsland for the year 1877.  
Question—put and resolved in the affirmative.
6. JUDGES' ABSENCE.—Mr. Tucker moved, pursuant to notice, That there be laid before this House a return showing the number of days leave of absence granted to each of the Judges each year, from 1870 to this date ; showing also the amount of salary paid to each Judge during such absence from duty, and the reasons assigned upon which such leave of absence was granted.  
Question—put and resolved in the affirmative.
7. CONSTITUTION STATUTE—SECTION 45.—The Order of the Day for the resumption of the debate on the question—"That in accordance with the 45th section of the Constitution Statute, the costs, charges, and expenses incident to the collection, management, and receipts of the Consolidated Revenue shall, during the present financial year, and no longer, be treated as a special appropriation."  
(2.) That the Treasury shall ascertain the amount of the said costs, charges, and expenses from the 1st July 1877 to the 28th February 1878, and that the said amount so ascertained shall be transferred in aid of the Ways and Means Acts 1877-8"—having been read,  
Debate resumed.  
Mr. McIntyre moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and negatived.  
Question—That in accordance with the 45th section of the Constitution Statute, the costs, charges, and expenses incident to the collection, management, and receipts of the Consolidated Revenue shall, during the present financial year, and no longer, be treated as a special appropriation.  
(2.) That the Treasury shall ascertain the amount of the said costs, charges, and expenses from the 1st July 1877 to the 28th February 1878, and that the said amount so ascertained shall be transferred in aid of the Ways and Means Acts 1877-8, having been read—put.  
Assembly divided.

## Ayes, 48.

Mr. Andrew,	Mr. Langridge,
Mr. Barr,	Mr. Laurens,
Mr. Berry,	Mr. Longmore,
Mr. Billson,	Mr. Macartney,
Mr. Bowman,	Mr. Macgregor,
Mr. Brophy,	Mr. Mirams,
Mr. D. Cameron,	Mr. Nimmo,
Mr. A. T. Clark,	Mr. O'Hea,
Mr. R. Clark (Wimmera)	Sir B. O'Loughlen, Bart.,
Mr. Cook,	Mr. Patterson,
Mr. Cooper,	Mr. Richardson,
Mr. Cope,	Mr. Rees,
Mr. B. G. Davies,	Mr. Sainsbury,
Mr. D. M. Davies,	Mr. J. T. Smith,
Mr. Dow,	Major W. C. Smith,
Mr. Dwyer,	Mr. F. L. Smyth,
Mr. Farrell,	Mr. Story,
Mr. Fincham,	Mr. Tucker,
Mr. Grant,	Mr. Williams,
Mr. Graves,	Mr. Woods,
Mr. Hunt,	Mr. Wright.
Mr. Ince,	
Mr. James,	<i>Tellers.</i>
Mr. Kernot,	Mr. Dixon,
Mr. Lalor,	Mr. Gaunson.

## Noes, 12.

Mr. Bent,	Dr. Madden,
Mr. Bird,	Mr. Ramsay,
Mr. Bosisto,	Mr. R. M. Smith.
Mr. E. H. Cameron,	
Mr. Gillies,	<i>Tellers.</i>
Mr. Lyell,	Mr. McIntyre,
Mr. MacBain,	Mr. Zox.

And so it was resolved in the affirmative.

8. ADJOURNMENT.—Mr. Berry moved, pursuant to *amended* notice, That the House, at its rising, adjourn until Tuesday, 19th March instant.

Question—put and resolved in the affirmative.

9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 19th March instant:—

“*Ways and Means—To be further considered in Committee.*”

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

“*Mining on Private Property Bill—Amendments of Legislative Council to be taken into consideration.*”

“*Inglewood and Gippsland Railway Contracts—Report from Select Committee—To be further considered in Committee.*”

“*Officials in Parliament Act Amendment Bill—Second reading—Motion for—Resumption of debate.*”

“*Refreshment Rooms—Resolutions to be reported.*”

“*Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee.*”

Assembly adjourned at eighteen minutes to twelve o'clock until Tuesday, 19th March instant, at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 78.

TUESDAY, 19TH MARCH 1878.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Berry, and the same was read, and is as follows :—

G. F. BOWEN,  
*Governor.*

PARLIAMENTARY DEAD-LOCK 1866-8.

*Message No. 15.*

In return to the Address from the Legislative Assembly requesting that the Governor will cause to be laid on the Table of the House copies of "any hitherto unpublished Despatches of the late Governor of Victoria, Viscount Canterbury, written during the Parliamentary Dead-Lock of 1866-8," the Governor informs the Assembly that, having asked and received permission accordingly from the Secretary of State, he now transmits herewith copies of the Despatches referred to.

Government Offices, Melbourne,  
19th March 1878.

Ordered to lie on the Table and, together with the accompanying return, to be printed.

3. PAPERS.—Mr. Berry presented—

Legislation during present Session.—Return to an Order of the Legislative Assembly, dated 6th March instant, for—

- (1.) The measures that have been passed by this House during this Session.
- (2.) The measures that have been passed by the Legislative Council during this Session.
- (3.) The measures that, during this Session, have become law.

Ordered to lie on the Table.

Major W. C. Smith presented—

State School Books.—Return to an Order of the Legislative Assembly, dated 10th July last for a report upon the suitability or otherwise of the school books now in use in the State Schools; also whether they contain religious dogma contrary to the provisions of the Act, which provides for secular education only, and, if so, to what extent.

Ordered to lie on the Table.

4. ADJOURNMENT.—Mr. Berry moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

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

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

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VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 79.

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WEDNESDAY, 20<sup>TH</sup> MARCH 1878.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
  2. PAPER.—Major W. C. Smith presented, by command of His Excellency the Governor—  
Public Education.—Report on the state of Public Education in Victoria, and suggestions as to  
the best means of improving it, by Charles H. Pearson, Commissioner.  
Ordered to lie on the Table.
  3. ADJOURNMENT.—Mr. Berry moved, by leave of the Assembly, That the House, at its rising, adjourn  
until Tuesday, 26th March instant.  
Question—put and resolved in the affirmative.
- Assembly adjourned at ten minutes to five o'clock until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

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VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 80.

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TUESDAY, 26<sup>TH</sup> MARCH 1878.

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

2. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—  
Health Officer.—Report for the year ending 31st December 1877.  
Ordered to lie on the Table.

Mr. Berry presented—

Government Advertisements.—Return to an Order of the Legislative Assembly, dated 6th  
March instant, for—

- (1.) The total amount expended by the Government upon newspaper advertisements during the twelve months ending 31st May 1877; also, the total amount expended in the same manner during the nine months ending 28th February 1878.
- (2.) The names or titles of all newspapers in which Government advertisements have been inserted during these two periods respectively.
- (3.) The amount paid to each of these newspapers during the same periods.
- (4.) The present approximate circulation of each of these newspapers.

Ordered to lie on the Table.

3. ADJOURNMENT.—Mr. Berry moved, by leave of the Assembly, That the House, at its rising, adjourn until Thursday, 28th March instant.

Question—put and resolved in the affirmative.

Assembly adjourned at four minutes to five o'clock until Thursday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 81.

THURSDAY, 28<sup>TH</sup> MARCH 1878.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPER.—Mr. Lalor presented, by command of His Excellency the Governor—  
Pilot Board—Accounts of—for the year ending 31st August 1877.  
Ordered to lie on the Table.
3. GOVERNMENT EXPENDITURE—SORRENTO.—Mr. Gaunson moved, pursuant to notice, That there be laid before this House a return showing the expenditure of Government money at Sorrento.  
Question—put and resolved in the affirmative.
4. GRANTS OF LAND—TANK RESERVE, EASTERN HILL.—Mr. Langridge moved, pursuant to notice, That there be laid before this House a return showing the Grants of Land to various institutions on the Tank reserve, Eastern Hill, and the names and objects of the said institutions.  
Question—put and resolved in the affirmative.
5. APPROPRIATION BILL.—Mr. Berry moved, pursuant to notice, That a Committee be appointed to inspect the Minutes of the Proceedings of the Legislative Council with relation to any proceedings upon the Appropriation Bill 1877–8, and to make a Report thereof to the House ; such Committee to consist of Mr. Grant, Mr. Munro, Mr. Lyell, Mr. Gaunson, Mr. Cope, and the Mover ; three to form a quorum.  
Debate ensued.  
Question—put and resolved in the affirmative.  
Ordered—That the Committee do retire immediately.
6. 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 for the continuation of an Expiring Law*" without amendment.  
(Signed) W. H. F. MITCHELL,  
Legislative Council Chamber, President.  
Melbourne, 28th March 1878.
7. PAPERS.—Mr. Berry presented—  
Parliamentary Crisis—Copy of Despatches from the Right Honorable the Secretary of State for the Colonies to Sir Geo. F. Bowen, G.C.M.G.  
Indian Famine Relief Fund—Further despatch relating to—  
Severally ordered to lie on the Table.
8. APPROPRIATION BILL.—Mr. Grant reported from the Committee appointed to inspect the Minutes of the Proceedings of the Legislative Council that they had inspected the said Minutes accordingly, and found by an entry in the Minutes of the Proceedings of the Legislative Council of Thursday, the 20th December 1877, that the Appropriation Bill was "laid aside" by the Legislative Council.  
Ordered—That the said Report do lie on the Table and be printed.  
Mr. Berry moved, That the Resolution which, upon the 11th day of December last, was reported from the Committee of Ways and Means, might be read.  
Question—put and resolved in the affirmative.  
And the said resolution was read as followeth:—  
Resolved—That, towards making good the Supply granted to Her Majesty for the service of the year ending 30th June 1878, the sum of £1,127,176 be granted out of the Consolidated Revenue of Victoria.  
Mr. Berry moved, That leave be given to bring in a Bill to apply a sum out of the Consolidated Revenue to the service of the year ending on the last day of June One thousand eight hundred and seventy-eight, and to appropriate the Supplies granted in this Session of Parliament.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Berry and Mr. Grant do prepare and bring in a Bill to carry out the above resolution.

9. APPROPRIATION BILL, No. 2.—Mr. Berry then brought up a Bill intituled "*A Bill to apply a Sum out of the Consolidated Revenue to the service of the year ending on the last day of June One thousand eight hundred and seventy-eight, and to appropriate the Supplies granted in this Session 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 this day.

Mr. Berry 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. Berry 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. Berry, 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. James reported that the Committee had gone through the Bill and agreed to the same without amendment.

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. Berry, read a third time and passed.

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

*"An Act to apply a sum out of the Consolidated Revenue to the service of the Year ending on the last day of June One thousand eight hundred and seventy-eight, and to appropriate the Supplies granted in this Session of Parliament."*

Question—put and resolved in the affirmative.

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

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 2nd April next:—

*"Ways and Means—To be further considered in Committee,"*

*"Supply—To be further considered in Committee,"*

*"Mining on Private Property Bill—Amendments of Legislative Council to be taken into consideration,"*

*"Inglewood and Gippsland Railway Contracts—Report from Select Committee—To be further considered in Committee,"*

*"Officials in Parliament Act Amendment Bill—Second reading—Motion for—Resumption of debate,"*

*"Refreshment Rooms—Resolutions to be reported,"*

*"Attorneys, Solicitors, and Proctors Admission Bill—To be further considered in Committee,"*

*"Supreme Court Procedure and Practice Simplification Bill—Second reading,"*

*"Postage—Motion respecting—Resumption of Debate."*

Assembly adjourned at twenty minutes past nine o'clock until Tuesday next at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 82.

TUESDAY, 2ND APRIL 1878.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Gaunson presented a Petition from certain miners of the Waranga district, praying the House would take such action in the matter referred to in the Petition as would be more beneficial to the mining interest of the colony.

Ordered to lie on the Table.

Mr. Service presented a Petition from Frank Madden, of No. 22 Market Buildings, Collins street west, in the city of Melbourne, solicitor for James Goodall Francis, setting forth that certain informations are now pending in the Court of General Sessions of the Peace for the Central Bailiwick at Melbourne, against Robert Knaggs, of 137B King street, in the city of Melbourne, medical practitioner, and that such informations would be tried at the General Sessions, to be held at the County Court House at Melbourne, on Wednesday, the first day of May next, and that the Petitioner is advised and believes that it would be necessary for the said James Goodall Francis, the prosecutor, that the documents next hereinafter mentioned, that is to say:—

1. The original writ for the election of a Member of the Legislative Assembly to represent the electoral district of West Melbourne, issued on the twenty-third day of January in the year of our Lord One thousand eight hundred and seventy-eight, under the seal of your Honorable House and the hand of the Honorable the Speaker.

2. The respective nomination papers of James Goodall Francis and Sir Bryan O'Loghlen, the candidates at the election of a member to represent the electoral district of West Melbourne in the Legislative Assembly of Victoria, which was holden on the fourth day of February One thousand eight hundred and seventy-eight, lodged with the said Robert Knaggs, as the Returning Officer for such electoral district, and by him delivered to the Clerk of the Legislative Assembly.

3. The declaration made by the said Robert Knaggs, as such Returning Officer, before entering on his duties as such officer as aforesaid, under the 72nd section of "*The Electoral Act 1865*."

4. The appointment of John Montgomery Templeton as scrutineer on behalf of the said James Goodall Francis (under the hand of the said James Goodall Francis) for the said St. Patrick's Division of the said electoral district at the said election.

5. The declaration made by the said John Montgomery Templeton, before the said Robert Knaggs, as such Returning Officer, on the fourth day of February One thousand eight hundred and seventy-eight, under the 94th section of "*The Electoral Act 1865*."

6. The copy of the general roll of persons entitled to vote for Members of the Legislative Assembly for the St. Patrick's Division of the said electoral district of West Melbourne, certified under the hand of the said Robert Knaggs, as such Returning Officer, as aforesaid, and used by the said Robert Knaggs, as such Returning Officer, as aforesaid, at such election, as aforesaid—should be produced in evidence on the trial of the said informations; and praying that the Clerk of the Assembly, or other proper officer of the Assembly, might be at liberty to produce such documents, and that this House would be pleased to make such further order in the premises as to this House might seem meet.

Petition read, and ordered to lie on the Table.

Mr. Billson presented a Petition from the President and Councillors of the United Shire of Beechworth, under the corporate seal of the said shire, praying that the House would take the statements set forth in the Petition into favorable consideration and grant the Petitioners such relief, by validating the rate referred to in the Petition, or otherwise as to this House might seem best.

Ordered to lie on the Table.

3. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—  
Press Telegrams—Order in Council.—Alteration in time for receiving.  
New Government House at Melbourne—Despatches respecting.  
New Hebrides Islands—Despatches respecting the Protectorate of.

Severally ordered to lie on the Table.



4. DISCHARGE OF ORDERS OF THE DAY.—On the motion of Mr. Berry, the following Orders of the Day were read and discharged :—  
*“ Ways and Means—To be further considered in Committee,”*  
*“ Supply—To be further considered in Committee,”*  
*“ Mining on Private Property Bill—Amendments of Legislative Council to be taken into consideration.”*
5. ADJOURNMENT.—Mr. Berry moved, by leave of the Assembly, That this House do now adjourn.  
 Debate ensued.  
 Motion by leave withdrawn.
6. BREACHES OF CUSTOMS LAWS.—Mr. Tucker moved, pursuant to notice, That the return ordered to lie upon the table of the House on 12th February 1878, relative to offences against the Customs laws, be printed.  
 Question—put and resolved in the affirmative.
7. BEECHWORTH RATE VALIDATING BILL.—Mr. Billson moved, pursuant to notice, That he have leave to bring in a Bill to validate a rate struck by the Council of the United Shire of Beechworth ; and treat such Bill as a Public Bill ; and that the Standing Orders and payment of fees be dispensed with.  
 Question—put and resolved in the affirmative.  
 Ordered—That Mr. Billson and Mr. Gaunson do prepare and bring in the Bill.  
 Mr. Billson then brought up a Bill intituled *“ A Bill to validate a Rate 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 this day.  
 Mr. Billson moved, That this Bill be now read a second time.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 Mr. Billson 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. Billson, 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. James reported that the Committee had gone through the Bill, and agreed to the same without amendment.  
 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. Billson, read a third time and *passed*.  
 Mr. Billson moved, That the following be the title of the Bill :—  
*“ An Act to validate a Rate 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.
8. PASSENGERS—VICTORIAN RAILWAYS.—Mr. Bird moved, pursuant to notice, That there be laid before this House a return showing—  
 (1.) The number of passengers that arrived at, and left each station on, the Victorian Railways from 1st January 1877 to 1st January 1878.  
 (2.) The quantity of goods received at, and forwarded from, each station during the same period.  
 (3.) The cost per mile of the lines constructed, and the approximate cost per mile of the various lines under construction.  
 Debate ensued.  
 Motion by leave withdrawn.
9. ROSSTOWN RAILWAY BILL.—Mr. Langridge moved, pursuant to notice, That the Report of the Select Committee on a Bill intituled *“ A Bill to authorize the construction of the Rosstown Junction Railway and for other purposes,”* be now taken into consideration.  
 Question—put and resolved in the affirmative.  
 And the said several amendments were read and agreed to by the Assembly.  
 Ordered—That the Bill be read a third time to-morrow.
- Assembly adjourned at two minutes past six o'clock until to-morrow at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 83.

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WEDNESDAY, 3RD APRIL 1878.

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

2. PAPERS.—Mr. Berry presented, by command of His Excellency the Governor—

Copy of Postal Convention between Victoria and the United States of America.

Chief Medical Officer—Return of Diseases and Deaths in the various Establishments under the charge of the—for the Year 1877.

Severally ordered to lie on the Table.

Mr. Grant presented—

Judges' Absence.—Return to an Order of the Legislative Assembly, dated 7th March last, for a return showing the number of days leave of absence granted to each of the Judges each year, from 1870 to this date; showing also the amount of salary paid to each Judge during such absence from duty, and the reasons assigned upon which such leave of absence was granted.

Drafting Bills.—Return to an Order of the Legislative Assembly, dated 10th October 1877, for a return of all Bills drafted for the Government, including those drafted by its officers, between 1st January 1872 and 1st October 1877, giving the titles of the Bills, the names of the draftsmen, and the fees (if any) paid in respect to each Bill.

Police Magistrate and Warden, South Gippsland.—Return to an Order of the Legislative Assembly, dated 7th March last, for a return showing the number and the nature of the cases tried before the late police magistrate and warden for South Gippsland for the year 1877.

Severally ordered to lie on the Table.

Mr. Longmore presented—

Crown Lands Bailiff, South Gippsland.—Return to an Order of the Legislative Assembly, dated 7th March last, for a return showing the date of the appointment of the present Crown lands bailiff for South Gippsland, and the number of selections in that district inspected by him personally between the date of his appointment and 1st November 1877.

Ordered to lie on the Table.

Assembly adjourned at sixteen minutes past five o'clock until to-morrow at four o'clock.

C. GAVAN DUFFY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 84.

THURSDAY, 4TH APRIL 1878.

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 agreed to the Bill intituled "*An Act to apply a Sum out of the Consolidated Revenue to the Service of the Year ending on the last day of June One thousand eight hundred and seventy-eight, and to appropriate the Supplies granted in this Session of Parliament*" without amendment.

(Signed)

W. H. F. MITCHELL,

President.

Legislative Council Chamber,  
Melbourne, 3 April 1878.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to validate a Rate and for other purposes*" without amendment.

(Signed)

W. H. F. MITCHELL,

President.

Legislative Council Chamber,  
Melbourne, 3rd April 1878.

3. PRINTING COMMITTEE.—Mr. Farrell, on behalf of Mr. Speaker, Chairman, brought up the Third Report from this Committee.  
Ordered to lie on the Table and to be printed.
4. PETITION.—Mr. Cook presented a Petition from certain members of the Executive Committee of the Outer Circle Railway League, praying that this House would oppose the Bill for the construction of the "direct line," and in lieu thereof substitute the Outer Circle line of railway.  
Petition read and ordered to lie on the Table.
5. ADJOURNMENT.—Mr. Sharpe moved, That this House do now adjourn.  
Debate ensued.  
Question—put and negatived.
6. PAPER.—Mr. Patterson presented—  
Government Expenditure—Sorrento.—Return to an Order of the Legislative Assembly, dated 28th March last, for a return showing the expenditure of Government money at Sorrento.  
Ordered to lie on the Table.
7. POLITICAL CRISIS—ADDRESS TO HIS EXCELLENCY THE GOVERNOR.—Mr. Berry moved, pursuant to notice, That the following gentlemen be appointed a Committee to draw up an Address to His Excellency the Governor, thanking him for his impartial and constitutional action during the crisis, viz., Mr. Langridge, Mr. Richardson, Mr. Brophy, Mr. Cook, Mr. Nimmo, Mr. Johnstone, Mr. Bell, and the Mover; three to form a quorum.  
Debate ensued.  
Question—put.  
Assembly divided.

## Ayes, 35.

Mr. Andrew,	Mr. Laurens,
Mr. Bell,	Mr. Longmore,
Mr. Berry,	Mr. Macgregor,
Mr. Billson,	Mr. Mirams,
Mr. Brophy,	Mr. Munro,
Mr. A. T. Clark,	Mr. Nimmo,
Mr. R. Clark (Wimmera)	Mr. O'Hea,
Mr. Cook,	Mr. Patterson,
Mr. B. G. Davies,	Mr. Richardson,
Mr. D. M. Davies,	Mr. Sainsbury,
Mr. Dow,	Mr. J. T. Smith.
Mr. Dwyer,	Mr. F. L. Smyth,
Mr. Farrell,	Mr. Tucker,
Mr. Grant,	Mr. Wright.
Mr. Graves,	
Mr. Ince,	
Mr. James,	<i>Tellers.</i>
Mr. Johnstone,	Mr. Orr,
Mr. Kernot,	Mr. Gaunson.

## Noes, 16.

Mr. Bird,	Mr. Purves,
Mr. E. H. Cameron,	Mr. Ramsay,
Mr. J. Gavan Duffy,	Mr. Service,
Mr. Gillies,	Mr. R. M. Smith,
Mr. Kerferd,	Mr. Young.
Mr. Lyell,	
Mr. MacBain,	<i>Tellers.</i>
Mr. Mackay,	Mr. McIntyre,
Mr. Moore,	Mr. Carter.

And so it was resolved in the affirmative.

Ordered—That the Committee do retire immediately.

Mr. Berry (Chairman) brought up from the Committee an Address, which was read, and is as follows :—

*To His Excellency Sir GEORGE FERGUSON BOWEN, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, and Vice-Admiral of the same, &c.*

MAY IT PLEASE YOUR EXCELLENCY :—

We, Her Majesty's most dutiful and loyal subjects, the Members of the Legislative Assembly of Victoria, in Parliament assembled, desire to approach Your Excellency with the assurance of our continued loyalty and devotion to Her Most Gracious Majesty, and of our personal respect to Your Excellency.

Before closing an arduous and memorable session, we desire to approach Your Excellency with the expression of our thanks for the constant vigilance, the wise forbearance, and the unwavering patience, which have so largely contributed to carry the country safely through a trying crisis.

Under the pressure of serious difficulties Your Excellency has maintained in their integrity the principles of English freedom embodied in our Constitution ; principles which secure, at the same time, the liberty of the people and the authority of the Crown.

With less constitutional foresight on the part of the Queen's Representative, a conflict between the Constituencies and the Crown might have become inevitable. The unbroken order happily preserved throughout the country during a period of intense excitement is attributable, we are persuaded, beyond any other cause to the conviction in the minds of the people that the high functions with which Your Excellency is invested would be exercised in a spirit of equity and impartiality.

In your relations to Parliament, to your Advisers, and to the Crown, Your Excellency has, in our judgment, exhibited a constant desire to preserve to each its legitimate authority ; and, in after times, we doubt not, the example which you have set in a grave public emergency will be cited as a model for Constitutional Governors.

Mr. Berry then moved, That the Assembly do agree in the said Address.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That the said Address be presented to His Excellency by Mr. Speaker and Members of the Assembly.

8. **ROSTOWN RAILWAY BILL.**—Mr. Langridge moved, pursuant to *amended* notice, given by Mr. Zox, That the promoter of the Rosstown Junction Railway Bill have leave to suspend any further proceedings thereupon, and to proceed with the same Bill in the next Session of Parliament.
- (2.) That, not later than four clear days after the next meeting of Parliament, the Bill shall be deposited with the Clerk of the Assembly, with a declaration, signed by the agent, stating that the Bill is the same in every respect as the Bill with respect to which proceedings have been so suspended at the last stage of the proceedings in this House in the present Session.
- (3.) That the Bill, endorsed by the Clerk as having been duly deposited with him, shall be laid by him forthwith on the Table of the House in the next Session of Parliament.
- (4.) That the Bill so laid on the Table, with the Petition for the Bill, and the order to bring in the same shall be read, and thereupon such Bill shall be read a first and second time, and ordered to be read a third time.
- (5.) That the above be adopted as Standing Orders of the Legislative Assembly.

Question—put and resolved in the affirmative.

9. **WEST MELBOURNE ELECTION.**—Mr. Service moved, pursuant to notice, That permission be given to the Clerk, or such other officer of the Assembly as he may direct, to attend at the General Sessions to be holden at Melbourne on 1st May next, and then and there produce certain documents mentioned in the Petition of Frank Madden, presented to this House on 2nd April instant.

Debate ensued.

Question—put.

Assembly divided.

	Ayes, 16.	
Mr. Bird,		Mr. Purves,
Mr. E. H. Cameron,		Mr. Ramsay,
Mr. Carter,		Mr. Service,
Mr. J. Gavan Duffy,		Mr. R. M. Smith,
Mr. Gillies,		Mr. Young.
Mr. Kerferd,		
Mr. MacBain,		<i>Tellers.</i>
Mr. Mackay,		Mr. Moore,
Mr. McIntyre,		Mr. Lyell.

	Noes, 36.
Mr. Andrew,	Mr. Macgregor,
Mr. Bell,	Mr. Mirams,
Mr. Berry,	Mr. Munro,
Mr. Billson,	Mr. O'Hea,
Mr. Brophy,	Mr. Orr,
Mr. D. Cameron,	Mr. Richardson,
Mr. R. Clark (Wimmera)	Mr. Sainsbury,
Mr. Cook,	Mr. J. T. Smith,
Mr. D. M. Davies,	Mr. L. L. Smith,
Mr. Dow,	Major W. C. Smith,
Mr. Dwyer,	Mr. F. L. Smyth,
Mr. Farrell,	Mr. Story,
Mr. Grant,	Mr. Tucker,
Mr. Graves,	Mr. Woods,
Mr. Ince,	Mr. Wright.
Mr. Johnstone,	
Mr. Langridge,	<i>Tellers.</i>
Mr. Laurens,	Mr. Patterson,
Mr. Longmore,	Mr. Gaunson.

And so it passed in the negative.

10. WOODS' CONTINUOUS BRAKE.—Mr. McIntyre moved, pursuant to notice, That a statement be laid before this House, showing the total expenditure incurred by the Government in connection with Woods' continuous brake, giving detailed particulars of the amount of labor and material, the cost of each, and the names of the officers and timekeepers by whom the same are certified; also, the cost of its application to each carriage and to each engine respectively; and, further, that this House be informed whether any arrangement has been entered into between the Government and the proprietors of the patent for the future use of the brake, or if any arrangement is pending between them; and, if so, what.

Debate ensued.

Question—put and resolved in the affirmative.

11. ADJOURNMENT.—Mr. Grant moved, by leave of the Assembly, That the House, at its rising, adjourn until Tuesday, 9th April instant, at twelve o'clock.

Question—put and resolved in the affirmative.

Assembly adjourned at seven minutes past eleven o'clock until Tuesday next at twelve o'clock.

C. GAVAN DUFFY,  
*Speaker.*

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 85.

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TUESDAY, 9TH APRIL 1878.

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 had, with several Members of the House, waited upon His Excellency the Governor, and had presented to him the Address of the Assembly agreed to on Thursday last, and that His Excellency had been pleased to make the following reply thereto:—

MR. SPEAKER AND GENTLEMEN:

I thank you in the name of the Queen for this assurance of your continued loyalty and devotion to our gracious and beloved Sovereign.

On my own behalf I thank you for the expression of your respect, and for the testimony which your Address contains to my constant endeavours to pursue a strictly constitutional course throughout the grave political difficulties from which we have now happily emerged.

It is always most satisfactory, on public grounds, that the Representative of the Crown should enjoy the confidence of the representatives of the people, and this is an Address from the representatives of a great colony, of which any Representative of the Crown might well be proud.

The events of the Session now brought to its close will fill an important chapter in the history of Victoria. It is my earnest hope that any excited feelings caused by the recent conflict will rapidly disappear, and that the several branches of the Legislature, by the aid of mutual forbearance and wise moderation, will combine in harmony and goodwill to promote the true interests of all classes of the community.

In conclusion, Mr. Speaker and Gentlemen, I request you once more to accept my hearty thanks for your Address, and to receive the assurance of my sincere desire to co-operate cordially at all times with both Houses of Parliament.

(Signed) G. F. BOWEN.

Government Offices,  
Melbourne, 9th April 1878.

3. ROSSTOWN RAILWAY BILL.—Mr. Speaker announced that His Excellency the Governor had been pleased to approve of the Standing Order of this House adopted on the 4th April instant.
4. PAPER.—Mr. Berry presented—  
Municipal Valuations.—Return to an Order of the Legislative Assembly, dated 21st November 1877, for—
  - (1.) The net amount of the valuation of the rateable property in the several shires, cities, towns, and boroughs in the colony, made during the year before, and in every year since, the passing of *The Local Government Act 1874*.
  - (2.) The amount of rates in the pound levied on such valuations in every such year.
  - (3.) The amounts of the sworn declarations upon which the annual endowment has been distributed, showing:—
    1. The amount of the rate collected of the rate made during the year immediately preceding the making of such declarations.
    2. The amount of arrears of rates collected during the same period.

Ordered to lie on the Table.

5. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—A Message from His Excellency the Governor, by the Usher of the Legislative Council.

MR. SPEAKER,

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 give the Royal Assent to the Public Bills following, viz. :—

*“An Act to apply a Sum out of the Consolidated Revenue to the Service of the Year ending on the last day of June One thousand eight hundred and seventy-eight, and to appropriate the Supplies granted in this Session of Parliament.”*

*“An Act for the Continuation of an Expiring Law.”*

*“An Act to validate a Rate and for other purposes.”*

6. 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 :

I am glad to be able to release you from your legislative duties, after a protracted and memorable session. The measures which you have passed are both numerous and important, and will, I trust, add to the contentment and prosperity of the people.

Grave questions of Constitutional rights and powers have arisen, and been debated and maintained with inflexible resolution ; but I rejoice to add that a settlement has been ultimately found not inconsistent with the principles of responsible government and the spirit of the Constitution.

To avoid, however, the possibility of the recurrence of such a conflict in the future, my Advisers will, with all possible despatch, prepare a measure to alter and amend the Constitution Statute.

It is satisfactory to announce that a Land Tax, so long imperatively demanded by the country, has become law, and that beneficial effects are already indicated by its operation.

The Railway Construction Bill will open up fresh tracts of country, and prove a boon to the large number of selectors who have made homes upon the soil.

The alteration of the Tariff is well calculated to increase production, and at the same time to assist commerce.

Friendly Societies in Victoria have assumed an importance which justified comprehensive legislation, and I trust the Bill passed this session will tend to the consolidation and increase of these important organizations.

I regret that *phylloxera vastatrix* has made its appearance in the vineyards of the colony, but the prompt measure of the Legislature will, I trust, stamp out this scourge in its infancy.

The war recently waged between Russia and Turkey has increased the danger of this colony by the possibility of hostilities occurring between the former Power and Great Britain. My Advisers have adopted every possible precaution with the view of placing Melbourne beyond the possibility of a successful attack from any quarter.

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

I thank you on behalf of Her Majesty for the liberality of your grants for carrying on the public service of the colony and for the further development of its resources.

Notwithstanding the delay which unfortunately occurred in connection with the passing of the Appropriation Bill, the public works of the colony have been uninterruptedly continued, and the administration of justice and of the several departments of the Government has proceeded without intermission.

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

During the recess, my Advisers will be enabled carefully to scrutinize the various departments of the public service with a view to retrenchment.

In being relieved from your onerous duties you must be gratified to know that, under the blessing of Divine Providence, the country has continued prosperous, notwithstanding the prolonged political struggle.

In the name of Her Majesty I declare this Parliament prorogued to Tuesday the 21st day of May next, and it is hereby prorogued accordingly.

C. GAVAN DUFFY,  
*Speaker.*

# SELECT COMMITTEES

APPOINTED DURING SESSION 1877-8.

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## 1.—ELECTIONS AND QUALIFICATIONS.

(Appointed 26th June 1877.)

Mr. Dwyer,  
Mr. Lalor,  
Mr. Langridge,  
Mr. MacPherson,

Mr. Richardson,  
Mr. Service,  
Mr. Young.

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## 2.—REPLY TO HIS EXCELLENCY THE GOVERNOR'S OPENING SPEECH.

(Appointed 26th June 1877.)

Mr. Berry,  
Mr. Richardson,  
Mr. Mirams,  
Mr. Munro,  
Mr. Wright,  
Mr. Graves,

Mr. Barr,  
Mr. Brophy,  
Mr. Fergusson,  
Mr. Sainsbury,  
Mr. Nimmo,  
Mr. Dow.

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## 3.—LIBRARY.

(Appointed 3rd July 1877.)

Mr. Speaker,  
Mr. King,  
Mr. Mirams,

Mr. O'Hea,  
Mr. Tucker.

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## 4.—PARLIAMENT BUILDINGS.

(Appointed 3rd July 1877.)

Mr. Speaker,  
Mr. Woods,  
Sir Charles MacMahon,

Mr. Langridge,  
Mr. Purves.

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## 5.—REFRESHMENT ROOMS.

(Appointed 3rd July 1877.)

Mr. Dixon,  
Mr. Fincham,  
Mr. A. K. Smith,

Mr. Brophy,  
Mr. L. L. Smith.

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## 6.—STANDING ORDERS.

(Appointed 3rd July 1877.)

Mr. Speaker,  
Mr. Casey,  
Mr. Lalor,  
Mr. B. G. Davies,  
Mr. Munro,  
Mr. Service,

Mr. F. L. Smyth,  
Mr. Gaunson,  
Sir John O'Shanassy,  
Sir James McCulloch,  
Sir Charles MacMahon,  
Mr. Berry.

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## 7.—PRINTING.

(Appointed 3rd July 1877.)

Mr. Speaker,  
Mr. Andrew,  
Mr. Bosisto,  
Mr. Cope,  
Mr. Johnstone,  
Mr. Zox,

Mr. Bent,  
Mr. A. T. Clark,  
Mr. Farrell,  
Mr. Nimmo,  
Mr. Sharpe.



## 8.—ROSSTOWN JUNCTION RAILWAY BILL.

(Appointed 11th July 1877.)

Mr. King,  
Mr. Dixon,  
Mr. Zox,Mr. Fraser,  
Mr. Langridge.

## 9.—SEAMEN AND SHIPPING.

(Appointed 25th July 1877.)

Mr. Casey,  
Mr. Lalor,  
Mr. Johnstone,  
Mr. Andrew,  
Mr. Gaunson,Mr. A. K. Smith,  
Mr. L. L. Smith,  
Mr. Bayles,  
Mr. A. T. Clark.

## 10.—ALMA CONSOLS COMPANY.

(Appointed 21st August 1877.)

Mr. Bowman,  
Mr. Dwyer,  
Mr. Gaunson,Mr. Graves,  
Mr. Brophy.

## 11.—NATIONAL INSURANCE COMPANY'S BILL.

(Appointed 29th August 1877.)

Mr. King,  
Mr. Lyell,  
Mr. Fergusson,Mr. Zox,  
Mr. Carter.

## 12.—BEECHWORTH WATER WORKS BILL.

(Appointed 5th September 1877.)

Mr. Fincham,  
Mr. Cooper,  
Mr. Gaunson,Mr. Zox,  
Mr. Graves.

## 13.—REPORTING PROCEEDINGS OF PARLIAMENT.

(Appointed 2nd October 1877.)

Sir John O'Shanassy,  
Mr. Munro,  
Mr. A. T. Clark,Mr. Nimmo,  
Mr. Richardson.

## 14.—METROPOLITAN GAS COMPANY'S BILL.

(Appointed 3rd October 1877.)

Mr. Cook,  
Mr. Dixon,  
Mr. Tucker,  
Mr. Bosisto,  
Mr. Kerferd,  
Mr. Cooper,Mr. Gavan Duffy,  
Mr. Johnstone,  
Mr. McIntyre,  
Mr. Woods,  
Mr. Munro.

## 15.—LIVERPOOL AND LONDON AND GLOBE INSURANCE COMPANY'S BILL.

(Appointed 31st October 1877.)

Mr. Carter,  
Mr. Gaunson,  
Mr. Tucker,Mr. Zox,  
Mr. Langridge.

## 16.—INGLEWOOD AND GIPPSLAND RAILWAYS CONTRACTS.

(Appointed 1st November 1877.)

Mr. Kerferd,  
Mr. Lyell,  
Mr. Bosisto,  
Mr. Hunt,  
Mr. Richardson,Mr. Bell,  
Mr. Cook,  
Mr. Williams,  
Mr. Bent.

17.—GIPPSLAND AND GOULBURN VALLEY RAILWAY BILLS.—CONFERENCE  
WITH COMMITTEE OF LEGISLATIVE COUNCIL.

(Appointed 18th December 1877.)

Mr. Grant,  
Mr. Woods,  
Mr. Orr,  
Mr. Dixon,  
Mr. Munro,

Mr. Gaunson,  
Mr. Patterson,  
Mr. Fergusson,  
Mr. Sharpe,  
Mr. Berry.

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18.—REJECTION OF APPROPRIATION BILL.—ADDRESS TO THE QUEEN.

(Appointed 12th February 1878.)

Sir Bryan O'Loughlen, Bart.,  
Mr. Richardson,  
Mr. Tucker,  
Mr. Johnstone,  
Mr. Cooper,  
Mr. Gaunson,

Mr. A. T. Clark,  
Mr. Dixon,  
Mr. Nimmo,  
Mr. Graves,  
Mr. Mirams,  
Mr. Berry.

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19.—REJECTION OF APPROPRIATION BILL.—INSPECTION OF MINUTES OF  
LEGISLATIVE COUNCIL.

(Appointed 28th March 1878.)

Mr. Grant,  
Mr. Munro,  
Mr. Lyell,

Mr. Gaunson,  
Mr. Cope,  
Mr. Berry.

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20.—POLITICAL CRISIS.—ADDRESS TO HIS EXCELLENCY THE GOVERNOR.

(Appointed 4th April 1878.)

Mr. Langridge,  
Mr. Richardson,  
Mr. Brophy,  
Mr. Cook,

Mr. Nimmo,  
Mr. Johnstone,  
Mr. Bell,  
Mr. Berry.

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VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 1.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1877.

TUESDAY, 24<sup>TH</sup> JULY 1877.

No. 1.—*Railway Construction Bill.—First Schedule.*

### GIPPSLAND RAILWAY.

#### MELBOURNE TO OAKLEIGH.

Commencing in the Government House reserve, in the parish of South Melbourne; thence for 22 chains 34 links by a curve of 20 chains radius, the chord of which bears south 68° east in Government House reserve, in the parish of South Melbourne; thence for 21 chains 42 links in a straight line bearing south 36° east in Government House reserve, in the parish of South Melbourne; thence for 14 chains 84 links by a curve of 25 chains radius, the chord of which bears south 53° east, passing out of Government House reserve into lagoon in the Botanical Gardens, in the parish of South Melbourne; thence for 14 chains 15 links in a straight line bearing south 70° east, passing out of lagoon in Botanical Gardens in the parish of South Melbourne; thence for 4 chains 19 links by a curve of 40 chains radius, the chord of which bears south 67° east, passing out of Botanical Gardens into Anderson street, in the parish of South Melbourne; thence for 19 chains 39 links in a straight line bearing south 64° east, passing out of Anderson street, through the grounds of St. Leonards, crossing Botanical road or Clowes street, passing through the ground at Fairley House, crossing Punt road, and passing out of the parish of South Melbourne into Crown allotment 1, in the parish of Prahran; thence for 10 chains 12 links by a curve of 20 chains radius, the chord of which bears south 49° 30' east, passing out of Crown allotment 1 into Crown allotment 2, in the parish of Prahran; thence for 7 chains 40 links in a straight line bearing south 35° east, passing out of Crown allotment 2 into Crown allotment 3, crossing the line of the Domain road north of Caroline street, in the parish of Prahran; thence for 7 chains 16 links by a curve of 20 chains radius, the chord of which bears south 45° 29' east, passing out of Crown allotment 3 into Crown allotment 4, crossing Murphy street, in the parish of Prahran; thence for 64 chains 23 links in a straight line bearing south 55° 58' east, passing out of Crown allotment 5, crossing Darling street and the Melbourne and Hobson's Bay United Company's railway, crossing Balmoral street, through Crown allotments 5 and 6, crossing Chapel street, through Crown allotments 7 and 8, crossing Gardiner's Creek road through Crown allotments 35 and 34, into Crown allotment 33, in the parish of Prahran; thence for 14 chains 38 links by a curve of 80 chains radius, the chord of which bears south 60° 58' 30" east, passing out of Crown allotment 33 into Crown allotment 32, in the parish of Prahran; thence for 4 chains 53 links in a straight line bearing south 66° 15' east, in Crown allotment 32, in the parish of Prahran; thence for 10 chains 17 links by a curve of 80 chains radius, the chord of which bears south 62° 36' 30" east, passing out of Crown allotment 32, crossing Williams road into Crown allotment 31, in the parish of Prahran; thence for 54 chains 48 links in a straight line bearing south 58° 58' east, passing out of Crown allotment 31, crossing Canterbury road, through Crown allotment 30, crossing Commercial road at its intersection with Orrong road, through Crown allotment 48 into Crown allotment 49, in the parish of Prahran; thence for 16 chains 99 links by a curve of 40 chains radius, the chord of which bears south 46° 48' east, passing out of Crown allotment 49 into Crown allotment 50, in the parish of Prahran; thence for 28 chains 30

links in a straight line bearing south  $34^{\circ} 38'$  east, passing out of Crown allotment 50, crossing High street, through Crown allotment 51, crossing Boundary road, through Crown allotments 27 and 28, crossing Union street, through Crown allotment 51 into Crown allotment 50, in the parish of Prahran; thence for 24 chains 63 links by a curve of 100 chains radius, the chord of which bears south  $41^{\circ} 41' 30''$  east, passing out of Crown allotment 50, through Crown allotment 49, crossing Wattle-tree road, through Crown allotment 55 into Crown allotment 56, in the parish of Prahran; thence for 1 mile 12 chains 50 links in a straight line, bearing south  $48^{\circ} 45'$  east, passing out of Crown allotment 56, through Crown allotment 57, crossing Barkly road through Crown allotments 59 and 61, into and along the three-chain road from Melbourne to Dandenong, and into Crown land in the parish of Prahran; thence for 26 chains 97 links by a curve of 100 chains radius, the chord of which bears south  $15^{\circ} 27'$  east, passing out of Crown land, through the Caulfield Racecourse, crossing one-chain road into Crown land in the parish of Prahran; thence for 2 miles 67 chains 61 links in a straight line bearing south  $64^{\circ} 12'$  east passing out of Crown land, through Crown allotment 98, crossing road, through Crown allotment 99, and along the three-chain road from Melbourne to Dandenong, through Crown allotments 105 and 106, crossing Koornang road, through Crown allotments 106 and 105, through subdivision A of Crown allotment 8, crossing half-chain road, crossing Mirembeena road, through Crown allotments 77, 78, and 79, crossing Poath road, through Crown allotments 89 and 90, crossing Kangaroo road, through Crown allotment 87, crossing Warrigal road, and passing out of the parish of Prahran, into Crown allotment 2, in the parish of Mulgrave, and joining the authorised line from Oakleigh to Sale at its commencement.

The bearings are from the magnetic meridian.

Limit of deviation 12 chains, from commencement up to allotment 98, in the parish of Prahran, from thence to the junction with the authorised line of Railway at Oakleigh, 30 chains.

Motion made and question put—That this Schedule as amended stand part of the Bill.—(*Mr. Woods.*)

Committee divided.

Ayes, 54.

Mr. Andrew,	Mr. King,
Mr. Barr,	Mr. Kernot,
Mr. Bell,	Mr. Lalor,
Mr. Bent,	Mr. Laurens,
Mr. Berry,	Mr. Levien,
Mr. Billson,	Mr. Longmore,
Mr. Bird,	Mr. MacBain,
Mr. Bowman,	Dr. Macartney,
Mr. Brophy,	Mr. Nimmo,
Mr. Casey,	Mr. O'Hea,
Mr. A. T. Clark,	Mr. Orr,
Mr. R. Clark,	Mr. Patterson.
Mr. R. Clark,	Mr. Richardson,
Mr. Cook,	Mr. Rees,
Mr. Cooper,	Mr. Sainsbury,
Mr. Cope,	Mr. Service,
Mr. B. G. Davies,	Mr. J. T. Smith,
Mr. D. M. Davies,	Major W. C. Smith,
Mr. Dow,	Mr. F. L. Smyth,
Mr. Dwyer,	Mr. Story,
Mr. Farrell,	Mr. Tytherleigh,
Mr. Fergusson,	Mr. Williams,
Mr. Fincham,	Mr. Woods,
Mr. Gaunson,	Mr. Wright.
Mr. Grant,	
Mr. Graves,	<i>Tellers.</i>
Mr. Hunt,	Mr. Dixon,
Mr. Johnstone,	Mr. L. L. Smith.

Noes, 23.

Mr. Bosisto,	Mr. Munro,
Mr. E. H. Cameron,	Mr. Purves,
Mr. Carter,	Mr. Ramsay,
Mr. Fraser,	Mr. A. K. Smith,
Mr. Gillies,	Mr. G. Paton Smith,
Mr. Langridge,	Mr. Tucker,
Mr. Lyell,	Mr. Young,
Mr. Macgregor,	Mr. Zox.
Sir C. Mac Mahon,	
Mr. MacPherson,	<i>Tellers.</i>
Sir J. McCulloch,	Mr. Bayles,
Mr. McIntyre,	Mr. Moore.
Mr. Mirams,	

WEDNESDAY, 25<sup>TH</sup> JULY 1877.

No. 2.—*Railway Construction Bill.—Third Schedule.*

#### DUNOLLY AND ST. ARNAUD RAILWAY.

Commencing at 13 miles 27 chains and 53 links on the centre line of the Maryborough and Dunolly Railway, being the point of intersection of the said centre line of railway with the south-east side of the Chinaman's Flat road, in the township of Dunolly; thence for 2 chains and 99 links in a straight line bearing north  $29^{\circ} 41'$  west; thence for 25 chains and 77 links by a curve of 40 chains radius, the chord of which bears north  $48^{\circ} 8' 30''$  west; thence for 31 miles 4 chains and 73 links in a straight line bearing north  $66^{\circ} 36'$  west, passing out of the township and parish of Dunolly, and into and through the parishes of Barp, Painswick, Bealiba, Koorac, and Mooler, and into the parish and township of St. Arnaud, terminating on the west boundary line of allotment 8 of section M<sup>2</sup>, being the east side of Raglan street, in the township of St. Arnaud.

Bearings from the magnetic meridian at Maryborough.

Limit of deviation, 5 miles.—(*Mr. Woods.*)

Amendment proposed—That all the words in the Schedule be omitted with a view to insert instead thereof the following words, viz. :—

AVOCA AND ST. ARNAUD RAILWAY.

Commencing at the terminus of the Avoca Railway and passing through the parishes of Avoca, Boolerch, Warrenmang, Moyreisk, Redbank, Boola Boloke, Carapooee, Moolerr, to the township of St. Arnaud, at no point exceeding 3 miles from the existing surveyed line between Avoca and St. Arnaud.—(*Mr. Dow.*)

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

Committee divided.

Ayes, 49.

Mr. Andrew,	Mr. Macgregor,
Mr. Bayles,	Sir C. Mac Mahon,
Mr. Bent,	Mr. MacPherson,
Mr. Berry,	Mr. Munro,
Mr. Bosisto,	Mr. Nimmo,
Mr. E. H. Cameron,	Mr. Patterson,
Mr. Casey,	Mr. Purves,
Mr. Cook,	Mr. Ramsay,
Mr. Cooper,	Mr. Richardson,
Mr. Cope,	Mr. Sainsbury,
Mr. J. Gavan Duffy,	Mr. Service,
Mr. Dwyer,	Mr. Sharpe,
Mr. Farrell,	Mr. J. T. Smith,
Mr. Fergusson,	Mr. L. L. Smith,
Mr. Gaunson,	Major W. C. Smith,
Mr. Grant,	Mr. Story,
Mr. Graves,	Mr. Tucker,
Mr. Johnstone,	Mr. Tytherleigh,
Mr. King,	Mr. Williams,
Mr. Kernot,	Mr. Woods,
Mr. Lalor,	Mr. Zox.
Mr. Langridge,	
Mr. Laurens,	
Mr. Longmore,	
Mr. Lyell,	
Mr. MacBain,	

*Tellers.*

Mr. Mirams,  
Mr. Orr.

Noes, 16.

Mr. Barr,	Mr. Fraser,
Mr. Bell,	Mr. Levien,
Mr. Billson,	Sir J. O'Shanassy,
Mr. Bird,	Mr. Rees,
Mr. Bowman,	Mr. F. L. Smyth.
Mr. Brophy,	
Mr. R. Clark (Sandhurst),	<i>Tellers.</i>
Mr. Dow,	Mr. D. M. Davies,
Mr. Fincham,	Mr. Hunt.

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 2.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1877.

TUESDAY, 31st JULY 1877.

No. 1.—*Railway Construction Bill.—Second Schedule.*

### GOULBURN VALLEY RAILWAY.

#### AVENEL TO "SHEPPARTON."

Commencing at a point in the Railway Reserve on the North-Eastern Railway 72 miles 13 chains 67 links from Melbourne, in the township of Avenel, parish of Avenel, in the county of Moira; thence 49 chains 5 links by a curve of 35 chains radius, the chord of which bears north  $10^{\circ} 50' 30''$  west, passing out of Railway Reserve into unsurveyed land, in the parish of Avenel; thence for 5 miles 34 chains 12 links in a straight line bearing north  $50^{\circ} 59'$  west, passing out of unsurveyed land, in the township of Avenel, through allotments 16, 15, and 14, of section G, allotment 3 of section B, allotments 13, 6, and 5, of section G, parish of Avenel, through allotments 4, 3, 2, 20, and 22, in the parish of Wormangal, through allotment 5, and into allotment 39, parish of Tabilk; thence for 30 chains 30 links by a curve of 40 chains, the chord of which bears north  $29^{\circ} 16' 30''$  west, in allotment 39, in the parish of Tabilk; thence for 2 miles 46 chains 95 links in a straight line bearing north  $7^{\circ} 34'$  west, passing out of allotment 39, through allotments 38, 19, 18, 16, into allotment 14, in the parish of Tabilk; thence for 26 chains 53 links by a curve of 50 chains radius, the chord of which bears north  $7^{\circ} 38' 30''$  east, in allotment 14, parish of Tabilk; thence for 4 miles 1 chain 48 links in a straight line bearing north  $22^{\circ} 5'$  east, passing out of allotment 14, in the parish of Tabilk, through allotments 69, 68, 67, 45, 31, 30, and into allotment 19 in the parish of Wahring; thence for 31 chains 49 links by a curve of 60 chains radius, the chord of which bears north  $7^{\circ} 49'$  east, in allotment 19, in the parish of Wahring; thence for 4 miles 61 chains 22 links in a straight line bearing north  $7^{\circ} 13'$  west, passing out of allotment 19, through allotments 12, 11, and 3, crossing three-chain road from Avenel to Murchison, through allotment 3A, parish of Wahring, through allotments 9 and 7, parish of Dargalong, crossing River Goulburn, and passing out of the parish of Dargalong, county of Moira, into the parish of Murchison, county of Rodney, through allotments 5, 6, 7, and 8, crossing Drunnemgum Creek, through allotment 9, into allotment 27, in the parish of Murchison; thence for 1 mile 12 chains 51 links, by a curve of 600 chains radius, the chord of which bears north  $2^{\circ} 48'$  west, passing out of allotment 27, through allotments 29 and 30, in allotment 47, in the parish of Murchison; thence for 6 miles 52 chains 26 links in a straight line bearing north  $1^{\circ} 37'$  east, passing out of allotment 47, through allotments 52, 53 and 54, crossing road from Murchison to Whroo and Waranga, through allotments 95, 96, 99, and 100, in the parish of Murchison, through allotments 27, 24, 25, 51, 50, 53, and 66, into allotment 67, parish of North Murchison; thence for 32 chains, by a curve of 200 chains radius, the chord of which bears north  $2^{\circ} 57' 30''$  west, passing out of allotment 67 into allotment 88, in the parish of North Murchison; thence for 4 miles 63 chains 55 links in a straight line bearing north  $7^{\circ} 32'$  west, passing out of allotment 88, through allotments 89, 98, 99, 120, and 121, parish of North Murchison, through allotment 8, through the selection of Alexander McInnes, into allotment 15, parish of Toolamba West; thence for 27 chains 16 links by a curve of 80 chains radius, the chord of which bears north  $2^{\circ} 11' 30''$  east, passing out of allotment 15, into the selection of Arthur Maskell,

parish of Toolamba west; thence for 2 miles 1 chain 66 links in a straight line bearing north  $11^{\circ} 55'$  east, passing out of Arthur Maskell's selection, through unsurveyed land, in the Tatura township reserve, into the selection of Thomas Hogan, in the Parish of Toolamba west; thence for 68 chains 44 links by a curve of 80 chains radius, the chord of which bears north  $36^{\circ} 25' 30''$  east, passing out of the selection of Thomas Hogan, through Crown land, in the parish of Toolamba west, crossing two-chain road, into the selection of P. Colkon, in the parish of Toolamba; thence for 5 miles 29 chains 81 links in a straight line bearing north  $70^{\circ} 56'$  east, passing out of the selection of P. Colkon, through the selections of Donald McKay, James Gormley, James Myers, Robert Craven, James Monterieff, John Monterieff, Michael Healy, John Langdon, and Martin Cussen, through Crown land, into allotment 26, parish of Toolamba; thence for 28 chains 86 links by a curve of 80 chains radius, the chord of which bears north  $71^{\circ} 16'$  east, in allotment 26, parish of Toolamba; thence for 2 miles 70 chains 22 links in a straight line bearing north  $81^{\circ} 36'$  east, passing out of allotment 26, through allotment 25, through allotment 9, through Crown land, crossing the Goulburn River, and passing out of the parish of Toolamba, county of Rodney, into the parish of Kialla, county of Moira, through Crown land, through allotment 82, through Crown land, crossing the Broken River, passing out of parish of Kialla, through allotments 10 and 9, into allotment 8, in the parish of Shepparton; thence for 49 chains 40 links by a curve of 50 chains radius, the chord of which bears north  $53^{\circ} 17' 30''$  east, passing out of allotment 8, through allotment 12, into allotment 7, parish of Shepparton; thence for 72 chains 61 links in a straight line bearing north  $24^{\circ} 59'$  east, passing out of allotment 7, through allotments 2 and 3, through suburban allotments 14 and 15, crossing Vaughan street at its intersection with Skene street, into suburban section 28, terminating at the south side of High street, in the township of Shepparton.

The bearings are from the true meridian.

Limit of deviation, 2 miles.—(Mr. Woods.)

Amendment proposed—That all words in the above Schedule after the word "Shepparton" in the heading thereof be omitted with a view to insert instead thereof the following words, viz. :—

*On East side of the River Goulburn.*

Commencing at a point on the North-Eastern Railway, 72 miles 4 chains  $58\frac{1}{2}$  links from Melbourne in the township of Avenel, parish of Avenel, in the county of Delatite; thence for 23 chains 13 links by a curve of 17 chains radius, the chord of which bears north  $2^{\circ} 10'$  west, passing out of Railway Reserve into unsurveyed land in the township of Avenel; thence for 5 miles 56 chains 87 links in a straight line bearing north  $41^{\circ} 10'$  west, passing out of unsurveyed land in the township of Avenel, through allotments 15 and 14 of section G, allotment 3 of section B, allotments 13, 6, 5, and 4 of section G, parish of Avenel, and through allotments 4, 3, 2, 20, and 22 in the parish of Wormangal, and through allotments 6 and 5 into allotment 39 in the parish of Tabilk; thence for 27 chains 23 links by a curve of 40 chains radius, the chord of which bears north  $21^{\circ} 35'$  west, passing out of allotment 39, through allotment 69, into allotment 40, in the parish of Tabilk; thence for 2 miles 15 chains 33 links in a straight line bearing north  $2^{\circ}$  west, passing out of allotment 40, through allotments 37, 20, and 18, into allotment 16, in the parish of Tabilk; thence for 23 chains 15 links by a curve of 40 chains radius, the chord of which bears north  $14^{\circ} 30'$  east, passing out of allotment 16 into the private township of Nagambie; thence for 4 miles 24 chains 47 links in a straight line, bearing north  $31^{\circ}$  west, passing out of the private township of Nagambie, through allotment 14 in the parish of Tabilk, through allotments 68, 69, 67, 45, 31, 30, 19, 20, 12, 10, 9, 4 in the parish of Wahrung, through allotment 21 into allotment 22 in the parish of Dargalong; thence for 7 chains 33 links by a curve of 40 chains radius, the chord of which bears north  $36^{\circ} 15'$  east, passing out of allotment 22 into allotment 20 in the parish of Dargalong; thence for 1 mile 30 chains 57 links in a straight line, bearing north  $41^{\circ} 30'$  east, passing out of allotment 20, through allotments 19, 18, and 48, into allotment 51, in the parish of Dargalong; thence for 29 chains 69 links by a curve of 40 chains radius, the chord of which bears north  $20^{\circ}$  east, passing out of allotment 51, through allotment 52, into allotment 54, in the parish of Dargalong; thence for 3 miles 70 chains in a straight line, bearing north  $1^{\circ} 30'$  west, passing out of allotment 54, through allotments 71, 72, 73, 85, 101, 102, 103, 114, 115, 160, 159, 158, 157, and 156, into 172, in the parish of Dargalong; thence for 34 chains 64 links by a curve of 30 chains radius, the chord of which bears north  $33^{\circ}$  east, passing out of allotment 172, through 173, into allotment 174; thence for 5 miles 76 chains 8 links by a line bearing north  $64^{\circ} 30'$  east, passing out of allotment 174, through allotments 175, 176, 177, 178, 179, and north-west corner of allotment 180, parish of Dargalong, through allotments 103, 100, 99, and allotment 93, across Muddy Creek, through allotments 94, 88, 87, 81, 70, 69, 72, and into allotment 66, parish of Arcadia; thence for 25 chains 12 links by a curve of 40 chains radius, the chord of which bears north  $46^{\circ}$  east, passing out of allotment 66 into three-chain road in the parish of Arcadia; thence for 5 miles 41 chains 20 links by a line bearing north  $27^{\circ} 30'$  east, passing along three-chain road into allotment 47, parish of Kialla; thence for 15 chains 72 links by a curve of 40 chains radius, the chord of which bears north  $16^{\circ}$  east, in allotment 47 in the parish of Kialla; thence for 4 miles 60 chains 56 links by a line bearing north  $4^{\circ} 30'$  east, passing out of allotment 47, through allotments 50, 56, 55, 63, 62, south-east corner of 72, into allotment 71, in the parish of Kialla; thence for 6 chains 66 links by a curve of 40 chains radius, the chord of which bears north  $9^{\circ} 15'$  east, in allotment 71 in the parish of Kialla; thence for 69 chains 60 links by a curve of 40 chains radius, the chord of which bears north  $9^{\circ}$  east, in allotment 71, parish of Kialla; thence for 45 chains 56 links by a line bearing north  $4^{\circ}$  east, passing out of allotment 71, parish of Kialla; across Broken River, into allotment 13, parish of Shepparton; thence for 3 chains 84 links by a curve of 40 chains radius, the chord of which bears north  $6^{\circ} 45'$  east, in allotment 13, parish of Shepparton; thence for 1 mile 19 chains 31 links by a line bearing north  $9^{\circ} 30'$  east, passing out of allotment 13, through allotments 6 and 3, parish of Shepparton, through suburban allotments 14 and 15, through township section 18<sup>a</sup> and 18, terminating at the south side of High street in the township of Shepparton.

The bearings are from the true meridian.

Limit of deviation 4 miles.—(Mr. Woods.)





VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 3.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1877.

WEDNESDAY, 5TH SEPTEMBER 1877.

No. 1.—*Land Tax Bill.*—*Clause 8.*

Where any landed estate is vested in any trustees or trustee the same amount of land tax shall be payable in respect of such estate as if one person was the sole owner thereof and every person beneficially interested therein shall be deemed an owner thereof and shall be liable to pay a sum by way of land tax which bears the same proportion to the whole amount of land tax payable in respect of such estate which the annual value of the interest to which such person is entitled bears to the whole net rents and profits; and every such trustee shall be answerable to Her Majesty for payment of every such sum but shall not be liable to any further land tax in respect of any such landed estate.—(*Mr. Grant.*)

Amendment proposed—That the following proviso be added to the above clause, viz. :—

Provided that where two or more persons are *bonâ fide* beneficially interested in any landed estate vested in any trustee or trustees under the will of a deceased person prior to the passing of this Act the land tax shall only be computed on the separate and individual interest of each person so beneficially interested under such trust.—(*Mr. Carter.*)

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

Committee divided.

Ayes, 13.

Mr. Bosisto,	Mr. Purves,
Mr. Carter,	Mr. A. K. Smith,
Mr. Fergusson,	Mr. Zox.
Mr. Fraser,	
Mr. Johnstone,	<i>Tellers.</i>
Mr. Levien,	Mr. McIntyre,
Mr. MacBain,	Mr. Mackay.
Mr. MacPherson,	

Noes, 36.

Mr. Andrew,	Dr. Macartney,
Mr. Barr,	Mr. Macgregor,
Mr. Bell,	Mr. Munro,
Mr. Berry,	Mr. Nimmo,
Mr. Billson,	Mr. O'Hea,
Mr. Bird,	Mr. Patterson,
Mr. Bowman,	Mr. Richardson,
Mr. D. Cameron,	Mr. Rees,
Mr. Casey,	Mr. Sainsbury,
Mr. Cook,	Mr. Sharpe,
Mr. Cope,	Mr. J. T. Smith,
Mr. Dow,	Major W. C. Smith,
Mr. Farrell,	Mr. F. L. Smyth,
Mr. Fincham,	Mr. Story,
Mr. Grant,	Mr. Woods.
Mr. Kernot,	
Mr. Lalor,	<i>Tellers.</i>
Mr. Laurens,	Mr. Mirams,
Mr. Longmore,	Mr. D. M. Davies.

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 4.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1877.

TUESDAY, 11<sup>TH</sup> SEPTEMBER 1877.

No. 1.—*Ways and Means.*

Motion made and question put—That on and after the 17th day of August 1877 the duty on the undermentioned goods shall be as follows, on importation into Victoria by land or sea, viz. :—

Bags and Sacks :—

Corn and Flour Bags and Sacks	...	...	...	1s. per dozen.
All other Bags and Sacks (except Gunnies and Sugar Mats)	...	...	...	6d. per dozen.
Woolpacks	...	...	...	3d. each.

—(*Mr. Berry.*)

Committee divided.

Ayes, 35.

Mr. Andrew,	Mr. Longmore,
Mr. Bell,	Mr. Macgregor,
Mr. Berry,	Mr. Mirams,
Mr. Billson,	Mr. Munro,
Mr. D. Cameron,	Mr. Nimmo,
Mr. A. T. Clark,	Mr. O'Hea,
Mr. R. Clark (Sandhurst),	Mr. Patterson,
Mr. Cook,	Mr. Rees,
Mr. Cope,	Mr. Sainsbury,
Mr. D. M. Davies,	Mr. J. T. Smith,
Mr. Farrell,	Major W. C. Smith,
Mr. Fergusson,	Mr. Story,
Mr. Grant,	Mr. Tucker,
Mr. Johnstone,	Mr. Woods.
Mr. King,	
Mr. Kernot,	<i>Tellers.</i>
Mr. Lalor,	
Mr. Langridge,	Mr. Dixon,
Mr. Laurens,	Mr. Fincham.

Noes, 22.

Mr. Bayles,	Mr. McIntyre,
Mr. Bird,	Mr. Orr,
Mr. Bosisto,	Sir J. O'Shanassy,
Mr. Bowman,	Mr. Service,
Mr. Carter,	Mr. A. K. Smith,
Mr. R. Clark (Wimmera),	Mr. G. Paton Smith,
Mr. Cooper,	Mr. Young,
Mr. Gillies,	Mr. Zox.
Mr. Hunt,	
Mr. Kerferd,	<i>Tellers.</i>
Mr. Levien,	Mr. Ramsay,
Mr. MacBain,	Mr. Purves.

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 5.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1877.

WEDNESDAY, 4TH OCTOBER 1877.

*Ways and Means.*—Tax on Stock.

Motion made—That, in lieu of the registration fee now payable on the undermentioned Live Stock, the following duties shall be charged on all such Stock imported by land or sea on and after 17th day of August 1877:—

Cows, Oxen, Heifers, Bulls, Steers, Calves (over six months old), except working bullocks in teams ... ..	each 5s.
Horses, Mares, Geldings, Colts, and Fillies, not in saddle or harness ...	each 5s.
Sheep, whether Rams, Ewes, Wethers, or Lambs ... ..	each 9d.
Pigs ... ..	each 2s.

—(*Mr. Berry.*)

Amendment proposed—That the figure “9” in line seven of the above resolution be omitted, with a view to insert instead thereof the figure “6.”—(*Mr. Sharpe.*)

Question—That the figure “9” proposed to be omitted stand part of the resolution—put.

Committee divided.

Ayes, 38.

Mr. Andrew,	Mr. Macgregor,
Mr. Bayles,	Mr. Mirams,
Mr. Bell,	Mr. Nimmo,
Mr. Bent,	Mr. O’Hea,
Mr. Berry,	Mr. Patterson,
Mr. Billson,	Mr. Richardson,
Mr. Cook,	Mr. Rees,
Mr. Cooper,	Mr. Sainsbury,
Mr. Cope,	Mr. J. T. Smith,
Mr. D. M. Davies,	Major W. C. Smith,
Mr. Dixon,	Mr. F. L. Smyth,
Mr. Dwyer,	Mr. Story,
Mr. Farrell,	Mr. Tucker,
Mr. Fergusson,	Mr. Williams,
Mr. Grant,	Mr. Woods,
Mr. Johnstone,	Mr. Wright.
Mr. Kernot,	
Mr. Lalor,	<i>Tellers.</i>
Mr. Langridge,	Mr. Orr,
Mr. Longmore,	Mr. Munro.

Noes, 22.

Mr. Bird,	Sir J. McCulloch,
Mr. Bosisto,	Mr. McIntyre,
Mr. E. H. Cameron,	Dr. Madden,
Mr. Carter,	Sir J. O’Shanassy,
Mr. Gavan Duffy,	Mr. Service,
Mr. Fraser,	Mr. Sharpe,
Mr. Gillies,	Mr. A. K. Smith,
Mr. Kerferd,	Mr. Zox.
Mr. King,	
Mr. Laurens,	<i>Tellers.</i>
Mr. Lyell,	Mr. Ramsay,
Mr. MacPherson,	Mr. MacBain.



LEGISLATIVE ASSEMBLY.

No. 7.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1877.

TUESDAY, 13<sup>TH</sup> NOVEMBER 1877.

No. 1.—*Gippsland Railway Construction Bill.*—Clause 3.

It shall be lawful to make and maintain the following railway in the line and upon the lands described in the Schedule hereto and within any deviation thereof as herein provided, and all proper works and conveniences in connection therewith (that is to say):—

(1). A railway “commencing” at a point near Flinders street in the city of Melbourne at the eastern boundary of the land held by the Melbourne and Hobson’s Bay United Railway Company and terminating in the parish of Mulgrave at the commencement of the railway from Oakleigh to Sale in the line and upon the lands described in the Schedule hereto, and such railway and the railway from Oakleigh to Sale may be called the Gippsland Railway.—(*Mr. Berry.*)

Amendment proposed—That all the words after the word “commencing” in line 4 be omitted with a view to insert instead thereof the following words, viz.:—“on the Melbourne, Mount Alexander, and Murray River railway at a point 1 mile 7 chains 20 links from the commencement of the said railway at Melbourne and terminating at the commencing point of the Gippsland railway, as described in the First Schedule to Act No. 475.”—(*Mr. Cook.*)

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

Committee divided.

Ayes, 52.

Mr. Andrew,	Mr. Mc.Bain,
Mr. Barr,	Mr. Macgregor,
Mr. Bell,	Dr. Madden,
Mr. Bent,	Mr. McIntyre,
Mr. Berry,	Mr. Mirams,
Mr. Billson,	Mr. Moore,
Mr. Bird,	Mr. Nimmo,
Mr. Bosisto,	Mr. O’Hea,
Mr. Bowman,	Mr. Orr,
Mr. D. Cameron,	Mr. Patterson,
Mr. Carter,	Mr. Richardson,
Mr. R. Clark (Sandhurst)	Mr. Rees,
Mr. Cooper,	Mr. Sainsbury,
Mr. Cope,	Mr. Service,
Mr. B. G. Davies,	Mr. Sharpe,
Mr. D. M. Davies,	Mr. A. K. Smith,
Mr. Farrell,	Mr. J. T. Smith,
Mr. Fincham,	Major W. C. Smith,
Mr. Grant,	Mr. Tytherleigh,
Mr. Graves,	Mr. Williams,
Mr. Hunt,	Mr. Woods,
Mr. Johnstone,	Mr. Wright,
Mr. Kernot,	Mr. Zox.
Mr. King,	
Mr. Lalor,	<i>Tellers.</i>
Mr. Langridge,	Mr. L. L. Smith,
Mr. Levien,	Mr. Dixon.

Noes, 14.

Mr. E. H. Cameron,	Mr. Ramsay,
Mr. Cook,	Mr. G. Paton Smith,
Mr. Gillies,	Mr. Story,
Mr. Laurens,	Mr. Young.
Mr. Lyell,	<i>Tellers.</i>
Mr. MacPherson,	
Mr. Munro.	Mr. Fraser,
Sir J. O’Shanassy,	Mr. Tucker.

No. 2.—*Goulburn Valley Railway Bill—Schedule.*

## GOULBURN VALLEY RAILWAY.

AVENEL TO SHEPPARTON.

*On East side of the River Goulburn.—(Mr. Berry.)*Amendment proposed—That the words “On east side of the River Goulburn” in line 3 of this Schedule be omitted.—(*Mr. Gillies.*)Question—That words proposed to be omitted stand part of the Schedule—put.  
Committee divided.

Ayes, 51.

Mr. Andrew,	Mr. Langridge,
Mr. Barr,	Mr. Laurens,
Mr. Bell,	Mr. Longmore,
Mr. Bent,	Mr. Macgregor,
Mr. Berry,	Mr. Mirams,
Mr. Billson,	Mr. Munro,
Mr. Bird,	Mr. Nimmo,
Mr. Bowman,	Mr. O’Hea,
Mr. Brophy,	Mr. Orr,
Mr. D. Cameron,	Mr. Patterson,
Mr. R. Clark (Sandhurst)	Mr. Richardson,
Mr. Cook,	Mr. Rees,
Mr. Cooper,	Mr. Sainsbury,
Mr. Cope,	Mr. Sharpe,
Mr. D. M. Davies,	Mr. J. T. Smith,
Mr. Dow,	Major W. C. Smith,
Mr. Dwyer,	Mr. Story,
Mr. Farrell,	Mr. Tucker,
Mr. Fergusson,	Mr. Tytherleigh,
Mr. Fincham,	Mr. Williams,
Mr. Grant,	Mr. Woods,
Mr. Graves,	Mr. Wright.
Mr. Hunt,	
Mr. Johnstone,	
Mr. Kernot,	
Mr. King,	
Mr. Lalor,	

*Tellers.*Mr. L. L. Smith.  
Mr. Dixon,

Noes, 21.

Mr. Bayles,	Mr. McIntyre,
Mr. Bosisto,	Sir J. O’Shanassy,
Mr. E. H. Cameron,	Mr. Ramsay,
Mr. Carter,	Mr. Service,
Mr. J. Gavan Duffy,	Mr. A. K. Smith,
Mr. Gillies,	Mr. Young,
Mr. Kerferd,	Mr. Zox.
Mr. Levien,	
Mr. MacBain,	
Mr. Mackay,	
Mr. MacPherson,	
Dr. Madden,	

*Tellers.*Mr. Fraser,  
Mr. Moore.

## WEDNESDAY (MORNING) 15TH NOVEMBER.

No. 3.—*Ways and Means—Import and Export Duties.*Motion made—That the following duties shall be charged upon the undermentioned on exportation from Victoria, by land or sea, viz.:—Bark known as Wattle, Acacia, or Mimosa, on and after the 1st day of July 1878, £3 per ton.—(*Mr. Lalor.*)Amendment proposed—That “£3 per ton” be omitted from the proposed resolution.—(*Mr. Levien.*)Question—That £3 per ton proposed to be omitted stand part of the proposed resolution—put.  
Committee divided.

Ayes, 33.

Mr. Andrew,	Mr. Laurens,
Mr. Bell,	Mr. Longmore,
Mr. Berry,	Mr. Macgregor,
Mr. Billson,	Mr. Mirams,
Mr. Bird,	Mr. Patterson,
Mr. Bowman,	Mr. Richardson,
Mr. R. Clark (Sandhurst)	Mr. Rees,
Mr. Cooper,	Mr. Sainsbury,
Mr. D. M. Davies,	Major W. C. Smith,
Mr. Dixon,	Mr. F. L. Smyth,
Mr. Farrell,	Mr. Story,
Mr. Gaunson,	Mr. Tucker,
Mr. Grant,	Mr. Wright.
Mr. Johnstone,	
Mr. Kernot,	
Mr. King,	
Mr. Lalor,	
Mr. Langridge,	

*Tellers.*Mr. Woods.  
Mr. Fincham,

Noes, 14.

Mr. Bosisto,	Mr. Munro,
Mr. Carter,	Mr. G. P. Smith,
Mr. Cope,	Mr. Tytherleigh,
Mr. Fraser,	Mr. Zox.
Mr. Gillies,	
Mr. Graves,	
Mr. Mackay,	
Mr. McIntyre,	

*Tellers.*Mr. Levien,  
Mr. Hunt.

Motion made and question put—That the following duties shall be charged upon the undermentioned, on exportation from Victoria by land or sea, viz.:—Timber known as Redgum, 10s. per 100 sup. feet. (*Mr. Lalor.*)

Committee divided.

Ayes, 36.

Mr. Andrew,	Mr. Laurens,
Mr. Bell,	Mr. Longmore,
Mr. Berry,	Mr. Macgregor,
Mr. Billson,	Mr. Mirams,
Mr. Bird,	Mr. Munro,
Mr. Bowman,	Mr. Patterson,
Mr. R. Clark (Sandhurst)	Mr. Richardson,
Mr. Cope,	Mr. Rees,
Mr. Dixon,	Mr. Sainsbury,
Mr. Farrell,	Major W. C. Smith,
Mr. Gaunson,	Mr. F. L. Smyth,
Mr. Grant,	Mr. Story,
Mr. Graves,	Mr. Tytherleigh,
Mr. Hunt,	Mr. Woods,
Mr. Johnstone,	Mr. Wright.
Mr. Kernot,	
Mr. King,	<i>Tellers.</i>
Mr. Lalor,	Mr. D. M. Davies,
Mr. Langridge,	Mr. Fincham.

Noes, 6.

Mr. Gillies,  
Mr. Levien,  
Mr. Mackay,  
Mr. Zox.

*Tellers.*

Mr. McIntyre,  
Mr. Carter.

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 8.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1877.

TUESDAY, 27<sup>TH</sup> NOVEMBER 1877.

No. 1.—*Supply—Second Further Estimates for 1877-8.*

Motion made and question put—That a sum not exceeding £18,025 be granted to Her Majesty to defray the charges for the year 1877-8, for the service undermentioned, viz. :—

### EXPENSES OF MEMBERS OF PARLIAMENT.

For reimbursing Members of the Legislative Council and of the Legislative Assembly their expenses in relation to their attendance in Parliament, at the rate of £300 per annum each, from and after the expiration of the present Session of Parliament. Provided that no Member whilst in the receipt out of the Consolidated Revenue of an official salary or any annual payment shall (to the extent of such salary or payment) be entitled to receive such reimbursement.—(*Mr. Berry.*)

Committee divided.

Ayes, 43.

Mr. Andrew,	Mr. Laurens,
Mr. Barr,	Mr. Longmore,
Mr. Bell,	Mr. Macgregor,
Mr. Berry,	Mr. Mirams,
Mr. Bird,	Mr. Munro,
Mr. Bowman,	Mr. O'Hea,
Mr. Brophy,	Mr. Patterson,
Mr. D. Cameron,	Mr. Richardson,
Mr. R. Clark (Sandhurst)	Mr. Rees,
Mr. Cook,	Mr. Sainsbury,
Mr. Cooper,	Mr. L. L. Smith,
Mr. Cope,	Major W. C. Smith,
Mr. B. G. Davies,	Mr. Story,
Mr. D. M. Davies,	Mr. Tucker,
Mr. Dow,	Mr. Tytherleigh,
Mr. Farrell,	Mr. Williams,
Mr. Fincham,	Mr. Woods,
Mr. Gaunson,	Mr. Wright.
Mr. Grant,	
Mr. Johnstone,	
Mr. King,	<i>Tellers.</i>
Mr. Lalor,	Mr. A. T. Clark,
Mr. Langridge,	Mr. Dixon.

Noes, 26.

Mr. Bayles,	Sir C. MacMahon,
Mr. Bent,	Mr. MacPherson,
Mr. Billson,	Dr. Madden,
Mr. E. H. Cameron,	Sir J. McCulloch,
Mr. Carter,	Mr. McIntyre,
Mr. Fergusson,	Mr. Moore,
Mr. Fraser,	Mr. Nimmo,
Mr. Gillies,	Mr. Ramsay,
Mr. Hunt,	Mr. A. K. Smith,
Mr. Kerferd,	Mr. Zox.
Mr. Kernot,	
Mr. Lyell,	<i>Tellers.</i>
Mr. MacBain,	Mr. Purves,
Mr. Mackay,	Mr. Young.



## WEDNESDAY (MORNING) 28TH NOVEMBER.

No. 2.—Motion made and question put—That a sum not exceeding £2,000 be granted to Her Majesty to defray the charge for the year 1877–8, for compensation to men who have lost their employment by reason of transfer to the Harbor Trust.—(*Mr. Berry.*)

Committee divided.

Ayes, 42.		Noes, 6.	
Mr. Andrew,	Mr. MacBain,	Mr. Kerferd,	<i>Tellers.</i>
Mr. Bell,	Mr. Macgregor,	Mr. MacPherson,	Mr. Young,
Mr. Bent,	Sir C. MacMahon	Mr. Purves,	Mr. Bayles.
Mr. Berry,	Mr. Munro,	Mr. Ramsay.	
Mr. Billson,	Mr. O'Hea,		
Mr. Bird,	Mr. Patterson,		
Mr. Brophy,	Mr. Richardson,		
Mr. D. Cameron,	Mr. Rees,		
Mr. Cook,	Mr. Sainsbury,		
Mr. D. M. Davies,	Mr. A. K. Smith,		
Mr. Dixon,	Mr. L. L. Smith,		
Mr. Farrell,	Major W. C. Smith,		
Mr. Fergusson,	Mr. Story,		
Mr. Fincham,	Mr. Tucker,		
Mr. Grant,	Mr. Tytherleigh,		
Mr. Hunt,	Mr. Williams,		
Mr. Johnstone,	Mr. Woods,		
Mr. King,	Mr. Zox.		
Mr. Lalor,	<i>Tellers.</i>		
Mr. Langridge,	Mr. Mirams,		
Mr. Laurens,	Mr. R. Clark (Sandhurst)		
Mr. Longmore,			

No. 3.—Motion made and question put—That a sum not exceeding £1,000 be granted to Her Majesty to defray the charge for the year 1877–8, for a gratuity to the Widow of the late John Richardson, Esquire, Member of the Legislative Assembly.—(*Mr. Berry.*)

Committee divided.

Ayes, 29.		Noes, 14.	
Mr. Bell,	Mr. O'Hea,	Mr. Andrew,	Mr. Ramsay,
Mr. Berry,	Mr. Patterson,	Mr. Billson,	Mr. A. K. Smith,
Mr. Brophy,	Mr. Richardson,	Mr. Bird,	Mr. Tucker,
Mr. Cook,	Mr. Rees,	Mr. E. H. Cameron,	Mr. Zox.
Mr. Dixon,	Mr. Sainsbury,	Mr. Carter,	<i>Tellers.</i>
Mr. Farrell,	Mr. L. L. Smith.	Mr. R. Clark (Sandhurst)	Mr. Purves,
Mr. Fincham,	Major W. C. Smith,	Mr. Macgregor,	Mr. Young.
Mr. Gillies,	Mr. Story,	Mr. McIntyre,	
Mr. Grant,	Mr. Tytherleigh,		
Mr. Hunt,	Mr. Williams,		
Mr. King,	Mr. Woods.		
Mr. Lalor,	<i>Tellers.</i>		
Mr. Langridge,	Mr. Mirams,		
Mr. Laurens,	Mr. Bent.		
Mr. Longmore,			
Sir C. MacMahon,			

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 9.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1877.

TUESDAY, 4TH DECEMBER 1877.

No. 1.—*Payment of Members.*

Motion made and question put—That in the opinion of this Committee it is expedient to reimburse Members of the Legislative Council and of the Legislative Assembly their expenses in relation to their attendance in Parliament.

2. That such reimbursement be at the rate of £300 per annum.

3. That a Bill be brought in to carry out the above resolutions.—(*Mr. Berry.*)

Committee divided.

Ayes, 47.

Mr. Andrew,	Mr. King,
Mr. Barr,	Mr. Lalor,
Mr. Bell,	Mr. Langridge,
Mr. Berry,	Mr. Laurens,
Mr. Bird,	Mr. Longmore,
Mr. Brophy,	Mr. Macgregor,
Mr. D. Cameron,	Mr. Mackay,
Mr. A. T. Clark,	Mr. Mirams,
Mr. R. Clark (Sandhurst)	Mr. Munro,
Mr. R. Clark (Wimmera)	Mr. O'Hea,
Mr. Cook,	Mr. Patterson,
Mr. Cooper,	Mr. Richardson,
Mr. Cope,	Mr. Rees,
Mr. B. G. Davies,	Mr. Sainsbury,
Mr. D. M. Davies,	Mr. L. L. Smith,
Mr. Dixon,	Major W. C. Smith,
Mr. Dow,	Mr. Story,
Mr. Gavan Duffy,	Mr. Tucker,
Mr. Dwyer,	Mr. Tytherleigh,
Mr. Farrell,	Mr. Williams.
Mr. Fincham,	
Mr. Gillies,	
Mr. Grant,	<i>Tellers.</i>
Mr. Graves,	Mr. Woods,
Mr. Johnstone,	Mr. Gaunson.

Noes, 21.

Mr. Bent,	Mr. Purves,
Mr. Billson,	Mr. Ramsay,
Mr. E. H. Cameron,	Mr. Service,
Mr. Carter,	Mr. Sharpe,
Mr. Fergusson,	Mr. A. K. Smith,
Mr. Fraser,	Mr. Young,
Mr. Hunt,	Mr. Zox.
Mr. Kerferd,	
Mr. Kernot,	
Mr. Lyell,	<i>Tellers.</i>
Mr. MacBain,	Dr. Madden,
Mr. McIntyre,	Mr. Bayles.

## WEDNESDAY 5TH DECEMBER.

No. 2.—*Payment of Members Bill—Clause 1.*

The Act No. CCCLXXXIII. shall be and the same is hereby continued in full force and effect until the end of the present Parliament.—(*Mr. Berry.*)

Amendment proposed—That the words “Provided always that this Act shall not apply to any Member of the Legislative Council” be added to the above clause—(*Mr. Purves.*)

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

Committee divided.

Ayes, 17.

Mr. Bayles,	Sir J. McCulloch,
Mr. Bent,	Mr. McIntyre,
Mr. Billson,	Mr. Ramsay,
Mr. Bird,	Mr. Sharpe,
Mr. Bowman,	Mr. Young.
Mr. R. Clark (Sandhurst)	
Mr. Fergusson,	
Mr. Hunt,	
Mr. Kerferd,	
Dr. Madden,	

*Tellers.*

Mr. Purves,  
Mr. Fraser.

Noes, 49.

Mr. Andrew,	Mr. Lyell,
Mr. Barr,	Mr. MacBain,
Mr. Bell,	Mr. Macgregor,
Mr. Berry,	Mr. Mirams,
Mr. Bosisto,	Mr. Munro,
Mr. Brophy,	Mr. Patterson,
Mr. D. Cameron,	Mr. Richardson,
Mr. Cooper,	Mr. Rees,
Mr. Cope,	Mr. Sainsbury,
Mr. B. G. Davies,	Mr. Service,
Mr. D. M. Davies,	Mr. A. K. Smith,
Mr. Dow,	Mr. J. T. Smith,
Mr. Gavan Duffy,	Mr. L. L. Smith,
Mr. Dwyer,	Major W. C. Smith,
Mr. Farrell,	Mr. F. L. Smyth,
Mr. Fincham,	Mr. Story,
Mr. Gaunson,	Mr. Tucker,
Mr. Gillies,	Mr. Tytherleigh,
Mr. Grant,	Mr. Williams,
Mr. Graves,	Mr. Woods.
Mr. Johnstone,	Mr. Zox.
Mr. King,	
Mr. Lalor,	
Mr. Langridge,	
Mr. Laurens,	
Mr. Longmore,	

*Tellers.*

Mr. A. T. Clark,  
Mr. Orr.

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 10.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1877.

TUESDAY, 11<sup>TH</sup> DECEMBER 1877.

No. 1.—*Tolls Bill—Schedule.*

Municipal District.	Situation of Toll.	Name of Toll-gate, Toll-bar, or Toll-house.
(1.) Melbourne	Sydney road and Lygon street	Brunswick and Lygon street, and check-gates
(3.) Footscray	Swamp road	Swamp road
(4.)	Racecourse road	Lynch's bridge
(5.) Braybrook	Ballarat road	Ballarat road or Maribyrnong
(6.) Richmond	Hawthorn road	Richmond, Hawthorn bridge
(7.) Jika	Upper plenty road	Northcote
(8.) Kew	Johnston street bridge road	Johnston street bridge
(9.) Heidelberg	Heidelberg road	Heidelberg
(10.) Oakleigh	Dandenong road	Oakleigh and check-gate
(11.) Eltham	Eltham	Lower Plenty
(12.) Creswick, Shire	Spring gully	Spring gully and Sawmills road
(15.) Whittlesea	Whittlesea road	Janefield
(16.) Ballarat East	Daylesford road	Humffray street
(17.)	Geelong road	Mount Clear
(18.)	Melbourne road north	Victoria street and check-gate

—(Mr. Patterson.)

Amendment proposed and question put—That the following words "Sydney Toll Road" be added to the above Schedule.—(Mr. Story.)



## THURSDAY 13TH DECEMBER.

No. 3.—*Tolls Bill—Schedule.*

Municipal District.	Situation of Toll.	Name of Toll-gate, Toll-bar, or Toll-house.
(1.) Melbourne	Sydney road and Lygon street	Brunswick and Lygon street, and check-gates
(3.) Footscray	Swamp road	Swamp road
(4.)	Racecourse road	Lynch's bridge
(5.) Braybrook	Ballarat road	Ballarat road or Maribyrnong
(6.) Richmond	Hawthorn road	Richmond, Hawthorn bridge
(7.) Jika	Upper Plenty road	Northcote
(8.) Kew	Johnston street bridge road	Johnston street bridge
(9.) Heidelberg	Heidelberg road	Heidelberg
(10.) Oakleigh	Dandenong road	Oakleigh and check-gate
(11.) Eltham	Eltham	Lower Plenty
(12.) Creswick, Shire	Spring Gully	Spring Gully and Sawmill's road
(15.) Whittlesea	Whittlesea road	Janefield
(16.) Ballarat East	Daylesford road	Humfray street
(17.)	Geelong road	Mount Clear
(18.)	Melbourne road north	Victoria street and check-gate

—(*Mr. Patterson.*)

Amendment proposed and question put—That the following words be added to the above Schedule, viz.,  
 “Kyneton, Shire | Blue Mountain road | Blue Mountain road and check-gate”

—(*Mr. Gavan Duffy.*)

Committee divided.

Ayes, 18.

Mr. Bird,	Mr. Nimmo,
Mr. Brophy,	Sir J. O'Shanassy,
Mr. D. Cameron,	Mr. A. K. Smith,
Mr. E. H. Cameron,	Mr. Story,
Mr. Gavan Duffy,	Mr. Young,
Mr. Gillies,	Mr. Zox.
Mr. Kerferd,	
Mr. King,	<i>Tellers.</i>
Mr. Laurens,	Dr. Madden,
Mr. Lyell,	Mr. Bayles.

Noes, 39.

Mr. Andrew,	Mr. Kernot,
Mr. Barr,	Mr. Mirams,
Mr. Bent,	Mr. Munro,
Mr. Berry,	Mr. O'Hea,
Mr. Billson,	Mr. Orr,
Mr. Bosisto,	Mr. Patterson,
Mr. R. Clark (Sandhurst)	Mr. Rees,
Mr. R. Clark (Wimmera)	Mr. Sainsbury,
Mr. Cook,	Mr. J. T. Smith,
Mr. Cope,	Mr. L. L. Smith,
Mr. D. M. Davies,	Major W. C. Smith,
Mr. Dixon,	Mr. F. L. Smyth,
Mr. Dow,	Mr. Tucker,
Mr. Dwyer,	Mr. Tytherleigh,
Mr. Farrell,	Mr. Woods,
Mr. Fergusson,	Mr. Wright.
Mr. Fincham,	
Mr. Gaunson,	<i>Tellers.</i>
Mr. Grant,	
Mr. Ince,	Mr. Macgregor,
Mr. Johnstone,	Mr. McIntyre.

No. 4.—*Further amendment proposed and question put.*

That the following words, viz.,

“Emerald Hill | Sandridge road” be added to the above Schedule.—(*Mr. Nimmo.*)

Committee divided.

Ayes, 21.

Mr. Andrew,	Mr. Nimmo,
Mr. Bayles,	Sir J. O'Shanassy,
Mr. Bird,	Mr. Ramsay,
Mr. Brophy,	Mr. A. K. Smith,
Mr. D. Cameron,	Mr. J. T. Smith,
Mr. E. H. Cameron,	Mr. Story,
Mr. Gavan Duffy,	Mr. Young.
Mr. Fraser,	
Mr. Gillies,	<i>Tellers.</i>
Mr. King,	
Mr. Laurens,	Dr. Madden,
Mr. Lyell,	Mr. Zox.

Noes, 38.

Mr. Barr,	Mr. Kernot,
Mr. Bent,	Mr. Macgregor,
Mr. Berry,	Mr. Mirams,
Mr. Billson,	Mr. Munro,
Mr. Bosisto,	Mr. O'Hea,
Mr. Carter,	Mr. Orr,
Mr. R. Clark (Sandhurst)	Mr. Patterson,
Mr. Cook,	Mr. Richardson,
Mr. Cooper,	Mr. Rees,
Mr. Cope,	Mr. Sainsbury,
Mr. D. M. Davies,	Major W. C. Smith,
Mr. Dixon,	Mr. F. L. Smyth,
Mr. Dwyer,	Mr. Tucker,
Mr. Farrell,	Mr. Tytherleigh,
Mr. Fergusson,	Mr. Williams,
Mr. Fincham,	Mr. Woods.
Mr. Gaunson,	<i>Tellers.</i>
Mr. Grant,	
Mr. Ince,	Mr. L. L. Smith,
Mr. Johnstone,	Mr. McIntyre.

No. 5.—*Further amendment proposed and question put.*

That the words "Romsey Shire Toll" be added to the above Schedule.—(Mr. D. Cameron.)  
Committee divided.

## Ayes, 16.

Mr. Bayles.	Mr. A. K. Smith,
Mr. Bird,	Mr. J. T. Smith,
Mr. D. Cameron,	Mr. Story,
Mr. E. H. Cameron,	Mr. Young,
Mr. Gavan Duffy,	Mr. Zox.
Mr. King,	
Mr. Laurens,	<i>Tellers.</i>
Mr. Nimmo,	Dr. Madden,
Sir J. O'Shanassy,	Mr. Ramsay.

## Noes, 33.

Mr. Andrew,	Mr. Mirams,
Mr. Bent,	Mr. Munro,
Mr. Berry,	Mr. O'Hea,
Mr. Billson,	Mr. Orr,
Mr. Cope,	Mr. Patterson,
Mr. D. M. Davies,	Mr. Richardson,
Mr. Dixon,	Mr. Rees,
Mr. Dwyer,	Mr. Sainsbury,
Mr. Farrell,	Major W. C. Smith,
Mr. Fergusson,	Mr. F. L. Smyth,
Mr. Gillies,	Mr. Tucker,
Mr. Grant,	Mr. Tytherleigh,
Mr. Ince,	Mr. Williams.
Mr. Johnstone,	
Mr. Kernot,	<i>Tellers</i>
Mr. Lyell,	Mr. Fincham,
Mr. Macgregor,	Mr. Gaunson.
Mr. McIntyre,	

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 11.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1877.

TUESDAY, 18<sup>TH</sup> DECEMBER 1877.

No. 1.—*Diseases in Vines Eradication Bill.*—Clause 3.

Every such inspector and his assistants may “without” notice enter at all reasonable hours in the day time into and upon any lands and tenements on or in which any grape vines may be planted or growing (in this Act called vineyards) whether enclosed or not for the purpose of ascertaining if the disease caused by the insect called phylloxera vastatrix or any other disease to which the Governor in Council may by order at any time hereafter extend the provisions of this Act exists in such vineyard, and no inspector or his assistants shall be deemed to be trespassers by reason of any such entry or be liable for any damage occasioned in the carrying out of this Act unless the same was occasioned wilfully and without necessity.—(*Mr. Berry.*)

Amendment proposed—That the word “without,” in line 1 of the above clause, be omitted, with a view to insert instead thereof the words “after proper.”—(*Mr. Orr.*)

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

Committee divided.

Ayes, 38.

Mr. Barr,	Mr. MacPherson,
Mr. Berry,	Dr. Madden,
Mr. Bowman,	Mr. Nimmo,
Mr. Brophy,	Mr. O’Hea,
Mr. Cook,	Mr. Patterson,
Mr. Cooper,	Mr. Purves,
Mr. Cope,	Mr. Richardson,
Mr. D. M. Davies,	Mr. Rees,
Mr. Dow,	Mr. Sainsbury,
Mr. Farrell,	Mr. F. L. Smyth,
Mr. Fergusson,	Mr. Story,
Mr. Fincham,	Mr. Tucker,
Mr. Gillies,	Mr. Tytherleigh,
Mr. Grant,	Mr. Williams,
Mr. Graves,	Mr. Woods,
Mr. Ince,	Mr. Wright.
Mr. Johnstone,	
Mr. King,	<i>Tellers</i>
Mr. Lalor,	Mr. Mirams,
Mr. Laurens,	Mr. Macgregor.

Noes, 17.

Mr. Billson,	Sir J. O’Shanassy,
Mr. Bird,	Mr. Ramsay,
Mr. E. H. Cameron,	Mr. Sharpe,
Mr. Carter,	Mr. A. K. Smith,
Mr. Gavan Duffy,	Mr. Zox.
Mr. Gaunson,	
Mr. Kerferd,	<i>Tellers.</i>
Mr. MacBain,	Mr. R. Clark (Sandhurst),
Mr. Mackay,	Mr. McIntyre.
Mr. Orr,	



## No. 2.—Clause 5.

No person shall be entitled to receive any compensation whatsoever in consequence of any measures that may be so taken for the eradication of such disease or in respect of any loss or injury that may result to him therefrom either directly or indirectly.  
 Motion made and question put—That this clause stand part of the Bill.—(*Mr. Berry*)  
 Committee divided.

Ayes, 38.	
Mr. Berry,	Mr. O'Hea,
Mr. Billson,	Mr. Orr,
Mr. Bird,	Mr. Patterson,
Mr. Bowman,	Mr. Ramsay,
Mr. Brophy,	Mr. Richardson,
Mr. Carter,	Mr. Rees,
Mr. Cope,	Mr. Sainsbury,
Mr. D. M. Davies,	Mr. Sharpe,
Mr. Gavan Duffy,	Major W. C. Smith,
Mr. Dwyer,	Mr. F. L. Smyth,
Mr. Fergusson,	Mr. Story,
Mr. Fincham,	Mr. Tucker,
Mr. Grant,	Mr. Tytherleigh,
Mr. Johnstone,	Mr. Williams,
Mr. King,	Mr. Woods,
Mr. Laurens,	Mr. Wright.
Mr. MacBain,	
Mr. Macgregor,	<i>Tellers.</i>
Mr. Munro,	Mr. Mirams,
Mr. Nimmo,	Mr. Farrell.

Noes, 13.	
Mr. Bosisto,	Sir J. O'Shanassy,
Mr. E. H. Cameron,	Mr. A. K. Smith,
Mr. R. Clark(Sandhurst),	Mr. Zox.
Mr. Cooper,	
Mr. Graves,	<i>Tellers.</i>
Mr. Mackay,	Mr. Gaunson,
Mr. McIntyre,	Mr. L. L. Smith.
Mr. Moore,	

## THURSDAY, 20TH DECEMBER.

No. 3.—*Customs Duties Bill*.—First Schedule.

Motion made—That in lieu of the Duties of Customs chargeable on the undermentioned articles on their importation into Victoria by land or sea the following duties shall be charged on and after the 17th day of August 1877, viz. :—

Grain and Pulse of every kind, not otherwise enumerated, 1s. per 100 lbs.

Amendment proposed and question put—That the words "except maize" be inserted after the word "enumerated" in the above item.—(*Mr. Tucker*.)

Committee divided.

Ayes, 20.	
Mr. Bent,	Mr. Macgregor,
Mr. Bird,	Mr. MacMahon,
Mr. Carter,	Mr. McIntyre,
Mr. Cook,	Sir J. O'Shanassy,
Mr. Dixon,	Mr. A. K. Smith,
Mr. Fergusson,	Mr. Story,
Mr. Gillies,	Mr. Tucker.
Mr. Graves,	
Mr. Kernot,	<i>Tellers.</i>
Mr. Laurens,	Mr. R. Clark (Sandhurst)
Mr. Lyell,	Mr. Mirams.

Noes, 23.	
Mr. Andrew,	Mr. O'Hea,
Mr. Berry,	Mr. Richardson,
Mr. Billson,	Mr. Rees,
Mr. Brophy,	Mr. Sainsbury,
Mr. D. Cameron,	Mr. Sharpe,
Mr. A. T. Clark,	Major W. C. Smith,
Mr. Cooper,	Mr. Tytherleigh,
Mr. Cope,	Mr. Woods.
Mr. Dow,	
Mr. Grant,	<i>Tellers.</i>
Mr. Ince,	Mr. Farrell,
Mr. King,	Mr. Orr.
Mr. Lalor,	

No. 4.—Further amendment proposed and question put—That the words "maize 6d. per 100 lbs." be inserted before the item "malt."—(*Mr. Bent*.)  
 Committee divided.

Ayes, 23.	
Mr. Barr,	Mr. McIntyre,
Mr. Bent,	Mr. Mirams,
Mr. Bird,	Mr. Munro,
Mr. Carter,	Mr. Nimmo,
Mr. R. Clark (Sandhurst)	Sir J. O'Shanassy,
Mr. Cook,	Mr. A. K. Smith,
Mr. Fergusson,	Mr. Story,
Mr. Gillies,	Mr. Tucker.
Mr. Johnstone,	
Mr. Kernot,	<i>Tellers.</i>
Mr. Lalor,	Mr. Lyell,
Mr. Laurens,	Mr. Dixon.
Mr. Macgregor,	

Noes, 23.	
Mr. Andrew,	Mr. Richardson,
Mr. Berry,	Mr. Rees,
Mr. Billson,	Mr. Sainsbury,
Mr. Brophy,	Mr. Sharpe,
Mr. D. Cameron,	Major W. C. Smith,
Mr. A. T. Clark,	Mr. Tytherleigh,
Mr. Cooper,	Mr. Williams,
Mr. Cope,	Mr. Woods.
Mr. Dow,	
Mr. Grant,	<i>Tellers.</i>
Mr. Ince,	Mr. Farrell,
Mr. King,	Mr. Orr.
Mr. O'Hea,	

The Tellers having declared the numbers for the Ayes and the Noes to be respectively 23, or equal, the Chairman gave his vote with the Ayes, in order to allow of further consideration of the matter, and declared the question to have been resolved in the affirmative.

